

MAINE STATE LEGISLATURE

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EIGHTY - SEVENTH LEGISLATURE

Legislative Document

No. 68

H. P. 219

House of Representatives, January 17, 1935.

Referred to Committee on Ways and Bridges, sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Stilphen of Dresden.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-FIVE

**AN ACT Relating to Maintenance of Third Class and Special Resolve
Highways.**

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

Sec. 1. R. S., c. 28, § 46, amended. Section 46 of chapter 28 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 46. Maintenance of third class highways. Roads constructed on third class highways under the provisions of sections 43 to 47 must be suitably maintained by the several towns under penalty of forfeitures of the right of the town to receive the benefit of future apportionments under said sections. In order for a town to be entitled to third class apportionment, the town shall annually raise for maintaining the improved sections on third class highways designated to receive third class apportionments in such town, a sum not less than ~~five per cent~~ 3% of the total expenditures for constructing these highways made during and after the year 1927. In case the town maintenance appropriation should be more than sufficient to satisfactorily maintain said improved sections, the balance of the fund may be used in connection with the state apportionment for third class construction work. Expenditure of the town maintenance appropriation shall be under the direction and supervision of the state highway commis-

sion. In case a town fails to provide funds for maintenance as herein stated, a sum not to exceed 50% of any year's apportionment to a town may be expended by the state highway commission for maintenance of improved sections of third class highway therein and the balance of the apportionment shall be reapportioned in the year following to the various towns entitled to third class aid. Where third class apportionments have been expended on state or state aid roads, such roads shall be maintained in accordance with the provisions of sections 9, 18, 27 and 28.'

Sec. 2. R. S., c. 28, § 49, amended. Section 49 of chapter 28 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 49. Construction of third class highways from special appropriations. In all cases where towns receive special legislative appropriations to be expended on designated third class highways, said highways shall be constructed in accordance with specifications for third class roads and shall be maintained by the several towns by an annual expenditure of a sum equal to not less than ~~five per cent~~ 3% of the amount of said appropriation, under penalty of forfeiture of the right of the town to receive the benefit of future apportionments from funds for third class highways.'

Sec. 3. R. S., c. 28, § 50, amended. Section 50 of chapter 28 of the revised statutes is hereby amended to read as follows:

'Sec. 50. Maintenance of town ways constructed from special appropriations. In all cases where towns receive special legislative appropriations to be expended on town ways not designated as state, state aid, or third class highways, said ways shall be suitably maintained by the several towns under penalty of forfeiture of the right of the town to receive future legislative appropriations. Towns shall annually raise for the purpose of maintaining the improvements made from said legislative appropriations on third class roads, a sum of not less than ~~eight per cent~~ 3% of the total amount of said appropriations used on said roads.'