

HOUSE No. 4194

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act Authorizing the Town of North Andover to Amend a Certain Conservation Restriction..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. The conservation commission and the board of selectmen of the town of
2 North Andover may release a certain conservation restriction granted to the town by Boston Hill
3 Development, LLC on June 13, 2006 and recorded at the North Essex registry of deeds in book
4 10282 at page 272. The conservation restriction was granted to the town of North Andover on
5 18.74 acres of a 33.35 acre parcel by Boston Hill Development, LLC and is shown as “Open
6 Space Parcel ‘A” above the title “EXISTING CONSERVATION RESTRICTION (WITH
7 PREVIOUSLY PROPOSED DEVELOPMENT)” on the plan entitled “PROPOSED
8 MODIFICATION TO CONSERVATION RESTRICTION, THE BOSTON HILL PREMISES
9 NORTH ANDOVER, MA” dated January 29, 2009 and prepared for Elm Development
10 Services, LLC. 200 North Main Street, East Longmeadow, MA 01028 by Marchionda &
11 Associates, L.P.

12 SECTION 2. In consideration of the release set forth in section 1, Boston Hill
13 Development, LLC shall convey a conservation restriction to the board of selectmen and
14 conservation commission of the town of North Andover on 25.14 acres of said 33.35 acre parcel

15 to reflect the modification of the grantor’s proposed development plans. This conservation
16 restriction is shown as “Open Space Parcel ‘A” above the title “PROPOSED MODIFIED
17 CONSERVATION RESTRICTION (WITH CURRENTLY PROPOSED DEVELOPMENT)” on
18 the plan entitled “PROPOSED MODIFICATION TO CONSERVATION RESTRICTION, THE
19 BOSTON HILL PREMISES NORTH ANDOVER, MA” dated January 29, 2009 and prepared
20 for Elm Development Services, LLC. 200 North Main Street, East Longmeadow, MA 01028 by
21 Marchionda & Associates, L.P.

22 SECTION 3. The conservation commission and the board of selectmen of the town of
23 North Andover shall take all actions they deem necessary or advisable in their sole discretion to
24 carry out the release of the conservation restriction and acceptance of a new conservation
25 restriction as set forth in sections 1 and 2, including, without limitation, the execution of any and
26 all documents relative thereto.