

AMENDMENT NO. 1 TO AGREEMENT  
BY AND BETWEEN THE  
CITY OF NEWTON, MASSACHUSETTS  
WASTE MANAGEMENT OF MASSACHUSETTS, INC.  
FOR  
COLLECTION AND HAUL OF SOLID WASTE AND SINGLE STREAM RECYCLING

Now come the City of Newton, a municipal corporation and political subdivision of the Commonwealth of Massachusetts, acting by and through its Commissioner of Public Works or his designee, but without personal liability to him, with a business address of 1000 Commonwealth Avenue, Newton, MA 02459 (the “City”), and Waste Management of Massachusetts, Inc., a Massachusetts corporation duly organized and existing under laws of the Commonwealth of Massachusetts with a business address of 26 Patriot Place, Foxborough, MA 02035 (“WMMA”), and hereby witness as follows:

**WHEREAS**, on July 1, 2020, the City and WMMA entered into an Agreement for Collection and Haul of Solid Waste and Single Stream Recycling (the “Agreement”); and

**WHEREAS**, the parties wish to amend the Agreement as set forth herein.

**NOW, THEREFORE**, in consideration of the promises contained herein, and for other good and valid consideration, the parties hereby agree to amend the Agreement as follows:

The parties hereby agree that their respective obligations under the Agreement with regards to WMMA’s collection and transportation of Yard Waste as defined in the Agreement, including but not limited to WMMA’s obligations set forth in Section 5.08 of the Agreement or the City’s obligations set forth in Section 7.01 and Exhibit A, shall terminate on April 1, 2022. This Amendment No. 1 does not affect WMMA’s and the City’s respective duties, obligations and/or rights accruing prior to and including March 31, 2022.

All other terms and conditions of the Agreement shall remain in full force and effect. This Amendment No. 1 may be executed in multiple counterparts, each of which shall be deemed an original and all of which, when taken together, shall be deemed to be one and the same agreement. This Amendment No. 1 may be electronically signed and transmitted, which electronic signature shall be binding on the signing party.

[END OF PAGE – SIGNATURES TO FOLLOW]

CITY OF NEWTON

CONTRACTOR

By \_\_\_\_\_

*Commissioner of Public Works*

Date: \_\_\_\_\_

By \_\_\_\_\_

*Christopher DeSantis, President*

Date \_\_\_\_\_

Approved as to legal form and character

*Affix Corporate Seal*

\_\_\_\_\_

*Assistant City Solicitor*

Date: \_\_\_\_\_

Amendment Approved

\_\_\_\_\_

Title: *Mayor*

Date: \_\_\_\_\_