

**ADJOURNED (SECOND) TOWN MEETING  
FOGELBERG AUDITORIUM, BHS  
MONDAY, SEPTEMBER 8, 2003**

A quorum being present, the meeting was called to order at 7:35 P.M. with a salute to the flag. A motion to adjourn to Wednesday September 10, 2003 to complete the business of the Warrant, if necessary, was moved, seconded and so voted. The reading of the Warrant and Constable's Report was waived upon unanimous consent.

**ARTICLE 1 RE: Reports of Town Officers & Committees**

To hear and act on the reports of the Town Officers and Committees, or to act in any other manner in relation thereto.

Reports: The Marion Tavern Advisory Committee updated the members on their committee's progress.

**ARTICLE 2 RE: Annual Town Election Date**

To see if the Town will vote to set the date of the 2004 Annual Town Election as Saturday, April 3, 2004, or to act in any manner in relation thereto.

**MAIN MOTION:** As printed in the Warrant

**ACTION: MAJORITY VOTED TO APPROVE MAIN MOTION**

**ARTICLE 3 RE: Re-evaluation and Data Collection**

To see if the Town will vote to authorize the Board of Assessors to enter into a six-year contract agreement subject to annual appropriation for the purpose of a property revaluation and data collection of Commercial, Industrial, Residential and Personal Property.

**MAIN MOTION:** As printed in the Warrant

**ACTION: MAJORITY VOTED TO APPROVE MAIN MOTION**

**ARTICLE 4 RE: Amend General Bylaws, Article II, Representative Town Meeting/Section 3.0, Time and Schedule of Meetings**

To see if the Town will vote to amend the General Bylaws, Article II, Representative Town Meeting/Section 3.0, Time and Schedule of Meetings by striking the words "Adjourned sessions of the Town Meeting shall also be held in January and September, beginning on the second Monday of the month, provided; however, that when that Monday is a legal holiday Town Meeting shall begin the Wednesday following." AND substituting therefore the words "Adjourned sessions of the Town Meeting shall also be held the fourth Monday of January and the fourth Monday of September, provided, however, that when such day falls on a legal or religious holiday; Town Meeting shall begin the Wednesday following." or to act in any manner in relation thereto.

**MAIN MOTION:** As printed in the Warrant

Recommendations: Bylaw Review Committee voted 4-0-0 in favor.

**ACTION: MAJORITY VOTED TO APPROVE MAIN MOTION**

**ARTICLE 5 RE: Adopt General Bylaw, Article III, Procedure of Town Meeting/Section 17.0, Recall Elected Officials**

To see if the Town will vote to amend General Bylaws, Article III, Procedure of Town Meeting, by adding the following new section 17.0 Recall Elected Officials as follows:

Recall of Elected Officials. Any person who holds an elected Town office with more than six months remaining of the term of office may be recalled from the office by the voters in the manner as herein provided.

1) One hundred and fifty or more voters may file with the Town Clerk an affidavit containing the name of the officer whose recall is sought and a statement of the grounds upon which the petition is based. The signatures on such petition shall contain the names of

at least ten voters in each of the precincts into which the Town is divided for the purposes of electing Town officers. If the said petition is found to be valid the Town Clerk shall thereupon deliver to the ten persons first named on such petition, petition blanks demanding said recall, printed forms of which he shall keep available. The blanks may be completed by printing or typewriting; they shall be addressed to the Board of Selectmen; they shall contain the names of the ten persons to whom they are issued and the grounds for recall as stated in the affidavit; they shall demand the election of a successor to the office; they shall be dated and signed by the Town Clerk within twenty days following the date they are issued, signed by a least ten percent of the total number of persons registered to vote as of the date of the most recent Town election. The Town Clerk shall within four (4) working days, commencing the day after submission with him/her submit the petitions to the Board of Registrars which shall within seven (7) working days, certify thereon the number of signatures which are names of voters.

2) If the petitions shall be certified by the Registrars of Voters to be sufficient, the Town Clerk shall within five (5) working days, or at the next meeting of the Board of Selectmen submit the same with his/her certification. Upon its receipt of the certified petition the Board of Selectmen shall within two (2) working days, give notice, in writing, of said petition to the officer whose recall is sought. If said officer does not resign his office within five (5) working days following delivery of said notice, the Board of Selectmen shall order a special election to be held not less than sixty-five (65) nor more than ninety (90) days after the date of the certification of the Town Clerk that the petition is sufficient.

