

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

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other shall have full right and power to hold, exercise and operate the same.

Capital stock.

Section 5. The capital stock of said corporation shall be not less than three hundred thousand dollars, nor more than one million dollars, as the stockholders shall from time to time determine, and shall be divided into shares of one hundred dollars each.

May issue bonds and mortgage property.

Section 6. Said corporation may issue its bonds upon such terms as it may deem expedient and in such an amount as may be required for the objects and purposes herein authorized, and may secure said bonds by a mortgage upon the property and franchises, then possessed or afterwards to be acquired of said corporation.

Location.

Section 7. Said corporation shall be located at Portland in the county of Cumberland and state of Maine, and may have and maintain such other offices for the transaction of its business as it shall from time to time require.

First meeting, how called.

Section 8. Two or more corporators named herein may call the first meeting of this corporation by a written notice by them signed, giving the time and place of such meeting, and said notice shall be served upon all the corporators herein named, or the survivors of them, by giving to each in hand a copy thereof or by mailing such copy to him, postage prepaid, at his last known address, at least seven days prior to the date of said meeting. Said first meeting of the corporation may be held without notice, provided all the corporators are present and waive notice in writing.

Approved April 2, 1909.

Chapter 391.

An Act to establish a Board of Police for the City of Waterville.

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

Board of police for the city of Waterville, election of.

Section 1. The municipal officers of the city of Waterville shall, in the month of July, nineteen hundred and nine, elect by ballot three citizens of said city of Waterville, who shall have been residents of this state and said city for at least two years immediately preceding the date of their appointment; who shall constitute a board of police for said city, and who shall be sworn before entering upon the duties of their office. The chairman shall be designated by said board annually at the first meeting to be held on the first Monday in July to act for one year, and two members present at any

Chairman shall be designated annually.

meeting shall constitute a quorum. The term of office of the members appointed by the municipal officers shall be one, two and three years respectively, as may be designated at the time of their appointment. Thereafter, one member shall be elected by ballot annually as aforesaid, to serve for a term of three years unless sooner removed by vote of the municipal officers for cause, or when elected to fill an unexpired term; provided, however, that not more than two of the members of the board shall at any time be members of the same political party, and they shall be selected from the two parties polling the highest number of votes at the last municipal election. All vacancies occurring after the passage of this act shall be filled by the municipal officers of said city of Waterville from the same political party. The board shall annually appoint one of their members to act as clerk, who shall be sworn to keep a record of all proceedings.

—term of office of members.

—proviso.

—vacancies, how filled.

—one member shall be appointed clerk.

Section 2. Said board of police of the city of Waterville shall have authority to appoint, establish and organize the police force of said city, and to remove any member of the same for cause. The marshal and deputy marshal shall be appointed from said force. All powers now vested in the mayor, board of aldermen and common council by the city charter, ordinances, by-laws and regulations of the said city for the government of its said police, are hereby conferred upon and vested in said board of police.

Powers and duties of said board of police.

Section 3. The present rules and regulations of the mayor and board of aldermen for the government of the police shall continue in force until otherwise ordered by said board of police. All police officers appointed by said board of police, hereby created, shall have and exercise within the limits of said city all the common law and statutory powers of constables, except services of civil processes, and all the powers given to police officers by the statutes of the state and the city charter, ordinances, by-laws and regulations of said city.

Rules and regulations.

—powers of police officers.

Section 4. The chairman shall be the executive of the board. All communications to the police department or to any member thereof shall be made through him, and all notices, papers and orders of said board shall be issued by him, or by the clerk of said board by his direction, and shall be attested by him as executive of said board.

Chairman shall be executive of the board.

Section 5. The salaries of the members of the board appointed by the municipal officers shall be voted annually by the city council of said city and paid monthly from the

Salaries shall be voted annually and paid monthly.

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—shall be provided with rooms.

—all expenses shall be paid by the city.

—compensation of police.

