

MAINE STATE LEGISLATURE

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NINETY - THIRD LEGISLATURE

Legislative Document

No. 115

S. P. 89

In Senate, January 21, 1947

Referred to Committee on Ways and Bridges, sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Edwards of Oxford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-SEVEN

AN ACT Relating to Maintenance of Third Class Roads.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 20, §§ 35, 36, 37, 38, 39, 41, 55, repealed. Section 35, as amended by section 1 of chapter 334 of the public laws of 1945, sections 36, 37, 38, 39, 41 and 55, all of chapter 20 of the revised statutes are hereby repealed.

Sec. 2. R. S., c. 20, § 52, repealed and replaced. Section 52 of chapter 20 of the revised statutes is hereby repealed and the following enacted in place thereof:

'Sec. 52. Maintenance of 3rd class highways. Roads which have been constructed on 3rd class highways shall be suitably maintained by the several towns until such roads shall be reclassified and accepted by the state highway commission for maintenance under the provisions for maintaining state and state aid highways.'

Sec. 3. R. S., c. 20, § 57, amended. Section 57 of chapter 20 of the revised statutes is hereby amended to read as follows:

'Sec. 57. Maintenance of town ways constructed from special appropriations. In all cases where towns receive special legislative appropriations

to be expended on town ways not designated as state, state aid or 3rd class highways, said ways shall be suitably maintained by the several towns under penalty of forfeiture of the right of the town to receive future legislative appropriations. ~~Towns shall annually raise for the purpose of maintaining the improvements made from legislative appropriations on 3rd class roads, a sum of not less than 3% of the total amount of said appropriations used on said roads.'~~

Sec. 4. R. S., c. 20, § 27-A, additional. Chapter 20 of the revised statutes is hereby amended by adding thereto a new section to be numbered 27-A, to read as follows :

'Sec. 27-A. Mileage apportionment of state aid for 3rd class and state aid reconstruction. Allotments of state aid for 3rd class and state aid highway reconstruction shall be apportioned to cities and towns in accordance with the number of miles of 3rd and 4th class roads, as defined in section 5, maintained therein. Each city or town apportionment from this fund shall be expended for reconstruction of improved 3rd class highways until all such highways have, as herein provided, been reclassified by the commission, as improved state aid highways. In any city or town, no apportionment from this fund shall be expended upon an unimproved section of highway until all sections of improved state aid highways as determined by proper inspection by the commission, within any city or town, have been, in the opinion of the commission, properly reconstructed. The state highway commission shall reclassify as state aid highways all improved sections of designated 3rd class roads, constructed under its supervision, that by inspection, it finds have been properly reconstructed and warrant continued maintenance as improved state aid highways. Third class designations, when no longer considered of public need, may be rescinded by the state highway commission upon request of the municipal officers of any town.'