



RESOLUTION

**AUTHORIZING THE ACCEPTANCE OF AN EASEMENT FROM GIRLS
INCORPORATED OVER LAND LOCATED AT 27 BURKE STREET**

CITY OF NASHUA

In the Year Two Thousand and Seventeen

RESOLVED by the Board of Aldermen of the City of Nashua to authorize acceptance of parking and utility easements from Girls Incorporated over land located at 27 Burke Street. The easements will be conveyed to the City by an Easement Deed substantially similar to the attached.

LEGISLATIVE YEAR 2017

RESOLUTION:

R-17-096

PURPOSE:

Authorizing the acceptance of an easement from Girls Incorporated over land located at 27 Burke Street

SPONSOR(S):

Mayor Jim Donchess

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE:

Nominal cost for recording easement deed at Hillsborough County Registry of Deeds.

ANALYSIS

This resolution authorizes the acceptance of parking and utility easements from Girls Incorporated over land located at 27 Burke Street. Girls Incorporated recently acquired from the Nashua Housing Authority the land and building on Burke Street which it had rented for many years. The city's Crown Hill pool is adjacent to this property. These easements formalize the longstanding arrangement concerning use of the parking area and the utility services benefitting the pool and crossing the Girls Incorporated property.

Approved as to form:

Office of Corporation Counsel

By:

Doreen Clarke

Date:

April 5, 2017

EASEMENT DEED

Girls Incorporated of New Hampshire, a New Hampshire non-profit corporation, having a usual place of business at 27 Burke Street, Nashua, Hillsborough County, New Hampshire 03060 for consideration paid, grants to the City of Nashua, a municipal corporation, 229 Main Street, Nashua, New Hampshire 03060, the following described easements over land of the Grantor located at 27 Burke Street, Nashua, New Hampshire and shown as Lot "A"- Assessors Lot 45 on a plan entitled "SUBDIVISION of LAND ONE LOT INTO TWO by THE NASHUA HOUSING AUTHORITY" which plan is recorded at the Hillsborough County Registry of Deeds as Plan # 10224:

Parking Easement

The exclusive right during the months of July and August of each year to use the eight (8) parking spaces in the row closest to Burke Street beginning with the space closest to the Access Easement Area as shown on such plan. Together with the non-exclusive right to use along with the general public and patrons and guests of the Grantor and Grantee facilities located on Lot "A" and Lot "B", on a first come first serve basis, an additional four (4) spaces during the months of July and August of each year which spaces shall be those nearest to the Access Easement Area and in the second row from Burke Street. Grantee shall have the further right to install appropriate signage designating said spaces as described.

Utility Easements

Also, an easement for the continued maintenance, repair and improvement of the existing and future electric, water and cable service that runs from Ingalls Street into the existing structure on Lot "A" and thence from said structure to Grantee's Lot "B". Grantee shall restore the disturbed area following any disturbance caused by the maintenance, repair, or installation of said utility service except that if such maintenance, repair, or improvement is necessary to serve both properties all expenses shall be equitably apportioned. Grantor, except as structures already exist, shall not erect any permanent structures over said utility easement.

**GIRLS INCORPORATED OF NEW
HAMPSHIRE**

Date: _____

Cathy Cullity Duffy, CEO

STATE OF NEW HAMPSHIRE
COUNTY OF HILLSBOROUGH

This instrument was acknowledged before me this _____ day of _____, 2017,
by Cathy Cullity Duffy, duly authorized on behalf of Girls Incorporated of New Hampshire.

Notary Public

My Commission Expires: