

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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1953

RESOLVES
OF THE
STATE OF MAINE

As Passed by the Ninety-sixth Legislature

1953

CHAP. 105**RESOLVES, 1953**

for their approval such plans as may seem necessary in describing the need for the living quarters set forth in the departmental capital improvement and construction request, and that in their final consideration approval shall be given to such of those expenditures as best accomplish essential improvements in the department facilities.

Any balances at June 30, 1954 shall be carried forward to the 1954-55 fiscal year, but all unencumbered appropriation balances shall lapse June 30, 1955.

Effective August 8, 1953

Chapter 104**RESOLVE, in Favor of Northern Maine Sanatorium.**

Northern Maine Sanatorium; appropriation for. Resolved: That there be, and hereby is, appropriated the sum of \$25,000 from the general fund unappropriated surplus for the purpose of installing an elevator in the "Wilson" building and a food elevator in the "Powers" building at the Northern Maine Sanatorium.

Any unexpended balance shall not lapse but shall remain a continuing carrying account.

Effective August 8, 1953

Chapter 105**RESOLVE, to Loan Funds from the Unappropriated Surplus for the Construction of an International Ferry Terminal.**

Construction of International Ferry Terminal at Bar Harbor. Resolved: That there be, and hereby is, appropriated from the unappropriated surplus of the general fund the sum of \$1,000,000 for the purposes set forth in this resolve. Such sum shall be made available to the Maine Port Authority to be expended by said authority for plans and for the construction of a terminal at Bar Harbor suitable to be the Maine terminal of an international ferry to run between Nova Scotia and Bar Harbor, and to pay other proper expenses incidental to said planning and construction; and be it further

RESOLVES, 1953

CHAP. 105

Resolved: That such sum shall be available to the Maine Port Authority for said purposes after the directors of the Maine Port Authority shall have executed a lease with the Canadian government, or its designated agent, for the use of said terminal when constructed; and be it further

Resolved: That said lease shall contain provisions to the following effect, among others:

1. Upon completion of the said Authority of said terminal, the Canadian government, or its designated agent, shall enter upon the premises and assume all the rights and responsibilities of an owner, the exercise of said rights, however, to be conditioned upon the faithful and timely performance by it of all the obligations required of it by said agreement. Risk of loss or destruction, insurable or uninsurable, whole or partial, and all expenses and responsibilities of maintenance, operation and repairs, shall be borne by the Canadian government or its nominee.
2. The Canadian government, or its designated agent, will during the term of said lease maintain and operate at its own expense a regular ferry service between Bar Harbor and a port of its selection in Nova Scotia, the same to be a public carrier available to tourists and the shipment of vehicles; provided, however, such service may be suspended temporarily for specified causes or lack of patronage.
3. The term of the lease shall not exceed 30 years.
4. The Canadian government, or its designated agent, shall pay to the Maine Port Authority for rental of said terminal such equal annual payments as will amortize over the term of the lease, the cost to the Authority of the said plans and construction and proper expenses incidental to said planning and construction, and the Authority shall transmit each payment promptly to the treasurer of state.
5. The intention hereof being to cooperate with the Canadian government to effect a ferry service of mutual benefit and profit to the people of Maine and the people of Nova Scotia, and not to make a profit for either government, the lease agreement need not require that the Canadian government, or its designated agent, pay interest; and be it further

Resolved: That the provisions of chapter 114 of the private and special laws of 1929, as amended, as they apply to the length of terms of leases authorized by the directors of the Maine Port Authority shall not apply to the length of terms of any lease authorized by the provisions of this resolve.

This resolve is passed with the understanding that the town of Bar Harbor shall transfer and convey for the consideration of \$1 to said Maine Port Authority by instrument satisfactory to said Maine Port Authority the land and site on which said pier is to be built and all riparian rights connected therewith, with the right in said Maine Port Authority to transfer said land and riparian rights to the Canadian National Railway Company at the termination of the lease herein referred to; and be it further

Resolved: That, anything herein to the contrary notwithstanding, no part of the money hereby appropriated shall represent indebtedness of the Maine Port Authority to the state of Maine, and the Maine Port Authority shall have no obligation, either express or implied, to repay any part of said money to the state of Maine, except to transmit to the state of Maine all rentals received by it pursuant to the provisions hereof; and be it further

Resolved: That after the money hereby expended has been repaid to the state of Maine, that the directors of the Maine Port Authority shall transfer to the Canadian government or its designated agent, its right and ownership in the Bar Harbor Terminal and shall deed the property to the Canadian government or its designated agent without further consideration; and be it further

Resolved: That the governor and council shall approve such lease and be satisfied as to all provisions thereof, whether herein required or not, and the lease shall be approved as to form by the attorney-general.

Effective August 8, 1953

Chapter 106

RESOLVE, in Favor of Presque Isle Armory Project.

Presque Isle armory project; appropriation for. Resolved: That the sum of \$35,000 be, and hereby is, appropriated from the unappropriated surplus of the general fund for support of the construction of an armory in the city of Presque Isle, provided that a like sum be made available for such construction by the municipal officers of the city of Presque Isle.

Such sum shall be turned over to the State Military Defense Commission for the support of the Presque Isle armory project and that the fund be used along with federal funds allocated to the state per provisions of the