

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 733

H. P. 643

House of Representatives, February 9, 1981

Referred to the Committee on Local and County Government. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Dexter of Kingfield.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

AN ACT Relating to Winter Closing of Town Ways.

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

Sec. 1. 23 MRSA, § 2953, first ¶, as repealed and replaced by PL 1979, c. 410, is amended to read:

The municipal officers may on their own initiative, or upon petition by 7 legal voters of the municipality, at any time between the first day of July and the first day of December of any year, after notice and hearing **or the posting of a warrant for and holding of a regular or special town meeting**, set forth that any road or roads, or portion thereof, in the municipality are so located with reference to population, use and travel thereon, that it is unnecessary to keep the road or roads maintained and open for travel during the months of November, December, January, February, March and April or any part of these months.

Sec. 2. 23 MRSA § 2953, 3rd ¶, as enacted by PL 1979, c. 597, § 2, is amended to read:

The municipal officers may on their own initiative, or upon petition by 7 legal voters of the municipality, at any time subsequent to one year from the date of a final determination, after notice and hearing **or the posting of a warrant for and holding of a regular or special town meeting**, annul, alter or modify the original determination.

STATEMENT OF FACT

The purpose of this bill is to clarify the provisions relating to “notice and hearing” before a municipality may close roads in the winter. This bill provides that the posting of a warrant for and holding of a regular or special town meeting is sufficient.