

# CITY OF CONCORD

---

*In the year of our Lord two thousand and nineteen*

**RESOLUTION** APPROVING THE GRANTING OF A CONSERVATION EASEMENT TO FIVE RIVERS CONSERVATION TRUST ON APPROXIMATELY 30 ACRES OF LAND LOCATED OFF FISK ROAD, AND APPROPRIATING THE SUM OF \$8,500 FROM THE CONSERVATION RESERVE FOR STEWARDSHIP FEES AND OPERATION COSTS ASSOCIATED WITH THE TRANSACTION

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,** between 2003 and 2018 the City acquired approximately 143 acres of land easterly of Fisk Road including parcels 100/2/5, 100/2/18, 100/2/19, 100/2/20, 100/2/21, and 96/1/11 for open space purposes, with funds available in the Conservation Trust Fund or through donations; and

**WHEREAS,** this block of conservation land includes Winant Park and other forested, undeveloped land; and

**WHEREAS,** Five Rivers Conservation Trust (FRCT) currently holds conservation easements on parcels 100/2/5, 100/2/18, 100/2/20, and 96/1/11, and the Conservation Commission intends for FRCT to extend stewardship through a conveyance of a conservation easement on the recently acquired parcels identified as the Martin (100/2/21) and Lassonde (100/2/19) lots; and

**WHEREAS,** the Conservation Commission, under the provision of RSA 36-A, conducted a public hearing after which the Conservation Commission members voted unanimously in the affirmative to recommend the conveyance of a conservation easement in the name of the City of Concord to FRCT on the above-cited parcels, as a means of ensuring the permanent protection and stewardship of said parcels; and for which the Conservation Commission intends to pay the standard FRCT one-time stewardship fee and operational costs for the acceptance and long-term monitoring of the conservation easement in the amount of \$8,500, to be allocated from the Conservation Trust Fund; and

**CITY OF CONCORD**

*In the year of our Lord two thousand and nineteen*

**RESOLUTION** APPROVING THE GRANTING OF A CONSERVATION EASEMENT TO FIVE RIVERS CONSERVATION TRUST ON APPROXIMATELY 30 ACRES OF LAND LOCATED OFF FISK ROAD, AND APPROPRIATING THE SUM OF \$8,500 FROM THE CONSERVATION RESERVE FOR STEWARDSHIP FEES AND OPERATION COSTS ASSOCIATED WITH THE TRANSACTION

Page 2 of 2

**WHEREAS,** use of these funds is drawn entirely from reserve fund accounts and does not directly impact the total amount to be raised in taxes; and

**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.....\$8,500 be and is hereby appropriated as follows:

Conservation Property Fund  
Stewardship Fees and Operational Costs.....\$8,500

- 2. Revenue to meet said appropriation shall be provided from the following source:

Conservation Property Fund  
Transfer In-Trust/Conservation.....\$8,500

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