



CITY OF AMESBURY  
IN THE YEAR TWO THOUSAND NINETEEN

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AMESBURY CITY CLERK

**SPONSORED BY:** C. Kenneth Gray, Mayor **BILL No.** 2019-089

**An Order** to appropriate \$97,000 for the purpose of acquiring real estate from the Massachusetts Department of Transportation.

**Summary:** This order proposes to appropriate \$97,000 for the purpose of acquiring approximately 1.37 acres of property located off of Elm Street, abutting Interstate 95.

**Be it Ordered by the City Council of the City of Amesbury assembled, and by the authority of the same, as follows:**

That \$97,000 is hereby appropriated for the purpose of acquiring real estate from the Massachusetts Department of Transportation.



CITY OF AMESBURY  
IN THE YEAR TWO THOUSAND EIGHTEEN

**SPONSORED BY:** C. Kenneth Gray, Mayor **BILL No.** 2018-064

At the special meeting of the Amesbury City Council held on October 9, 2018 in the City Hall Auditorium the following action was taken:

**An Order** to appropriate \$183,000 from Receipts Reserved from Real Estate Proceeds (4193) for the purchase of portions of land located off of Elm Street, abutting Interstate 95, for general municipal purposes and for the purpose of disposition.

**Summary:** This order proposes to appropriate \$183,000 from Receipts Reserved from Real Estate Proceeds (4193) for the purchase of approximately 1.37 acres of land located off of Elm Street, abutting Interstate 95, for general municipal purposes and for the purpose of disposition. The land is currently owned by the Massachusetts Department of Transportation.

**Be it Ordered by the City Council of the City of Amesbury assembled, and by the authority of the same, as follows:**

That \$183,000 is hereby appropriated from Receipts Reserved from Real Estate Proceeds (4193) for the purchase of portions of land located off of Elm Street, abutting Interstate 95, for general municipal purposes and for the purpose of disposition.

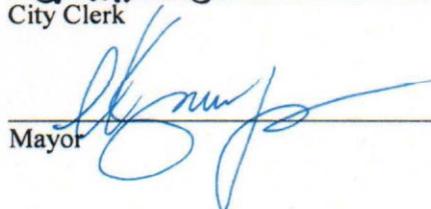
The above referenced funds will not be spent until such time as the Mayor has a suitable agreement from the land developer for a reimbursement in an amount equal or greater than this authorization. Said agreement shall require the reimbursement within 90 days of the expenditure of the funds. Subsequent to the expenditure of said funds the Mayor's Office will notify the Council within 30 days.

Councilor Pamela Gilday moved to amend 2018-064 as recommended by Bill Scott by inserting, "The above referenced funds will not be spent until such time as the Mayor has a suitable agreement from the land developer for a reimbursement in an amount equal or greater than this authorization. Said agreement shall require the reimbursement within 90 days of the expenditure of the funds" and further to amend the order by adding, "Subsequent to the expenditure of said funds the Mayor's Office will notify the Council within 30 days" to the end of the order. Councilor Nicholas Wheeler seconded. A roll call vote was taken, and it was unanimous.

Councilor Joseph McMilleon moved to approve 2018-064 as amended. Councilor Donna McClure seconded. A roll call vote was taken, and it was unanimous.

Witness my hand and seal for the City of Amesbury this 10th day of October, 2018

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Mayor

10/10/2018  
\_\_\_\_\_  
Date



CITY OF AMESBURY  
IN THE YEAR TWO THOUSAND EIGHTEEN

**SPONSORED BY:** C. Kenneth Gray, Mayor **BILL No.** 2018-065

At the special meeting of the Amesbury City Council held on October 9, 2018 in the City Hall Auditorium the following action was taken:

**An Order:** To Authorize the Mayor to Enter into an Agreement with the Massachusetts Department of Transportation to Acquire a Portion of Land Located off of Elm Street, abutting Interstate 95, for General Municipal Purposes and for the Purpose of Disposition.

**Summary:** The City Council shall vote to authorize the Mayor to acquire from the Massachusetts Department of Transportation a portion of land located off of Elm Street, abutting Interstate 95, for general municipal purposes and the purpose of disposition, and to dispose of such property pursuant to the provisions of Massachusetts General Laws Chapter 30B, Section 16 for the benefit of economic development within the City.

**Be it Ordered by the City Council of the City of Amesbury assembled and by the authority of the same, as follows:**

**Whereas,** the Massachusetts Department of Transportation (“MassDOT”) owns a certain parcel of property (the “Road Property”) located off of Elm Street, abutting Interstate 95, in the City being an existing cul-de-sac, containing 0.71 acres, more or less, as approximately shown on the plan attached hereto as Exhibit A; and

**Whereas,** the Road Property is a parcel that is no longer needed for highway purposes and will be declared surplus by the MassDOT Highway Administrator and

**Whereas,** MassDOT is agreeable to amend an existing agreement with the City to provide for the conveyance of the Road Property to the City subject to specific conditions; and

**Whereas,** the Mayor seeks to acquire the Road Property for the general benefit of the City, in particular with respect to the economic development of the area within which the Road Property is located; and

**Whereas,** such economic development opportunities would benefit from the acquisition of the Road Property by the City and its subsequent disposition in accordance with the requirements of G.L. c. 30B, §16, if applicable.

**Now, therefore,** the City Council votes, pursuant to the provisions of G.L. c. 40, §4A, to authorize the Mayor to amend an existing agreement with MassDOT to provide for the acquisition of the Road Property; and further authorizes the Mayor to acquire the Road Property pursuant to the provisions of G.L. c. 40, §14, for general municipal purposes and the purpose of disposition;

**And further,** to authorize the Mayor to dispose of the Road Property in accordance with the requirements of G.L. c. 30B, §16, if applicable;

**And further,** to authorize the Mayor to execute any and all documents and take any and all actions reasonably necessary to effectuate the purposes of this Order in the best interest of the City.

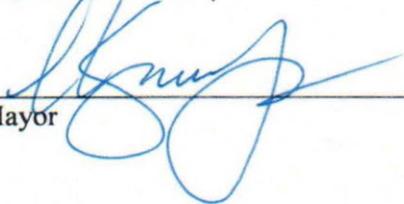
**And further**, subsequent to the ownership by the City, the roadway known as Old Elm shall not be discontinued, sold, transferred, or abandoned in a form and manner that would impact the rights for legal frontage, access, and egress across the right of way until such time as the abutting property owner known as WOODBURY C CAMMETT REVOCABLE TRUST and CAMMETT WOODBURY C, or successors, is notified and has agreed to the process for such action.

Councilor Steven Stanganelli moved to amend 2018-065 as recommended by Bill Scott by inserting, "And further, subsequent to the ownership by the City, the roadway known as Old Elm shall not be discontinued, sold, transferred, or abandoned in a form and manner that would impact the rights for legal frontage, access, and egress across the right of way until such time as the abutting property owner known as WOODBURY C CAMMETT REVOCABLE TRUST and CAMMETT WOODBURY C, or successors, is notified and has agreed to the process for such action" to the end of the order. Councilor Nicholas Wheeler seconded. A roll call vote was taken, and it was unanimous.

Councilor Steven Stanganelli moved to approve 2018-065 as amended. Councilor Pamela Gilday seconded. A roll call vote was taken, and it was unanimous.

Witness my hand and seal for the City of Amesbury this 10th day of October, 2018

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Mayor

10/10/2018  
Date