

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 570**

H. P. 537

House of Representatives, February 10, 1953

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

HARVEY R. PEASE, Clerk

Presented by Mr. Vaughan of Hallowell.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-THREE

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**AN ACT to Amend the Charter of the City of Hallowell Relating to the Election of the City Marshal and Street Commissioner by the City Council.**

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

**Sec. 1. City marshal and street commissioner to be elected by city council; terms; vacancies.** The city marshal and the street commissioner for the city of Hallowell shall be elected by ballot by majority vote of the city council for a term of 2 years or until their successors are elected and qualified, on the 2nd Monday of January or as soon thereafter as possible, subject to removal by the city council at its pleasure; and the council shall have and exercise the same power of appointment to fill any vacancy from any cause in either of said offices. Any person so elected to fill a vacancy from any cause other than expiration of the term of office shall hold said office during the unexpired term of his predecessor, subject to removal by the city council at its pleasure.

**Sec. 2. Local referendum provided for; ballots and conduct of election.** Section 1 of this act shall take effect only when accepted as hereinafter provided by the electors of said city qualified to vote in a municipal election. Said section shall be submitted to be voted upon by the qualified electors of said city at its next regular municipal election in December. The

ballots to be used in said election shall be in such form as to permit said section 1 of this act to be voted on separately by an expression of the voter's opinion on the following question relating thereto :

'Shall the city marshal and street commissioner be elected by ballot by majority vote of the city council for a term of two years or until their successors are elected and qualified subject to removal by the city council at its pleasure?'

Opposite and to the right of said question shall be printed the two words "Yes" and "No" with the usual squares in which the voter is to mark in the manner required by law to express his opinion. If the section so submitted shall receive more affirmative than negative votes at said election, it shall be deemed to have been accepted and shall thereupon be in full force and effect. The result of said election shall be declared by the mayor and aldermen, and due certificate thereof filed with the city clerk and with the secretary of state.

A printed copy of the full text of the first section of this act shall be posted with each notice of said election, and two copies shall be kept posted in each voting place in said city during said election.

**Sec. 3. Inconsistent statutes repealed.** All acts and parts of acts inconsistent herewith, and all provisions of the charter and ordinances of the said city of Hallowell inconsistent with this act, are hereby modified so as to conform to the provisions of this act.

This act shall take effect as to the subject matter covered by section 1, only when said section is finally accepted by the electors of said city of Hallowell, as provided in section 2 hereof.