

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-NINTH LEGISLATURE

HOUSE

NO. 518

House of Representatives, March 29, 1919.

Reported by Mr. Hinckley from Committee on Legal Affairs
and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

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

AN ACT to Provide for Repairing and Maintaining Portland
Bridge.

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

Preamble: Whereas, Portland Bridge in Portland harbor
2 was constructed under the provisions of chapter 234 of the
3 private and special laws of Maine of 1913, and

Whereas, one of the piers of said bridge has settled and
2 now prevents the use of said bridge, and it is imperative that
3 the bridge be repaired and made safe and convenient for
4 travel at once, and

Whereas, said chapter 234 made no provision for the pres-
2 ent emergency, and

Whereas, the legislature deems the situation to be an emergency rendering the passage of the following act immediately necessary for the preservation of the public peace, health, and safety, now therefore,

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

Section 1. The county commissioners of Cumberland county are hereby authorized to repair or reconstruct such portions of Portland bridge as may in their judgment be necessary, and to make and maintain said bridge safe and convenient for travel and for that purpose they may enter into and execute on behalf of the county all necessary contracts. Said commissioners are hereby authorized and empowered in their discretion to remove any part of the present structure and to make such use or disposition of the material therein contained as they deem for the best interests of the county of Cumberland. The work shall be done in such manner as shall meet the requirements of the several acts of congress and the regulations of the war department of the United States relating to draws and drawbridges over and across tidewaters.

Sect. 2. For the purpose of this act the county commissioners shall have and exercise in behalf of said county of Cumberland all the rights of eminent domain granted in said chapter 234, entitled "An Act to provide for the reconstruction of Portland bridge," the same to be exercised in the manner provided in said chapter 234.

Sect. 3. For accomplishing the purposes of this act said county of Cumberland through its commissioners is author-

3 ized to borrow money temporarily and to issue therefor the
4 negotiable notes of the county of Cumberland and for the
5 purposes of refunding the indebtedness so created, and for
6 the payment of all repairs to pier number 18 of said bridge
7 for which contracts were made prior to March 24th, A. D.
8 1918 to the amount of sixty thousand dollars and for the pur-
9 pose of paying the amount expended in the construction of
10 the ferry slip in South Portland to an amount not exceeding
11 twelve thousand dollars and for the purpose of refunding the
12 temporary notes of the county of Cumberland now outstand-
13 ing in the First National Bank of said Portland to the amount
14 of one hundred thousand dollars and for the purpose of re-
15 constructing such portions of Portland bridge as may in
16 their judgment be necessary to make and maintain said
17 bridge safe and convenient for travel to an amount not ex-
18 ceeding two hundred thousand dollars, the said county of
19 Cumberland may from time to time issue bonds of the coun-
20 ty of Cumberland. Said obligations shall be valid without
21 first obtaining the consent of the county as provided in sec-
22 tions eighteen and twenty of chapter eighty-three of the re-
23 vised statutes.

Sect. 4. Any sums heretofore contracted for or expended
2 by the city of South Portland in the construction of the ferry
3 slip at South Portland to provide for public travel between
4 the cities of South Portland and Portland while Portland
5 bridge is impassable shall be reimbursed to said city of
6 South Portland by the county of Cumberland out of funds

7 herein provided for, upon satisfactory evidence to the coun-
8 ty commissioners as to the amount of such expenditure.
9 After the repairs on said Portland bridge shall be fully com-
10 pleted and the bridge opened for travel, the county of Cum-
11 berland shall be entitled to take possession of said ferry slip
12 and sell or otherwise dispose of the same for the benefit of
13 said county. Whatever sum may be received from such
14 sale shall be paid into the county treasury and applied to
15 the reduction of any expense incurred hereunder.

Sect. 5. Emergency clause. In view of the emergency
2 cited in the preamble, this act shall take effect when ap-
3 proved.