

# MAINE STATE LEGISLATURE

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SEVENTY-EIGHTH LEGISLATURE

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HOUSE

NO. 407

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*House of Representatives, Feb. 27, 1917.*

*Printed under joint rules.*

*W. R. ROIX, Clerk.*

*Presented by Mr. Barnes of Houlton.*

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STATE OF MAINE

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

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AN ACT to amend section eight, chapter fifty-eight, of the revised statutes, relating to approval of location of street railroads.

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

Section eight, chapter fifty-eight, of the revised statutes, 2 is hereby amended by inserting in the third line thereof, 3 between the words "same" and "as," the words, 'or of any 4 additional locations for turnouts or spurs mentioned in sec- 5 tion twelve' so that said section, as amended, shall read as 6 follows:

'Sect. 8. Application to municipal officers and proceed-

ings thereon; appeal and proceedings thereon. 1907, c. 132,  
Sec. 1. Whenever any street railroad corporation is re-  
quired to obtain the written approval of its proposed route  
and location, or of any extension of the same, or of any  
additional locations for turnouts or spurs mentioned in sec-  
tion twelve, as to streets, roads or ways, of the municipal  
officers of the cities and towns in which said railroad is to  
be constructed in whole or in part, it shall make an appli-  
cation in writing and such municipal officers shall order  
public hearing thereon, giving such notice thereof as they  
deem proper but in no case less than seven days. Such  
notice shall contain a copy of such written application and  
warn the legal voters of such city or town to be present  
and be heard thereon. After hearing and within fourteen  
days after the filing of such application, such municipal offi-  
cers shall file their decision thereon with the clerk of the  
city or town who shall make due record thereof. Any con-  
tract entered into between any such street railroad corpo-  
ration and such municipal officers as to the terms, con-  
ditions and obligations under which such location is ap-  
proved, so far as consistent with the powers and duties of  
the public utilities commission under the general laws of  
the state, shall be valid and binding. If the municipal offi-  
cers upon such written application therefor neglect to ap-  
prove a route and location as to streets, roads or ways, or  
if they refuse to approve such a route and location, or if  
such route and location is not accepted by the corporation,

29 in either case said corporation may within fourteen days  
30 after the expiration of the time for filing such decision,  
31 or within fourteen days after the filing thereof, appeal to  
32 the public utilities commission. A failure to appeal shall  
33 not bar the corporation from making a new application to  
34 municipal officers. Any person or corporation claiming to  
35 be interested may appeal to the public utilities commission  
36 within said fourteen days from any decision made by the  
37 municipal officers. In all such appeals the appellant shall  
38 file his appeal in writing in the office of the public utilities  
39 commission who shall appoint a day for a hearing thereon,  
40 and the appellant shall give such notice thereof as said  
41 commission deems reasonable and proper in order that all  
42 persons interested may have an opportunity to appear and  
43 object thereto. After hearing, said commission shall make  
44 decision thereon and cause record thereof to be made in  
45 their office in lieu of the approval of the municipal officers.  
46 This section shall not apply to any location which has been  
47 approved by the proper municipal officers, before the twen-  
48 ty-sixth day of March, one thousand nine hundred and  
49 seven.'