

MAINE STATE LEGISLATURE

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NINETY - EIGHTH LEGISLATURE

Legislative Document

No. 113

S. P. 66

In Senate, January 22, 1957.

Referred to the Committee on Highways, sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Ferguson of Oxford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-SEVEN

AN ACT to Correct Inconsistencies in State Highway Laws.

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

Sec. 1. R. S., c. 23, § 5, amended. Section 5 of chapter 23 of the Revised Statutes is hereby amended to read as follows:

'Sec. 5. Highways classified. The Commission shall cause charts and maps to be made showing the location and mileage of all highways in the State, and shall classify the highways of the State ~~into 4 general classes~~, and may from time to time amend such classification, namely: 1st, state highways, which shall mean a system of connected main highways throughout the State; 2nd, state aid highways, which shall mean such highways not included in the system of state highways as shall be thoroughfares between principal settlements, or between settlements and their market or shipping point and in so far as practicable feeders to the state highways; 3rd ~~3rd class highways, which shall mean other highways designated, determined and accepted by the state highway commission to receive aid from the state as provided by law;~~ 4th, 4th class highways which shall mean all other highways not included in the ~~first 3 2 classes above mentioned.~~

Sec. 2. R. S., c. 23, § 65, sub-§ III, amended. Subsection III of section 65 of chapter 23 of the Revised Statutes is hereby amended to read as follows:

'III. All improved sections of ~~federal~~ state and state aid highways ~~3rd class or so called resolve highways.~~

Sec. 3. R. S., c. 23, § 66, amended. The 1st paragraph of section 66 of chapter 23 of the Revised Statutes is hereby amended to read as follows:

'The Commission shall provide a system of maintenance for all state highways to which section 68 may apply and for all state aid highways to which sections

72 and 73 may apply so that all sections of such highways may be effectually and economically preserved and maintained, in accordance with the best maintenance practice in so far as funds will permit. The provisions of this section do not include snow removal work on state aid highways ~~3rd class highways~~ or town ways.'

Sec. 4. R. S., c. 23, § 79, amended. Section 79 of chapter 23 of the Revised Statutes is hereby amended to read as follows:

'Sec. 79. Winter routes cleared of snow. The Commission, on petition of the municipal officers of 2 or more towns through which extends a continuous state aid highway ~~3rd class highway~~ or town way, may from year to year lay out covering state aid highways ~~3rd class highways~~ and town ways shall be effective in their judgment seem advisable for the clearance of snow therefrom for the reasonable use of motor vehicles, sleighs and sleds during such season. The Commission may take similar action upon petition of the municipal officers of any town with respect to any other state aid highways ~~3rd class highways~~ or town ways. Except as ~~hereinafter~~ provided all snow removal petitions are to be received in the office of the Commission on or before December 1st previous to any season's work.

~~It is further provided that petitions~~ **Petitions** already, or in the future, received from the municipal officers and approved by the Highway Commission covering state aid highways ~~3rd class highways~~ and town ways shall be effective until the Commission shall have received and approved written recommendations from said municipal officers of proposed changes. Such changes, which shall include any additions, discontinuances or corrections, shall be made to the Commission in writing on or before December 1st previous to any season's work.'

Sec. 5. R. S., c. 23, § 80, amended. Section 80 of chapter 23 of the Revised Statutes is hereby amended to read as follows:

'Sec. 80. Towns to keep such routes clear of snow; sanding. Towns through which extends such a system of winter routes approved and accepted by the Commission in accordance with the provisions of section 79 shall, through and by their board of municipal officers, keep said state aid highways ~~3rd class highways~~ and town ways cleared of snow during the winter season or such part of the year as the Highway Commission may direct, so that they may be reasonably usable by motor vehicles, sleighs and sleds. Snow on such state aid highways ~~3rd class highways~~ and town ways shall be removed to the outside edges of the shoulders of the road, and in a manner satisfactory to the Highway Commission whose judgment ~~thereon~~ shall be final. The towns shall sand the ~~fore-~~~~mentioned~~ state aid highways ~~3rd class highways~~ and town ways to the satisfaction of the Highway Commission, and in case the towns fail to sand the highways to the satisfaction of the Highway Commission, the said Commission shall be authorized to make arrangements for the proper sanding and the cost of such sanding done by the Highway Commission shall be paid by the towns and the State shall reimburse the towns on the same basis as other snow removal and sanding accounts.'

Sec. 6. R. S., c. 23, § 82, amended. The 1st paragraph of section 82 of chapter 23 of the Revised Statutes, as amended by chapter 19 of the public laws of 1955, is hereby further amended to read as follows:

'Towns, organized plantations and unincorporated townships, having a valuation of more than \$400,000 which clear ~~2nd and 3rd class state aid~~ highways and town ways to the satisfaction of the Commission and when necessary apply sand, gravel or other materials to a width of not less than 7 feet through the center of the road within a reasonable length of time after surface of the road becomes slippery, shall be reimbursed for the cost thereof to the extent of \$65 per mile on the highways or town ways designated as provided in section 79.'

Sec. 7. R. S., c. 23, § 82, amended. The 5th paragraph of section 82 of chapter 23 of the Revised Statutes is hereby amended to read as follows:

'The Commission, the county commissioners or the municipal officers of any city or town may provide snow guards or snow fences along any state highways, state aid highways ~~3rd class highways~~ or town ways for the prevention of snow from encumbering such highways or town ways.'