

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## One Hundred and First Legislature

OF THE

# STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

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The Knowlton and McLeary Company  
Farmington, Maine  
1963

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the One Hundred and First Legislature

1963

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**Sec. 1005. Expiration of terms of present officials.** The terms of present members of the board of selectmen shall expire at 7:30 P.M. on the first business day of January, 1964. The terms of present members of the superintending school committee shall expire at 8:00 P.M. on the first business day of January, 1964.

**Sec. 1006. Continuance of present administrative officers.** All persons holding administrative office at the time this charter takes effect shall continue in office until other provision is made in accordance therewith for the performance of such duties.

**Sec. 1007. Ordinances not inconsistent remain in force.** All ordinances and bylaws of the Town of Brunswick in force at the time this charter takes effect, not inconsistent with the provisions thereof, shall continue in force until amended or repealed.

**Referendum; effective date; certificate to Secretary of State.** This act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters of the Town of Brunswick at a special meeting called and held for the purpose not later than 45 days after the effective date of this act. Such special meeting shall be called, advertised and conducted according to the laws relating to municipal elections.

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 Grant a Charter to the City of Brunswick,’ passed by the 101st Legislature, be accepted?” The voters shall indicate by a cross or check mark placed against the words “Yes” or “No” their opinion of the same.

This act shall take effect for the purpose of nominating and electing officers hereunder immediately upon its acceptance by a majority of the legal voters voting at said election; provided that the total number of votes cast for and against the acceptance of this act at said election equals or exceeds 20% of the total vote for all candidates for Governor in said town at the next previous gubernatorial election, and for all other purposes this act shall take effect immediately following the first election held under this charter.

The result of said election shall be declared by the municipal officers of the Town of Brunswick and due certificate thereof shall be filed by the town clerk with the Secretary of State.

Effective September 21, 1963

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## Chapter 145

### AN ACT to Incorporate The Sugarloaf Narrow Gauge Railroad Company.

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

Whereas, the recreation industry in Maine is an integral part of the economy of the State; and

Whereas, it is vitally necessary that the following legislation become effective as soon as possible to permit the construction in time to service the tourist trade for the winter of 1963-1964; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine 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. Incorporation.** Whereas, the nature of this corporation makes its formation impossible under the general laws, Adrian L. Asherman of Waterville, Harvey W. Boynton of Kingfield, Gordon Glover of Concord, New Hampshire, Gilford Krause of Great Valley, New York, David W. Rollins of Fairfield, Justin R. Strunk, Jr. of Buffalo, New York, Wesley C. Sanborn of Waterville, George F. Terry, III of Waterville and Emil E. Winter, Jr. of Kingfield, their associates and successors, may form a corporation under the name of "The Sugarloaf Narrow Gauge Railway Company" for the purposes of constructing, maintaining and operating a railroad for public use in the conveyance of persons and property within the County of Franklin. For such purpose they may prepare and file articles of association in which shall be stated the amount of capital stock; the number of shares of which such stock shall consist; the names and the places of residence of at least 5 persons who shall act as directors of the proposed company and manage its affairs until others are chosen in their places. Each of such persons shall sign his name, indicate his residence and the number of shares which he agrees to take in the said corporation.

**Sec. 2. Approval of articles of association; issue of certificates; certificate conclusive as to organization.** The directors shall present to the Public Utilities Commission a petition for approval of said articles of association, accompanied with a map of the proposed route on an appropriate scale. The Public Utilities Commission shall, on presentation of such petition, if they find that all the provisions of section 1 have been complied with, endorse upon said articles a certificate of such facts and the approval of the commission in writing. The Secretary of State shall upon payment of the fees prescribed by the Revised Statutes of 1954, chapter 53, section 12, cause the same with the endorsement thereon to be recorded, and shall issue a certificate in the form prescribed by the Revised Statutes of 1954, chapter 45, section 3.

**Sec. 3. Powers.** The corporation shall have all the powers, except the power of eminent domain, granted to railroad corporations organized under the Revised Statutes of 1954, chapter 45, and all provisions of said chapter, except sections 1, 2, 8 and 22 shall apply to and govern affairs of the corporation. Owing to the special purpose and requirements of said corporation, the Revised Statutes of 1954, chapter 44, shall not apply to said corporation, and the powers granted to said corporation by the Revised Statutes of 1954, chapter 45, sec-

tions 10, 11, 15, 21, 28 and 31 may be exercised by said corporation without the requirement of application to, order, approval or certificate of, or determination by any administrative agency.

**Sec. 4. Extension of routes.** The roads and routes authorized under this act shall not extend beyond a southern terminal or terminals in Jerusalem Township, in the County of Franklin, and a northern terminal or terminals in Sugarloaf Township, in the County of Franklin.

**Sec. 5. Limitation.** This act shall become null and void in 2 years from the day when the same takes effect, unless the corporation shall have organized and commenced actual business hereunder.

**Emergency clause.** In view of the emergency cited in the preamble, this act shall take effect when approved.

Effective April 26, 1963

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## Chapter 146

### AN ACT to Create the Waldoboro Sewer District.

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

Whereas, disposal of sewage is essential to the health and well-being of the inhabitants of the Town of Waldoboro; and

Whereas, it is imperative that action be taken at the earliest possible time to eliminate any danger to such health and well-being; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine 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. Incorporation.** The territory, and the inhabitants therein, of the Town of Waldoboro in the County of Lincoln, shall constitute a public sewerage district and a body politic and corporate under the name of "Waldoboro Sewer District". The purpose of said district, subject to the provisions of section 10 hereof, shall be to take over, control, operate and manage the sewers now owned by the Town of Waldoboro with all appurtenances thereto; to extend, increase, enlarge and improve said sewers; to extend the present system or systems so as to furnish sewerage facilities to parts of the town not now served with such facilities; to provide for removal and treatment of sewage when, as and if such treatment becomes necessary; and generally to construct, maintain, operate and provide a system of sewerage, sewage disposal and sewage treatment for public purposes and for the health, welfare, comfort and convenience of the inhabitants of the district.