

SPECIAL TOWN MEETING

October 3, 1978

Voters of the Town of Boxford met at the Masconomet Regional High School auditorium on October 3, 1978. Moderator DeWitt T. Minich called the meeting to order at 8:06 p.m. and, in the absence of a clergyman, a moment of silent prayer was observed. The articles of the warrant were disposed of as follows:

ARTICLE 1 - To see if the Town shall vote to transfer to the Board of Selectmen the care, custody, management and control of an approximately 1-3/4 acre portion of the Town Sanitary Landfill which is identified by a plan dated September 1978, and on file in the office of the Town Clerk. Said land shall be known as the Johnson Memorial Field and be for the purpose of establishing a public playground or recreation center to promote recreation, play, sport and physical education, and shall be used exclusively for daylight unmotorized recreational purposes.

Upon motion made and duly seconded, it was VOTED to approve the article amended as follows:

To transfer to the Board of Selectmen the care, custody, management and control of an approximately 1-3/4 acre portion of the Town Sanitary Landfill which is identified by a plan dated September 1978, and on file in the office of the Board of Selectmen. Said land shall be known as the Johnson Memorial Field and be for the purpose of establishing a public playground or recreation center to promote recreation, play, sport and physical education, and shall be used exclusively for daylight unmotorized recreational purposes; said field to be constructed to Department of Environmental Quality Engineering requirements and to be turned over to the Recreation Committee upon completion.

By hand count, unanimously.

ARTICLE 2 - To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money to be expended by the Selectmen, for the purpose of implementing several mandatory provisions of the approved Operation and Maintenance Manual for the Sanitary Landfill, or take any other action relative thereto.

A motion to move the question was made and duly seconded. VOTED by voice vote, 2 dissenting. (Moderator's Estimate)

Upon motion made and duly seconded, it was VOTED to transfer from Free Cash the sum of \$27,520.00.

By voice vote

Special Town Meeting, October 3, 1978 - Page 2

ARTICLE 3 - To see if the Town will vote to authorize the Selectmen to acquire by purchase, agreement or eminent domain, a parcel of land containing approximately 2.06 acres, in the Town of Boxford, adjacent to the East Boxford Fire Station, to be added to the site of the East Boxford Fire Station; and to raise and appropriate or transfer from available funds, a sum of money for said purpose, or take any other action relative thereto.

Upon motion made and duly seconded, it was VOTED to approve the article amended as follows:

To authorize the Selectmen to acquire by purchase, agreement or eminent domain, a parcel of land containing approximately 2.06 acres, in the Town of Boxford, adjacent to the East Boxford Fire Station, to be used for municipal purposes; and to transfer from Free Cash the sum of \$30,000.00 for said purpose.

By hand count, 199 yes and 18 no.

ARTICLE 4 - To see if the Town will vote to authorize the Selectmen to acquire by purchase, agreement or eminent domain, for recreational purposes, a parcel of land in the Town, on Stiles Pond, adjacent to the Town Beach, containing approximately 14.86 acres, and being shown as Parcel 26, Map 18, Block No. 1, in the records of the Board of Assessors, and to raise and appropriate or transfer from available funds, a sum of money for said purpose, or take any other action relative thereto.

Upon motion made and duly seconded, it was VOTED to approve the article amended as follows:

To authorize the Selectmen to expend a transfer of \$500.00 from Free Cash to obtain an option toward acquisition of approximately 10.0 acres of land, commonly known as the Clay property, located on Stiles Pond; the terms of said option to be determined by the Board of Selectmen.

By hand count, 201 yes and 11 no.

ARTICLE 5 - To see if the Town will vote to authorize and instruct the Selectmen to enter into a boundary line agreement with Jane C. Johnson, to confirm the location of the boundary line between Town owned property and property of said Jane C. Johnson on Elm Street in Boxford, said Johnson property being shown as "A = 26,278 S.F." on plan entitled "Plan of Land in Boxford property of Harold R. & Jane C. Johnson", dated July 27, 1978, by Essex Survey Service, Inc, and to release all of the Town's right, title and interest in and to all land shown as "A = 26,278 S.F." on said plan, and to sign, seal, acknowledge and deliver, and accept any instruments necessary thereto.

Special Town Meeting, October 3, 1978 - Page 3

Upon motion made and duly seconded, it was VOTED to approve the main article as printed.

By hand count, unanimously.

Upon motion made and duly seconded, it was VOTED to adjourn the meeting at 9:55 p.m.

Registered voters attending the meeting were 333. Counters and checkers for the meeting were appointed by Town Clerk Frank H. Weatherby.

A true record.

ATTEST:

Frank H. Weatherby

FRANK H. WEATHERBY
Town Clerk

TRANSFERS

Article 2	\$27,520.00
Article 3	30,000.00
Article 4	<u>500.00</u>

TOTAL TO BE TRANSFERRED \$58,020.00

A true record.

