

HOUSE No. 598

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act modifying a conservation restriction in the town of North Andover..

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. Notwithstanding sections 31, 32 and 33 of chapter 184 of the General Laws,
2 the town of North Andover shall be allowed to modify the conservation restriction the town
3 placed on the property known as the North Andover Town Farm. The town shall modify the use
4 only in the areas of the property described as “Area 1” and “Area 2” identified as
5 follows:Conservation Restriction Amendment Plan, Town Farm- Dale Street, North Andover,
6 MA, Assessors Map 64, Lots 9, 18, 20, 64, prepared for the Town of North Andover by New
7 England Engineering Services Inc., 1600 Osgood Street, Building 20 Suite 2-64, Dated May 12,
8 2008 and stamped by Benjamin C. Osgood Jr. P.E., File No. 1532-5-12-08 containing 1- 3
9 sheets, hereinafter referred to as (“amendment plan”) incorporated by reference herein; being a
10 portion of the property known as the North Andover Town Farm, approximately 158.93 acres,
11 more or less,Area 1Being an area of land on the South side of Dale Street containing 3.4 Acres
12 more or less and described as follows:Beginning at a point 99.20 feet west of the northeast
13 corner of a parcel described as Assessor’s Map 64 Parcel 20 at the southerly side of Dale Street.
14 Thence on a bearing South 30 degrees 45 minutes 41 seconds East for a distance of 69.31 feet to

15 a point, thence turning South 6 degrees 24 minutes 5 seconds West 86.79 feet to a point, thence
16 turning South 18 degrees 49 minutes 53 seconds East 310.85 feet to a point, thence turning South
17 80 degrees 48 minutes 03 seconds West 444.87 feet to a point, thence turning North 53 degrees
18 45 minutes 20 seconds West 195.90 feet to a point on the southerly line of Dale Street, thence
19 turning North 52 degrees 20 minutes 9 seconds East 36.29 feet along Dale Street to a point,
20 thence turning North 56 degrees 50 minutes 58 seconds East 261.28 feet along Dale Street to a
21 point, thence turning North 50 degrees 30 minutes 19 seconds East 48.42 feet along Dale Street
22 to a point, thence turning North 39 degrees 53 minutes 23 seconds East 54.18 feet along Dale
23 Street to a point, thence turning North 43 degrees 48 minutes 19 seconds East 218.77 feet along
24 Dale Street to the point of beginning; and Area 2 Being an area of land on the North side of Dale
25 Street containing 3.2 Acres more or less and described as follows: Beginning at a point at the
26 northwest corner of a parcel described as Assessor's Map 64 Parcel 18 at the northerly side of
27 Dale Street. Thence on a bearing North 27 degrees 6 minutes 11 seconds West for a distance of
28 316.19 feet to a point, thence turning North 58 degrees 45 minutes 51 seconds East 438.38 feet to
29 a point, thence turning South 31 degrees 14 minutes 9 seconds East 304.05 feet to a point on the
30 Northerly line of Dale Street, thence turning South 57 degrees 46 minutes 19 seconds East
31 113.53 feet along Dale Street to a point, thence turning South 57 degrees 13 minutes 29 seconds
32 West 347.78 feet along Dale Street to the point of beginning. and, if necessary, to effect this
33 Amendment and or Modification to authorize the Boards having jurisdiction and or authority
34 with respect to the Town Farm including but not limited to the Board of Selectmen and or
35 Conservation Commission to petition the General Court of the Commonwealth of Massachusetts
36 for appropriate legislative relief as needed and authorized by those respective Boards. The care,
37 custody, and control of this land, described as Area 1 and Area 2, shall be with the Conservation

38 Commission. This Amendment and Modification is subject to and conditioned upon all necessary
39 and proper permitting and or approvals required by and for the Town of North Andover,
40 including but not limited to, Planning, Conservation, Health, Zoning, Building and Department
41 of Public Works. Article 42 Conservation Restriction - Town Farm, approved at the May 13,
42 1997 Town Meeting shall remain in full force and effect for all areas of Town Farm as approved
43 at the May 13, 1997 Town Meeting that are outside of the metes and bounds of "Area 1" and
44 "Area 2" of this Amendment and or Modification.