

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Seventy-first Legislature.

HOUSE.

No. 534

STATE OF MAINE.

The Committee on Railroads, Telegraphs and Expresses, to which was referred the bill, entitled "An Act to provide for the comfort and safety of persons and property in Old Orchard in the county of York, during the months of June, July, August and September of each year," have had the same under consideration, and ask leave to report that the same ought not to pass.

RANDALL,
HYDE,
WILSON,
BOYD,
CLARKE,
KIMBALL,
BURRILL,
SHAW,
DANIELS.

The Committee on Railroads, Telegraphs and Expresses to which was referred the bill, entitled "An Act to provide for the comfort and safety of persons and property in Old Orchard in the county of York, during the months of June, July, August and September of each year," have had the same under consideration, and ask leave to report the same in a new draft under same title and that it ought to pass.

SUTHERLAND.

NEW DRAFT.

Seventy-first Legislature.

STATE OF MAINE.

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

AN ACT to provide for the comfort and safety of persons and
property in Old Orchard in the county of York, during the
months of June, July, August and September of each year.

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

Section 1. That the Boston and Maine Railroad shall not
2 hereafter allow or permit any whistling to be sounded or
3 emitted in the nature of signals except for danger, from its
4 engine or engines within the following limits upon its tracks
5 in the town of Old Orchard in the county of York, during the
6 months of June, July, August and September of each year,
7 viz: within one-quarter of a mile northeasterly of Walnut
8 avenue, so called, and within one-quarter of a mile southeast-
9 erly of the camp ground station of said Boston and Maine

10 Railroad, both mentioned points and places being in said Old
11 Orchard.

Sect. 2. Until a public road shall have been laid out and
2 established across the Boston and Maine Railroad at the
3 places hereafter specified, the ways, streets or avenues on
4 Atlantic avenue and Walnut street, said Boston and Maine
5 Railroad shall erect, maintain and operate suitably, sufficient
6 and proper gates at and across the following ways, streets
7 and avenues in said Old Orchard crossed by the track of said
8 Boston and Maine Railroad, or shall station at said ways,
9 streets and avenues flagmen, or shall maintain at said ways,
10 streets and avenues sufficient automatic signals.

Sect. 3. It shall be the duty of the town of Old Orchard to
2 institute proceedings to establish public roads at the places
3 hereinbefore mentioned, within one year from the approval of
4 this act, and thereafter to prosecute the same to a final deter-
5 mination and upon failure so to do this act shall be null and
6 void.

Sect. 4. Said Boston and Maine Railroad shall be liable to
2 a fine of one hundred (\$100) dollars for each and every day
3 after the first day of June, 1903, for each and every violation
4 of the provisions of the foregoing sections, to be recovered
5 by complaint, indictment, or action of debt, made or brought
6 by any person, who at the date of such violation shall be a
7 resident of said Old Orchard, for the benefit of said Old
8 Orchard.

Sect. 5. All acts and parts of acts inconsistent with this act,
2 are hereby repealed.

Sect. 6. This act shall take effect when approved.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

AUGUSTA, March 25, 1903.

Tabled pending acceptance either report by Mr. SUTHERLAND of Biddeford, and with bill in new draft ordered printed.

W. S. COTTON, *Clerk.*