

30 Green Street Newburyport, MA 01950 Phone 978.463.7700 Fax 978.463.7747

www.mtclawyers.com

2019 APR | | FH 1:31

In Hand

April 11, 2019

For Planning Soard

Donna Rich, Planning Board Coordinator Topsfield Town Hall 8 West Common Street Topsfield, MA 01983

Re:

Previously submitted <u>ANR Plan</u>, 5 <u>East Common Street (the "Property")</u> with mailing address of 9 <u>East Common Street</u>

Dear Coordinator Rich:

Reference is made to the above captioned matter. As you know, we submitted an ANR Plan on April 8, 2019 on behalf of the Congregational Church of Topsfield (the "Applicant"). A copy of our submission (with only one copy of a reduced version of the plan at 11 x 17) is attached hereto **Exhibit A**. In preparation for the Planning Board meeting to be held on April 18, 2019, we noticed that five setback distances from shed structures on the property are not shown on the previously submitted plan.

We are attaching a revised ANR Plan and a revised notice hereto. Attached also are copies of the title documents demonstrating the Applicant's fee interest in the Property.

Sincerely,

Lisa L. Mead Attachment

cc: Mary Elizabeth Willis, Town Clerk

Client (by email only)

Notice to Town Clerk, Town of Topsfield, Massachusetts

The Congregational Church of Topsfield has submitted an updated plan which shows setback lines from shed structures not previously shown (originally submitted on April 8, 2019) this day, April 11, 2019, pursuant to Massachusetts General laws Chapter 41, Section 81P. Approval of the plan under the subdivision control law is not required. The submitted plan depicts a property located at 5 East Common Street with an address of 9 East Common Street in Topsfield Massachusetts, being 15.85 Acres of land with a 23,477 square-foot improvement thereon; said improvement is being used as an ancillary building by the Congregational Church of Topsfield, and the remaining land is being used as recreational fields, parking lot, and open space. Said property is identified as Map 33 Parcel 36 of the Tax Assessor's Property Records of the Town of Topsfield, State of Massachusetts. Said property is owned in fee by The Congregational Church of Topsfield, an organization with an address of 9 East Common Street, Topsfield, Massachusetts, and is more particularly described by a deed recorded with Essex (South) District Registry of Deeds Book 4608, Page 278 and by Document 90486, Certificate of Title No. 28732 in Book 141 issued from said Registry.

EXHIBIT A

FORM A

2019 APR -8 PH 2: 45

APPLICATION FOR ENDORSEMENT OF PLAN BELIEVED NOT TO REQUIRE APPROVAL

File one completed form together with a reproducible and four contact prints of the plan and a non-refundable fee (Fee Schedule Approval Not Required) \$100.00 per application; \$100.00 per lot, parcel created or change of lot line payable to the Town of Topsfield, with the Planning Board and one copy of the completed for with the Town Clerk in accordance with the requirements of Section 3.1.

			Topsfield, MA	_, 20
То:	The Planning Board Town of Topsfield, M	assachusetts		
not constitute	a subdivision within the	e meaning of the Subdiv	property in the Town of Topsfie vision Control Law, herewith s nder the Subdivision Control La	ubmits said plan for a
1.	Name of Applicant:	The Congre	gational Church.	of Topsfield
	Complete Address:	9 East Con	nman St., Topsfield	MA 01983
	Phone Number: 617	1257 7323	Email: Dave@read F	emily home.com
2.	Name of Engineer:	Christianson +Si	ergi, Adwisian of The	Morin Comeron Gro
	Complete Address:		t. Haverhill MA	
3.			and is recorded	
4.	Location and Descripti	on of Property: See	attached	
Planning Board				
Topsfield, MA		Signature of Owner:	Buido Voss, Chair,	Read of Two steps
		Complete Address:	GEast Common St Tops field MAC	21983
		Date of Submission Town Clerk	(Signature)	

ADDENDUM

FORM A

APPLICATION FOR ENDORSEMENT OF PLAN BELIEVED NOT TO REQUIRE APPROVAL

3. Deed References:

Parcel 1

Deed of property dated August 29, 1959 and recorded with Essex South District Registry of Deeds on September 1, 1959 in Book 4608, Page 278.

Parcel 2

Deed of property dated August 29, 1959 and filed with Essex South Registry District of the Land Court on September 1, 1959 as Document Number 90486, creating Certificate of Title Number 28732.