3) The nomination of candidates, the publication of the warrant for the recall election and the conduct of the recall election shall be in accordance with the charter and General Laws regulating elections.

4) Ballots used at the recall election shall state the proposition in the order indicated:  
For the recall of (name of officer)  
Against the recall of (name of officer)  
Adjacent to each proposition shall be a place to vote for either of said propositions.  
After the said proposition shall appear the word "candidates" and the name of the candidates arranged as determined by a drawing by lot conducted by the Town Clerk which shall be open to the public, unless another arrangement is required by a General law. If a majority of the votes cast on the proposition is against the recall, the votes for candidate need not be counted. If the majority of the votes cast is in favor of recall, the votes for candidates shall be counted and the candidates receiving the highest number of votes shall be declared elected.

5) The incumbent shall continue to hold his office and to perform his duties until the recall election. If he is not then recalled, he shall continue in office for the remainder of his unexpired term. If the officer is recalled, he shall be deemed removed upon the certification of the election results. The candidate who receives the highest number of votes shall serve for the balance of the unexpired term.

6) No recall shall be filed against an officer within six months after he takes office, or in the case of an officer subjected to recall and not recalled thirty, during the remainder of his unexpired term.

7) The validation and the call for election certifies only compliance with the procedural requirements of this act, or to act in any other manner in relation thereto.

**MAIN MOTION:** Withdrawn

**ARTICLE 6 RE: Amend General Bylaws, Article IV, Selectmen/Section 10.0, Fee Schedule – Weights and Measures**

To see if the Town will vote to amend the General Bylaws, Article IV, Section 10.0 – Fee Schedule-Weights and Measures by striking out all of the existing rates and replacing them with the new adjusted fees:

<b>BALANCES AND SCALES</b>	
With capacity of over 10,000 lbs.	\$80.00
With capacity of 5,000 to 10,000 lbs.	40.00
With capacity of 1,000 to 5,000 lbs.	30.00
With capacity of 100 to 1,000 lbs.	25.00
With capacity of more than 10 lbs. And less than 100 lbs.	20.00
With capacity of 10 lbs. or less	20.00
<b>WEIGHTS</b>	
Avoirdupois	5.00

Metric	5.00
Apothecary	5.00
Troy	5.00
<b>LIQUID MEASURING METERS</b>	
Gasoline	20.00
Diesel	20.00
Kerosene	20.00
<b>LIQUID MEASURES</b>	
Taxi Meter	20.00
Fabric Measuring	15.00
Wire-Rope-Cordage	15.00
Tapes	10.00
<b>ADJUSTMENT FEES</b>	
Per Device	25.00

or to act in any other manner in relation thereto.

**MAIN MOTION:** As printed in the Warrant

Recommendations: Bylaw Review Committee voted 4-0-0 in favor.

**ACTION: MAJORITY VOTED TO APPROVE MAIN MOTION**

**ARTICLE 7 RE: Amend General Bylaws, Article V, Authorities, Commissions, and Committees/ Section 2.2, Capital Budget Committee**

To see if the Town will vote to amend the General Bylaws, Article V – Authorities, Commissions and Committees, Section 2.2 – Capital Budget Committee by striking the figure “\$5,000” in section 2.2.2 and substituting therefore the figure “\$15,000” so that the sentence reads: “A capital item or project shall be an expenditure, financed in whole or in part by Town funds, in excess of \$15,000 and may include (1) the construction, repair, extension or other improvement of a public building, highway, sidewalk, storm drain, sewerage installation, bridge, playground, park or like public works, or for a facility, structure or utility appurtenance to any of them and (2) the purchase of land, equipment or buildings”, or to act in any manner in relation thereto.

**MAIN MOTION:** As printed in the Warrant

Recommendations: Bylaw Review Committee voted 4-0-0 in favor.

