# NOTICE OF PUBLIC HEARING MUNICIPAL OFFICERS OF THE TOWN OF OLD ORCHARD BEACH

The Municipal Officers of the Town of Old Orchard Beach, Maine hereby give Public Notice that there will be a Public Hearing held at the Town Hall, Council Chambers, on November 19<sup>th</sup>, 2024, at 6:30 p.m. to consider the following:

Per Order of the Municipal Officers this 15<sup>th</sup> day of October, 2024.

A True Copy Attest:

s/Kim M. McLaughlin
Kim M. McLaughlin, Town Clerk

After recording return to:
Rebecca D. Shiland, Esq.
Jensen Baird
PO Box 4510
Portland, ME 04112-4510

\_\_\_\_Space Above This Line For Recording Data\_\_\_\_\_

### **QUITCLAIM DEED WITHOUT COVENANT**

HOMEWOOD PARK ROAD ASSOCIATION, a Maine nonprofit corporation with a

mailing address of 22 Juniper Street, Old Orchard Beach, Maine 04064 hereby GRANTS to the TOWN OF OLD ORCHARD BEACH, a municipality organized and existing under the laws of the State of Maine, with a mailing address of \_\_\_\_\_\_\_\_, its successors and assigns, a certain lot or parcel of land together with any improvements thereon located in the Town of Old Orchard Beach, County of York, State of Maine, and described more particularly as follows: SEE EXHIBIT A ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE IN WITNESS WHEREOF, the authorized representative of the Grantor has caused this instrument to be executed and delivered, this \_\_\_\_\_ day of \_\_\_\_\_, 2024. Witness: **HOMEWOOD PARK ROAD ASSOCIATION** Name: \_\_\_\_\_ STATE OF MAINE , 2024 COUNTY OF YORK, ss. Personally appeared before me the above-named \_\_\_\_\_\_, and acknowledged the foregoing instrument to be his free act and deed in said capacity and the free act and deed of Homewood Park Road Association. Notary Public Printed Name: My Commission Expires:\_\_\_\_\_

#### **EXHIBIT A**

Certain strips or parcels of land located in the Town of Old Orchard Beach, County of York and State of Maine, more particularly described as follows:

#### HOMEWOOD BOULEVARD

A certain parcel of land, being a portion of Homewood Boulevard located in the Homewood Park Subdivision, Old Orchard Beach, York County, Maine as shown on a plan entitled, "Homewood Park Subdivision of Land of Resort Development Corp. in Old Orchard Beach, Maine," made by DesRoberts Engineering Company dated September 22, 1963 and recorded in the York County Registry of Deeds in Plan Book 36, Pages 39 and 40 (the "Plan") and further described as follows:

Beginning at the northerly comer of Lot 15 in Block 6 located at the intersection of Grove Street, now known as Garden Street, and Homewood Boulevard as shown on the Plan;

Thence easterly fifty (50) feet more or less, crossing Homewood Boulevard, to the westerly comer of Lot 1 in Block 20 as shown on the Plan;

Thence turning and running southeasterly along the easterly side of Homewood Boulevard to the northwesterly corner of Lot 1 in Block 24 located at the intersection of Kapok Street and Homewood Boulevard as shown on the Plan;

Thence westerly fifty (50) feet more or less, crossing Homewood Boulevard, to the northerly corner of Lot 6 in Block 2 as shown on the Plan;

Thence turning and running northwesterly along the westerly side of Homewood Boulevard to the Point of Beginning.

## JUNIPER STREET AND KAPOK STREET

A certain parcel of land, being a portion of Juniper Street and Kapok Street located in the Homewood Park Subdivision, Old Orchard Beach, York County, Maine as shown on a plan entitled, "Homewood Park Subdivision of Land of Resort Development Corp. in Old Orchard Beach, Maine," made by DesRoberts Engineering Company dated September 22, 1963 and recorded in the York County Registry of Deeds in Plan Book 36, Pages 39 and 40 (the "Plan") and a plan entitled, "Homewood Park Amendment #1 dated June I 6, 2016 and recorded in said Registry of Deeds in Plan Book 384, Page 6 ("Amended Plan") and further described as follows:

Beginning at the southerly comer of Lot 24 in Block 22 located at the intersection of Juniper Street and Homewood Boulevard as shown on the Plan;

Thence easterly along the northerly side of Juniper Street to the southerly comer of Lot 15 in Block 22 as shown on the Amended Plan;

