

# MEMORANDUM OF UNDERSTANDING

(MOU)

The Parties subject to this MOU are; Town of Ayer, Massachusetts (Town) and Mr. Peter DeCarolus of DECA Corp. (Developer), developer of John Carrol Reserve Subdivision (aka Curley Circle).

The Parties legal business addresses are;

Town of Ayer  
1 Main Street  
Ayer, MA 01432

DECA Corp., Peter DeCarolus  
2 Starwood Crossing  
Andover, MA 01810

## PURPOSE:

The Developer has constructed John Carrol Reserve Subdivision and is seeking Street Acceptance of Curley Circle.

The purpose of this memorandum is to set out in general terms, an agreement for proposed work to be completed after an affirmative Town Meeting vote for street acceptance. The work consists of furnishing and installing fully functional streetlights, furnishing and installing the Curley Circle street sign that meets Town standards, and improving a drainage issue occurring near the rear of #1, 3, 5, 9, and 11 Curley Circle.

## AGREEMENT:

Whereas the Parties seek to formally address the completion of the aforementioned items, the Parties set forth the following understanding on this 17<sup>th</sup> day of October, 2023:

The Developer shall furnish and install fully functional streetlights as required per the Subdivision Approval. The Developer shall furnish and install the Curley Circle streetsign that meets Town standards. Improving a drainage issue occurring near the rear of #1, 3, 5, 7, 9, and 11 Curley Circle and identified in an email titled "RE: MOU for Curley Circle" from Dan Van Schalkwyk on October 12, 2023. These items shall be considered complete once approval has been obtained, in writing, from the Town of Ayer.

The Ayer Planning Board will hold a sum of \$24,750 from the Subdivision bond which cannot be released until this work is complete to the satisfaction of the Town.

The above represents the understanding between the Parties to resolve the outstanding matter in its entirety. Any and all previous writings, discussions, agreements and/or communications are hereby superseded by this MOU which is final.

By signature and date below, the Parties represent that they are fully authorized to, and agree to the above terms without further stipulation.

TOWN OF AYER MASSACHUSETTS

Scott A Houde  
Sign  
Date 10/17/23

Date

Deca Corp.  
Peter DeCarolis  
Sign  
10/13/23

~~DECAROLIS PRESIDENT~~  
~~COWFIELD TRUST LLC~~

Scott Houde, Chair, Select Board  
Print Name - Title

Peter DeCarolis - President  
Print Name - Title