

MAINE STATE LEGISLATURE

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Legislative Document

No. 605

H. P. 421

House of Representatives, February 10, 1959

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

HARVEY R. PEASE, Clerk

Presented by Mr. Earles of South Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-NINE

AN ACT Relating to the Procedure of the City Council of South Portland.

Emergency preamble. Whereas, the City of South Portland has caused to be prepared a revision, codification and compilation of its ordinances now in force; and

Whereas, said revision, so called, includes certain ordinances of new subject matter, thus excluding same from the provisions of the Revised Statutes of 1954, chapter 90-A, section 5, as enacted by public laws of 1957, chapter 405, section 1, whereby a municipality need not print or publish its revision, codification or compilation of ordinances then in force in any other manner than in book or pamphlet form; and

Whereas, the pertinent section of the charter of the City of South Portland relative to the publication of ordinances poses a possible ambiguity as to the necessity for newspaper publication of ordinances; and

Whereas, to require the City of South Portland to publish by newspaper insertion the said revision, so called, would obligate said city to an expenditure of several thousand dollars; and

Whereas, it is the avowed intention of the City of South Portland to print the revision, so called, and the more commonly utilized chapters of same separately in sufficient quantities to ensure practical public dissemination thereof; and

Whereas, the said revision, so called, is immediately requisite for an informed administration of the city's government and for the peace, health and safety of the inhabitants of said city; and

Whereas, a Charter Study Committee, with a membership representation of each ward within the city, appointed by the City of South Portland, has recommended the following amendment to the charter of said city ; and

Whereas, the municipal officers of said city have approved and endorsed the said Charter Study Committee's recommendation of the following amendment to the charter of said city ; and

Whereas, acts of the Legislature do not take effect until 90 days after adjournment unless enacted as emergency measures ; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety ; now, therefore,

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

P. & S. L., 1933, c. 55, Art. 4, § 8, amended. The last sentence of the 2nd paragraph of section 8 of article 4 of chapter 55 of the private and special laws of 1933 is amended to read as follows :

~~Within 10 days after the approval by such counsel said ordinance shall be published in full at discretion of city council in + or more of the newspapers published in South Portland or Portland promulgated in full in such manner as the city council shall direct.,~~

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.