

MAINE STATE LEGISLATURE

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

Legislative Document

No. 308

H. P. 542

House of Representatives, January 31, 1951.

Referred to the Committee on Liquor Control, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Williams of Hodgdon.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-ONE

AN ACT Relating to Liquor Licenses in Unincorporated Places.

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

Sec. 1. R. S., c. 57, § 21-A, repealed and replaced. Section 21-A of chapter 57 of the revised statutes, as enacted by section 1 of chapter 372 of the public laws of 1947, is hereby repealed and the following enacted in place thereof:

'Sec. 21-A. Liquor licenses prohibited in unincorporated places. In no event shall the liquor commission issue a license in any unincorporated place, nor shall any liquor store be operated therein.'

Sec. 2. R. S., c. 57, § 23, amended. The next to the last paragraph of section 23 of chapter 57 of the revised statutes, as amended, is hereby further amended to read as follows:

~~'Except as provided by section 21-A, any~~ Any applicant, aggrieved by the refusal of the county commissioners to approve an application as hereinbefore provided, may appeal to the state liquor commission, who shall hold a public hearing thereon in the unincorporated place for which said license is requested and if it finds the refusal arbitrary or without justifiable cause, it may issue such license notwithstanding the lack of such approval.'

Sec. 3. R. S., c. 57, § 28, amended. The 2nd sentence of section 28 of chapter 57 of the revised statutes, as amended, is hereby further amended to read as follows:

~~'Except as provided by section 21-A, any~~ Any applicant aggrieved by the refusal of the municipal officers or county commissioners to approve an application as herein provided or the transfer of such license may appeal to the commission, who shall hold a public hearing thereon in the city or town for which such license is requested and if it finds the refusal to have been arbitrary or without justifiable cause, it may issue such license notwithstanding the lack of such approval.'

Sec. 4. R. S., c. 57, § 40, amended. The last paragraph of section 40 of chapter 57 of the revised statutes, as amended, is hereby further amended to read as follows:

~~'Except as provided by section 21-A, any~~ Any applicant aggrieved by the refusal to approve an application as hereinbefore provided or application for transfer of such license may appeal to the commission, who shall hold a public hearing thereon in the town or city for which such license is requested and if it finds the refusal arbitrary or without justifiable cause, it may issue such license or transfer notwithstanding the lack of such approval.'