

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND SECOND LEGISLATURE

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Legislative Document

No. 302

H. P. 233

House of Representatives, January 19, 1965

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

JEROME G. PLANTE, Clerk

Presented by Mr. Buck of Southport.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-FIVE

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**AN ACT Relative to the Granting of Licenses for Certain Businesses and Purposes by the Municipal Officers of the Town of Boothbay Harbor.**

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**Emergency preamble.** Whereas, no adequate provision now exists for the granting of licenses for certain businesses and purposes by the municipal officers of the Town of Boothbay Harbor; and

Whereas, authority to grant such licenses is urgent for the regulation and control of such businesses and purposes; and

Whereas, such authority is necessary for the preservation of the public peace, health, safety and welfare of the inhabitants of the Town of Boothbay Harbor; 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. P. & S. L., 1961, c. 176, § 1, amended.** Section 1 of chapter 176 of the private and special laws of 1961 is amended to read as follows:

**Sec. 1. Municipal officers authorized to grant certain licenses.** The municipal officers of the Town of Old Orchard Beach, ~~and~~ the Town of Bar Harbor and the Town of Boothbay Harbor are authorized to grant licenses in their respective towns for the following businesses and purposes, in accordance with such rules and regulations not inconsistent with law, as the Town of Old Orchard

Beach may make, vote and establish by ordinance, and as the municipal officers of the Town of Bar Harbor **and the Town of Boothbay Harbor** may make, vote and establish by ordinance, not in excess of the sum of \$75. Such licenses shall expire on the first day of May of each year, unless otherwise provided, and no pro rate shall be allowed for any part-time license. A business engaging in any of the categories listed in section 3 may be listed for that category even though engaging in other categories not included in section 3.'

**Sec. 2. P. & S. L., 1961, c. 176, § 2, amended.** Section 2 of chapter 176 of the private and special laws of 1961 is amended to read as follows:

**'Sec. 2. Purpose.** The purpose of this Act is to provide the municipal officers of the Town of Old Orchard Beach, ~~and~~ **the Town of Bar Harbor and the Town of Boothbay Harbor** a reasonable medium for regulation of certain businesses and purposes.'

**Sec. 3. P. & S. L., 1961, c. 176, § 4-B, additional.** Chapter 176 of the private and special laws of 1961 is amended by adding a new section 4-B to read as follows:

**'Sec. 4-B. Violation and penalties.** The municipal officers of the Town of Boothbay Harbor may provide a penalty of not more than \$100 for the violation of any ordinance authorized by this Act. All fines shall be recovered on complaint for the use of the municipality. The municipal officers may further provide by ordinance that any license issued under any ordinance may be suspended or revoked, and in the event of an appeal from conviction said license may be suspended until such time as a final decision has been rendered by the court.'

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