

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-FOURTH LEGISLATURE

HOUSE.

No. 569

STATE OF MAINE.

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

AN ACT authorizing the city of Bangor to levy assessments for
street improvements.

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

Section 1. Whenever the city council of the city of Bangor
2 shall have determined that a permanent improvement should
3 be made, by the construction, repair, alteration, renewal, or
4 reconstruction of any sidewalks, street gutter, or paved
5 street, retaining or party wall, or abutment, or bridge, and
6 shall have caused the same to be made, it shall be the duty of
7 the municipal officers of said city to proceed to cause a part
8 of the cost of such improvement not exceeding one-half of
9 the whole cost, after reasonable notice and hearing, to be ap-
10 portioned and assessed upon abutting, adjacent, or other

11 property or estates specially benefitted thereby, except that of
12 street railway companies, and the amount of the assessment
13 upon each estate or other property shall be determined by the
14 board of street engineers, and as soon as may be thereafter,
15 said municipal officers shall cause a list of the assessments so
16 made and submitted to them to be revised or amended after
17 notice and hearing, if they see fit, and accepted, adopted and
18 certified to the board of assessors.

Sect. 2. The assessors shall include such assessments in the
2 tax list and warrant committed by them to the collector of
3 taxes for that municipal year, and it shall be included in the
4 annual tax bill, or if the estate is otherwise exempt from tax-
5 ation, it shall be rendered as a tax bill. Such assessment
6 shall be a lien upon the estate until such assessment is paid,
7 and shall become payable in the same manner as, and shall be
8 a part of, the tax for that year on such estate; but the asses-
9 sors shall make no abatement thereof except upon the recom-
10 mendation of the municipal officers; and provided, that if a
11 list of assessments cannot be certified to said assessors in sea-
12 son for commitment with the regular annual tax list, said as-
13 sessors shall commit the same to said collector by a supple-
14 mentary list and warrant.

Sect. 3. If said assessments are not paid, then the said city
2 may sue for and maintain an action against the party as-
3 sessed, as for money paid out and expended, or by an action
4 of assumpsit brought to enforce the above mentioned lien,
5 in any court of competent jurisdiction, and may recover the

6 same with twelve per cent interest from date of assessment
7 and costs.

Sect. 4. Whenever the owner or proprietor of an estate
2 abutting upon a public street or square, shall have construct-
3 ed at his own expense any permanent improvement in a side-
4 walk, gutter, wall or abutment, the city of Bangor shall,
5 upon approval and acceptance of such improvement by the
6 board of street engineers, pay to the said owner or proprietor
7 not exceeding one-half the cost thereof.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, March 12, 1909.

Reported by Mr. HERSEY from Committee on Judiciary and
ordered printed under joint rules.

E. M. THOMPSON. *Clerk*