

## Fall 2017 Town Meeting Article 24

### Amend Prior Town Meeting Vote to Authorize Navy Yard Field Improvements

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#### Article

To see if the Town will vote to amend the vote of the 2016 Natick Special Town Meeting #2, Article 3, to authorize the use of the former CSX Saxonville Branch for recreational purposes related to Navy Yard Field, or otherwise act thereon.

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#### Motion

“Move that the Town vote to amend the vote of the 2016 Natick Special Town Meeting Number 2 under Article 3 by inserting in the first paragraph, following the text “so-called federal railbanking statute, 16 U.S.C. 1247(d)” the words “, and which land may also be used for expansion of and improvements to Navy Yard Field, which is abutted to the north by Lagrange Street and to the west by Washington Avenue”.

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#### Notes

As amended, said vote shall read as follows:

“to appropriate the sum of \$6,060,000 to acquire, for recreational and non-motorized transportation purposes, land known as the Saxonville Branch line and adjoining parcels, owned now or formerly by CSX Transportation, Inc., and shown on Natick Assessors Map 41, Lot RR1; Map 17, Lots 13, 14, 18 and 19; Map 26, Lots 40A and 116A; Map 35, Lot 296; and Map 43, Lots 413A and 413B; which land shall be used for the proposed Cochituate Rail Trail; which acquisition is subject to provisions of the so-called federal railbanking statute, 16 U.S.C. 1247(d), and which land may also be used for expansion of and improvements to Navy Yard Field, which is abutted to the north by Lagrange Street and to the west by Washington Avenue; to be expended under the direction of the Board of Selectmen in accordance with the terms of the applicable purchase and sale agreement with CSX Transportation, Inc., as amended; provided that funding for construction of the proposed Cochituate Rail Trail is in the Transportation Improvement Plan by the Boston Metropolitan Planning Organization at the date of the closing for acquisition of said land, and that the amount of \$6,060,000 shall be raised from the following sources:

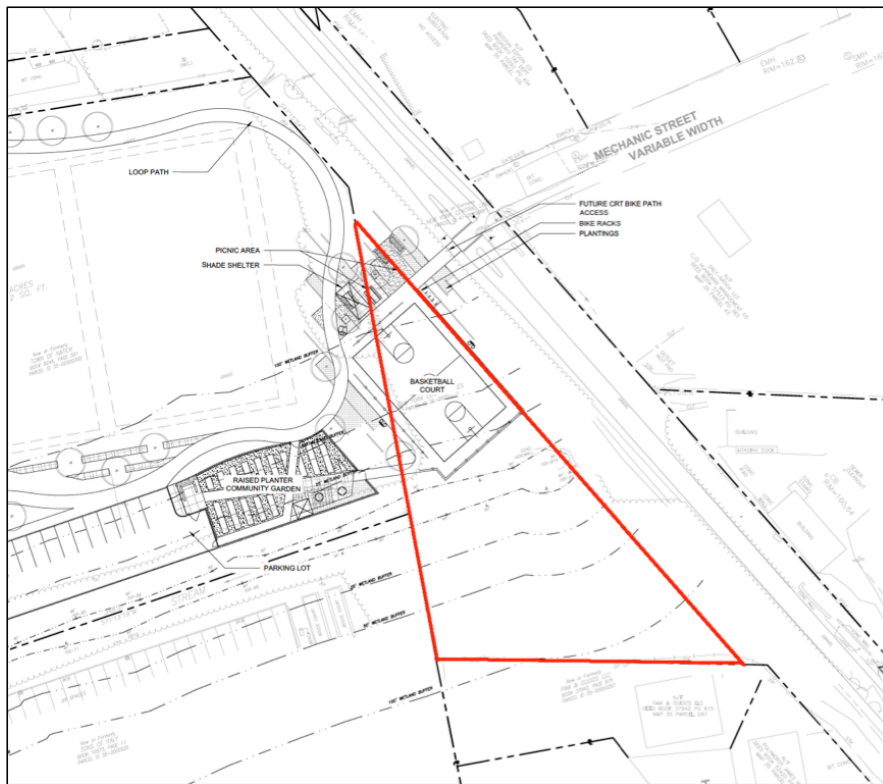
FAR Bonus Stabilization Fund	\$3,100,000
Borrowing	\$2,960,000
Total Appropriation	\$6,060,000;

and, further,

1. that the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$2,960,000 under Massachusetts General Laws Chapter 44, Section 7, as amended, or any other enabling authority and to issue bonds or notes of the Town therefore aggregating not more than \$2,960,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out the purposes of this article; and further,

2. that the amount of said borrowing shall be reduced and/or repaid in full or in part by any grants or donations received in support of the Cochituate Rail Trail acquisition and, further,
3. that the Board of Selectmen is hereby authorized to expend for the purposes of this article, in accordance with the terms of the applicable purchase and sale agreement with CSX Transportation, Inc. dated February 16, 2016, as amended by First Amendment dated February 16, 2016, as further amended by an amendment signed by CSX on March 4, 2016, and accepted by the Board of Selectmen on March 14, 2016, and as further amended by a letter signed by the Board of Selectmen on September 19, 2016, signed by CSX on September 21, 2016 and executed by the Board of Selectmen on November 2, 2016, the total sum of \$6,071,000, including appropriations under this Article and \$11,000 in donations received to date.

This vote shall not prohibit the Board of Selectmen from agreeing to an extension of any benchmark date in said purchase and sale agreement.”



**Parcel 35-296**