

MAINE STATE LEGISLATURE

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N I N E T Y - F I R S T L E G I S L A T U R E

Legislative Document

No. 61

H. P. 101

House of Representatives, January 21, 1943.

Referred to Committee on Legal Affairs, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Payson of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-THREE

AN ACT Relating to Municipal Ordinances.

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

R. S., c. 5, § 143, amended. Section 143 of chapter 5 of the revised statutes, as amended, is hereby further amended to read as follows:

‘Sec. 143. Provisions for acceptance of zoning ordinances. No ordinance or by-law enacted by any city or by any town having a representative form of town meeting under the powers hereby conferred shall be in force and effect until accepted by a majority of the electors of such city or town voting at a regular election for the election in the case of cities of municipal officers or of one or more members of the city council, and in the case of towns for the election of municipal officers, or in either case at a special election duly warned, called and conducted in the same manner as required for such regular election. And at the time of the submission for enactment to the voters of towns without a representative form of town meeting or of village corporations, or for acceptance to the voters of cities or towns having a representative form of town meeting, the vote shall be by written ballot bearing the question “Shall the Zoning Ordinance Be Accepted?” Those favoring the acceptance shall vote “Yes,” those opposed shall vote “No.”

The ordinance may be amended and its regulations, zoning boundaries and zone classifications changed in accordance with provisions set up in the ordinance or by-law, but no such amendment or change shall be made until after public hearing thereon, notice of which hearing shall be published once a week for 3 successive weeks before the hearing, the 3rd notice to be within 10 days of the date of hearing, in a newspaper published in the city, town, or village corporation, if a newspaper is published in said city, town or village corporation, but, if no newspaper is published in the city, town or village corporation, then in a newspaper that is published in the county in which said city, town or village corporation is located. If amendments or changes in the ordinance are submitted to the voters, the question shall be submitted in this form: "Shall the proposed amendment to the zoning ordinance be accepted?" '