



## RESOLUTION Number 2023-008

To ratify the acceptance of a deed for a dedicated easement and an earlier vote to accept the easement as a Class A Trail at Harvest Estates

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WHEREAS, Section 5.1 of the Town Charter vests in the Town Council the powers of the legislative and governing bodies; and

WHEREAS, RSA 231-A provides for the acceptance of a dedicated access easement as a Class A Trail; and

WHEREAS, an "Easement for Future Access"—a dedication—is shown on a plan recorded in the Rockingham County Registry of Deeds as Plan D-18363 and said access runs from Lot 10115-23 (also known as 29 Village Brook Lane) and land that was later subdivided as Harvest Estates;

WHEREAS, the developer that dedicated the easement from then undeveloped land to the subdivision known as Belle Brook Estates, Cooper Homes, Inc., has now deeded the access to the Town of Derry; and

WHEREAS, the Town Council voted on September 20, 2022 to accept the dedicated access pursuant to RSA 231-A:5 as a Class A trail;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the deed for the dedicated access is accepted and the Council's September 20, 2022 vote to accept the dedication as a Class A Trail across lot 10115-23 as shown on the Plan D-18363 with all of the restrictions and rights noted in the September 20, 2022 vote is hereby ratified.

This Resolution shall take effect immediately upon its passage.

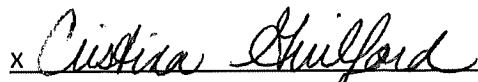
Adopted: February 7, 2023.

Attest:

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Erin A. Spencer, Chair Pro-Tem

Date: 2.13.23

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Cristina Guilford, Town Clerk

Date: February 7, 2023