

VOTED (by the following HAND COUNT VOTE): That the Town vote to accept an easement for public way purposes in the following:

BANTRY ROAD (i) as shown on Plan 289IJ filed with Certif. 5872 from Blackthorn Drive southerly to the southerly boundary of Lot 90 and (ii) as shown on Plan 289IU filed with Certif. 8355 from Lot 90 southerly to the end of the turnaround (but not including the connector strip between the turnaround and a stone wall on said plans):

TARA ROAD (i) as shown on Plan 289IJ beginning at a point 919.86 feet southerly from Blackthorn Drive and then continuing southerly to the intersection with Davis Road and (ii) from said intersection as shown on Plan 289IU easterly to Bantry Road; and

BLACKTHORN DRIVE as shown on Plan 289IT filed with Certif. 7591 beginning at a point 1464.73 feet westerly from Flagg Road and then continuing westerly to the westerly boundary of the turnaround at a point 34.65 feet easterly of the southwesterly corner of Lot 127.

YES: 141

NO: 74

### ARTICLE 39:

To see if the Town will vote to transfer and appropriate from general revenues the sum of Ten Thousand Dollars (\$10,000.00) for the purpose of making repairs to Bantry Road, Tara Road extension and Blackthorn Drive extension in accordance with an estimate dated October 4, 1977 signed and approved by the Superintendent of the Highway Dept., of the Town of Southborough. The sum of Ten Thousand Dollars (\$10,000.00) has been received by the Town from the Maryland Casualty Insurance Co. in payment of a performance bond posted by the developer, or do or act anything in relation thereto.

(2/3 vote required)

VOTED UNANIMOUSLY: That the Town vote to transfer from general revenue and appropriate the sum of Ten Thousand Dollars (\$10,000.00) for the purpose of making repairs to Bantry Road, Tara Road extension and Blackthorn Drive extension in accordance with an estimate dated October 4, 1977, signed and approved by the Superintendent of the Highway Department of the Town of Southborough. The sum of Ten Thousand Dollars (\$10,000.00) has been received by the Town from the Maryland Casualty Insurance Co. in payment of a performance bond posted by the developer.

### ARTICLE 40:

To see if the Town will vote to raise and appropriate or transfer and appropriate from any of its available funds the sum of Five Thousand Four Hundred Dollars (\$5,400.00) for the purpose of making repairs to Bantry Road, Tara Road extension and Blackthorn Drive extension in accordance with an estimate dated October 4, 1977 signed and approved by the Superintendent of the Highway Department of the Town of Southborough, or do or act anything in relation thereto.

MOTION MADE: That the Town vote to raise and appropriate the sum of \$5,400.00 for the purpose of making repairs to Bantry Road, Tara Road extension and Blackthorn Drive extension in accordance with an estimate dated October 4, 1977 signed and approved by the Superintendent of the Highway Department of the Town of Southborough.

AMENDMENT TO MOTION: That the Town vote to raise and appropriate the sum of \$20,000.00 for the purpose of making repairs to Bantry Road, Tara Road extension and Blackthorn Drive extension on condition that the Selectmen assess the cost of the Public Improvements in the form of a Betterment Assessment as per Mass General Laws Chapter 80 and its applicable Sections.

LIMIT DEBATE called by Moderator Swartwood on this Amendment only.

AMENDMENT TO MOTION: (as stated above) DEFEATED by the following HAND COUNT VOTE.

YES: 73

NO: 123

PASSED BY MAJORITY VOTE: (Motion) That the Town vote to raise and appropriate the sum of Five Thousand Four Hundred Dollars (\$5,400.00) for the purpose of making repairs to Bantry Road, Tara Road extension and Blackthorn Drive extension in accordance with an estimate dated October 4, 1977 signed and approved by the Superintendent of the Highway Department of the Town of Southborough.

### ARTICLE 41:

To see if the Town will vote, pursuant to the recommendation of the Conservation Commission to designate all remaining Town roads not currently designated as "senic roads", other than those specifically excluded by State Statute, as "scenic roads" under provisions of the General Laws Chapter 40, Section 15C and to instruct the Planning Board, in exercising its responsibilities thereunder, to take into consideration sound planning principles, aesthetics, and preservation of natural resources as well as public safety, or do or act anything in relation thereto.

PASSED: (by the following HAND COUNT VOTE) That the Town vote, pursuant to the recommendation of the Conservation Commission to designate all remaining town roads not currently designated as "scenic roads", other than those specifically excluded by State Statute, as "scenic roads" under provisions of the General Laws Chapter 40, Section 15C and to instruct the Planning Board, in exercising its responsibilities thereunder, to take into consideration sound planning principles, aesthetics, and preservation of natural resources as well as public safety.

YES: 97

NO: 66