May appoint special officers.

Shall make a report annually.

—records shall be open to inspection of city council.

Appointments to the police department, regulated.

Reorganization of police department.

Inconsistent acts repealed.

treasury thereof, but the salary of any member of the board shall not be diminished during the term of his appointment. Said board of police shall be provided with such rooms as shall be convenient and suitable accommodations for the police of said city as said board shall require. All rooms in all buildings and all property used by said police shall be under the control of said board of police. All expenses for the maintenance of said rooms, the pay of the police, and all incidental expenses incurred in the administration of said police shall be paid by said city after having the approval of said board. The compensation of the police in said city shall not be diminished below the amount paid said police for and during the year nineteen hundred and eight, without the consent of said board of police.

Section 6. Said board of police shall have the same authority now vested in the appointing power, of appointing from time to time special officers for special services, and for such a period of time, not exceeding one year, as they shall see fit.

Section 7. Said board of police shall make a report of its doings annually to the municipal officers of said city on the tenth day of February for the municipal year last past. The records of said board of police shall be at all times open to the inspection of the city council, or to such persons as may be designated by them.

Section 8. No person shall be appointed a permanent member of the department without a trial of not less than six months, unless such person is at present a member, or has served that time in the department. When a person receives a permanent appointment he shall not be removed by said board, unless for inefficiency or other causes detrimental to the department. No discrimination shall be made on account of a person's political opinion, nor shall the board of police take into account the politics of applicants for trial or permanent places.

Section 9. The board shall proceed to reorganize the department according to the spirit of this act. No member of the present department shall be considered a permanent members, until appointed by the board, which must be done within one year after the organization of said board. The board may make such rules and regulations for the government and efficiency of the department as they may deem advisable and which shall not be inconsistent with the laws of the state and ordinances of the city.

Section 10. All acts and parts of acts, public and private, inconsistent with this act, are hereby repealed.

Section II. This act shall not take effect until it has been adopted by the legal voters of the city of Waterville at a general election, or at a special election called for that purpose.

Approved April 2, 1909.

This act not to take effect until adoption by legal voters of Waterville.

Chapter 392.

An Act to amend an Act authorizing the County Commissioners of Cumberland County to erect a County Building in Portland.

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

The first paragraph of chapter two hundred and thirteen of the private and special laws of the year one thousand nine hundred and three as amended by chapter three hundred and fifty-five of the private and special laws of the year one thousand nine hundred and five, and as further amended by chapter four hundred and thirty-eight of the private and special laws of the year one thousand nine hundred and seven, is hereby amended by striking out the word "eight" and inserting in lieu thereof the word 'nine,' so that said paragraph as amended, shall read as follows:

Ch. 213, special laws, 1903, as amended by ch. 355, special laws, 1905, as amended by ch. 438, special laws, 1907, further amended.

The county commissioners of the county of Cumberland are authorized to erect and maintain in the city of Portland a county building of modern, fire-proof construction, containing suitable court rooms, registries, county offices, library rooms and such other rooms, accommodations and conveniences as to such commissioners may seem necessary or desirable, and for that purpose to acquire suitable land, either by purchase, exchange, or by taking as for public uses, and in order to provide for the payment thereof to borrow money and issue interest bearing bonds of said county to an amount not to exceed in the aggregate nine hundred and fifty thousand dollars and the rate of interest on said bonds shall not exceed three and one-half per cent per annum. Said county commissioners shall cause any land so taken to be surveyed, located and so described that the same can be identified, and shall cause a plan and description thereof to be filed in their office and there recorded.

Erection of county buildings authorized.

—county authorized to issue bonds.

The filing of said plan and description shall vest the title to said land in said county, or its grantees, to be held during the pleasure of said county.

Said bonds shall be valid without first obtaining the consent of said county as provided in sections fourteen and sixteen of chapter eighty of the revised statutes.

—consent of county commissioners not required.

Approved April 2, 1909.