

COPY

916
Bristol 714
Lot

130/298

2146-86

Permit

Attach to

Original attached
to Sewer permit
22722

Wilfred A. Boucher Jr
Public Works Department
Engineering Division
133 Williams St.
New Bedford Massachusetts

July 20, 1998

Dear Mr Boucher,

On behalf of my client Paul and Blanche Trembley, we request permission and formal approval to install a 6" sanitary gravity sewer from their dwelling at 923 Bristol Street to the existing private 6" sanitary gravity collector sewer located on the south side of Bristol Street. A plan showing this proposed work has been submitted previously for review.

It is the desire of the current joint tenants of the private sewer maintenance agreement that Mr. and Mrs. Trembley be allowed to become joint tenants in a new maintenance agreement. To this end we have executed and recorded a new maintenance agreement, a copy of which is included herewith. It is the belief of the original developers of this private sewer and also other joint tenants that this existing private sewer has attained full development and would not be suitable for use in allowing further sewer connections; Notwithstanding the fact that this private sewer exists in the City of New Bedford Bristol Street Right of Way, and with the City's sanction. It is recommended that new sewer connections be handled on a case by case basis and that any improvements that include a gravity sewer be designed to be installed along the centerline of Bristol St. from the same tie in sewer manhole. In the event that a new gravity sewer becomes a reality it is understood by all parties connected to this private sewer, that connection to a new 8" gravity collector sewer will become necessary and that the private sewer would be abandoned and the maintenance agreement dissolved.

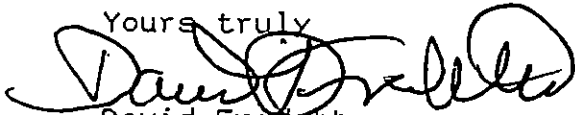
Two attempts have been made by myself to solicit support to petition New Bedford City Council for a Bristol St. sewer extension via the current betterment program. In both of the unsuccessful attempts there was an insufficient number of property owners to provide majority support. This was the case even though clear indication was given of the need for sewer improvements for Bristol St. based on known septic system failures. I reference previous correspondence between myself and the City of New Bedford DPW Commissioners in April and a letter from City of New Bedford Health Dept. to the DPW Commissioners dated May 4, 1998.

In consequence therefore, all parties connected to this private sewer though not opposed to having new gravity sewer improvements on Bristol St. installed at a later date, will in the event of any sewer betterment assessment seek an abatement from the construction costs of any new mainline sewer and any sewer connections because of having shared in the construction

costs of this private sewer. However all parties connected to this private sewer agree that a betterment assessment for storm drain extension would be in order along with the cost for connection to the storm drain.

It is our hope that this letter will resolve any issues regarding the maintenance agreement for this private sewer and will sufficiently explain the reasons for our desire to maintain this private sewer as opposed to making substantial changes to the sewer pipeline in order to render it acceptable for takeover by the City of New Bedford Wastewater Division.

Yours truly

A handwritten signature in black ink, appearing to read 'David Fredette', written over a horizontal line.

David Fredette
912 Bristol St.
New Bedford MA

cc: Paul Trembley
Arthur Fredette
Dennis Langevin

JOINT SEWER MAINTENANCE AGREEMENTCopy
7/9/98

In consideration of the City of New Bedford permitting

1. David and Sheryl Fredette of 912 Bristol St.
2. Arthur and Patricia Fredette of 913 Bristol St.
3. Dennis Langevin of 916 Bristol St.
4. Paul and Blanche Tremblay of 923 Bristol St.

to make connection to a public sewer, the said parties hereto, their heirs and/or assigns, being owners of property located at

1. 912 Bristol St. Plot #130 Lot #300
2. 913 Bristol St. Plot #130A Lot #710
3. 916 Bristol St. Plot #130 Lot #298
4. 923 Bristol St. Plot #130A Lot #700

do hereby agree to bear the cost of maintaining the private sewer serving the above described properties, from the point where the individual house sewers combine into a single pipe to the point where said single pipe enters into the public sewer.

However, in cases in which the location requiring maintenance is found to be behind or above the point of connection of one or more of the above described individual house sewers, the cost shall be borne jointly by those remaining property owners which have joint use of the private sewer at such location.

Witness to all Owners Involved

1. Michelle Carrier-Sual

2. David Fredette Sheryl Fredette

3. Arthur Fredette Patricia Fredette

4. Dennis Langevin Paul Tremblay Blanche Tremblay

COMMONWEALTH OF MASSACHUSETTS

Bristol, SS.

New Bedford

7-9-98
(date)

Then personally appeared the above named, DAVID + Sheryl
Fredette, Arthur + Patricia Fredette, Dennis
Langevin, Paul + Blanche Tremblay.

and made oath that the above is their free act and deed,

before me

Michelle Carrier-Sual
Notary (Public)
My Commission expires 4/21/2000



NOTARY PUBLIC
Commonwealth of MA

Michelle S. Carrier-Trial

My Comm. Expires April 21, 2000

7/9/98

RELEASE OF SEWER MAINTENANCE AGREEMENT

The parties hereto, namely

1. David and Sheryl Fredette of 912 Bristol St.
2. Arthur and Patricia Fredette of 913 Bristol St.
3. Dennis Langevin of 916 Bristol St.

their heirs and/or assigns, being owners of property located at

1. 912 Bristol St. Plot #130 Lot #300
2. 913 Bristol St. Plot #130A Lot #710
3. 916 Bristol St. Plot #130 Lot #298

do hereby dissolve, discharge, and stand released from any and all obligations with respect to a sewer maintenance agreement dated, June 13 1988, and recorded in Bristol County (S.D.) Registry of Deeds in Book 2153, Page 0108.

Witness to All

Owners Involved

Michelle Carrier-Trial
1. David Fredette Sheryl Fredette
2. Arthur Fredette Patricia Fredette
3. Dennis Langevin

COMMONWEALTH OF MASSACHUSETTS

Bristol, SS.

New Bedford

7-9-98

Then personally appeared the above named, DAVID + Sheryl L Fredette Arthur + Patricia Fredette and Dennis Langevin and acknowledged the foregoing to be their free act and deed, before me.

Michelle Carrier-Trial
Notary Public

My Commission expires 4/21/2000



NOTARY PUBLIC
Commonwealth of MA

Michelle S. Carrier-Trial

My Comm. Expires April 21, 2000

