



Sponsor: Administration

## TOWN OF FRANKLIN

### RESOLUTION 19-19

#### ORDER OF ACCEPTANCE OF PADULA DRIVE AS A PUBLIC WAY

**WHEREAS**, The General Court enacted Chapter 163 of the Legislative Acts of 2011 "An Act Providing a Simplified Procedure for Municipal Acceptance of Subdivision Roads in the City Known as the Town of Franklin", (hereinafter: Chapter 163), and

**WHEREAS**, Padula Drive is a laid-out and partially-constructed road in a residential subdivision shown on a definitive subdivision plan approved by the Town of Franklin Planning Board and recorded at Norfolk County Registry of Deeds in Plan Book 455 as Plan No. 274 of 1998,

**WHEREAS**, Town has fully complied with the requirements of Chapter 163 for the municipal acceptance of said roads as public ways; said compliance includes submittal of written certification and plans by the Town of Franklin Planning Board to the Franklin Town Council and the Franklin Town Council's holding of a public hearing this date, after having given prior written notice thereof to the owner of record of each property abutting the road, as evidenced by the abutters list a true copy of which is attached hereto as "Exhibit A", and notice by newspaper publication,

#### **NOW THEREFORE, BE IT ORDERED THAT:**

1. The Town Council of the Town of Franklin determines that it is in the public interest to accept Padula Drive shown on the above-referenced definitive subdivision plan and also shown on the street acceptance plan entitled "Street Acceptance Plan for Land Located in the Town of Franklin, Massachusetts" (sheet 2 of 3) dated: January 10, 2017 and prepared by Dunn-McKenzie, Inc. Land Surveying and Civil Engineering, 206 Dedham Street Rt. 1A at Rt. 115, Norfolk, Massachusetts 02056, recorded at Norfolk County Registry of Deeds in Plan Book 672, Page 80, as a public way.
2. In accordance with said determination, the Franklin Town Council hereby accepts the following road shown on said street acceptance plan as a public way with the fee ownership thereof to vest in Town:

Padula Drive, as shown on above-referenced acceptance plan, for its entire length, subject to the continuing right and obligation of the owner of Lot #11 shown on both the subdivision and

acceptance plans to maintain the existing paved area to provide vehicular access, as provided in the covenant to be recorded herewith

Together with ownership of as all pipes, structures and other improvements located within the roadway, upon recordation of a true copy of this order at Norfolk County Registry of Deeds, as provided in Chapter 163.

3. The Franklin Town Council directs that a true copy of this Order of Acceptance, be recorded at Norfolk County Registry of Deeds within thirty (30) days, in accordance with the provisions of Chapter 163.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

**DATED:** \_\_\_\_\_, 2019

**VOTED:**

**UNANIMOUS** \_\_\_\_\_

**A True Record Attest:**

**YES** \_\_\_\_\_ **NO** \_\_\_\_\_

**ABSTAIN** \_\_\_\_\_

**Teresa M. Burr**  
**Town Clerk**

**ABSENT** \_\_\_\_\_

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**Glenn Jones, Clerk**  
**Franklin Town Council**

FRANKLIN

Abutters List

ParcelID	Location	Owner	Co-Owner	Mailing Address	City	State	Zip
322-068-000-000	23 SHEILA LN	GIBSON DONALD E JR	GIBSON SANDRA A	23 SHEILA LN	FRANKLIN	MA	02038
322-069-000-000	25 SHEILA LN	BISSANTI PAULA J		25 SHEILA LN	FRANKLIN	MA	02038
322-072-000-000	29 SHEILA LN	WILBER ROBERT J	WILBER TERESA H	29 SHEILA LN	FRANKLIN	MA	02038
322-074-000-000	PADULA LN	PADULA ANGELO		3 LINCOLNWOOD DR	FRANKLIN	MA	02038

End of Report

*Suzanne M. Boyle, 12-28-18*

January 4, 2019

Milford Daily News  
159 S. Main Street  
Milford, MA 01757

Attention: LEGAL NOTICES DEPT.

PLEASE ADVERTISE -- Once in the Legal Ads Section on Tuesday, January 15, 2019.

**NOTICE OF PUBLIC HEARING  
FRANKLIN, MA**

Pursuant to Chapter 163 of the Legislative Acts of 2011, the Franklin Town Council will hold a public hearing on Wednesday evening, January 30, 2019 at 7:10 p.m. in the Council Chambers located on the second floor of the Franklin Municipal Building, 355 East Central Street, Franklin, MA to determine whether it is in the public interest to accept the following named roads as public ways:

Brielle Way  
Michael Road (Extension)  
White Dove Road  
Mockingbird Drive  
Blue Jay Street  
Paddock Lane  
Palomino Drive  
Derby Lane  
Canter Lane  
Padula Drive

Please contact The Town Administrator's Office at 508-520-4949 if you require further information or if you need to make arrangements to provide translation services for the hearing impaired or for person with language barriers.

Submitted by,  
Chrissy Whelton

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Send 1 tear sheet

Chrissy Whelton  
Town Administrator's Office  
355 East Central Street  
Franklin, MA 02038  
(508) 553-4890