4. Location and Description of Property:

The land with the buildings thereon located at 5 East Common Street, Topsfield, Essex County, Massachusetts, having a mailing address of 9 East Common Street, in said Topsfield, being shown as Parcel 36 on Topsfield Assessor's Map 33 and believed to contain 15.88 Acres of land, more or less.

Notice to Town Clerk, Town of Topsfield, Massachusetts

The Congregational Church of Topsfield has submitted a plan this day, April 8, 2019, pursuant to Massachusetts General laws Chapter 41, Section 81P. Approval of the plan under the subdivision control law is not required. The submitted plan depicts a property located at 5 East Common Street with an address of 9 East Common Street in Topsfield Massachusetts, being 15.88 Acres of land with a 23,477 square-foot improvement thereon; said improvement is being used as an ancillary building by the Congregational Church of Topsfield, and the remaining land is being used as recreational fields, parking lot, and open space. Said property is identified as Map 33 Parcel 36 of the Tax Assessor's Property Records of the Town of Topsfield, State of Massachusetts. Said property is owned in fee by The Congregational Church of Topsfield, an organization with an address of 9 East Common Street, Topsfield, Massachusetts, and is more particularly described by a deed recorded with Essex (South) District Registry of Deeds Book 4608, Page 278 and by Document 90486, Certificate of Title No. 28732 in Book 141 issued from said Registry.



TOWN OF TOPSFIELD

BOARD OF ASSESSORS

8 West Common Street Topsfield, Massachusetts 01983 Telephone: (978) 887-1514 Fax: (978) 887-1502

This form must be completed for a certified abutters list.

Submission Date Thursday, March 28, 2019 Issue Date Monday, April 1, 2019
Department requiring list: Planning Board
300 Ft. 🛛 100 Ft. 🗌 (Conservation Only) 🗌 Direct Abutters
Person/Party requesting list:Joel Quick, Mead, Talerman & Costa, LLC
Address: 30 Green Street, Newburyport, MA 01950
Phone #: 978-463-7700 Email Address joel@mtclawyers.com
Property Owner: Congregational Church of Topsfield
Assessor's Map(s) 33 Lot(s) 36 Location 5 East Common Street, Topsfield, MA (9 East Common Street discussed but not found)
Assessor's Fee Paid:x_YESNO
The Assessors' Office requires ten (10) working days to certify an Abutters List. This list is valid for sixty days only from date of issue.
Certified By: TOWN OF FORSEFELD LINE TO BE TO B
Topsfield Assessors

Certification of Parties in Interest

The Board of Assessors of the Town of Topsfield do hereby certify, in accordance with the provisions of Section 10 and 11 of Chapter 808 of the Acts of 1975, that the following named persons, firms and corporations are parties in interest, as in said Section 11 defined, with respect to the premises herein above described.



Subject Property:

Parcel Number: CAMA Number:

33-36

Property Address: 5 EAST COMMON ST

Mailing Address: CONGREGATIONAL CHURCH

9 EAST COMMON ST

TOPSFIELD, MA 01983

Abutters:

Parcel Number: CAMA Number:

32-118

Property Address: 93 MAIN ST

32-118

Mailing Address: LOPEZ ORLANDO TR

93 MAIN ST

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

32-119 32-119

Property Address: 80 MAIN ST

Mailing Address: TOWN OF TOPSFIELD

8 WEST COMMON ST TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

32-121

32-121

Property Address: 8 WEST COMMON ST

Mailing Address: TOWN OF TOPSFIELD

8 WEST COMMON ST TOPSFIELD, MA 01983

Parcel Number:

33-1

CAMA Number:

33-1

Property Address: 60 MAIN ST

Mailing Address: TOWN OF TOPSFIELD

60 MAIN ST

TOPSFIELD, MA 01983

Parcel Number: CAMA Number: 33-2 33-2

Property Address: 83 MAIN ST

Mailing Address: TOWN OF TOPSFIELD

8 WEST COMMON ST

TOPSFIELD, MA 01983

Parcel Number:

33-22 CAMA Number: 33-22

Property Address: 55 HOWLETT ST

Mailing Address: LOVE, JAMES M

55 HOWLETT ST TOPSFIELD, MA 01983

Parcel Number:

33-23

33-23

CAMA Number: Property Address: 49 HOWLETT ST

Mailing Address: STONE A HOWARD

49 HOWLETT ST TOPSFIELD, MA 01983

Parcel Number:

