



**TOWN OF
STONEHAM**
MASSACHUSETTS 02180

OFFICE OF THE TOWN CLERK

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Maria Sagarino
Town Clerk

September 4, 2013

Board of Selectmen
35 Central Street
Stoneham, MA 02180

Honorable Board :

I, Maria Sagarino, duly elected and qualified Town Clerk of Stoneham, Massachusetts hereby certify that the following vote was passed at the Special Town Meeting held on September 3, 2013 as follows:

Article 1. To see if the Town will vote to raise and appropriate or transfer from available funds a sum on money to review and/or comment on any application or request for approval to the Town or the Commonwealth of Massachusetts, for, regarding, accessory to or otherwise related to the construction of residential dwelling units at 170 Franklin Street (also known as Weiss Farm), to include the hiring of legal counsel, and to further include the defense or pursuit of any legal action in furtherance of a decision or position of the Town or any board, commission or official which is permissible under law and which opposes the construction of residential dwelling units at 170 Franklin Street (also known as Weiss Farm).

No funds shall be expended from said money appropriated or transferred pursuant to the motion for this warrant article if said funds are otherwise available to the Town pursuant to applicable state law or town bylaw or regulations, including, but not limited to, M.G.L. c.44, sec. 53G.

Or do anything in relation thereto.

Russell Wilson
Tamarock Terrace
Stoneham, MA

Article 1. Voted that the Town transfer and appropriate from free cash the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00), to review and/or comment on any application or request for approval to the Town of Stoneham and/or the Commonwealth of Massachusetts and/or any of its' semi-autonomous/independent entities for, regarding, accessory to or otherwise related to the development of residential dwelling units at 170 Franklin Street (also known as Weiss Farm), specifically the hiring of legal counsel, and to further include the defense or pursuit of any legal action in furtherance of a decision or position of the Town or any board, commission, or official which is permissible under law, and which opposes the construction of residential dwelling units at 170 Franklin Street (also known as Weiss Farm) which are shown to be in violation of any of the following:

- i) The State Wetlands Protection Act,
- ii) The State Title V Septic System Regulations,
- iii) Deemed by Environmental Experts selected by the Town as inappropriate for the Weiss Farm site
- iv) Which imperil the health and safety of occupants or Town residents,
- v) Which endanger the natural environment,

No funds shall be expended from said money appropriated or transferred pursuant to the motion for this warrant article if said funds are otherwise available to the Town pursuant to applicable state law or town bylaw or

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regulations, including but not limited to Massachusetts General Law Chapter 44 Section 53G.

Said funds shall be under the jurisdiction and control of the Town Selectmen and Selectwoman, as assisted by a standing committee comprised of two members of the Stoneham Selectmen and Selectwoman as follows: John DePinto and Thomas Boussy; and six members consisting of Town residents Paul Armano, John Eaton, Paula Sarno, James Sullivan, Angelo Mangino and Bob Verner. Any legal counsel retained shall work with and report to the Board of Selectmen as assisted by this standing committee.

Passes per Moderator

Sincerely,



Maria Sagarino
Town Clerk