MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document	No. 1281
S.P. 479	In Senate, March 25, 1991

Reference to the Committee on Legal Affairs suggested and ordered printed.

Joy J. O'Brien

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator GAUVREAU of Androscoggin
  Cosponsored by Representative COTE of Auburn and Representative JALBERT of Lisbon.

STATE OF MAINE

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

Resolve, Authorizing Harvey and Rachel Desgrosseilliers to Sue the City of Auburn.

Authorization to sue the City of Auburn. Resolved: That, notwithstanding any statute or common law to the contrary, Harvey and Rachel Desgrosseilliers, or their legal representative, who claim to have suffered damages as a result of their reliance on alleged representations made by officials of the City of Auburn concerning the applicability of a zoning ordinance, are authorized to bring a civil action against the City of Auburn.

This action may be brought in the Androscoggin County Superior Court within one year from the date this resolve is approved. Liability and damages, including punitive damages, must be determined according to state law as in litigation between individuals. The action may be heard by a Justice of the Superior Court or by a jury. The Maine Rules of Civil Procedure govern the conduct of the action.

The treasurer of the City of Auburn shall pay any judgment, including costs and interest, on final process issued by the Superior Court or, if applicable, the Supreme Judicial Court.

STATEMENT OF FACT

This resolve authorizes Harvey and Rachel Desgrosseilliers to sue the City of Auburn for damages resulting from their reliance on alleged representations made by officials of the City of Auburn concerning the applicability of a zoning ordinance.