Mailing Address: FISH GARY H

CAMA Number:

33-26

31 HOWLETT ST TOPSFIELD, MA 01983

Property Address: 31 HOWLETT ST

Parcel Number: CAMA Number:

33-27

33-27 Property Address: 29 HOWLETT ST Mailing Address: TITEL KENNETH H

29 HOWLETT ST TOPSFIELD, MA 01983

33-28

Mailing Address: DINARDO PETER A

Parcel Number:

33-28

27 HOWLETT ST

CAMA Number:

4/1/2019

Property Address: 27 HOWLETT ST





300 foot Abutters List Report

Topsfield, MA April 01, 2019

Parcel Number: CAMA Number: 33-29

33-29

Property Address: 25 HOWLETT ST

Mailing Address: CULLINAN RICHARD J

25 HOWLETT ST

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-3

Property Address: 4 NORTH COMMON ST

Mailing Address: MARTINO FRANK A

4 NORTH COMMON ST TOPSFIELD, MA 01983

Parcel Number:

33-30

Mailing Address: WALGREEN ERIC

7B HOWLETT ST TOPSFIELD, MA 01983

CAMA Number: Property Address: 7 HOWLETT ST

33-30

Parcel Number: CAMA Number:

33-31

33-31

Property Address: 7 HOWLETT ST

Mailing Address: GOTTS BRETT A

7A HOWLETT ST

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-34

33-34

Mailing Address: DELMONTI PHILLIP A

5 HOWLETT ST

TOPSFIELD, MA 01983

Parcel Number:

33-35

CAMA Number:

Property Address: 5 HOWLETT ST

33-35

Property Address: 1 HOWLETT ST

Mailing Address: TOPSFIELD HISTORICAL SOCIETY

P O BOX 323

TOPSFIELD, MA 01983

Parcel Number:

33-37

CAMA Number: 33-37

Property Address: 65 MAIN ST

Mailing Address: TOWN OF TOPSFIELD

8 WEST COMMON ST TOPSFIELD, MA 01983

Parcel Number:

33-38

CAMA Number:

33-38

Property Address: 1 SOUTH COMMON ST

Mailing Address: TOWN OF TOPSFIELD 1 SOUTH COMMON ST

TOPSFIELD, MA 01983

Parcel Number:

33-39

CAMA Number:

33-39

Property Address: 14 HIGH ST

Mailing Address: LATIMER JODY G

14 HIGH ST

TOPSFIELD, MA 01983

33-4

Mailing Address: BOLLINGER BENJAMIN R

Parcel Number: CAMA Number:

33-4

2 HOWLETT ST

Property Address: 2 HOWLETT ST

TOPSFIELD, MA 01983

TOPSFIELD, MA 01983

Parcel Number:

33-40

Mailing Address: MSCISZ STEVEN 22 HIGH ST

CAMA Number:

33-40

Property Address: 22 HIGH ST

Parcel Number:

4/1/2019

33-43

Mailing Address: YOUNG LISA

CAMA Number: Property Address: 6 DEER RUN

33-43

6 DEER RUN





300 foot Abutters List Report

Topsfield, MA April 01, 2019

Parcel	Number:
CAMA	Number:

33-44 33-44

Property Address: 8 DEER RUN

Mailing Address: SAPIENZA ROBERT P

8 DEER RUN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-45

33-45

Property Address: 10 DEER RUN

Mailing Address: ROBERTO JOHN

10 DEER RUN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-46

33-46

Property Address: 12 DEER RUN

Mailing Address: THOMPSON RICHARD E TR

PO BOX 291

TOPSFIELD, MA 01983

Parcel Number: 33-47 CAMA Number:

33-47 Property Address: 11 DEER RUN

Mailing Address: THOMPSON RICHARD E TR

PO BOX 291

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-48

33-48

Property Address: 9 DEER RUN

Mailing Address: DOOLEY JOSEPH J III

9 DEER RUN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-49 33-49

Property Address: 7 DEER RUN

Mailing Address: WALLACE JOYCE J TR

7 DEER RUN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-50 33-50

Property Address: 5 DEER RUN

Mailing Address: MOORE RUSSELL F

5 DEER RUN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-53

Property Address: 20 TOWNE LN

Mailing Address: HINCKLEY PETER R

20 TOWNE LN TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-54

33-54

Property Address: 22 TOWNE LN

Mailing Address: ROBBLEE STEPHEN

22 TOWNE LN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number: 33-55

33-55 Property Address: 24 TOWNE LN

Mailing Address: REGAN GEOFFREY M

24 TOWNE LN

TOPSFIELD, MA 01983

Parcel Number:

