

MAINE STATE LEGISLATURE

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NINETY-SEVENTH LEGISLATURE

Legislative Document

No. 227

S. P. 96

In Senate, January 26, 1955.

Referred to Committee on Legal Affairs. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary.

Presented by Senator Boyker of Oxford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-FIVE

AN ACT to Repeal the Act Creating the Bethel Village Corporation.

Emergency preamble. Whereas, acts of the Legislature do not become effective for 90 days after adjournment unless passed as emergencies; and

Whereas, it is vitally necessary for the inhabitants of the Town of Bethel to determine whether or not for the year 1955 the Bethel Village Corporation be repealed and its assets and liabilities be assumed by the Town of Bethel; and

Whereas, to accomplish this purpose the inhabitants of the Town of Bethel must vote thereon at the town meeting in March, 1955; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. P. & S. L., 1889, c. 379, repealed. Subject to the provisions of section 4 hereof, chapter 379 of the private and special laws of 1889, as amended, entitled "An Act Creating the Bethel Village Corporation" is hereby repealed.

Sec. 2. Rights, etc., of Bethel Village Corporation vested in the town of Bethel. Upon the acceptance of this act as provided in section 4 hereof, all real and personal property, or any interest therein, then owned by the Bethel Village Corporation, together with all accounts receivable, choses in action, and all other rights and benefits that may be either then due and payable to, or would accrue to, or for the benefit of said Bethel Village Corporation but for this act, shall be and become the property of the town of Bethel; said town

being hereby vested with all rights and powers of holding, disposing of or enforcing such rights so acquired.

Sec. 3. Contracts, etc., to be assumed by town of Bethel. Upon the acceptance of this act as provided in section 4 hereof, all valid contracts, obligations and liabilities of said Bethel Village Corporation shall be assumed and executed by the town of Bethel.

Sec. 4. Referendum; emergency clause; effective date; certificate to Secretary of State. In view of the emergency cited in the preamble, this act shall take effect when approved only for the purpose of permitting its submission to the legal voters of the town of Bethel at the next annual town meeting to be held in March, 1955, an appropriate article being inserted in the call for such meeting.

The town clerk shall prepare the required ballots, on which he shall reduce the subject matter of this act to the following question: "Shall 'An Act to Repeal the Act Creating the Bethel Village Corporation,' passed by the 97th Legislature, be accepted?" and the qualified voters shall indicate in the usual manner their opinion of the same. This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at said meeting; provided, however, that the total number of votes cast for and against the acceptance of this act equals or exceeds 20% of the total number of votes cast for all candidates for Governor in said town at the next previous gubernatorial election.

The result of the vote shall be declared by the municipal officers of the town of Bethel and due certificate thereof shall be filed by the town clerk with the Secretary of State.