**ACTION: MAJORITY VOTED TO APPROVE MAIN MOTION**

**ARTICLE 8 RE: Re-adopt General Bylaw, Article VI, Town Clerk/Section 3.0,Schedule of Fees**

To see if the Town will vote to amend the General Bylaws Article VI, Town Clerk by re-adopting Section 3.0, Schedule of Fees (effective 7/1/01) as follows:

<b>BUSINESS</b>	
DBA (Doing Business As) Filing certificate of a person conducting business under any title other than his real name.	\$40 (4 yrs.)
DBA amendments.	\$20
Filing a copy of written instrument of declaration of trust by the trustees of an association or trust, or any amendment thereof, as provided by Sec. 2, Ch. 182.	\$20
Flammable Storage Permit Renewals.	\$15
For furnishing certified copy of certificate of person conducting business under any title, other than his real name.	\$5
Receiving and filing of a complete inventory of all items to be included in a "closing out" sale, etc.	\$10 1st pg \$2 each add'l. pg.
<b>BYLAWS/MAPS</b>	
General Bylaws	\$8
Maps	\$2
Zoning Bylaws w/maps.	\$10
<b>DATABASES/LABELS</b>	
Address Labels	.05/label
Customized Reports - administrative cost plus minimum fee of:	\$50
Electronic Records	
Labels of registered Voters/Residents (per name) for Burlington candidates.	.02/record
Printouts	.50/page
<b>LICENSES-DOGS/KENNELS</b>	
1 Year Dog License	\$15
2 Year Dog License	\$20
3 Year Dog License	\$25
Duplicate Tags/Transfer Licenses	\$2
Guide/Police Dogs	No Charge
Kennel License for 10 dogs or more.	\$120
Kennel License for under 10 dogs	\$75
<b>MISCELLANEOUS</b>	
Administrative time for research and/or copying over 30 minutes billed in 15 minute increments	Rate of lowest paid department employee
Document preparation by request.	\$20
Document preparation, copying, and postage related to administering the qualifying oath of office for persons appointed as Notary Public or Justice of the Peace.	\$5
Faxing	\$10 (1-3 pgs., \$1 ea add'l. pg.)
Notary Services	\$1.25
Photocopies	\$.20/page
Recording any other documents.	\$20 (1st pg.; \$2 ea add'l. pg.)

Subscription services by the week or month.	\$100/yr.
Voters Certificate	\$8
<b>POLES/CONDUITS</b>	
Recording order granting locations of poles, piers, abutments or conduits, alterations or transfers thereof, and increase in number of wires and cable or attachments under the provisions of Sec. 22 of Chapter 166	\$40 each utility/vendor, \$10 each add'l street/way)
<b>PROFESSIONAL REGISTRATION</b>	
Recording the name and address, the date and number of the certificate issued to a person registered as a physician, optometrist, osteopath, or podiatrist in the Commonwealth or issuing a certified copy thereof.	\$20
<b>UNIFORM COMMERCIAL CODE (UCC)</b>	
Filing and indexing, amendments, assignments, continuations, releases and terminations, etc. for the benefit of creditors.	\$10 (1-3 pgs.; \$1 each add'l pg.)
Furnishing copies of UCC filings.	\$2 (1-3 pgs, \$1 ea add'l pg.)
Uniform Commercial Code (UCC) Searches (5 years)	\$10
<b>VITALS</b>	
Burial Permits	\$10
Copying any manuscript or record pertaining to a birth, marriage, or death.	\$5 per page
Correcting errors in a record of birth, marriage, or death.	\$20
Entering certificate of marriage filed by persons married out of the Commonwealth	\$10
Entering delayed record of birth.	\$20
Entering notice of intention of marriage and issuing certificate and certified copy thereof.	\$25
Establishing a vital record.	\$20
Examining records or papers relating to a birth, marriage or death upon the application of any person.	\$10
For furnishing certificate of birth, marriage, or death.	\$10

In accordance with the provisions of MGL Chapter 40, Section 22F accepted by a vote of Town Meeting on 5/21/99 and as provided by Chapter 262, Section 34, Clauses 1-79 and Section 41; Chapter 166, Section 22; Chapter 182, Section 2.

**MAIN MOTION:** As printed in the Warrant

Recommendations: Bylaw Review Committee voted 4-0-0 in favor.