33-56

Mailing Address: HOLT SCOTT W 26 TOWNE LN

CAMA Number: 33-56 Property Address: 26 TOWNE LN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

4/1/2019

33-57 33-57

Mailing Address: TOWNES KATHLEEN

28 TOWNE LN

Property Address: 28 TOWNE LN



300 foot Abutters List Report

Topsfield, MA April 01, 2019

Parcel Number: CAMA Number: 33-58 33-58

Property Address: 30 TOWNE LN

Mailing Address: BANUSIEWICZ BRIAN

30 TOWNE LN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-59

33-59

Property Address: 32 TOWNE LN

Mailing Address: KMETZ JANET

32 TOWNE LN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-60 33-60

Property Address: 34 TOWNE LN

Property Address: 21 TOWNE LN

Mailing Address: HUTT JENNIFER A 34 TOWNE LN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

33-61 33-61

Mailing Address: THOMPSON RICHARD E TR

PO BOX 291

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

41-25 41-25

Property Address: 59 MAIN ST

Mailing Address: EDMOND R LECLAIR BUILDERS INC

16 LAUREL HOLLOW RD BOXFORD, MA 01921

Parcel Number:

41-60 41-60

CAMA Number: Property Address: 27 HIGH ST

Mailing Address: TOWN OF TOPSFIELD

8 WEST COMMON ST TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

41-61 41-61

Property Address: 23 HIGH ST

Mailing Address: CROCKER DEBORAH A

23 HIGH ST

TOPSFIELD, MA 01983

TOPSFIELD, MA 01983

Parcel Number:

41-62

CAMA Number: 41-62 Mailing Address: POWERS SARAH

21 HIGH ST

Property Address: 21 HIGH ST

Property Address: 17 HIGH ST

Property Address: 28 HIGH ST

Parcel Number: 41-63

41-63

Mailing Address: MAHONEY MICHAEL E

17 HIGH ST

TOPSFIELD, MA 01983

Parcel Number:

CAMA Number:

41-64

Mailing Address: MSCISZ CHESTER & CAROL M TRS

26 HIGH ST

CAMA Number:

41-64

Property Address: 26 HIGH ST

TOPSFIELD, MA 01983

Parcel Number:

41-65

Mailing Address: MSCISZ MARK

CAMA Number:

41-65

28 HIGH ST TOPSFIELD, MA 01983

Parcel Number:

41-66

Mailing Address: REECE ROBERT V TR

CAMA Number:

41-66

32 HIGH ST

Property Address: 32 HIGH ST





$300 \ foot \ Abutters \ List \ Report \ Topsfield, MA$

April 01, 2019

Parcel Number: **CAMA Number:** 41-67 41-67

Property Address: 4 TOWNE LN

Mailing Address: EPPS EDWARD A

4 TOWNE LN

TOPSFIELD, MA 01983

Parcel Number: CAMA Number:

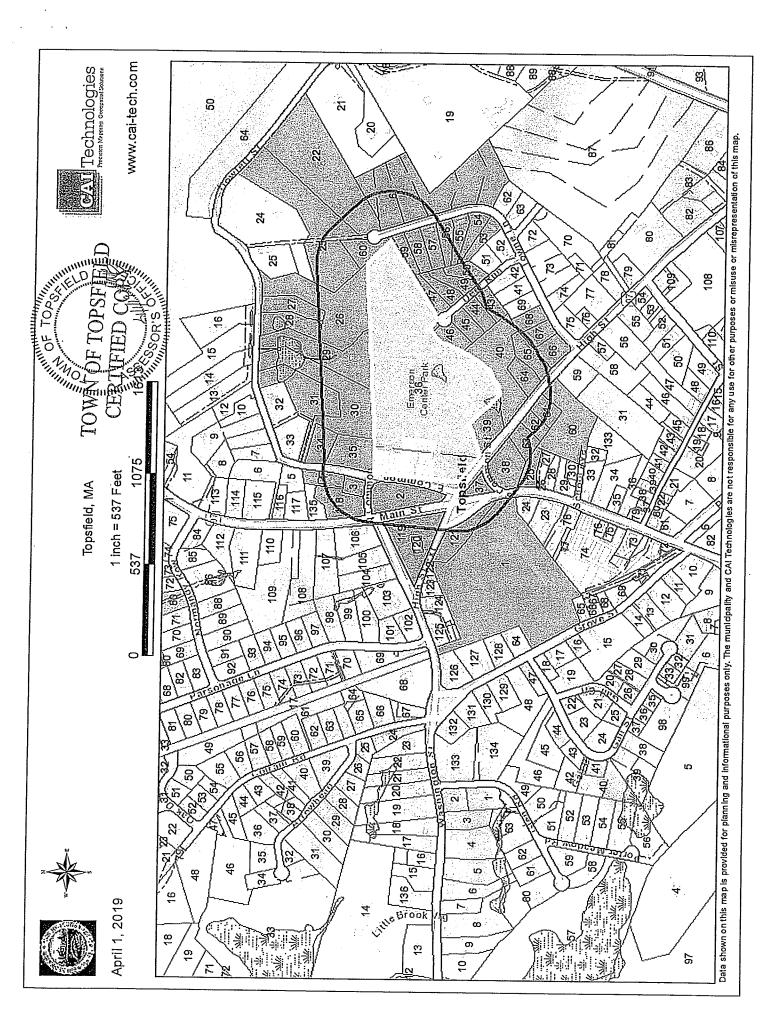
41-68 41-68

Property Address: 6 TOWNE LN

Mailing Address: YOUNG MARK T

6 TOWNE LN

Doc Num 90487	Kind MTG&C	In Favor Of HAVERHILL SAVINGS BANK	Terms \$60,000 WITHIN DESC & OTHER LAND NOT REG SEE DOC USUAL POWER OF SALE	Date Signed Date Registered 09/01/1959 09/01/1959 09:36 AM	Discharge 10/20/1966 121686
283844	ORDER	THE CONGREGATIONAL CHURCH OF TOPSFIELD	ORDER OF COURT FOR NEW OWNERS DUPLICATE CERT SEE DOCUMENT	04/06/1993 04/09/1993 03:35 PM	
283845	VOTE	THE CONGREGATIONAL CHURCH OF TOPSFIELD	SEE DOCUMENT	04/04/1993 04/09/1993 03:35 P M	
283846	MTG&C	THE BEVERLY NATIONAL BANK	\$650,000 & UNREG LAND USUAL POWER OF SALE	04/09/1993 04/09/1993 03:35 PM	04/23/2003 417526
283847	ASGT	THE BEVERLY NATIONAL BANK	ASGT OF LEASES & RENTS & UNREG LAND SEE DOC 283846	04/09/1993 04/09/1993 03:35 PM	04/23/2003 417526
414780	VOTE	CONGREGATIONAL CHURCH OF TOPSFIELD	SEE DOCUMENT ALSO UNREG LAND	03/03/2003 03/04/2003 08:54 AM	
414781	MTG	DANVERS SAVINGS BANK (DANVERS)	\$165,000 SEE DOCUMENT USUAL POWER OF SALE ALSO UNREG LAND	03/03/2003 03/04/2003 08:54 AM	
414782	ASGT	DANVERS SAVINGS BANK	SEE MTG DOC 414781 ALSO UNREG LAND	03/03/2003 03/04/2003 08:54 AM	
489771	MODFN	DANVERSBANK	MODIFICATION OF MTG DOC 414781 ONLY ALSO UNREG LAND SEE DOCUMENT	05/27/2008 06/02/2008 01:01 PM	



4608 278

We, Raymond S. Wilkins and Katharine S. Wilkins (formerly Katharine S. Choate) his wife, in her right, both of Topsfield, Essex County, Massachusetts,

ofx

Governous Massachusests,

king continued, for consideration paid, grant to Congregational Church of Topsfield, a Massachusetts corporation

ak

with quitclaim covenants

x the drawking

(Description and encumbrances, if any).

A certain parcel of land with the buildings thereon situate in said Topsfield, and bounded Westerly by the Common about thirty rods; Northerly by land formerly of Charles H. Holmes, now in part of said grantor, about ten rods; Easterly by land formerly of said Holmes, now of said grantor, about thirty-five rods, and Southerly by High Street about twelve rods;

or, however, otherwise bounded and described and be all of any of said measurements more or less;

Being the same premises conveyed to the grantor by Annita P. Emery by deed dated October 28, 1927 and recorded with Essex South District Deeds, Book 2744, Page 182. .

