RESOLUTION

AUTHORIZING ACCEPTANCE OF AN EASEMENT FROM NASHUA RIVERWALK, LLC FOR THE CONSTRUCTION AND MAINTENANCE OF A FENCE; AUTHORIZING THE ACCEPTANCE OF $10,750 FROM NASHUA RIVERWALK, LLC TO DEFER A PORTION OF THE COSTS OF THE FENCE; AND, AUTHORIZING THE TRANSFER AND APPROPRIATION OF $20,000 TO CONSTRUCT THE FENCE

CITY OF NASHUA

In the Year Two Thousand and Seven

RESOLVED by the Board of Aldermen of the City of Nashua that the Mayor is authorized to accept in the name of the City an easement from Nashua Riverwalk, LLC for the construction and maintenance of a fence along the boundary between the land comprising the Tax Increment Financing District under R-03-197 identified as Tax Map 43, Lot 66, and land of Boston and Maine Corp., as shown on Plan entitled “Subdivision Plan (Lot 66, Map 43) 48-52 Main Street, Nashua, New Hampshire Prepared for Morgan Ryan Realty Trust” by Hayner/Swanson, Inc. dated March 20, 2003 and recorded in the Hillsborough County Registry of Deeds at Plan 33,085.

AND FURTHER RESOLVED that the sum of $10,750 be accepted from Nashua Riverwalk, LLC to defer a portion of the costs of the fence.

AND FURTHER RESOLVED that the sum of $20,000 be transferred from Account 591-86005, General Contingency, and appropriated into Account 371-7023, Jackson Falls Fence, for the purpose of purchase, installation and related expenses of said fence.

Said easement shall include the land within five (5) feet of said boundary or the building setback, whichever is smaller, and the fence shall be placed as close as is practicable to the boundary.