

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 759**

H. P. 524

House of Representatives, February 17, 1959

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

HARVEY R. PEASE, Clerk

Presented by Mr. Plante—by Request of Old Orchard Beach.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-NINE

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**AN ACT Relating to the Licensing Authority of Town of  
Old Orchard Beach.**

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**Emergency preamble.** Whereas, the Town of Old Orchard Beach is peculiar to all other municipalities in the State because of the highly seasonal character of the great majority of its business establishments; and

Whereas, it is imperative that action be taken at the earliest possible moment to enable the Town of Old Orchard Beach to enact certain license procedures and schedules for the current summer season; 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:

**Sec. 1. Authorization for the Town of Old Orchard Beach to establish licensing procedures and fees.** The Town of Old Orchard Beach is hereby authorized and empowered to provide by ordinance certain procedures, including classification and fees, for licensing mechanical rides, games, exhibitions and any other or similar seasonal operations.

**Sec. 2. Method of issue, revocation, suspension and appeal.** Licenses granted under section 1 shall follow methods of issue, revocation or suspension and appeal as set forth in the Revised Statutes of 1954, chapter 100, section 29.

**Referendum; effective date; emergency clause.** In view of the emergency cited in the preamble, this act shall take effect when approved, only for the purpose of permitting its submission to the legal voters of the Town of Old Orchard Beach present and voting at the next annual town meeting to be held on the first Monday in March, 1959, an appropriate article being inserted in the call for said meeting.

The town clerk shall prepare the required ballots, on which he shall reduce the subject matter of this act to the following question: "Shall the Act Relating to the Licensing Authority of the Town of Old Orchard Beach, passed by the 99th Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority vote of the legal voters voting at said meeting; provided that the total number of votes cast for and against the acceptance of this act at said meeting equaled or exceeded 20% of the total vote for all candidates for Governor in said town at the next preceding gubernatorial election.

The result of said vote shall be declared by the municipal officers of the Town of Old Orchard Beach and due certificate thereof filed by the town clerk with the Secretary of State.