

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 941**

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H. P. 1286

House of Representatives, February 14, 1947.

Transmitted by revisor of statutes pursuant to joint order

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Randall of North Berwick.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-SEVEN

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**AN ACT to Amend the Charter of the Ogunquit Village Corporation.**

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

**P. & S. L., 1913, c. 203, § 2, amended.** Section 2 of chapter 203 of the private and special laws of 1913, as amended by chapter 120 of the private and special laws of 1931, is hereby further amended so that the 1st paragraph thereof shall read as follows:

'Said corporation is hereby authorized and vested with the power, at any legal meeting called for the purpose, to apportion and designate the uses to which the money referred to in section 5 hereof shall be put, said uses for said moneys and said purposes being among other things as follows: to create and maintain a fire department with all the necessary equipment, appliances and apparatus for the prevention and extinguishment of fires; to build, maintain and repair roads, streets and ways, sidewalks, sewers and other sanitary works, including the collection and removal of offal and garbage; to care for and beautify that portion of the corporate territory of Ogunquit which may hereafter be reserved for and dedicated to public uses to be enjoyed in common by all the inhabitants of said Ogunquit Village Corporation, and to that end to build roads and walks upon and to said public lands, and to plant and care for trees in the roads

and streets and upon said public lands ; to build, repair and maintain public wharves and landings ; to widen, deepen, extend and maintain the channel of the Josias river between Flat Pond and the sea, and to widen, deepen and enlarge Flat Pond ; and for said purposes to take and acquire by purchase or by eminent domain, between the Mayo Falls, so-called, and the sea, any marshland along or through which said river flows, and any land lying on either side of said river from the thread of the stream to a line not more than 50 feet from mean high water mark, **and in addition thereto all land lying on the easterly side of Josias River and enclosed with the following lines: .the high bank of Adams Island on the south; the private way leading to Adams Island on the east; a line 50 feet above mean high water mark on the west; and a line 10 feet southerly of and parallel with the southerly end of the building of Herbert M. Perkins, on the north; to be used for the launching and withdrawal of boats from the harbor and for general purposes in connection with the business of said harbor to be designated by said corporation, and said corporation may exercise the right of eminent domain in the taking of land along said river for the purposes herein specified, in the same manner as provided in chapter 27 of the revised statutes of 1930, for the ascertainment of damages in the location and establishment of highways ; provided, that application by either party in interest for the determination of damages shall be made within 3 years after the land is so taken ; to establish and maintain police and night watch ; to procure water for fire, domestic and other purposes, and to procure light for public use and for the use of the inhabitants of said village corporation ; said village corporation shall so long as the present water contract continues to pay its proportion of the total expense therefor to the town of Wells, and upon the expiration of said contract shall have authority to contract therefor with such other firm or corporation as it sees fit, providing said town neglects or refuses after reasonable time for so doing ; said town may contract for water for said purposes, and if said town shall contract said corporation shall pay its portion of its expenses for the same. And for the purposes of obtaining light as above mentioned, said village corporation shall have authority to contract with any individual, firm or corporation to furnish such light for either or both of the purposes above mentioned.'**