

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

SENATE

NO. 248

In Senate, Feb. 6, 1913.

Came from the House referred to the Committee on Judiciary, and on motion by Senator Smith of Penobscot laid on the table for printing pending reference in concurrence.

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to enable Old Orchard, Maine, to assess taxes for
street sprinkling.

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

Section 1. Old Orchard, Maine, may annually appropriate
2 money for sprinkling all or a part of its public ways or
3 portions thereof at its expense in whole or in part, and it
4 may determine that certain other public ways or portions
5 thereof shall be sprinkled at the expense in whole or in part
6 of the abutters thereon.

Section 2. If Old Orchard, Maine, determines that streets
2 or certain streets, or portions of streets shall be sprinkled

3 in whole or in part at the expense of the abutters thereon
4 such expense for sprinkling for a municipal year and the
5 proportions thereof to be borne by abutters shall be deter-
6 mined by the municipal officers who after such notice as
7 they may order shall view the abutting estate, and after
8 hearing determine the amount to be assessed on estates
9 abutting on such streets in proportion to the benefits se-
10 cured to such abutting estates by such sprinkling. Pro-
11 vided, however, that if horse railroads or street railroads
12 are operated upon such public ways or portions thereof as
13 said town of Old Orchard may determine to sprinkle at the
14 expense of the abutters said railroad shall be assessed on
15 the amount of space included between the outer rail and
16 one foot beyond on each side extended such distance as
17 such railroads operate on said way or portion thereof to
18 be sprinkled, at the same proportionate rate as said space
19 bears to the amount assessed in the whole space included
20 within said limits of said public way and provided further
21 that the provisions of this bill as to sprinkling streets shall
22 not apply to suburban districts but only to thickly populated
23 portions of said Old Orchard, and the amount assessed
24 against a street railroad for such sprinkling in any street
25 shall not exceed one-third of the rest of such sprinkling
26 along the line of said railroad. Instead of paying an assess-
27 ment as above provided, a street railroad shall have the
28 right to sprinkle at its own expense its tracks.

The amount of such assessment upon each estate and upon

30 said railroad shall be determined by the municipal officers,
31 or if said municipal officers so designate, by the board of
32 public works, board of street commissioners, superintendent
33 of streets or other officers, and said municipal officers or
34 other officers or officer as aforesaid shall soon as may be
35 after the first day of April of each municipal year cause a
36 list of such streets and portions thereof to be made, specify-
37 ing each abutting estate, the length of track of street rail-
38 road on such streets to be sprinkled, and the amount deter-
39 mined to be assessed as aforesaid, against each abutting
40 estate and said railroad and certify and commit said list to
41 the assessors of taxes.

Sect. 3. The assessors shall assess the tax and shall in-
2 clude such assessment in the tax list and warrant committed
3 by them to the collector of taxes for that municipal year,
4 and it shall be included in the annual tax bill, or if the estate
5 so assessed is otherwise exempt from taxation, it shall be
6 rendered as a tax bill. Such assessment shall be a lien upon
7 the estate, and shall be levied, collected, reassessed, paid,
8 apportioned or bear interest and become payable in the same
9 manner as, and shall be a part of, the tax for that year on
10 such estate; but the assessors shall make no abatement there-
11 of except upon the recommendation of the board of officers
12 by whom the list was certified to them. •