

# MAINE STATE LEGISLATURE

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# N I N E T Y - T H I R D   L E G I S L A T U R E

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**Legislative Document**

**No. 778**

H. P. 1188

House of Representatives, February 13, 1947.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Cole of Portland.

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## STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-SEVEN

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### **AN ACT Relating to Town, City and Village By-laws and Ordinances Relating to Buildings and Structures.**

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

**R. S., c. 80, § 83, sub-§ IX, amended.** Subsection IX of section 83 of chapter 80 of the revised statutes, as amended by chapter 51 of the public laws of 1945, is hereby further amended to read as follows:

**IX.** Relating to the design, materials of construction, construction, alteration, **demolition**, maintenance, repair, ~~and~~ use **and change of use** of buildings and structures or parts thereof; **the provision of features for the safety of occupants of existing buildings**; the provision of light, ventilation, and toilet facilities in new buildings and in connection with alterations of and additions to existing buildings; the installation, alteration, maintenance, repair, and use of all equipment in or on or in connection with buildings or structures and relating to camps or parking facilities for trailers or house trailers and sanitary regulations pertaining to such camps or parking facilities, including license taxes of said camps or parking facilities; duties of the inspector of buildings **and other city, town and village officers**, and defining particularly such duties and the rules and regulations by which ~~he is to~~ **they shall** be governed, not in-

consistent with the provisions of chapter 85 and issuance of permits or licenses in connection with all of the above operations; all to promote the health, safety, and general welfare of the occupants and users of such buildings or structures and of the public, and for protection against catching and spreading of fires and prevention of accidents; and any building or structure or part thereof, constructed, altered, maintained, repaired, or used, and any equipment therein, thereon, or in connection therewith, installed, altered, maintained, repaired, or used contrary to a by-law or ordinance adopted under this authorization is a nuisance; provided it shall be the duty of the inspector of buildings to withhold permit for any of the above operations in violation of any by-law or ordinance enacted hereunder, and appeal shall lie from the decision of the inspector of buildings to the municipal officers and from said municipal officers to the superior court according to the provisions of section 33 of chapter 84; and provided further, that said municipal officers shall have the power to hear and determine appeals from the refusal of such permits and to permit exceptions to or variations from the terms of such by-law or ordinance in the class of cases or situations and in accordance with the principles, conditions, and procedure specified in such by-law or ordinance.'