

# MAINE STATE LEGISLATURE

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ONE - HUNDRETH LEGISLATURE

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**Legislative Document**

**No. 373**

H. P. 259

House of Representatives, January 17, 1961.

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

HARVEY R. PEASE, Clerk

Presented by Mr. Dennett of Kittery.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-ONE

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**AN ACT Relating to Appointment of the Commissioner of Public Works in  
Town of Kittery.**

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

Whereas, by virtue of the provisions of the private and special laws of 1959, chapter 39, the road commissioner for the Town of Kittery was given additional duties and powers, under the direction of the selectmen, and his title was changed to commissioner of public works; and

Whereas, the commissioner of public works is presently elected at the annual town meeting; and

Whereas, by reason of the provisions of chapter 39, the commissioner of public works is under the direction of the selectmen; and

Whereas, under these circumstances, it is deemed advisable that the selectmen appoint the commissioner of public works; and

Whereas, in order to effectuate this change so that it will become applicable prior to the 1961 annual town meeting, it is necessary that this act become effective immediately; 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:

**Town of Kittery; commissioner of public works, duties.** The road commissioner for the Town of Kittery shall hereafter be known as the commissioner of public works. In addition to existing duties and powers, he shall supervise the operation, maintenance and repair of the town-owned sewer systems and shall be custodian of municipally-owned buildings and real estate, excepting school properties, but including municipally-owned wharves, docks and piers. The commissioner of public works shall be appointed by the selectmen of the Town of Kittery and he shall, in the performance of all of his duties, be under the supervision, direction and control of the selectmen.

**Sec. 2. P. & S. L., 1959, c. 39, repealed.** Chapter 39 of the private and special laws of 1959 is repealed.

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