

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

HOUSE

NO. 131

House of Representatives, Feb. 4, 1913.

*Tabled pending reference to a committee by Mr. Bragdon of
York and ordered printed.*

W. R. ROIX, Clerk.

STATE OF MAINE

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

AN ACT to incorporate the Ogunquit Village Corporation.

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

Section 1. That part of the territory of the town of Wells
2 in the County of York, embraced within the limits described
3 as follows:

Commencing at the southeasterly point of the boundary
5 line between the towns of York and Wells, at the Atlantic
6 Ocean and extending northwesterly along said boundary
7 line to the south branch of the Ogunquit River; thence by
8 the Ogunquit River to the intersection of Stevens Brook

9 with said Ogunquit River, thence in a due east course to
10 the Atlantic Ocean, thence by the Atlantic Ocean to the
11 boundary line between the towns of York and Wells and
12 point begun at, together with the inhabitants within the said
13 territory is hereby created a body politic and corporate by
14 the name of The Ogunquit Village Corporation.

Sect. 2. Said corporation is hereby authorized and vested
2 with the power at any legal meeting called for the purpose
3 to apportion and designate the uses to which the money re-
4 ferred to in section five hereof shall be put, said uses for
5 said moneys and said purposes being among other things as
6 follows: to create and maintain a fire department with all
7 the necessary equipment, appliances and apparatus for the
8 prevention and extinguishment of fires; to build, maintain
9 and repair roads, streets and ways, sidewalks, sewers and
10 other sanitary works, including the collection and removal
11 of offal and garbage; to care for and beautify that portion
12 of the corporate territory of Ogunquit which may hereafter
13 be reserved for and dedicated to public uses to be enjoyed
14 in common by all the inhabitants of said Ogunquit Village
15 Corporation, and to that end to build roads and walks upon
16 and to said public lands and to plant and care for trees in
17 the roads and streets and upon said public lands; to build,
18 repair and maintain public wall and landings; to establish
19 and maintain police and night watch; to procure water for
20 fire, domestic and other purposes; and to procure light for
21 public use and for the use of the inhabitants of said village

22 corporation; said village corporation shall so long as the
23 present water contract continues pay its proportion of the
24 total expense therefor in the town of Wells, and upon the
25 expiration of said contract shall have authority to contract
26 therefor with such other firm or corporation as it sees fit,
27 and for the purposes of obtaining light as above mentioned
28 shall have authority to contract with any individual, firm or
29 corporation to furnish such light for either or both of the
30 purposes above mentioned.

Sect. 3. The town of Wells is hereby relieved from any
2 and all duty to build, repair or maintain roads, streets or
3 ways, within the territory of said Ogunquit Village Cor-
4 poration. The High School in said town of Wells shall be
5 maintained as at present. With reference to the common
6 schools which are within the territory of said corporation
7 there shall be paid to the town of Wells by this corporation
8 whatever amount is the actual net cost to said town of Wells
9 for maintaining said common schools located within the
10 limits of said corporation, reference being had to the amount
11 raised therefor by taxation and the amount which said town
12 of Wells receives from the State of Maine for the main-
13 tenance of common schools.

Sect. 4. Said corporation and the overseers thereof have
2 the same power and duties in laying out, discontinuing and
3 altering town ways within the territory aforesaid, viz., the
4 Ogunquit Village Corporation which the town of Wells
5 and the selectmen now have, to be exercised and performed

6 under the same conditions and limitation and in the same
7 manner that they are now exercised and performed by said
8 town and its selectmen.

Sect. 5. The town of Wells shall pay over to the treasurer
2 of said corporation out of the taxes collected from the in-
3 habitants and the estates within the territory of the Ogun-
4 quit Village Corporation aforesaid, a sum equal to sixty
5 per centum of all the town taxes, exclusive of the State and
6 County tax collected from said inhabitants and estates. Said
7 sixty per centum shall be payable to said treasurer as fol-
8 lows: viz., one-quarter of said amount on or before May
9 fifteen of each year, one-quarter of said amount on or before
10 July fifteen of each year, and the balance on or before De-
11 cember fifteen of each year.

Sect. 6. The officers of said corporation shall be a clerk,
2 who shall be a resident within the limits of said corporation,
3 a treasurer, and three overseers (who shall also be resi-
4 dents within the limits of said corporation) who shall be
5 chosen by ballot, and such other officers as the by-laws of
6 said corporation may require. Said corporation is em-
7 powered to adopt at any legal meeting called for that pur-
8 pose a code of by-laws for the government of the same,
9 for the proper management of its prudential affairs and
10 other purposes connected therewith, provided said by-laws
11 are not repugnant to the laws of the State. Such code of
12 by-laws may be altered or amended at any legal meeting of
13 the corporation in the call for which notice of the proposed

14 change has been given. The officers aforesaid shall be
15 sworn before a Justice of the Peace and the treasurer shall
16 give bonds to said corporation in such sum as the overseers
17 may direct, which said bond shall be approved by the over-
18 seers and clerk.

Sect. 7. Any person who is a legal voter within the limits
2 of said corporation may be elected or appointed to any of-
3 fice therein, but shall cease to hold said office whenever he
4 ceases to be such legal voter.

Sect. 8. Said overseers shall be the general municipal of-
2 ficers of said corporation, and shall have general charge of
3 its affairs and of the expenditure of all money therein, ex-
4 cept so far as the same may be committed to other officers
5 or persons.

Sect. 9. The overseers and the treasurer of said corpora-
2 tion shall file with the municipal officers of the town of
3 Wells, on or before the first day of February of each year,
4 a full and detailed statement of all expenditures of money
5 which have been paid to said corporation under the provis-
6 ions of section five of this act.

Sect. 10. All persons residing within the limits of said
2 corporation who would be legal voters in the town of Wells,
3 shall be legal voters at any meeting of said corporation at
4 which they are present. The overseers of said corporation
5 shall determine who are legal voters at any meeting, and
6 shall prepare a list of said voters at least twenty-four hours
7 before every meeting, which said list they may amend or

8 correct at any time before said meeting or during its progress. The vote upon any proposition at any meeting shall be taken and checked by this list upon the demand of five legal voters.

Sect. 11. The first election of officers shall be at the meeting at which this charter is accepted. Said officers shall hold their respective offices until the next annual meeting of the corporation, at which said meeting officers shall be elected, and thereafterward at each annual meeting; but in any event all officers duly elected shall hold office until their successors are elected and duly qualified. The annual meeting of said corporation shall be held on the first Monday of April in each year.

Sect. 12. This charter may be accepted at any time within five years after it shall become law, but only one meeting to vote thereon shall be called in any one calendar year. Nehemiah P. M. Jacobs, Wilbur F. Cousens, George H. Littlefield, J. Moses Perkins, Edward T. Weare, Samuel J. Perkins, F. Raymond Brewster, or either of them may call all meetings of the corporation previous to the acceptance of the charter and the election of officers, and notify the persons entitled to vote therein to meet at some suitable time and place within the limits of said corporation by posting notices in two places within the limits of said corporation seven days at least before the time of holding said meeting; all subsequent meetings shall be called and notified by the overseers as town meetings are called and notified by the

15 selectmen, either of the above named persons are authorized
16 to preside at any meeting previous to the acceptance of the
17 charter until the meeting is organized and until a moderator
18 shall have been chosen by ballot and sworn, at all meetings
19 of the corporation a moderator shall be chosen in the man-
20 ner and with the same power as in town meetings.

Sect. 13. Whenever this charter shall be accepted by a
2 majority of the voters of said corporation at a legal meeting
3 called for that purpose then the same shall take and have
4 complete effect in all its parts.