

CITY OF NEWTONIN BOARD OF ALDERMEN

July 14, 2003

FY03

ORDERED:

That in accordance with the recommendations of the Community Preservation Committee, through its Chairman, Jeffrey Sacks; the Board of Aldermen Ad Hoc Community Preservation Committee, through its Chairman, Alderman Amy Sangiolo; and the Finance Committee through its Chairman, Alderman Paul Coletti: the sum of One Million One Hundred and Ten Thousand Dollars (\$1,110,000) is hereby appropriated and transferred from the Community Open Space Reserve Fund and the FY2003 CPA Reserve Fund, to be expended under the direction and control of the Director of Planning and Development in consultation with the Conservation Commission for purposes of funding the purchase of a conservation restriction on 76 Webster Street (parcel #330220036) with an option to purchase for nominal consideration as described in the application (dated 14 May 2003), the Community Preservation Committee recommendation (dated 5 June 2003, revised 19 June 2003) and as amended by the Committee's recommendation (dated 10 July 2003), including the conditions voted by the Community Preservation Committee as follows:

1. Not less than 2/3rds of the parcel shall be permanently protected open space.
2. On the remainder of the parcel, three units of community housing shall be created. In conjunction with Habitat for Humanity, the petitioner will seek to construct two additional units (approximately 1,200 sq. ft. per units), to be attached to the existing dwelling. The petitioner will seek all necessary permits for two additional units on the site, consistent with the general site plan submitted to the Community Preservation Committee and the Board of Aldermen committees as part of its application, and will seek the design review of the Newton Historic Commission.
3. It is understood that the two new units will be owner-occupied units, subject to permanent deed restriction, restricting ownership to those eligible in the 80% or less median income bracket. It is also understood that the existing dwelling is to be rehabilitated by the Newton Housing Authority and will remain a rental unit in perpetuity to those eligible in the 80% or less median income bracket.
4. The applicant shall make good faith efforts to seek neighborhood input and consensus on the design and density of the proposed housing units.
5. Upon conveyance of title to the City, the Newton Conservators will receive a permanent Conservation Restriction for the open space in accordance with the requirements of MGL c.184.
6. The housing units shall be used for community housing in perpetuity and bound with a permanent deed restriction.

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7. Any portion of the grant not used for the purposes stated herein shall be returned to the Newton Community Preservation Fund.

And be it further ORDERED that His Honor the Mayor is hereby authorized to take all actions to negotiate and purchase a conservation restriction and/or fee simple title in such parcel.

FROM:	Community Preservation Open Space Reserve	
	21-5790B.....	\$118,990
	FY 2003 Community Preservation Reserve	
	21-5790.....	<u>\$991,010</u>
	Total	\$1,110,000
TO:	Open Space & Affordable Housing Projects	
	Planning & Development Department	
	Forte Property Conservation Restriction Project	
	21A114D-5810.....	\$1,110,000

Under Suspension of Rules
Readings Waived and Approved
22 yeas, 0 nays, 2 absent (Baker and Lappin)

EXECUTIVE DEPARTMENT
Approved: July 16, 2003

(SGD) EDWARD G. ENGLISH
City Clerk

(SGD) DAVID B. COHEN
Mayor

(SGD) PAUL E. COLETTI
Chairman, Finance Committee