

Town of



Amherst Massachusetts

TOWN CLERK

Sandra J. Burgess, Town Clerk
Town Hall
4 Boltwood Avenue
Amherst, MA 01002-2351

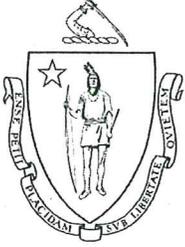
Phone: (413) 259-3035
Fax: (413) 259-2499
townclerk@amherstma.gov
www.amherstma.gov

Date posted December 21, 2015

On the above date written I have posted copies of the bylaw amendments passed at the November 2, 2015 Special Town Meeting and approved by the Attorney General of Massachusetts on December 18, 2015 at the following places in town:

Precinct 1	North Amherst Post Office	Precinct 6	Fort River School
Precinct 2	North Fire Station	Precinct 7	Crocker Farm School
Precinct 3	Immanuel Lutheran Church	Precinct 8	Munson Memorial Library
Precinct 4	Amherst Post Office	Precinct 9	Wildwood School
Precinct 5	Town Hall	Precinct 10	Campus Center, UMass

Suella Houslett
Constable, Town of Amherst



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
(508) 795-1991 fax
www.mass.gov/ago

December 18, 2015

Sandra J. Burgess, Town Clerk
Town of Amherst
4 Boltwood Ave
Amherst, MA 01002

**RE: Amherst Special Town Meeting of November 2, 2015 - Case # 7791
Warrant Article # 5 (General)**

Dear Ms. Burgess:

Article 5 - We approve Article 5 from the November 2, 2015 Amherst Special Town Meeting.

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.

Very truly yours,

MAURA HEALEY
ATTORNEY GENERAL

Nicole B. Caprioli

By: Nicole B. Caprioli
Assistant Attorney General
Municipal Law Unit
10 Mechanic Street, Suite 301
Worcester, MA 01608
(508) 792-7600 ext. 4418
nicole.caprioli@state.ma.us

cc: Town Counsel Joel B. Bard

ARTICLE 5

Form 2 – Submission 2

TOWN MEETING ACTION

ARTICLE 5. Bylaw Amendment – Electronic Voting (TMEVSC)

VOTED to amend the General Bylaws, Article I, Section 8 by deleting the ~~lined-out~~ language and adding the language in **bold**.

8. VOICE VOTES, **ELECTRONIC VOTES**, TALLIED VOTES, AND STANDING VOTES. All votes unless otherwise provided for by law shall in the first instance be taken by 'ayes' and 'noes' voice vote.

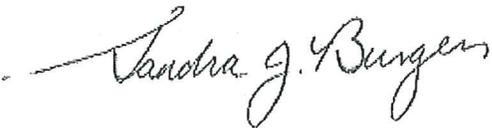
If any member questions the voice vote, or if a four-fifths or nine-tenths vote is required by statute and the vote is not unanimous, ~~the vote shall be taken by counted standing vote. When a two-thirds vote is required by statute, a counted standing vote shall not be taken unless the voice voted is doubted by the moderator or questioned by a member. or if the Moderator is in doubt,~~ **the procedure in either 8.a. or 8.b. shall be followed.**

8.a. **Procedure if Electronic Voting is available: An Electronic Tally shall be taken. For an Electronic Tally, the Clerk will record the name and vote of each member, along with the total received ayes noes and abstentions. This vote shall be determinative of the question. Each member shall cast his/her own vote only.**

8.b. **Procedure if Electronic Voting is not available: The vote shall be taken by a counted standing vote unless, if,** within a short but reasonable period of time following the voice vote, which period of time shall be fixed by the moderator, any member requests a tally vote and if 14 members manifest their concurrence with that member, **in which case** the vote of each member shall be tallied by the use of a color-coded (green for aye, red for no) card. Each such card shall bear the member's name and indicate his/her vote. Each member shall cast his/her own vote only. Such cards shall be collected and counted by the tellers, which count shall be determinative of the question.

Action taken 11/2/15.

A true copy, Attest:



Sandra J. Burgess
Town Clerk

(Town Meeting voted the following motion:

I move to amend Article 5 as follows: Replace Paragraph 8.a. with the following:

8.a. Procedure if Electronic Voting is available: An Electronic Tally Vote shall be taken, For an electronic Tally, the Clerk will record the name and vote of each member, along with the total received ayes, noes and abstentions. This vote shall be determinative of the question. Each member shall cast his/her own vote only.)