Thence continuing easterly along the northerly side of Juniper Street to the end of Juniper Street as shown on the Amended Plan;

Thence southerly fifty (50) feet more or less, crossing Juniper Street as shown on the Amended Plan, to the northerly comer of Lot 12 in Block 23 as shown on the Amended Plan;

Thence southwesterly along the southerly side of Juniper Street to the westerly comer of Lot 12 in Block 23 as shown on the Amended Plan;

Thence southeasterly to the southerly comer of Lot 13 in Block 23 as shown on the Amended Plan;

Thence northeasterly along the northerly side of Kapok Street to an iron pin found at the easterly comer of Lot 13 in Block 23 as shown on the Amended Plan;

Thence southeasterly fifty (50) feet more or less, crossing Kapok Street as shown on the Amended Plan, to an iron pin found at the northerly comer of Lot 12 in Block 24 as shown on the Amended Plan;

Thence southwesterly along the southerly side of Kapok Street to the westerly comer of Lot 1 in Block 24 located at the intersection of Kapok Street and Homewood Boulevard as shown on the Plan:

Thence northwesterly fifty (50) feet more or less, crossing Kapok Street as shown on the Plan, to the southerly comer of Lot 24 in Block 23 as shown on the Plan;

Thence easterly along the northerly side of Kapok Street as shown on the Plan to the eastern comer of Lot 15 in Block 23 as shown on the Amended Plan:

Thence northeasterly to the southerly comer of Lot 15 in Block 23 as shown on the Amended Plan;

Thence northwesterly along a curve fanning the northerly boundary of Lot 10 in Block 23 to westerly comer of Lot 10 in Block 23 as shown on the Amended Plan;

Thence southwesterly along the southerly side of Juniper Street to the westerly corner of Lot 1 in Block 23 located at the intersection of Juniper Street and Homewood Boulevard as shown on the Plan;

Thence northerly fifty (50) feet more or less to the Point of Beginning.

TOGETHER WITH all rights appurtenant thereto and all improvements situated therein or thereon, including, without limitation, any and all stormwater runoff systems, electrical, water, sewer, gas, or other utility infrastructure, bollards, lamp posts, lights and lighting facilities; expressly including any and all stormwater infrastructure shown on a plan entitled 'Plan of Street Rights of Way Homewood Park, Portions of Homewood Boulevard, Juniper Street, and Kapok Street, Old Orchard Beach, Maine" prepared by Jones and Associates, last revised February 21, 2018, except the ponds shown on "Pond #1 Easement Area" located on Lots 14, 15, 17 and 18 and "Pond #2 Easement Area" located on Lots 7, 8 and 9.

SUBJECT TO the following rights reserved to HP Developers, LLC, a Maine Limited Liability Company, Homewood Park Developers, LLC, a Maine Limited Liability Company, Diamond Properties, Inc, a Maine Corporation, and Emerald Holdings, LLC a Maine Limited Liability Company

(collectively the foregoing are hereafter referred to as the "Developers") in that certain deed from the foregoing Developers to Grantor dated July 10, 2024 and recorded in the York County Registry of Deeds in Book 19469, Page 611:

- 1. The reserved right to use the Premises to access remaining land of Developers.
- 2. Developers reserve the right to use and make improvements to any stormwater infrastructure in furtherance of the development of Developers' remaining land, and Developers expressly reserve the right to use the existing stormwater infrastructure as a fire pond.
- 3. Developers further reserve the right to use existing rights of way for installation of utilities and mailboxes for lots not yet developed.

The above-described reserved rights to Developers are reserved in connection with Developers' right to subject additional property to the Declaration of Maintenance of Private Ways and Facilities, dated December 27, 2017, and recorded in the York County Registry of Deeds in Book 17642, Page 149, and the Bylaws of the Homewood Park Road Association, on file with said Association, specifically Article I, Section 3; Article III, Section 3.1; and Article VI, Section 6.2; once developed, such additional property shall be subject to the same obligations as other Qualifying Lots to pay proportionate costs of maintenance and repair of the afore-described infrastructure.

Meaning and intending to convey and hereby conveying all developed portions of Homewood Boulevard, Juniper Street, and Kapok Street as of the date of this conveyance, which streets are depicted on the Plan and the Amended Plan as defined herein.

Meaning and intending to describe certain property conveyed to Grantor by deed of the Developers to Grantor dated July 10, 2024 and recorded in the York County Registry of Deeds in Book 19469, Page 611.









