

MAINE STATE LEGISLATURE

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May 12, 1954

710

To John C. Burnham, Director, Highway
Re: Overload Permits

You have requested my opinion as to whether the Department can make, as a condition precedent to the issuance of a permit under the provisions of section 89 of chapter 19, a requirement that the true weight of the object, the weight of the trailer, and the weight of the hauling unit be painted on the various items.

Section 89, aforesaid, gives the Commission the power to issue permits for moving objects that otherwise could not be legally moved. This is a matter of judgment and discretion. The safety of highways and bridges and traffic must be considered.

Section 8 of chapter 20 gives the Commission broad powers as to making regulations relating to use of the highways.

It is obvious that any reasonable restriction or provision in regard to the moving of these objects can be imposed by the Commission.

L. Smith Dunnack
Assistant Attorney General

cc: The Attorney General
Chairman of Commission