



TOWN CLERK

TOWN OF ACTON
472 MAIN STREET
ACTON, MASSACHUSETTS, 01720
TELEPHONE (978) 929-6620
FAX (978) 264-9630
clerk@acton-ma.gov

OCTOBER 5, 2021

MIDDLESEX, SS:

ON THE ABOVE DATE, I POSTED ATTESTED COPIES OF THE AMENDMENT TO THE GENERAL BYLAWS ARTICLE 20 AND 21 WHICH PASSED AT THE ANNUAL TOWN MEETING THAT CONVENED ON JUNE 21, 2021. THE ARTICLES MENTIONED FOR THE GENERAL BYLAWS WERE APPROVED BY THE ATTORNEY GENERAL, MAURA HEALY ON OCTOBER 4, 2020 AND ARE POSTED AT THE FOLLOWING PLACES IN THE TOWN OF ACTON:

NAGOG WOODS POST OFFICE, TOWN HALL, WEST ACTON POST OFFICE, CENTER POST OFFICE, CENTER LIBRARY AND PUBLIC SAFETY FACILITY;

AS WELL AS THE 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



THE COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE ATTORNEY GENERAL

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

MAURA HEALEY
ATTORNEY GENERAL

(508) 792-7600
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October 4, 2021



Eva K. Szkaradek, Town Clerk
Town of Acton
472 Main Street
Acton, MA 01720

**RE: Acton Annual Town Meeting of June 21, 2021 - Case # 10261
Warrant Articles # 13, 20 and 21 (General)**

Dear Ms. Szkaradek:

Article 20 and 21 – We approve Articles 20 and 21 from the Acton Annual Town Meeting of June 21, 2021.

Article 13 - Because the Town has not yet obtained the special legislation that is necessary to authorize the Town to adopt the by-law “Regulating Fossil Fuel Infrastructure in Buildings,” we place the by-law on “hold” pursuant to G.L. c. 30, § 32 pending receipt of the special legislation.

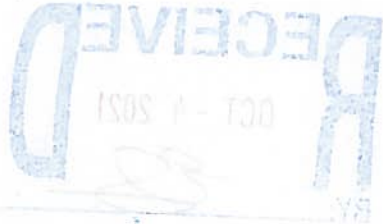
I. Summary of Article 13

Under Article 13 the Town voted to adopt a new general by-law, Chapter AC, “Regulating Fossil Fuel Infrastructure in Buildings.” The by-law states that it will be effective “December 1, 2022 or six months following the date by which the Town is authorized by the Massachusetts General Court to regulate fossil fuel infrastructure, whichever is later.” Section 2.1.

II. The Attorney General’s By-Law Review Process

Pursuant to G.L. c. 40, § 32, the Attorney General must review by-laws within 90 days of the town clerk’s submission of “adequate proof that all of the procedural requirements for the adoption of such by-law have been complied with.” Because the by-law adopted under Article 13 is dependent on the Town obtaining the special legislation referenced in the Article, the Town has not yet submitted all the documents necessary for us to complete our review. Therefore, pursuant to G.L. c. 40, § 32, we place the by-law adopted under Article 13 on “hold.” Once we receive confirmation that the special legislation has been fully approved, we will commence our review of the by-law. Please feel free to contact this Office with any questions.

Note: Pursuant to G.L. c. 40, § 32, neither general nor zoning by-laws take effect unless the Town has first satisfied the posting/publishing requirements of that statute. Once this statutory duty is fulfilled, (1) general by-laws and amendments take effect on the date these posting and publishing requirements are satisfied unless a later effective date is prescribed in the by-law, and (2) zoning by-laws and amendments are deemed to have taken effect from the date they were approved by the Town Meeting, unless a later effective date is prescribed in the by-law.



MAURA HEALEY
ATTORNEY GENERAL

Margaret J. Hurley

by: Margaret J. Hurley, Assistant Attorney General
Chief, Central Massachusetts Division
Director, Municipal Law Unit
Ten Mechanic Street, Suite 301
Worcester, MA 01608
(508) 792-7600 x 4402

cc: Town Counsel Stephen D. Anderson



TOWN CLERK

A TRUE COPY, ATTEST:

Jan K. Sykora deK...

TOWN CLERK, ACTON, MA

TOWN OF ACTON

472 MAIN STREET

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**EXCERPT OF THE ANNUAL TOWN MEETING HELD
MONDAY, JUNE 21, 2021, 6:00 P.M.
ACTON-BOXBOROUGH REGIONAL HIGH SCHOOL UPPER GYMNASIUM**

**Article 20 * Amend General Bylaws – Terminology of the Select Board
(Majority vote)**

To see if the Town will vote to amend the General Bylaws of the Town by replacing the phrase "Board of Selectmen" to "Select Board," the term "Selectmen" to "Member," and/or other context-appropriate terminology as appearing throughout the Bylaws, consistent with the Town Charter change voted at the September 2020 Special Town Meeting and ratified at the 2021 Annual Town Election, or take any other action relative thereto.

MOTION:

Mr. Benson moves that the Town amend the General Bylaws as set forth in the Article.

CONSENT MOTION CARRIES



TOWN CLERK

A TRUE COPY, ATTEST:

Em K. Spardak

TOWN CLERK, ACTON, MA

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**EXCERPT OF THE ANNUAL TOWN MEETING HELD
MONDAY, JUNE 21, 2021, 6:00 P.M.
ACTON-BOXBOROUGH REGIONAL HIGH SCHOOL UPPER GYMNASIUM**

**Article 21 * Amend General Bylaws – Department Revolving Funds
(Majority vote)**

To see if the Town will vote to amend the General Bylaws, Chapter Y – Department Revolving Funds, pursuant to the provisions of Massachusetts General Laws Chapter 44, Section 53E½, Revolving Funds, as amended by appending the following row to the table in Section 5, "Authorized Revolving Funds," or take any other action relative thereto.

Public Shade Trees	Public Works Department	Receipts from permit fees, penalties or fines, gifts or contributions, grants or awards	Costs of new or replacement plantings and related maintenance	FY 2022, et seq.
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MOTION:

Mr. Benson moves that the Town adopt the General Bylaws amendment as set forth in the Article.

CONSENT MOTION CARRIES

