

FORM J-2

CERTIFICATE OF RELEASE OF RESTRICTIVE COVENANT

WHEREAS the Gardner Planning Board approved on _____ a certain subdivision plan, hereinafter described, subject to the provisions of a Restrictive Covenant executed by _____, dated _____, and recorded in Worcester County Registry of Deeds in Book _____, Page _____ (or registered in Worcester Land Registry as Document No. _____ and noted on Certificate of Title No. _____ In Book _____, Page _____); and

WHEREAS said subdivision plan is entitled _____, dated _____, and is recorded in Worcester County Registry of Deeds in Plan Book _____, Page _____; and

WHEREAS said applicant has completed the construction and installation of ways, utilities and other improvements to lots shown on said subdivision plan to the satisfaction of the Gardner Planning Board or has provide a performance guarantee acceptable to the Gardner Planning Board to secure completion of the construction and installation of ways, utilities and other improvements;

NOW, THEREFORE, the Gardner Planning Board, acting on behalf of the City of Gardner, hereby releases the below designated lots shown on said subdivision plan from the provisions of the aforesaid Restrictive Covenant.

Lots designated and released hereunder: _____

Nothing herein contained shall in any manner affect the application of the provisions of said Restrictive Covenant to all other lots in said subdivision not listed above and shown on said subdivision plan and said provisions are hereby expressly reserved and maintained in full force and effect as to all said other lots.

IN WITNESS WHEREOF, this instrument has been executed in the name and on behalf of the City of Gardner by its Planning Board this ____ day of _____, 20____

_____ Being a majority of the Planning Board

COMMONWEALTH OF MASSACHUSETTS

Worcester, ss. _____, 20____

Then personally appeared _____ known to be one of the members of the Planning Board of the City of Gardner and acknowledged the foregoing instrument to be his/her free act and deed and the free act and deed of such Planning Board, before me.

Notary Public
My commission expires: _____

Original: Applicant for Recording in Registry of Deeds
Copy: City Engineer
Building Commissioner
Public Works Director
Director, DCDP