

TOWN CLERK

TOWN OF ACTON
472 MAIN STREET
ACTON, MASSACHUSETTS, 01720
TELEPHONE (978) 929-6620
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clerk@acton-ma.gov

June 27, 2013

MIDDLESEX, SS:

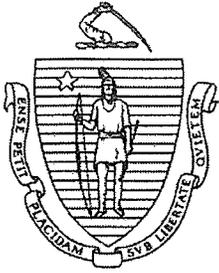
ON THE ABOVE DATE, I POSTED ATTESTED COPIES OF THE AMENDMENT TO THE TOWN CHARTER ARTICLE 2 WHICH PASSED AT THE SPECIAL TOWN MEETING THAT CONVENED ON JUNE 3, 2013. THE ARTICLE MENTIONED FOR THE TOWN CHARTER WAS APPROVED BY THE ATTORNEY GENERAL, MARTHA COAKLEY ON JUNE 24, 2013 AND IS POSTED AT THE FOLLOWING PLACES IN THE TOWN OF ACTON:

NAGOG WOODS POST OFFICE, TOWN HALL, WEST ACTON POST OFFICE, CENTER POST OFFICE, PUBLIC SAFETY FACILITY, CENTER LIBRARY AND TOWN WEB PAGE.

CONSTABLE

CLAIMS OF INVALIDITY BY REASON OF ANY DEFECT IN THE PROCEDURE OF ADOPTION OR AMENDMENTS OF THESE BYLAWS MAY ONLY BE MADE WITHIN NINETY DAYS (90) PER CHAPTER 40, SECTION 32, OF THE GENERAL LAWS OF THE COMMONWEALTH.

EVA K. SZKARADEK
TOWN CLERK



MARTHA COAKLEY
ATTORNEY GENERAL

THE COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE ATTORNEY GENERAL

CENTRAL MASSACHUSETTS DIVISION
10 MECHANIC STREET, SUITE 301
WORCESTER, MA 01608

(508) 792-7600
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June 24, 2013

Acton Board of Selectmen
472 Main Street
Acton, MA 01720

**Re: Special Town Meeting of June 3, 2013 - Case # 6834
Acton Article 2 (Charter Amendments)**

Dear Members of the Board:

Article 2 - Pursuant to the provisions of General Laws Chapter 43B, Section 10, we have reviewed the vote taken under Article 2 of the June 3, 2013 Acton Annual Town Meeting. General Laws Chapter 43B, Section 10 (c), requires the Attorney General to furnish "a written opinion setting forth any conflict between the proposed amendment and the constitution and laws of the commonwealth." We do not find any conflict between the Charter amendments proposed under Article 2 and the Constitution or laws of the Commonwealth. We remind the Town that our review is confined to the proposed Charter amendments reflected in the vote taken under this Article and submitted to us for review and does not include a review of the existing text in the Town's Charter.

We recommend the Town consult with Town Counsel to ensure compliance with the charter filing requirements of G.L. c. 43B, § 12, which states in relevant part:

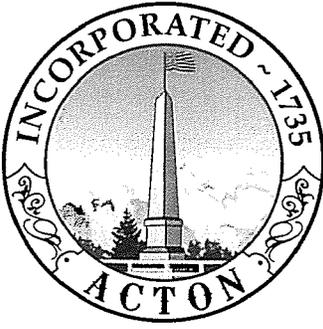
Section 12. Certificates in quadruplicate shall be prepared setting forth any charter that has been adopted or revised and any charter amendments approved and shall be signed by the city or town clerk. One such certificate shall be deposited in the office of the state secretary and shall be kept under the custody of the archivist of the commonwealth, one shall be deposited in the office of the director of housing and community development, one shall be deposited in the office of the attorney general and the other shall be recorded in the records of the city or town and deposited in its archives.

Very truly yours,
MARTHA COAKLEY
ATTORNEY GENERAL

Kelli E. Gunagan

by: Kelli E. Gunagan, Assistant Attorney General
By-law Coordinator, Municipal Law Unit
Ten Mechanic Street, Suite 301
Worcester, MA 01608
(508) 792-7600 x 4406

cc: DHCD (via email)
Town Counsel Stephen D. Anderson (via email)
Town Clerk Eva K. Szkaradek (via email)



TOWN CLERK

A TRUE COPY, ATTEST:

Em K. Szkaradek

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**EXCERPT OF THE ANNUAL TOWN MEETING HELD
MONDAY, JUNE 3, 2013, 7:00 P.M.
ACTON-BOXBOROUGH REGIONAL HIGH SCHOOL AUDITORIUM
NUMBER OF REGISTERED VOTERS ATTENDING TOWN MEETING
JUNE 3, 2013 – 566**

ARTICLE 2 AMEND TOWN CHARTER – SCHOOL COMMITTEES
(Two-thirds vote)

To see if the Town will vote, pursuant to Section 8-3(b) of the Town's Charter, to amend Section 2-1 of the Charter ("Elected Officials") to delete the phrase "Local/Regional School Committees" and replace it with the phrase "Regional School Committee," and to change the number of members of the Regional School Committee from 6 to 7; provided, however, that said Charter amendment shall not take effect until July 1, 2014, and provided further that said Charter amendment shall take effect on that date only if: (a) Acton's voters have approved this Charter amendment pursuant to Section 8-3(c) of the Charter, and (b) the Amended Regional School District Agreement that is the subject of Article 1 on the Warrant for this Town Meeting has been (i) accepted by the Acton and Boxborough Town Meetings, and (ii) approved by the Commissioner of Education, or take any other action relative thereto.

MOTION: Mr. Bruce moves that the Town adopt the Charter amendments as set forth in the Article.

MOTION CARRIES UNANIMOUSLY