

MAINE STATE LEGISLATURE

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Legislative Document

No. 142

H. P. 95 In House of Representatives, January 22, 1959
Referred to Committee on Legal Affairs. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Trumbull of Fryeburg.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-NINE

AN ACT to Repeal Incorporation of the Fryeburg Village Fire Corporation.

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

Sec. 1. P. & S. L., 1887, c. 176, repealed. Chapter 176 of the private and special laws of 1887, as amended by chapter 238 of the private and special laws of 1901, by chapter 59 of the private and special laws of 1921, by chapter 60 of the private and special laws of 1933, by chapter 7 of the private and special laws of 1935 and by chapter 69 of the private and special laws of 1951, creating and perpetuating the Fryeburg Village Fire Corporation, and all other acts additional thereto and amendatory thereof, are repealed.

Sec. 2. Powers, duties, etc., vested in Town of Fryeburg. Immediately after this act becomes fully effective, all the assets, property, both real and personal, and records of the Fryeburg Village Fire Corporation and its various departments shall become the property of and title thereto shall be vested in the Town of Fryeburg, and said town shall automatically assume and carry on all the functions of the Fryeburg Village Fire Corporation and of all its departments, and shall assume all the liabilities and obligations outstanding against said corporation and its departments, and said town is authorized and empowered to raise funds by loan or taxation from time to time, if found necessary, to carry on said functions and defray the indebtedness thereof, if any, and all valid contracts and any and all indebtedness of said Fryeburg Village Fire Corporation as may have existed prior to the fully effective date of this act, shall be assumed, executed and carried out according to the terms thereof by the Town of Fryeburg.

Sec. 3. Effective date; referendum. This act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submis-

sion to the legal voters of the Town of Fryeburg and of said Fryeburg Village Fire Corporation at annual or special meetings thereof held within 2 years after the effective date of this act, provided that the warrants calling such meetings contain appropriate articles for that purpose. Such meetings shall be called and conducted according to the law governing annual and special meetings of said town and said Fryeburg Village Fire Corporation, except that voting on the articles relating to this act shall be accomplished by written ballot to be prepared for said meetings respectively by the town clerk and the clerk of said Fryeburg Village Fire Corporation. Said town clerk and said clerk of the Fryeburg Village Fire Corporation shall prepare proper ballots upon which the subject matter of this act shall be reduced to the following question:

“Shall the act to Repeal Incorporation of the Fryeburg Village Fire Corporation, passed by the 99th Legislature, be accepted?” and the voters of said town and of said corporation shall indicate by a cross or check mark placed against the words “Yes” or “No” their opinion of the same.

This act shall become fully effective on the first Monday in March next following the date that certificates of the result of each vote is filed with the Secretary of State to the effect that this act is accepted by both the inhabitants of the Town of Fryeburg and the Fryeburg Village Fire Corporation by a majority of the legal voters present and voting at meetings called for the purpose of considering such question, but only if the total number of votes cast for and against the acceptance of this act in said town meeting equals or exceeds 20% of the total vote for all candidates for Governor cast in said town at the last preceding gubernatorial election.

The result of the vote taken at the meetings above specified shall be declared in open meeting by the municipal officers of said town and by the assessors of said corporation, and a certificate of the result of the vote, if in the affirmative, shall be filed by the clerk of said town and by the clerk of said Fryeburg Village Fire Corporation with the Secretary of State.

Upon receipt of certificates from each of said clerks showing an affirmative result of the votes at their respective meetings, the Secretary of State shall thereupon transmit to the town clerk of the Town of Fryeburg a copy of this act, with a certificate attached thereto to the effect that affirmative results have been reported by said town clerk and by the clerk of the Fryeburg Village Fire Corporation, and setting the date at which this act shall become fully effective in accordance with its terms. Such certificate when received by said town clerk shall thereupon, within 30 days after its receipt, be recorded in the Western District Oxford County Registry of Deeds, and after record be filed with the town records of said Town of Fryeburg.