

# MAINE STATE LEGISLATURE

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# Seventy-first Legislature.

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HOUSE.

No. 11

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND THREE.

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AN ACT to enlarge the powers of the railroad commissioners  
over street railroads.

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*Be it enacted by the Senate and House of Representatives in  
Legislature assembled, as follows:*

Section 1. Section eleven of chapter two hundred and  
2 sixty-eight of the Public Laws of one thousand eight hundred  
3 and ninety-three is hereby amended by striking therefrom the  
4 following words: "If the tracks of a street railway cross any  
5 steam railroad and a dispute arises in any way in regard to  
6 the manner of crossing, the board of railroad commissioners  
7 shall upon hearing decide and determine in writing in what  
8 manner the crossing shall be made and it shall be made  
9 accordingly," and by adding thereto the following words:  
10 "The said corporation may at any time appeal from the deci-  
11 sion of such municipal officers determining the form and

12 manner of the construction and maintenance of its railroad  
13 and the kind of rail to be used to the board of railroad com-  
14 missioners who shall upon notice hear the parties and finally  
15 determine the questions raised by said appeal;’ so that said  
16 section as hereby amended shall read as follows:

‘Sect. 11. Said railways shall be constructed and main-  
18 tained in such form and manner and with such rails and upon  
19 such grade as the municipal officers of the cities and towns  
20 where the same are located may direct, and whenever in the  
21 judgment of such corporation it shall be necessary to alter  
22 the grade of any city, town, or county road said alterations  
23 shall be made at the sole expense of said corporation with the  
24 assent and in accordance with the directions of said municipal  
25 officers. The said corporation may at any time appeal from  
26 the decision of said municipal officers determining the form  
27 and manner of the construction and maintenance of its rail-  
28 road and the kind of rail to be used to the board of railroad  
29 commissioners who shall upon notice hear the parties and  
30 finally determine the questions raised by said appeal.’

Sect. 2. Section fifteen of chapter two hundred and sixty-  
2 eight of the Public Laws of one thousand eight hundred and  
3 ninety-three is hereby amended by adding thereto the follow-  
4 ing words: ‘Any street railway company may appeal from  
5 the decision of such municipal officers making any regulation  
6 under this section to the board of railroad commissioners who  
7 shall upon notice hear the parties and finally determine the  
8 questions raised by said appeal,’ so that said section as  
9 amended shall read as follows:

‘Sect. 15. The municipal officers of any town shall have  
11 power at all times to make all such regulations as to the mode  
12 or use of tracks of any street railway, the rate of speed and  
13 the removal and disposal of snow and ice from the streets,  
14 roads and ways by any street railway company as the public  
15 safety and convenience may require. Any street railway

16 company may appeal from the decision of such municipal  
17 officers making any regulation under this section to the board  
18 of railroad commissioners who shall upon notice hear the  
19 parties and finally determine the questions raised by said  
20 appeal.'

STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES,

AUGUSTA, January 22, 1903.

Tabled pending reference to the Committee on Railroads, Telegraphs  
and Expresses, by Mr. WEEKS of Fairfield, and ordered printed.

W. S. COTTON, *Clerk.*