



RECEIVED

21 MAY -3 PM 2: 52

AMESBURY CITY CLERK

**CITY OF AMESBURY
IN THE YEAR TWO THOUSAND TWENTY-ONE**

SPONSORED BY: Kassandra Gove **Ordinance No.** 2021-077
Kassandra Gove, Mayor

An Order to Conserve City-owned Parcels for Open Space and Recreational Use

Summary: A measure to protect certain City-owned undeveloped parcels, in order to preserve open space and provide for passive recreational use that promotes the quality of life of Amesbury residents and for the preservation of natural resources, under the provisions of M.G.L. c. 40, §8C, as it may hereafter be amended; M.G.L. c. 45, §3, as it may hereafter be amended; and Article 97 of the Amendments to the Massachusetts Constitution, as amended. Land would be placed under the care and custody of the Conservation Commission and would be reserved for conservation and passive recreation purposes.

WHEREAS, it is a primary goal of the 2020-27 Amesbury Open Space and Recreation plan to "preserve, restore, enhance and acquire natural resources that increase Amesbury's resilience to the effects of climate change, protect Amesbury's drinking water supply, and expand opportunities for passive ... recreation;" and

WHEREAS, protected open space plays a significant role in helping to reduce the impacts of climate change. The management of stormwater, flood water and the natural and built water management/drainage infrastructure throughout the City, including riverbank restoration, has been identified as one of the top priorities in efforts to increase Amesbury's climate resiliency; and

WHEREAS, the parcels identified in this order are primarily comprised of wetland or watershed properties in the Merrimack River, Tuxbury Pond, Powow River, Great Swamp, and Back River areas and contribute valuable ecological services to the City's water infrastructure and climate resiliency; and

WHEREAS, these 94.36 acres have been deemed by the City Treasurer, acting as Tax Title Custodian, to be surplus to tax title purposes and so may be transferred to the Conservation Commission.

Now Therefore, be it Ordered by the City Council of the City of Amesbury assembled and by the authority of the same, as follows:

1. Conservation Land:

- a. That the City of Amesbury shall transfer the care, custody, management and control of the following thirty-one parcels, as itemized below, to the Conservation Commission for conservation and passive recreation purposes:

MAP	PARCEL	ADDRESS	Parcel Size (Acres)
11	36	41 Unicorn Circle	2.24
26	35	17 Hill Street	0.06
27	19	23 Clinton Street #Rear	1.1
27	45F	83 Cedar Street	4.09
32	4	Tuxbury Pond Island	1.4
46	45	135 Kimball Road	4.3
47	28	10.5 Harrison Eaton Lane RR	11.23
54	220	39A Water Street	0.6
55	81	9.5 Ash Street	0.69
61	7	36 Kimball Road	14.38
62	3	85 Haverhill Road Rear	6.8
63	4	14 Baker Street	1.46
63	5	18 Baker Street	2.47
66	53	40 Lafayette St RR	0.31
66	7	17R River Street	0.38
66	9	21 River Street #R	0.38
66	51	42 Lafayette Street Ext	0.56
66	50	45 Lafayette Street Ext	0.72
66	16	51 River Street	3.51
72	72	28 Spindletree Road	3.48
72	71	8 Chapman Way	5.29
72	22	0 Spindletree Road	8.11
74	2	79 Haverhill Road Rear	13.42
78	13	49 Macy Street #R	1.32
92	2-B	52 Merrill Street	0.89
95	8	55 S. Hunt Road	0.72
97	12	10 S. Hunt Road	1.92
109	10	122 Pleasant Valley Road	0.51
109	9	120 Pleasant Valley Road	1.69
111	7	62 Pleasant Valley Road	0.16
111	8	64 Pleasant Valley Road	0.17

- b. These parcels shall be preserved for conservation purposes, for the promotion and development of natural resources, for passive recreation, and for the protection of the watershed resources of the City of Amesbury, under the provisions of M.G.L. c. 40, §8C; M.G.L. c. 45, §3 and of Article 97 of the Massachusetts Constitution;
- c. Activities requiring the use of motorized vehicles are hereby prohibited except as appropriate for persons with disabilities or unless otherwise specifically authorized under separate City ordinances/legislation. The previous sentence shall not be construed so as to prohibit the use of authorized municipal maintenance or emergency response vehicles; and
- d. A true copy attest of this Order shall be recorded with the Essex South District Registry of Deeds.

References:

<https://malegislature.gov/Laws/GeneralLaws/PartI/TitleVII/Chapter40/Section8C>

<https://malegislature.gov/Laws/GeneralLaws/PartI/TitleVII/Chapter45/Section3>

<https://malegislature.gov/Laws/Constitution#partTheFirst>

<https://malegislature.gov/Laws/Constitution#amendmentArticleXCVII>



Donna Cornoni, Treasurer
City Hall, 62 Friend Street
Amesbury, MA 01913-2825

AMESBURY

Tel: (978) 388-8106
Fax: (978) 388-8113
Email: donnac@amesbury.ma.gov

May 3, 2021

Tax Title Parcels for Conservation

Dear Mayor Cassandra Gove:

The Treasurer of the City of Amesbury, acting as Tax Title Custodian, hereby determines that the property described in the attachment currently held by it for tax title purposes is no longer needed for such purposes and that the property described below may be transferred to the Mayor for general municipal purposes.

The property consists of thirty one parcels of land. See attachment for the list of properties. Notice is hereby given of such determination to the City Council in accordance with the provisions of G.L.c. 40, §15A.

Thank you,

Donna Cornoni
City Treasurer
62 Friend Street
Amesbury, MA 01913
donnac@amesburyma.gov
978-388-8106
Fax 978-388-8113

MAP	PARCEL	ADDRESS	Parcel Size (Acres)
11	36	41 Unicorn Circle	2.24
26	35	17 Hill Street	0.06
27	19	23 Clinton Street #Rear	1.1
27	45F	83 Cedar Street	4.09
32	4	Tuxbury Pond Island	1.4
46	45	135 Kimball Road	4.3
47	28	10.5 Harrison Eaton Lane R	11.23
54	220	39A Water Street	0.6
55	81	9.5 Ash Street	0.69
61	7	36 Kimball Road	14.38
62	3	85 Haverhill Road Rear	6.8
63	4	14 Baker Street	1.46
63	5	18 Baker Street	2.47
66	53	40 Lafayette St RR	0.31
66	7	17R River Street	0.38
66	9	21 River Street #R	0.38
66	51	42 Lafayette Street Ext	0.56
66	50	45 Lafayette Street Ext	0.72
66	16	51 River Street	3.51
72	72	28 Spindletree Road	3.48
72	71	8 Chapman Way	5.29
72	22	0 Spindletree Road	8.11
74	2	79 Haverhill Road Rear	13.42
78	13	49 Macy Street #R	1.32
92	2-B	52 Merrill Street	0.89
95	8	55 S. Hunt Road	0.72
97	12	10 S. Hunt Road	1.92
109	10	122 Pleasant Valley Road	0.51
109	9	120 Pleasant Valley Road	1.69
111	7	62 Pleasant Valley Road	0.16
111	8	64 Pleasant Valley Road	0.17

94.36