The adjoining land of said grantor is being conveyed to said grantee by deed delivered herewith and registered in the South Registry District of Essex County, documentary stamps covering both deeds being hereto affixed.

I, Raymond S. Wilkins,

release to said grantee all rights of tenancy by the curtesy and other interests therein.

Witness...Our....hands and seal s this 29th

Mass. Excise Stamps & 66.45 affixed and cancelled on back of this instrument

The Commonwealth of Massachusetts

Essex

August 29,

Then personally appeared the above named Katharine S. Wilkins

and acknowledged the foregoing instrument to be her

U. S. Docum. Stamps 3 66.00 affixed and cancelled on back of this instrument My commission expires

Essex ss. Recorded Sept. 1, 1959. 36 m. past 9 A.M. #25

(Individual - Joint Tenants - Tenants in Common - Tenants by the Entirety.)

TRANSFER CERTIFICATE OF TITLE

Book MISC / 121 Cert. No. 28732 Docu. No. 90486

From TRANSFER Certificate No. 6930, Originally Registered

APRIL 5, 1905, in Registration Book 1 Page 140

for the Southern Registry District of Essex County

THIS IS TO CERTIFY that

CONGREGATIONAL CHURCH OF TOPSFIELD, A MASSACHUSETTS CORPORATION OF MAIN STREET, TOPSFIELD, MASS

NEW ADDRESS: 9 EAST COMMON STREET, TOPSFIELD, MASS

IS THE OWNER IN FEE SIMPLE

OF THAT CERTAIN PARCEL OF LAND SITUATE IN TOPSFIELD

in the County of Essex and Commonwealth of Massachusetts, bounded and described as follows:

SOUTHWESTERLY by High Street twenty (20) feet;

WESTERLY six hundred and sixteen (616) feet, and

SOUTHERLY seventy one (71) feet by land now or formerly of Annita P. Emery;

NORTHERLY by lot B, as shown on plan hereinafter mentioned, eleven hundred and eighty six

(1186) feet;

NORTHEASTERLY by land now or formerly of Carrie E. Perkins one hundred ninety six and 5/10

(196.5) feet; and

SOUTHEASTERLY five hundred and fifty (550) feet,

SOUTHWESTERLY ninety (90) feet by the middle line of a ditch,

SOUTHEASTERLY five hundred and ninety five (595) feet by a brook,

SOUTHWESTERLY two hundred fifty (250) feet, and

SOUTHEASTERLY two hundred and eighteen (218) feet all by land now or formerly of Maria R.

Hodges.

All of said boundaries are determined by the Court to be located as shown upon plan numbered 972-B, drawn by Edw. S. Foster, Surveyor for Court, dated April 15, 1905, approved by the Court, filed with Certificate of Title 141 in said Registry, and the above described land is shown thereon as lot C.

The above described land is subject to the condition that the wood lot included theron shall not be cut off before the year nineteen hundred and thirty five, and this condition is made for the benefit of the adjoining land of Gilbert B. Balch and his heirs and assigns, and in accordance with a general scheme which the said Gilbert B. Balch herein has made for the benefit of land adjoining the above described premises, excepting and reserving to Gilbert B. Balch, his heirs and assigns the right at any time to construct a drain, where the Brook now runs so as to lower the level of the Brook and to keep and maintain the same for the convenience of the said Gilbert B. Balch's other land and buildings as described in deed from Gilbert B. Balch to Annah B. Jordan, dated April 12, 1905, and filed as Document 236 in said Registry, so far as now

in force and applicable.

And it is further certified that said land is under the operation and provisions of Chapter 185 of the General Laws, and that the title of said

CONGREGATIONAL CHURCH OF TOPSFIELD

to said land is registered under said Chapter, subject, however, to any of the encumbrances mentioned in Section forty-six of said Chapter, which may be subsisting and subject as aforesaid;

WITNESS, JOHN E .FENTON, ESQUIRE, JUDGE, of the Land Court, at Salem, in said County of Essex

the FIRST day of SEPTEMBER in the year NINETEEN hundred and FIFTY NINE , at 9 o'clock and 36 minutes.

Attest, with the Seal of said Court,

JOHN L. O'BRIEN, JR., Assistant Recorder

PETER R.MERRY ATTY TINTI,QUINN & SAVOY 222 ESSEX ST SALEM MA 01970