ATTEST:

Frank H. Weatherby

FRANK H. WEATHERBY
Town Clerk

State Election - November 7, 1978
Votes for Precincts 1+2 were cast at the
Spofford Pond School. Polls opened at 10:00 AM and
closed at 8:00 PM. Votes cast were: Precinct 1 - 1592
and Precinct 2 - 602 for a total of 2194.

Total Vote 2194		TO VO
SENATOR IN CONGRESS		
		Vote for ONE
EDWARD W. BROOKE	535 Beacon Street, Newton Candidate for Re-election	1358
PAUL E. TSONGAS	80 Mansur Street, Lowell Democratic	798
		B 38
GOVERNOR - LIEUTENANT GOVERNOR		
		Vote for ONE
HATCH and COWIN	Republican	1481
KING and O'NEILL	Democratic	666
		B 97

ATTORNEY GENERAL

Vote for ONE

FRANCIS X. BELLOTTI 120 Hillside Avenue, Quincy +++++ Democratic
Candidate for Re-election 1356

WILLIAM F. WELD 28 Fayerweather Street, Cambridge +++++ Republican 777

B 61

SECRETARY

Vote for ONE

MICHAEL JOSEPH CONNOLLY 122 Montclair Avenue, Boston + Democratic 562

JOHN W. SEARS 7 Acorn Street, Boston +++++ Republican 1525

B 107

TREASURER

Vote for ONE

ROBERT Q. CRANE 7 Mountview Road, Wellesley +++++ Democratic
Candidate for Re-election 636

LEWIS S.W. CRAMPTON 15 Bradford Street, Boston +++++ Republican 1447

B 111

AUDITOR

Vote for ONE

THADDEUS BUCZKO 47 Butler Street, Salem +++++ Democratic
Candidate for Re-election 1038

TIMOTHY F. O'BRIEN 285 Bellevue Street, Boston +++++ Republican 1041

B 275

REPRESENTATIVE IN CONGRESS

Sixth District

Vote for ONE

WILLIAM E. BRONSON Summer Street, Manchester +++++ Republican 1610

NICHOLAS MAVROULES 9 Carol Ann Road, Peabody +++++ Democratic 526

B 58

COUNCILLOR

Fifth District

Vote for ONE

JOHN F. MARKEY 246 Turnpike Street, North Andover +++++ Democratic
Candidate for Re-election 1416

B 778

SENATOR IN GENERAL COURT

First Essex & Middlesex District

Vote for ONE

ROBERT C. BUELL Woodcrest Road, Boxford +++++ Republican 1913

ROBERT J. CAIN 39 Ariene Avenue, Wilmington +++++ Democratic 236

B 45

REPRESENTATIVE IN GENERAL COURT

Fourth Essex District

Vote for ONE

FORRESTER A. "TIM" CLARK JR. 300 Sagamore St. Hamilton Republican 1025

CARLOTTA R. TYLER 36 High Street, Topsfield +++++ Democratic 831

THOMAS E. SINKIEWICZ 251 Catter Road, Hamilton +++++ Independent 263

B 25

DISTRICT ATTORNEY

Eastern District

Vote for ONE

KEVIN MICHAEL BURKE 43 Cross Street, Beverly +++++ Democratic	1398
--	------

B	796
---	-----

REGISTER OF PROBATE AND INSOLVENCY

Essex County

Vote for ONE

JOHN F. BURKE 100 Salem Street, Lawrence +++++ Democratic	490
--	-----

PAUL T. RABCHENUK 6 Porter Meadow Road, Topsfield +++++ Republican	1517
---	------

B	187
---	-----

COUNTY COMMISSIONER

Essex County

Vote for ONE

EDWARD H. CAHILL 82 Cherry Street, Lynn +++++ Democratic Candidate for Re-election	1334
--	------

B	860
---	-----

COUNTY TREASURER

Essex County

Vote for ONE

ROBERT C. HAGOPIAN 54 Alan Road, Hamilton +++++ Republican	1199
---	------

KATHERINE B. O'LEARY 19 Witchcraft Road, Salem +++++ Democratic	826
--	-----

B	169
---	-----

QUESTION 1**PROPOSED AMENDMENT TO THE CONSTITUTION**

Do you approve of the adoption of an amendment to the Constitution summarized below, which was approved by the General Court in joint sessions of the House of Representatives and Senate on May 28, 1975, by a vote of 220-53, and on September 7, 1977, by a vote of 243-20?

YES	1035
-----	------

NO	1123
----	------

SUMMARY

B 36

The proposed constitutional amendment would permit the legislature to establish as many as four different classes of real property for tax purposes. Property in any one class would be required to be assessed, rated and taxed proportionately but property in different classes could be assessed, rated and taxed differently. The legislature could grant reasonable exemptions. The constitution presently requires all property (other than wild lands, forest lands, and certain agricultural and horticultural lands) to be assessed and rated equally at full value for tax purposes.