**ACTION: MAJORITY VOTED TO APPROVE MAIN MOTION**

A motion to take Article 16 out of order to discuss with Article 9 was moved, seconded and so voted.

**ARTICLE 9 RE: Amend General Bylaw Article XIV, Environment/Section 3.0, Sign and Advertising Devices**

To see if the Town will vote to amend the General Bylaw Article XIV, Section 3.0 “Signs and Advertising Devices” by adding the following new definition to Subsection 3.1 “Definitions”:

3.1.15 – A Political Sign: means any sign designated to influence the action of voters for the passage or defeat of a measure, or the election of a candidate to a political office at a national, state or local election.

AND further to amend Article XIV, Section 3.0 “Sign and Advertising devices”, Subsection 3.3 “Permitted Signs” by adding the following new criteria to Subsection 3.3.1 “One Family Dwelling Districts (RO)”:

- 3.3.1.3 – Political Signs
- a) No political sign may be erected on any property without the permission of the owner of such property;
- b) Political signs shall be displayed no earlier than (30) days prior to a voting day and shall be removed within (7) days after voting day;
- c) No political sign shall exceed (4) square feet per face;
- d) No political sign shall be permitted on trees or utility poles;
- e) No political sign shall be illuminated.

or to act in any other manner in relation thereto.

**MAIN MOTION:** As printed in the Warrant

Recommendations: Bylaw Review Committee voted 0-4 in opposition. The Sign Bylaw Committee voted in opposition.

There was a division of the house and tellers were appointed.

**ACTION: BY A VOTE OF 38 IN FAVOR AND 44 OPPOSED, THE MAIN MOTION FAILED.**

**ARTICLE 16 RE: Amend Zoning Bylaw Article VI, General Regulations/Section 6.7.0 Signs**

To see if the Town will vote to amend Article VI of the Zoning Bylaws, by adding the following new section to Section 6.7.0 “Signs”:

- 6.7.1 One Family Dwelling Districts (RO)
- a) No political sign may be erected on any property without the permission of the owner of such property;

- b) Political signs shall be displayed no earlier than (30) days prior to a voting day and shall be removed within (7) days after a voting day;
- c) No political sign shall exceed (4) square feet per face;
- d) No political sign shall be permitted on trees or utility poles;
- e) No political sign shall be illuminated

or to act in any other manner in relation thereto.

**MAIN MOTION:** As printed in the Warrant

Recommendations: Planning Board voted 1-4 in opposition.

There was a division of the house and tellers were appointed.

**ACTION: BY A VOTE OF 22 IN FAVOR AND 45 OPPOSED, THE MAIN MOTION FAILED**

A motion to take Articles 14 and 15 out of order was moved, seconded and so voted.

**ARTICLE 14 RE: In-House Payroll/Personnel Software Application**

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$59,790 to allow the Treasurer/Collector to fund the purchase of a new in-house payroll/personnel software application, same to be spent under the appropriate authority or to act in any other manner in relation thereto.

**MAIN MOTION:** To see if the Town will vote to transfer from FY04 line item #96 Rubbish and Garbage the sum of \$59,790 to FY04 line item #28 Management Information Expenses to allow the Treasurer/Collector to purchase a new in-house payroll/personnel software application.

Recommendations: Ways & Means voted 8-0-0 in favor. Capital Budget voted 4-0-1 in favor.

**ACTION: MAJORITY VOTED TO APPROVE MAIN MOTION**

**ARTICLE 15 RE: Shawsheen Valley Technical High School Operating/Maintenance Costs**

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$100,000 for the purpose of paying the Town’s additional apportioned share of the FY04 operating and maintenance costs, including capital costs, of the Shawsheen Valley Regional Vocational/Technical School District; same to be spent under the appropriate authority or to act in any other manner in relation thereto.

**MAIN MOTION:** To see if the Town will raise and appropriate the sum of \$20,087 for purposes of paying the Town’s additional apportioned share of the FY04 operating and maintenance cost, including capital cost, of the Shawsheen Valley Regional Vocational/Technical School District.

Recommendations: Ways & Means voted 8-0-0 in favor. Selectmen voted unanimously in favor.

