


# Memo

**To:** Town Council  
**From:** Jeffrey D. Nutting   
**Date:** December 1, 2016  
**Re:** Surplus land off Forge Hill Road

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This resolution would allow Franklin Cable Access to construct an antenna on the land where the Water Tower is located at the top of Forge Hill next to the YMCA. This will allow them to broadcast their radio station. Further, they will agree to locate our police and fire antennas from the antenna next door and save us over \$12,000 a year in rent payments.

Please feel free to call with questions.



Sponsor: Administration

## TOWN OF FRANKLIN

### RESOLUTION 16-74

#### DECLARATION AS SURPLUS AND AVAILABLE FOR DISPOSITION (GROUND LEASING) AND AUTHORIZATION THEREFORE OF A PORTION OF TOWN-OWNED LAND OFF FORGE HILL ROAD

**WHEREAS**, Town owns property off Forge Hill Road shown on Franklin Assessors' Map 290 as Parcel 10 a portion of which contains a water tower which is part of Town's water supply system and the balance of which is unimproved, and

**WHEREAS**, Town is not making full use of the land for the stated municipal purpose (public water supply) and a portion of the unimproved land may therefore be able to be utilized for other compatible use(s), and

**WHEREAS**, Franklin Community Cable Access, Inc. (hereinafter: "FCCA") has proposed to construct a radio transmission tower for use in its operations and has agreed to permit Town to locate municipal public safety communications antennae thereon at no expense to Town, and

**WHEREAS**, FCCA's proposed use is compatible with the existing municipal use and would provide a substantial benefit to the Town.

**NOW, THEREFORE, BE IT RESOLVED** that the Town of Franklin, acting by and through its Town Council:

1. Declares the portion of Town-owned land, more fully described above and shown on "Exhibit A", to be partially surplus and available for disposition (ground lease), PROVIDED THAT any other use be compatible and not interfere with the active ongoing municipal use.
2. Authorizes the Town Administrator to enter into a ground lease of land with Franklin Community Cable Access, Inc. (FCCA) for up to thirty (30) years to permit FCCA to construct a radio transmission tower for use in its operations, subject to Town's being able to install municipal public safety communications antenna thereon, at no expense to Town, and upon such other terms and conditions as the Town Administrator shall determine to be in Town's best interests.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

**DATED:** \_\_\_\_\_, **2016**

**VOTED:**

**UNANIMOUS** \_\_\_\_\_

**A True Record Attest:**

**YES** \_\_\_\_\_ **NO** \_\_\_\_\_

**Teresa M. Burr**  
**Town Clerk**

**ABSTAIN** \_\_\_\_\_

**ABSENT** \_\_\_\_\_

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**Judith Pond Pfeffer, Clerk**  
**Franklin Town Council**



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FARGO HILL RD

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N. BLOOMING DR

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