

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 597

H. P. 398

House of Representatives, January 23, 1963

Referred to the Committee on Sea and Shore Fisheries, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. MacPhail of Owl's Head.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Taking of Alewives in the St. George River in the Towns of Thomaston, South Thomaston, St. George and Cushing.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. P. & S. L., 1959, c. 155, § 54, repealed. Section 54 of chapter 155 of the private and special laws of 1959 is repealed.

Sec. 2. P. & S. L., 1959, c. 155, § 55, amended. The first paragraph of section 55 of chapter 155 of the private and special laws of 1959 is amended to read as follows:

'Exclusive rights to the taking of alewives in St. George River ~~is~~ **within the limits of** the Town of Warren, Knox County, shall be optional with the town.'

Sec. 3. P. & S. L., 1959, c. 155, § 55-A, additional. Chapter 155 of the private and special laws of 1959 is amended by adding a new section 55-A, to read as follows:

'**Sec. 55-A. Taking of alewives in the St. George River, Thomaston. Exclusive rights to the taking of alewives in St. George River within the limits of the Town of Thomaston, Knox County, shall be optional with the town.**

The town, at its annual town meeting, may determine by vote whether the alewife fishing in these waters shall be operated by the town, through its selectmen or a committee appointed for that purpose, or the privilege offered for sale by said selectmen or committee; and likewise may provide for regulations, compatible with good conservation practices, to govern the times when and the manner in which alewives shall be taken therein.

Whenever such regulations are thus provided for, they shall be promulgated by the selectmen of the Town of Thomaston and a copy of the same filed immediately with the clerk of said town and the Commissioner of Sea and Shore Fisheries.

If in any year said town fails to act as provided for, the taking of alewives in said waters shall be in accordance with the provisions of the general laws of the State and any regulations adopted under authority of this section shall be enforced by the municipal officers of the Town of Thomaston.

If, after thorough investigation, it is the opinion of the Commissioner of Sea and Shore Fisheries that the town is not following sound conservation principles in its management of the fishery, said commissioner shall notify the town officials of his findings and they shall take immediate corrective measures to prevent destruction of the fishery.'

Sec. 4. P. & S. L., 1959, c. 155, § 55-B, additional. Chapter 155 of the private and special laws of 1959 is amended by adding a new section 55-B, to read as follows:

'Sec. 55-B. Taking of alewives in St. George River, South Thomaston. Exclusive rights to the taking of alewives in St. George River within the limits of the Town of South Thomaston, Knox County, shall be optional with the town.

The town, at its annual town meeting, may determine by vote whether the alewife fishing in these waters shall be operated by the town, through its selectmen or a committee appointed for that purpose, or the privilege offered for sale by said selectmen or committee; and likewise may provide for regulations, compatible with good conservation practices, to govern the times when and the manner in which alewives shall be taken therein.

Whenever such regulations are thus provided for, they shall be promulgated by the selectmen of the Town of South Thomaston and a copy of the same filed immediately with the clerk of said town and the Commissioner of Sea and Shore Fisheries.

If in any year said town fails to act as provided for, the taking of alewives in said waters shall be in accordance with the provisions of the general laws of the State and any regulations adopted under authority of this section shall be enforced by the municipal officers of the Town of South Thomaston.

If, after thorough investigation, it is the opinion of the Commissioner of Sea and Shore Fisheries that the town is not following sound conservation principles in its management of the fishery, said commissioner shall notify the town officials of his findings and they shall take immediate corrective measures to prevent destruction of the fishery.'

Sec. 5. P. & S. L., 1959, c. 155, § 55-C, additional. Chapter 155 of the private and special laws of 1959 is amended by adding a new section 55-C, to read as follows:

'Sec. 55-C. Taking of alewives in the St. George River, St. George. Exclusive rights to the taking of alewives in St. George River within the limits of the Town of St. George, Knox County, shall be optional with the town.

The town, at its annual town meeting, may determine by vote whether the alewife fishing in these waters shall be operated by the town, through its selectmen or a committee appointed for that purpose, or the privilege offered for sale by said selectmen or committee; and likewise may provide for regulations, compatible with good conservation practices, to govern the times when and the manner in which alewives shall be taken therein.

Whenever such regulations are thus provided for, they shall be promulgated by the selectmen of the Town of St. George and a copy of the same filed immediately with the clerk of said town and the Commissioner of Sea and Shore Fisheries.

If in any year said town fails to act as provided for, the taking of alewives in said waters shall be in accordance with the provisions of the general laws of the State and any regulations adopted under authority of this section shall be enforced by the municipal officers of the Town of St. George.

If, after thorough investigation, it is the opinion of the Commissioner of Sea and Shore Fisheries that the town is not following sound conservation principles in its management of the fishery, said commissioner shall notify the town officials of his findings and they shall take immediate corrective measures to prevent destruction of the fishery.'

Sec. 6. P. & S. L., 1959, c. 155, § 55-D, additional. Chapter 155 of the private and special laws of 1959 is amended by adding a new section 55-D, to read as follows:

'Sec. 55-D. Taking of alewives in the St. George River, Cushing. Exclusive rights to the taking of alewives in St. George River within the limits of the Town of Cushing, Knox County, shall be optional with the town.

The town, at its annual town meeting, may determine by vote whether the alewife fishing in these waters shall be operated by the town, through its selectmen or a committee appointed for that purpose, or the privilege offered for sale by said selectmen or committee; and likewise may provide for regulations, compatible with good conservation practices, to govern the times when and the manner in which alewives shall be taken therein.

Whenever such regulations are thus provided for, they shall be promulgated by the selectmen of the Town of Cushing and a copy of the same filed immediately with the clerk of said town and the Commissioner of Sea and Shore Fisheries.

If in any year said town fails to act as provided for, the taking of alewives in said waters shall be in accordance with the provisions of the general laws of the State and any regulations adopted under authority of this section shall be enforced by the municipal officers of the Town of Cushing.

If, after thorough investigation, it is the opinion of the Commissioner of Sea and Shore Fisheries that the town is not following sound conservation principles in its management of the fishery, said commissioner shall notify the town officials of his findings and they shall take immediate corrective measures to prevent destruction of the fishery.'