**ACTION: MAJORITY VOTED TO APPROVE MAIN MOTION**

**ARTICLE 10 RE: Bond Schedule**

To see if the Town will vote to appropriate \$2,600,000 or some other amount, to be expended at the direction of the Selectmen, to pay for the following capital costs, including any and all other costs incidental and related thereto:

- 1) Replace communication console/radios in dispatch center for Police/Fire Departments. \$250,000
- 2) Water tank repairs/Greenleaf Mountain and Blanchard Road storage tanks – exterior and interior restoration of tank walls and lining. \$600,000
- 3) Facilities upgrades: Police Station – removal and replacement of exterior siding and windows. Museum – replacement of siding and roof repairs. \$350,000
- 4) Boilers/Auditorium repairs: replace boilers in school Facilities and refurbish high school auditorium. \$400,000

- 5) Road reconstruction; resurface and reconstruct road and drainage systems in Burlington. \$700,000
- 6) Water main replacement; water distribution improvement including replacement of water mains. \$300,000

And to determine whether the appropriation described in this article should be raised by taxation, transfer from available funds, borrowing, or otherwise, or to take any other action relative thereto.

**MAIN MOTION:** To see if the Town will appropriate the sum of \$2,600,000 to be expended at the direction of the Selectmen to pay off the following capital costs, including any and all other costs incidental and related thereto:

- 1) Police/Fire Departments: replace communication console/radios in dispatch \$250,000
- 2) Greenleaf Mountain/Blanchard Road water tank: exterior and interior restoration of tank walls and lining \$600,000
- 3) Facilities upgrades: Police Station/removal and Replacement of exterior siding and windows; Museum/replacement of siding and roof repairs \$350,000
- 4) School: replace boilers in school facilities and refurbish high school auditorium \$400,000
- 5) Road reconstruction: resurface and reconstruct road and drainage systems \$700,000
- 6) Water mains: water distribution improvements including replacement of water mains \$300,000

and that to meet this appropriation, the Town Treasurer, with the approval of the Selectmen is hereby authorized to borrow said amount under and pursuant to Chapter 44, Section 7 and 8 of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefore.

Recommendations: Ways & Means voted in favor of all items. Capital Budget voted 3-1-1 in favor of bonding and voted in favor of all items except item #3.

Amendment: A motion to strike the figure \$2,600,000 and substitute therefore the figure \$2,414,255 by striking the words “refurbish high school auditorium” in line item #4 and reducing the amount to \$214,255 was moved and subsequently withdrawn.

There was a division of the house and tellers were appointed

**ACTION: BY A VOTE OF 74 IN FAVOR AND 10 OPPOSED, THE MAIN MOTION CARRIED**

**ARTICLE 11 RE: Temporary Borrowing**

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$30,000 to allow the Treasurer/Collector to temporarily borrow funds to secure Bond Anticipation Notes (BANS) or to act in any manner in relation thereto.

**MAIN MOTION:** To see if the Town will vote to transfer from FY04 line item #96 Rubbish and Garbage the sum of \$30,000 to FY04 line item #136 Temporary Interest to allow the Treasurer/Collector to pay the interest to temporarily borrow funds to secure Bond Anticipation Notes.

Recommendations: Ways & Means voted 9-0-0 in favor.

**ACTION: MAJORITY VOTED TO APPROVE MAIN MOTION**

**ARTICLE 12 RE: Funding for Early Retirement Incentive**

To see if the Town will vote to accept the provisions of Section 116 of Chapter 46 of the Acts of 2003 which will allow the Town to offer an Early Retirement Incentive program to eligible employees who choose to participate in the incentives provided for in the legislation and; furthermore, to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$100,000 or any other amount to pay for the cost of retiring employees accrued time or to act in any other manner in relation thereto.

**MAIN MOTION:** Withdrawn

**ARTICLE 13 RE: Building Renovation/Addition Marshall Simonds & Memorial School**

To see if the Town will vote to appropriate \$30,000,000, or some other amount, to be expended at the direction of the School Committee, to pay cost of implementing a building renovation and addition program at the Marshall Simonds Middle School and Memorial School, including the payment of all costs incidental and related thereto, and to determine whether the appropriation described in this article should be raised by taxation, transfer from available funds, by borrowing, or otherwise, contingent upon a positive Town of Burlington Proposition 2.5 Debt Exclusion vote or to take any other action relative thereto.

