



**Town of Andover**  
**Town Clerk's Office**

36 Bartlet Street  
Andover, MA 01810  
978-623-8230  
townclerk@andoverma.us

Austin P. Simko,  
Town Clerk

May 16, 2023

**TO WHOM IT MAY CONCERN:**

This is to certify that at the second session of the Annual Town Meeting of the Inhabitants of the Town of Andover held on May 2, 2023, the following Article and VOTE was taken thereon, to wit:

**ARTICLE 37. Town Charter Removal of Residency Requirement for Town Manager.**

To see if the Town will vote to petition the Legislature to pass a Special Act to amend the Andover Town Charter by deleting the following sentence from Section 6:

“He need not be a resident of the town when appointed, but shall be a resident of the town during his term of office”,

provided that the legislature may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition or take any other action related thereto.

*On request of the Select Board*

Upon motion made and duly seconded it was VOTED to approve Article 37 as printed in the Warrant.

**VOTE: A majority vote required for passage, on a standing vote, the Motion Passed by a vote of 139 to 112.**

A true record  
A T T E S T

Austin P. Simko  
Town Clerk

## **Town Charter § 6 Appointment of Town Manager.**

The select board shall appoint, as soon as practicable after the first town election following acceptance of this act or after the occurrence of any vacancy, for a term of five years, a town manager who shall be a person especially fitted by education, training and previous full-time paid experience in a responsible administrative position in municipal government, to perform the duties of his office. The town manager shall be appointed without regard to his political beliefs. He may be appointed for successive terms of office. No holder of elective office in the town shall within five years of holding such office be eligible for appointment as town manager. Before entering upon the duties of his office the town manager shall be sworn to the faithful and impartial performance thereof by the town clerk, or by a justice of the peace. He shall execute a bond in favor of the town for the faithful performance of his duties in such sum and with such surety or sureties as may be fixed or approved by the select board, the premium for said bond to be paid by the town.

Chapter 107  
of the Acts of 2024

T H E C O M M O N W E A L T H O F M A S S A C H U S E T T S

In the One Hundred and Ninety-Third General Court

AN ACT ELIMINATING THE RESIDENCY REQUIREMENT FOR THE TOWN MANAGER OF THE TOWN OF ANDOVER.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 6 of the charter of the town of Andover, which is on file in the office of the archivist of the commonwealth, as provided in section 12 of chapter 43B of the General Laws, is hereby amended by striking out the third sentence.

SECTION 2. This act shall take effect upon its passage.

House of Representatives, May 22, 2024.

Passed to be enacted,

*Paul J. Donato*, Speaker.

In Senate, May 22, 2024.

Passed to be enacted,

*Bill U. Brown*, President.

*May 30*, 2024.  
Approved,

at *12* o'clock and *34* minutes, *P.* M.

*M. T. Keay* Governor.