

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

EIGHTY-SECOND LEGISLATURE

H. P. No. 943

H. D. No. 244

House of Representatives, Feb. 27, 1925.

Referred to Committee on Legal Affairs and 500 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Hammond of Van Buren.

STATE OF MAINE

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

AN ACT Giving Certain Powers to the Governor and Council
with Respect to State Highway, Interstate and International
Bridges.

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

Section 1. The governor and council shall have the power
2 to authorize and permit persons, firms or corporations to
3 construct on, or to affix to, any state highway bridges which
4 are under the supervision of the state highway commission,
5 or to that part of any international or interstate bridges
6 lying within the boundaries of the state of Maine and which
7 are under the supervision of the state highway commission,
8 such pole and wire lines, cable lines or pipe lines, as the

9 said governor and council shall determine will not interfere
10 with public safety or with the convenient use of such bridge
11 by the public. Provided, however, that wire or cable lines
12 so constructed or affixed shall not be used for transmitting
13 electricity without the borders of the state for the purposes
14 of furnishing light, heat or power.

Sect. 2. Whenever any person, firm or corporation shall
2 desire to construct on, or to affix to, any such bridge any
3 such pole and wire line, cable line or pipe line, application
4 shall be filed with the governor and council setting forth in
5 detail, and accompanied by plans on an appropriate scale,
6 a description of, and the specifications for, the proposed line
7 and the purpose thereof. The application shall be filed in
8 duplicate and the governor and council forthwith shall
9 transmit one copy thereof to the state highway commission,
10 and after receipt thereof said highway commission shall
11 investigate as to the engineering and similar features of the
12 proposed construction, and within thirty days shall report
13 the result of its investigation to the governor and council,
14 and shall give its opinion as to whether or not the proposed
15 line will, or in the future may, interfere with public safety
16 or with the convenient use of said bridge by the public;
17 during the course of its investigation the state highway
18 commission may call upon the applicant for such addi-
19 tional data and information as it deems necessary in the
20 proper completion of its investigation.

Sect. 3. Upon receipt of such report from the state high-

2 way commission the governor and council shall set a date
3 for public hearing on the application, which date shall be
4 not more than sixty days after the filing of the application,
5 shall give notice by publication in such newspapers as the
6 governor and council shall designate, and such other notice
7 as the governor and council may determine necessary in any
8 particular case, at least fourteen days prior to the date set
9 for such hearing. Rules for procedure at such hearings
10 may be determined from time to time by the governor and
11 council.

Sect. 4. Decision on the application shall be rendered by
2 the governor and council within thirty days after the hearing
3 is closed. The governor and council may grant the appli-
4 cation as filed, or may refuse to grant the same, or may
5 grant the application in part only, but if the application is
6 granted in full or in part, the governor and council may
7 attach thereto such terms and conditions as they deem
8 necessary to protect the public interest in the safe and con-
9 venient use of such bridge. If any authority granted by the
10 governor and council is not exercised within two years from
11 the date thereof, the same shall be deemed to have expired
12 and may not thereafter be exercised except upon further
13 and subsequent authority from said governor and council.