**MAIN MOTION:** To see if the Town appropriate the sum of \$30,000,000 to be expended at the direction of the School Committee, to pay costs of implementing a building renovation and addition program at the Marshall Simonds Middle School and Memorial School, including payment of all costs incidental and related thereto, and that to meet this appropriation, the Town Treasurer, with the approval of the Selectmen, is hereby authorized to borrow said amount under and pursuant to Chapter 44, Section 8(3A) and Chapter 70B of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefore; provided, however, that no funds shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts needed to repay any bonds or notes authorized by this vote from the limitations of Proposition 2 1/2, so called (Chapter 59, Section 21C of the General Laws).

Recommendations: Ways & Means voted 6-3-0 in favor. Capital Budget voted 5-0-0 in favor.

Amendment: A motion to amend the main motion by reducing the amount to be appropriated by borrowing to \$792,000 and by deleting the words "to pay costs of implementing a building renovation and addition program at the Marshall Simonds Middle School and the Memorial School" and substituting therefore "to pay the cost of design fees for the renovation and addition to the Memorial School" and by deleting the words "provided, however, that no funds shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts needed to repay the bonds or notes authorized by this vote from the limitations of Proposition 2 1/2, so called (Chapter 59, Section 21C of the General Laws) was moved and seconded.

Amendment failed. A motion to move the question was moved, seconded and so voted. A motion to end debate was moved, seconded and so voted.

There was a division of the house and tellers were appointed.

**ACTION: BY A VOTE OF 64 IN FAVOR AND 19 OPPOSED, THE MAIN MOTION CARRIED.**

**ARTICLE 17 RE: Rezone Burlington Sand and Gravel Property From One Family Dwelling (RO) to Planned Development (PD) District**

To see if the Town will vote to amend the Zoning Map to rezone a certain parcel of land known as 14 Wheeler Road, identified on Town of Burlington Assessors Map 56 as Parcel 24, from One Family Dwelling (RO) District to Planned Development (PD) District in accordance with the Concept Plan including, without limitation the "Burlington Residential Communities, Wheeler Road" zoning regulations submitted in accordance with Article XII, Section 12.1.4 of the Town of Burlington Zoning By-Law included as part of the backup material to this Warrant Article; said land is further described as follows:

**Legal Description**

A certain parcel of land located on the northwesterly side of Muller Road and southeasterly side of Wheeler Road in the Town of Burlington, in the County of Middlesex and the Commonwealth of Massachusetts bounded and described as follows:

Beginning at a point at the intersection of Wheeler Road and Old Concord Road (a private way) and being the southwest corner of the parcel hereinafter described; thence:

- Northeasterly and curving to the right along the arc of a curve having a radius of three hundred sixty and no hundredths feet (360.00'), a length of thirty three and fifty nine hundredths feet (33.59') to a point; thence
- N 68° 04'03" E a distance of two hundred nineteen and eighty one hundredths feet (219.81') to a point; thence
- Northeasterly and curving to the left along the arc of a curve having a radius of four hundred twenty and no hundredths feet (420.00'), a length of two hundred thirty eight and seventy six hundredths feet (238.76') to a point; thence
- N 35° 29'46" E a distance of four hundred ninety three and ninety five hundredths feet (493.95') to a point; thence