QUESTION 2**PROPOSED AMENDMENT TO THE CONSTITUTION**

Do you approve of the adoption of an amendment to the Constitution summarized below, which was approved by the General Court in joint sessions of the House of Representatives and Senate on May 28, 1975, by a vote of 267-3, and on August 10, 1977, by a vote of 250-1?

YES	1576
-----	------

NO	475
----	-----

SUMMARY

B 143

The proposed constitutional amendment would allow a governor who had not served in the preceding year as governor to submit a proposed budget to the legislature within eight weeks of the beginning of the legislative session. A governor who had served in the preceding year would still be required to submit a proposed budget within three weeks of the beginning of a legislative session.

QUESTION 3**PROPOSED AMENDMENT TO THE CONSTITUTION**

Do you approve of the adoption of an amendment to the Constitution summarized below, which was approved by the General Court in joint sessions of the House of Representatives and Senate on June 26, 1976, by a vote of 244-6, and on August 10, 1977, by a vote of 253-1?

YES	1518
-----	------

NO	561
----	-----

SUMMARY

B 115

The proposed constitutional amendment would require the Secretary of the Commonwealth to send information about questions that will appear on the state election ballot to each person eligible to vote in the Commonwealth, or to every residence in the Commonwealth where one or more eligible voters live. Presently, the Constitution requires the Secretary to send this information to each registered voter in the Commonwealth.

QUESTION 4**PROPOSED AMENDMENT TO THE CONSTITUTION**

Do you approve of the adoption of an amendment to the Constitution summarized below, which was approved by the General Court in joint sessions of the House of Representatives and Senate on May 26, 1976, by a vote of 266-0, and on August 10, 1977, by a vote of 258-0?

YES	1459
NO	579

SUMMARY

B 156

The proposed constitutional amendment would require that in the taking of the state census, residence be determined in accordance with the standards used by the United States when taking the federal census. Under the federal standards, residence is based upon where a person spends most of his or her time whereas under present state standards residence is based upon legal domicile. The standards would be subject to any exceptions which the legislature might enact.

QUESTION 5**PROPOSED AMENDMENT TO THE CONSTITUTION**

Do you approve of the adoption of an amendment to the Constitution summarized below, which was approved by the General Court in joint sessions of the House of Representatives and Senate on May 26, 1976, by a vote of 260-1, and on August 10, 1977, by a vote of 255-0?

YES	970
NO	984

SUMMARY

B 240

The proposed constitutional amendment would allow a local charter commission 18 months after its election to prepare a charter or charter revision for submission to the voters of a city or town. Presently, the constitution provides that the charter or charter revision be prepared within 10 months of the election of the charter commission.

QUESTION 6**PROPOSED AMENDMENT TO THE CONSTITUTION**

Do you approve of the adoption of an amendment to the Constitution summarized below, which was approved by the General Court in joint sessions of the House of Representatives and Senate on June 11, 1975, by a vote of 175-73, and on September 7, 1977, by a vote of 173-90?

YES	1540
NO	548

SUMMARY

B 106

The proposed constitutional amendment would provide that a student could neither be assigned to nor denied admittance to a public school on the basis of race, color, national origin or creed.

QUESTION 7**PROPOSED AMENDMENT TO THE CONSTITUTION**

Do you approve of the adoption of an amendment to the Constitution summarized below, which was approved by the General Court in joint sessions of the House of Representatives and Senate on August 11, 1976, by a vote of 248-5, and on May 24, 1978, by a vote of 257-0?

YES	1422
NO	643

SUMMARY

B 129

The proposed constitutional amendment would give the legislature the power to establish a different method of property taxation for land which is used for recreational purposes and for land preserved in its natural state. It would add these two categories to the existing constitutional provision which allows the legislature to tax wild and forest land differently. The amendment's stated purpose is to develop and conserve natural resources and the environmental benefits of recreational land.

QUESTION 8

E: Shall an annual, nontransferable license, be granted in the town of Boxford for the sale therein of all alcoholic beverages by Far Corner Farm Golf Course, Inc. to its members and to guests introduced by such members and to no others?

YES	1280
NO	801

B 113

QUESTION 9**THIS QUESTION IS NON-BINDING**

"Shall the Senator from this District be instructed to vote to approve the passage of a bill requiring the reduction and limitation of local property taxes by substituting revenue from state taxes, and providing that all state and local taxes combined shall not take a larger percentage of the total personal income in Massachusetts than the average percentage taken in the three year period immediately preceding approval?"

YES	1603
NO	324

B 267

I hereby attest that on the date of November 7, 1978 I reset the counters on the ballot boxes for Precincts 1+2 back to 000 in public view before the polls opened. The reading on the counters at the close of the polls was: Precinct 1-1577, Precinct 2-603.

Attest
A true record

Francis H. Weathering
Town Clerk