

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-FOURTH LEGISLATURE

SENATE.

No. 452

STATE OF MAINE.

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

AN ACT to establish the Old Orchard Park System.

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

Section 1. If the legal voters in the town of Old Orchard
2 in the county of York so vote at a meeting legally called
3 and held, said town is hereby authorized to issue bonds in
4 the sum of fifty thousand dollars for the purpose of carry-
5 ing out the provisions contained in the following sections
6 of this act. Said bonds to be of such denomination and to
7 mature at such time not later than forty years as the town
8 shall determine. Said bonds shall mature at five-year
9 periods and during each year the town shall set aside an
10 amount so that at the end of any five-year period the amount

11 so set aside will pay the principal of the bonds maturing at
12 the end of that five-year period, and they shall also set aside
13 each year a sum equal to the interest upon the bonds for
14 each year, and shall deposit the same in some approved
15 savings institution paying interest.

Sect. 2. The proceeds of the sale of said bonds shall be
2 used for the following purposes: First, for the purpose
3 of purchasing or acquiring by legal process, under the right
4 of eminent domain, a parcel or parcels of land with any
5 buildings thereon, situated in the town of Old Orchard, and
6 bordering upon the Atlantic Ocean on the southeast, on the
7 northwest by land of the Boston and Maine Railroad and
8 land used for a small park, controlled by said Boston and
9 Maine Railroad, or by Grand Avenue; second, for erecting
10 thereon public bathing pavilions and sanitary accommoda-
11 tions therein, and for improving said lot or lots as a public
12 park, with suitable improvements for the convenience of
13 the public; third, for the purpose of building, repairing and
14 maintaining streets and sidewalks within certain defined
15 limits, hereinafter described, and to be known as the Old
16 Orchard Park System; said Old Orchard Park System to
17 be bounded as follows: on the southeast by the Atlantic
18 Ocean; on the northwest by the land and tracks owned or
19 controlled by the Boston and Maine Railroad as now located,
20 known as the Western Division of said Boston and Maine
21 Railroad; and on the northerly side by the town line be-

22 tween Old Orchard and Scarboro; and on the southerly
23 side by the town line between Old Orchard and Saco.

Sect. 3. For the purpose of establishing, maintaining and
2 controlling the above defined Old Orchard Park System, a
3 commission of five citizens of Old Orchard shall be ap-
4 pointed by the Governor of the State of Maine, to serve
5 without remuneration, one for the term of one year, one
6 for two years, one for three years, one for four years and
7 one for five years, respectively, and at the end of the first
8 year a new commissioner shall be appointed, for the term
9 of five years, to take the place of the one whose term shall
10 have then expired, and consecutively thereafter a new com-
11 missioner shall be appointed for the term of five years.
12 The governor shall have power to fill all vacancies.

Sect. 4. Said commissioners shall have power to pass
2 upon the granting and revoking of all licenses and the
3 proper policing of said Old Orchard Park System district;
4 establish regulations for the general welfare of said dis-
5 trict; and said commission shall be authorized to secure a
6 lot or lots of land within said district with the buildings
7 thereon, if any, as a part of, and to constitute and complete
8 said Old Orchard Park System; and shall be held liable to
9 pay all damages that may be sustained by any person by
10 the taking of land or other property for the purposes afore-
11 said; and if any person sustaining damages as aforesaid
12 cannot agree with the commissioners of said Old Orchard
13 Park System upon the sum to be paid therefor, his damage

14 shall be assessed in the same manner as is provided by law
15 in the case of damages by the laying out of highways, so
16 far as such law is consistent with the provisions of this act;
17 and they shall also be empowered and authorized to have
18 charge and control of the financial affairs of said district,
19 including the erection of all buildings thereon and also the
20 supervision of all streets and improvements within said
21 district, the original expense thereof and the maintenance
22 thereafter not exceeding the amount of the loan and the
23 increments received from such investment, and within their
24 province to act in all matters not conflicting with the rights
25 and powers of the municipal officers of said town, as pro-
26 vided by statute law. Said commission shall be account-
27 able for their acts and doings to the governor of the State
28 of Maine, and shall be required to submit a written report
29 thereof annually, and of all financial transactions, and of the
30 general management of the Old Orchard Park System on
31 the first day of January of each year.

STATE OF MAINE.

IN SENATE,

March 19, 1909.

Reported by Mr. GOWELL, from Committee on Legal Af-
fairs and laid on table to be printed under joint rules.

F. G. FARRINGTON, *Secretary*.