- Northeasterly and curving to the right along the arc of a curve having a radius of six hundred twenty and no hundredths feet (620.00'), a length of two hundred ten and thirty three hundredths feet (210.33') to a point; thence
- N 54° 56'00" E a distance of three hundred thirty two and thirty two hundredths feet (332.32') to a point; thence
- Northeasterly and curving to the right along the arc of a curve having a radius of five hundred forty and no hundredths feet (540.00'), a length of four hundred sixty nine and seventy four hundredths feet (469.74') to a point; thence
- Southeasterly and continuing curving to the right along the arc of a curve having a radius of four hundred and no hundredths feet (400.00'), a length of one hundred seven and twenty two hundredths feet (107.22') to a point; thence
- S 59° 52'02" E a distance of eighty one and twenty three hundredths feet (81.23') to a point; thence
- Southeasterly and curving to the left along the arc of a curve having a radius of five hundred thirty five and eighty six hundredths feet (535.86'), a length of three hundred twenty five and twenty nine hundredths feet (325.29') to a stone bound; thence
- N 85° 19'57" E a distance of one hundred ten and forty eight hundredths feet (110.48') to a stone bound; thence
- Southeasterly and curving to the right along the arc of a curve having a radius of fifty five and sixty three hundredths feet (55.63'), a length of seventy eight and forty six hundredths feet (78.46') to a point; thence
- S 13° 52'12" E a distance of seventy four and ninety eight hundredths feet (74.98') to a point; thence
- S 13° 07'48" W a distance of thirty nine and forty four hundredths feet (39.44') to a point; thence
- Southeasterly and curving to the left along the arc of a curve having a radius of one hundred thirty and fifty nine hundredths feet (130.59'), a length of eighty three and fifty nine hundredths feet (83.59') to a point; thence
- S 23° 32'42" E a distance of one hundred eighty and four hundredths feet (180.04') to a point; thence
- S 13° 52'12" E a distance of two hundred forty one and seven hundredths feet (241.07') to a point; thence
- Southeasterly and curving to the right along the arc of a curve having a radius of one thousand nine hundred ninety six and twenty eight hundredths feet (1996.28'), a length of one hundred forty eight and eight hundredths feet (148.08') to a point; thence
- S 09° 37'12" E a distance of two hundred twenty four and eighty four hundredths feet (224.84') to a stone bound; thence
- Southwesterly and curving to the right along the arc of a curve having a radius of three hundred ninety one and twenty seven hundredths feet (391.27'), a length of five hundred fifteen and nineteen hundredths feet (515.19') to a stone bound; thence
- Southwesterly and continuing curving to the right along the arc of a curve having a radius of nine hundred forty five and sixty five hundredths feet (945.65'), a length of two hundred ninety three and seventy eight hundredths feet (293.78') to a bound; thence
- S 83° 37'18" W a distance of three hundred ninety seven and twenty seven hundredths feet (397.27') to a point; thence
- Southwesterly and curving to the left along the arc of a curve having a radius of five hundred fifty eight and ninety eight hundredths feet (558.98'), a length of two hundred seventy one and sixty four hundredths feet (271.64') to a stone bound; thence
- S 62° 50'02" W a distance of seventy and sixty eight hundredths feet (70.68') to a point; thence
- S 68° 52'40" W a distance of sixty six and six hundredths feet (66.06') to a point; thence
- S 79° 46'12" W a distance of one hundred seventeen and sixty four hundredths feet (117.64') to a point; thence
- S 80° 32'22" W a distance of eighty two and two hundredths feet (82.02') to a point; thence
- N 58° 44'43" W a distance of one hundred three and eighty nine hundredths feet (103.89') to a point; thence
- Northwesterly and curving to the left along the arc of a curve having a radius of fifty seven and no hundredths feet (57.00'), a length of twenty eight and forty nine hundredths feet (28.49') to a stone bound; thence
- N 58° 44'43" W a distance of fifty eight and sixty five hundredths feet (58.65') to a stone bound; thence
- N 53° 46'24" W a distance of ninety six and nineteen hundredths feet (96.19') to a stone bound; thence
- Northwesterly and curving to the right along the arc of a curve having a radius of three hundred fifty six and seventy five hundredths feet (356.75'), a length of one hundred eighty six and five hundredths feet (186.05') to a point; thence
- Northwesterly and continuing curving to the right along the arc of a curve having a radius of three hundred fifty six and seventy five hundredths feet (356.75'), a length of eighty three and seventeen hundredths feet (83.17') to a point; thence
- N 39° 11'07" W a distance of three hundred ninety four and sixty hundredths feet (394.60') to a stone bound; thence
- N 29° 18'27" W a distance of one hundred thirty eight and six hundredths feet (138.06') to a point; thence
- N 62° 09'07" W a distance of two hundred five and forty one hundredths (205.41') to the point of beginning.

Above described parcel has a lot area of 69.258 Acres

**MAIN MOTION: Withdrawn**

At 11:00 P.M., a motion to adjourn was moved, seconded and so voted.

Attest:

Jane L. Chew  
Town Clerk