

COPY

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JUN 22 2015

ENACTMENT OF PERMANENT CONSERVATION PLAN
FOR WETLANDS PROPERTY IN HARTFORD TOWN FOREST

TOWN OF HARTFORD
8:32 A.M. P.M.

IMPOSITION OF COVENANTS AND RESTRICTIONS ON A
PORTION OF TOWN OF HARTFORD TOWN FOREST
(HARTFORD TAX MAP 13/LOT 23)

INTRODUCTION

On December 9, 2011 Town of Hartford, Vermont was issued an Individual Wetland Permit by Vermont Agency of Natural Resources Department of Environmental Conservation (File No. 2006-379; Department of Environmental Conservation ID No. NS10-0111) (hereafter the Wetland Permit). The Wetland Permit was issued in connection with an application by the Town of Hartford for construction of ballfields and parking lots at the Maxfield Outdoor Recreational Facility which impacted 2,566 square feet, more or less, of Class II wetland, and 191,008 square feet of buffer zone. Among the Decision and Permit Conditions set forth in the Wetland Permit was Condition 1A which read as follows:

This Permit will not be valid until a Permanent Conservation Plan for offsite wetlands is approved by the Wetlands Program and has been legally enacted.

In order to satisfy Condition 1A as recited above, the town of Hartford, Vermont desires to permanently conserve and restrict the wetlands areas which are a portion of Town of Hartford Tax Map 13, Lot 23, which wetland areas are depicted on a plan entitled "Conservation Plan for Town of Hartford, Reservoir Road, Hartford, Vermont", which Plan bears Project No. 1143, dated September, 2012, and was prepared by Rockwood Land Services, LLC (the Conservation Plan), a copy of which is attached hereto and made a part hereof by this reference. The wetland areas to be conserved are specifically depicted on the Conservation Plan as gray-shaded areas. The wetland areas depicted on the Conservation Plan may be generally described to consist of eight (8) acres, more or less, of wetlands on the east side of Reservoir Road, so-called and seven (7) acres of wetland area on the west side of Reservoir Road, so-called, and comprise fifteen (15) acres, more or less, in total. The wetland areas just referenced are a portion of **Hartford Tax Map Parcel 13-23** and lie within the Hurricane Town Forest, so-called, which is under the jurisdiction of Town of Hartford, Vermont Parks and Recreation Department and the Town of Hartford Conservation Commission.

ENACTMENT OF PERMANENT CONSERVATION PLAN

In order to comply with and satisfy Condition 1A of the Wetland Permit as referenced above, the Town of Hartford does hereby restrict and impose the following covenants on the wetland areas depicted on the Conservation Plan as attached hereto, which covenants and restrictions shall run with the land and be effective in perpetuity:

1. No structure or dwelling of any description shall be constructed within the boundaries of the wetland areas depicted on the Conservation Plan;

2. No artificial drainage, disturbance (except as may be permitted for maintenance and establishment of recreational paths as referenced below) or alteration shall occur on the wetland areas depicted on the Conservation Plan;

3. No mowing or filling shall occur within the wetland areas depicted on the Conservation Plan;

4. Except in case of emergency for protection of life or property, and except as necessary in order to construct or maintain recreational trails which will not unreasonably interfere with the perpetual preservation of the wetland areas, no person shall travel on or across the wetland areas with a bicycle or vehicle, whether motorized or not;

5. At any place where recreational trails may now exist or be established in the future, all crossing of wetland areas shall be bridged in a fashion that will allow crossing of wetland areas with minimal disturbance in the course of construction and maintenance.

A copy of the Covenants and Restrictions set forth above, signed by the authorized agent of the Town of Hartford, Vermont shall be recorded in the Hartford Land Records.

Dated at Hartford, Vermont this 22nd day of June, 2016

TOWN OF HARTFORD, VERMONT

BY:

Pat MacQueen
Pat MacQueen, Interim Town Manager
Hereunto Duly Authorized

STATE OF VERMONT
COUNTY OF WINDSOR, SS.

At Hartford in said county and state on this 22nd day of June, 2016 personally appeared Pat MacQueen in capacity as Interim Town Manager for Town of Hartford, Vermont and he acknowledged that the foregoing instrument was executed by him as his free act and deed in capacity as aforesaid and as the free act and deed of Town of Hartford, Vermont for the purposes therein contained.

May E. Hill
Notary Public

My Comm. Exp.: 2/10/19

Please Affix Seal

HARTFORD TOWN CLERK'S OFFICE

This 22 day of June 2016
at 8:30 AM PM
Recorded in Bk 524 Pg 537-538
Sherry A. West Town Clerk