

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

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**Legislative Document**

**No. 949**

H. P. 677

House of Representatives, February 16, 1967

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Harnois of Westbrook.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-SEVEN

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**AN ACT Relating to Appointment, Duties and Tenure of Chief of Fire Department of City of Westbrook.**

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

**P. & S. L., 1907, c. 257, § 19-A, additional.** Chapter 257 of the private and special laws of 1907 is amended by adding a new section 19-A to read as follows:

**Sec. 19-A. Chief of fire department.** The chief of the fire department shall be appointed by the mayor, with approval of 2/3 of the city council. The chief shall hold such office until retirement, resignation or death, or removal for good and sufficient cause, on complaint of the mayor, such complaint being sustained by a majority vote of the full council.

Upon the death, resignation or removal from office of such appointee, a new appointment shall be made to fill such vacancy as soon as practicable in accordance with this section, but the mayor may fill such vacancy by an appointment, pro tem, for a period not in excess of 6 months, which term will expire when such new appointment is made as provided for.

Such officer shall perform all the duties prescribed by the laws of this State and city ordinances for his office and such other duties, not inconsistent with the nature of this office, as the mayor and city council may from time to time prescribe.

**Referendum; effective date; certificate to Secretary of State.** This Act shall take effect 90 days after the adjournment of the Legislature, only for the purpose of permitting its submission to the voters of the City of Westbrook qualified to vote in municipal elections at the next municipal election held in the City of Westbrook and warrants shall be issued for such election in the manner now pro-

vided by law for the holding of municipal elections, notifying and warning the qualified voters of said city to meet in the several ward meetings of said city, there to cast their ballots to accept or reject the provisions of this Act.

The city clerk shall prepare the required ballots on which he shall reduce the subject matter of this Act to the following question: "Shall the Act Relating to Appointment, Duties and Tenure of Chief of Fire Department of City of Westbrook, passed by the 103rd 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 all the purposes hereof 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 city at the next previous gubernatorial election.

The result of the vote shall be declared by the municipal officers of the City of Westbrook and due certificate filed by the city clerk with the Secretary of State.