



TOWN OF FALMOUTH

ORDER NO 120-2017

OPEN SPACE ACQUISITION

BE IT HEREBY ORDERED THIS 12th DAY OF APRIL, 2017, BY THE FALMOUTH TOWN COUNCIL, FALMOUTH MAINE, IN TOWN COUNCIL ASSEMBLED:

that the Town Manager's actions on this matter prior to this date are ratified and confirmed and to further authorize the Town Manager on behalf of the Town: (a) to exercise its purchase option on property relating to the 40.06 acres of land on Mast Road described in an Option Agreement dated October 27, 2016, as amended by the Amendment to Option Agreement dated March 29, 2017, and shown on a plan entitled "Plan of Land on Mast Road & Huston Road & McDermott Way in Falmouth, Maine" dated March 2017 (the "Property"), and to close on the acquisition of the Property on the terms and subject to the conditions set forth in the Option as amended, (b) to execute and deliver a new Road Maintenance Agreement for recording in the Registry of Deeds, substantially in the form presented to this meeting, stating that the Town shall have the right, but not the obligation, to plow, maintain and repair McDermott Way, with the exception of its obligation to grade the road once annually as described in the Road Maintenance Agreement, (c) to take such other actions and to execute, deliver and accept such other documents as may be reasonably necessary to effectuate the Town's acquisition of the Property.

Attest:

Ellen Planer
Town Clerk