

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 1175

H. P. 797

House of Representatives, February 28, 1967

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Gaudreau of Lewiston.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Relating to the Composition of Certain Boards and Commissions of
City of Lewiston.

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

Sec. 1. P. & S. L., 1939, c. 8, Art. X, § 1, repealed and replaced. Section 1 of Article X of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

Sec. 1. Appointment of members. The affairs of the department of public works shall be administered by a board of 5 members. Four of the members shall be appointed by the mayor for a term of 4 years or until their successors qualify. No such appointment shall be made for the first year that this Act becomes effective; thereafter, one appointment shall be made per year as present incumbencies expire. The 5th member shall be appointed by the president of the city council from among the other members of the board of aldermen. Such member shall serve for a term of one year and hold no other appointive office. A vacancy in the board shall be so filled by the original appointing authority for the unexpired portion of the term not later than the 30th day after it occurs. In the event of a failure to so appoint, the vacancy shall be filled forthwith by the remaining members of the board.

Sec. 2. P. & S. L., 1939, c. 8, Art. XI, § 1, repealed and replaced. The first sentence of section 1 of Article XI of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof: **The police commission shall consist of 5 members to be appointed in the manner provided for in section 2 of this article.**

Sec. 3. P. & S. L., 1939, c. 8, Art. XI, § 2, repealed and replaced. Section 2 of Article XI of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

Sec. 2. Appointment of members. Four of the members of the commission shall be appointed by the mayor for a term of 4 years or until their successors qualify. No such appointment shall be made for the first year that this Act becomes effective; thereafter, one appointment shall be made per year as present incumbencies expire. The 5th member shall be appointed by the president of the city council from among the other members of the board of aldermen. Such member shall serve for a term of one year and hold no other appointive office. A vacancy in the commission shall be so filled by the original appointing authority for the unexpired portion of the term not later than the 30th day after it occurs. In the event of a failure to so appoint, the vacancy shall be filled forthwith by the remaining members of the commission.

Sec. 4. P. & S. L., 1939, c. 8, Art. XII, § 2, repealed and replaced. Section 2 of Article XII of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

Sec. 2. Fire commission; how constituted. The affairs of the fire department shall be administered by a commission of 5 members. Four of the members shall be appointed by the mayor for a term of 4 years or until their successors qualify. No such appointment shall be made for the first year that this Act becomes effective; thereafter, one appointment shall be made per year as present incumbencies expire. The 5th member shall be appointed by the president of the city council from among the other members of the board of aldermen. Such member shall serve for a term of one year and hold no other appointive office. A vacancy in the commission shall be so filled by the original appointing authority for the unexpired portion of the term not later than the 30th day after it occurs. In the event of a failure to so appoint, the vacancy shall be filled forthwith by the remaining members of the commission.

Sec. 5. P. & S. L., 1939, c. 8, Art. XIII, § 2, repealed and replaced. Section 2 of Article XIII of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

Sec. 2. Appointment of members. Four of the members shall be appointed by the mayor for a term of 4 years or until their successors qualify. No such appointment shall be made for the first year that this Act becomes effective; thereafter, one appointment shall be made per year as present incumbencies expire. The 5th member shall be appointed by the president of the city council from among the other members of the board of aldermen. Such member shall serve for a term of one year and hold no other appointive office. A vacancy in the board shall be so filled by the original appointing authority for the unexpired portion of the term not later than the 30th day after it occurs. In the event of a failure to so appoint, the vacancy shall be filled forthwith by the remaining members of the board.

Sec. 6. P. & S. L., 1939, c. 8, Art. XIV, § 1, repealed and replaced. Section 1 of Article XIV of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

Sec. 1. Appointment of members. The affairs of the department of health and welfare shall be administered by a board of 5 members. Four of the members shall be appointed by the mayor for a term of 4 years or until their

successors qualify. No such appointment shall be made for the first year that this Act becomes effective; thereafter, one appointment shall be made per year as present incumbencies expire. The 5th member shall be appointed by the president of the city council from among the other members of the board of aldermen. Such member shall serve for a term of one year and hold no other appointive office. A vacancy in the board shall be so filled by the original appointing authority for the unexpired portion of the term not later than the 30th day after it occurs. In the event of a failure to so appoint, the vacancy shall be filled forthwith by the remaining members of the board.

Sec. 7. P. & S. L., 1939, c. 8, Art. XV-A, § 1, repealed and replaced. Section 1 of Article XV-A of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

Sec. 1. Board of appeals. The zoning ordinance now in effect and any amendment or replacement thereof shall be administered in accordance with the Revised Statutes of 1964, Title 30, sections 4953 and 4954, and any amendment or replacement thereof, except that 4 members of the board of appeals shall be appointed by the mayor for a term of 4 years or until their successors qualify. No such appointment shall be made for the first year that this Act becomes effective; thereafter, one appointment shall be made per year as present incumbencies expire. The 5th member shall be appointed by the president of the city council from among the other members of the board of aldermen. Such member shall serve for a term of one year and hold no other appointive office. A vacancy in the board shall be so filled by the original appointing authority for the unexpired portion of the term not later than the 30th day after it occurs. In the event of a failure to so appoint, the vacancy shall be filled forthwith by the remaining members of the board.

Sec. 8. Effective date. This Act shall become effective on January 1, 1968.