

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-FIRST LEGISLATURE

HOUSE

NO. 474

House of Representatives, March 26, 1923.

Reported by Mr. Nichols from Committee on Judiciary and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

**IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-THREE**

AN ACT to Incorporate the Ogunquit Beach District.

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

Section 1. The inhabitants of the territory comprised
2 within the limits of Ogunquit Village Corporation, in the
3 town of Wells, shall be and hereby are made a body cor-
4 porate, for the purposes of this act, under the name of the
5 Ogunquit Beach District, hereinafter referred to as the
6 "district."

Sect. 2. Said district, in its corporate capacity, is hereby
2 authorized and empowered to take, hold, exchange or con-
3 vey, in the name of the Ogunquit Beach District, for pub-
4 lic purposes and particularly for the creation and establish-

5 ment of a public park, any real estate lying between the
6 thread of the Ogunquit river on the west and the Atlantic
7 ocean on the east and the boundary line of the Ogunquit
8 Village Corporation on the north and the land of Walter
9 M. Perkins on the south, together with a forty-foot road
10 from said tract of land southerly to the county road, and
11 may also take, hold, exchange or convey any real estate
12 lying between the thread of said Ogunquit river on the west
13 and south and the Atlantic ocean on the east and said coun-
14 ty road on the north. The said district may exercise the
15 right of eminent domain in the taking of land, for the pur-
16 poses herein specified, in the same manner as provided in
17 chapter twenty-four of the revised statutes for the ascer-
18 tainment of damages in the location and establishment of
19 highways; provided, that application by either party in in-
20 terest for the determination of damages shall be made with-
21 in three years after the said land is so taken.

Sect. 3. The first meeting of said corporation shall be
2 called by petition of seven legal voters within said district,
3 directed to any justice of the peace within the state, who
4 shall issue his warrant to any constable within the town
5 of Wells to call said meeting within said district at a time,
6 place and for the purposes indicated therein.

The regular meetings of said district shall be called with-
2 in said district by a majority of the trustees thereof in the
3 same manner as is provided by statute for calling town

4 meetings, and shall be held on the fourth Tuesday of Au-
5 gust annually.

Special meetings shall be called by a majority of the trus-
2 tees, upon request of seven legal voters, within said dis-
3 trict, and held in the same manner as provided for the call-
4 ing of town meetings.

Sect. 4. The organization of said district shall be con-
2 summated at the first meeting for organization thereof, or
3 any adjournment thereof, by the election of a clerk and
4 three trustees, who shall serve without compensation, and
5 a treasurer, who shall give a bond, approved by a majority
6 of the trustees, for the faithful performance of the duties
7 of his office and who shall receive such compensation as
8 the district shall determine. The said district shall also
9 provide a corporate seal and have an established place of
10 business within said district.

Sect. 5. The said district is hereby authorized to raise
2 and appropriate money by taxation upon the polls and es-
3 tates within its corporate limits, for the payment of its con-
4 tracts, liabilities, obligations and incidental charges for in-
5 terest; and said taxes shall be assessed by the assessors and
6 collected by the collectors of the town of Wells, in addi-
7 tion to other municipal taxes, and all funds received by any
8 town official by virtue of this provision shall be paid to the
9 treasurer of said district within thirty days of the collection
10 of any part thereof.

Sect. 6. The said district may issue its bonds, or notes,

2 secured or unsecured, for a term not exceeding ten years,
3 in such amounts and of such denominations, not exceeding
4 in the aggregate five per centum of the valuation of said
5 district, as the legal voters, present at any regular or spe-
6 cial meeting of said district may determine. And said bonds
7 or notes when authorized by vote of said district, signed
8 by its treasurer and sealed with the corporate seal, shall be
9 legal obligations of said district.

Sect. 7. All bonds, or notes, issued by the said district
2 shall become due and payable, serially, and the trustees of
3 the said district shall annually provide, by taxation or other-
4 wise, for the retirement of at least one thousand dollars,
5 par value, of the amount of such bonds, or notes, at any
6 one time, outstanding.

Sect. 8. The said trustees are hereby authorized to re-
2 ceive any gift of real estate, which shall be described in
3 a trust deed, or the donation of any sum of money, or other
4 thing of value, in trust, to be expended under the provisions
5 of this act and in every particular as if the same had been
6 appropriated by said district for the purposes herein spe-
7 cified.

Sect. 9. This act shall not take effect until approved by
2 a majority of the legal voters of the town of Wells resi-
3 dent within said district, present and voting at a meeting
4 of the legal voters resident within said district held within
5 said district upon the fifteenth day of August in the year
6 nineteen hundred and twenty-three; and the record of the

7 vote taken at said meeting shall be transmitted to the sec-
8 retary of state at Augusta, Maine, by registered mail, post-
9 paid; and if the vote upon this act of incorporation be affirm-
10 ative, the district shall thereafter be established and known
11 as the Ogunquit Beach District.