

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
99th LEGISLATURE

COMMITTEE AMENDMENT "A" to H. P. 422, L. D. 606, Bill, "An Act  
Relating to the South Portland Park and Recreation  
Commission."

Amend said Bill by striking out all of section 1 and inserting in place thereof the following:

"Sec. 1. P.&S.L., 1933, c. 55, Art. 12, §5, amended. Section 5 of article 12 of chapter 55 of the private and special laws of 1933, as enacted by chapter 61 of the private and special laws of 1945, is amended to read as follows:

'Sec. 5. Authority to purchase property. For the purposes aforesaid, upon requisition by the commission, the purchasing agent shall purchase equipment and necessary materials and supplies for recreation and park purposes, and acquire lands, water areas, buildings and other property by gift, purchase, devise, lease or license, in trust or otherwise, in the name of the City of South Portland, but shall not pledge the credit of the city in any manner whatever. All expenditures shall be made only from the fund-herein-established appropriations made for said commission by said city.'

Sec. 1-A. P.&S.L., 1933, c. 55, Art. 12, §6, amended. Section 6 of article 12 of chapter 55 of the private and special laws of 1933, as enacted by chapter 61 of the private and special laws of 1945, is amended to read as follows:

'Sec. 6. Eminent domain. Upon request of the commission in writing, directed to the municipal officers, describing the land to be taken, and the names of the owners thereof, so far as they may be known, the city council may direct such municipal officers to take such land for public parks, playgrounds and recreational purposes by the right of eminent domain. Said municipal officers, when so directed, shall proceed in accordance with the provisions of sections 5, 6 and 7 of chapter 84 of the Revised Statutes of 1944, except that the request of the commission herein provided, shall be in lieu of the petition of at least 30 of the tax-paying citizens as provided in said section 5. All damages awarded or finally determined on appeal shall be paid by the treasurer of the City of South Portland from ~~the fund provided for in this act~~ said appropriations, but if such ~~fund~~ appropriations shall not be sufficient to pay all of such damages, then any balance shall be paid from the treasury of the City of South Portland.'

Sec. 1-B. P.&S.L., 1933, c. 55, Art. 12, §7, repealed. Section 7 of article 12 of chapter 55 of the private and special laws of 1933, as enacted by chapter 61 of the private and special laws of 1945, and as amended by chapter 46 of the private and special laws of 1949, is repealed."

Reported by the Committee on Legal Affairs.

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