

CITY OF CONCORD

In the year of our Lord two thousand and eighteen

RESOLUTION AUTHORIZING AND APPROPRIATING THE SUM OF UP TO THREE HUNDRED FORTY THOUSAND DOLLARS (\$340,000) FROM THE CONSERVATION TRUST FUND FOR THE ACQUISITION OF OPEN SPACE PROPERTY LOCATED ON HOT HOLE POND ROAD

Page 1 of 2

The City of Concord resolves as follows;

WHEREAS, on April 12, 2004 the City adopted the provisions of RSA 36-A, re-establishing the Concord Conservation Commission with the power to acquire in the name of the city, subject to the approval of the local governing body, by gift, purchase, grant, bequest, devise, lease, or otherwise, the fee in such land or water rights, or any lesser interest, development right, easement, covenant, or other contractual right including conveyances with conditions, limitations or reversions, as may be necessary to acquire, maintain, improve, protect, or limit the future use of or otherwise conserve and properly utilize open spaces and other land and water areas within the city; and

WHEREAS, the Capital Improvement Plan (CIP) included a recommendation to purchase land or easements for the purposes as provided in RSA 36-A noted as CIP # 352; and

WHEREAS, the Conservation Commission, under the provision of RSA 36-A, conducted a public hearing on June 13, 2018, after which the Conservation Commission members voted unanimously in the affirmative to exercise their authority with regard to obtaining the parcel legally described as: Tax Map 9Z Lot 21, consisting of approximately 85 acres; and

WHEREAS, the subject property is located within the Conservation Focus Area identified as “Oak Hill North” in the 2017 Conservation Open Space Plan because it is a prominent scenic resource; has high resilience value due to habitat connectivity and ecological integrity; contains productive forest land; and is identified as Highest Ranked Habitat in NH in the State of NH Fish & Game Wildlife Action Plan; and

WHEREAS, The parcel will add to a block of conservation land totaling nearly 370 acres, and will provide additional access to the Oak Hill trails network; and

WHEREAS, the Conservation Commission intends to pay the amount of up to \$340,000 for the above-cited parcel using funds available to the Conservation Commission in the Conservation Fund; and

WHEREAS, the Conservation Commission may convey a conservation easement on the above-cited parcel to a local or statewide conservation organization as a means of ensuring the permanent protection of said parcel; and

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Page 2 of 2

WHEREAS, this appropriation is for a purpose not included in the Fiscal Year 2019 adopted budget, therefore Section 37 of the City Charter requires a two-thirds vote of the City Council.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Concord that:

1. The sum of\$340,000
be and is hereby appropriated as follows:

Open Space Capital Project Fund
Hot Hole Pond Road Property Acquisition.....\$340,000

2. The City Manager be authorized to execute the Warranty Deed acquiring the parcel as described above.
3. Revenue to meet said appropriation shall be provided from the following source:

Open Space Capital Project Fund
Conservation Trust Fund, Purchase of Land.....\$340,000

4. Sums as appropriated shall be expended under the direction of the City Manager.
5. This resolution shall take effect upon its passage.