

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE

1913

Including Acts and Resolves of the Special Session held
in 1912.

Published by the Secretary of State, agreeably to Resolves of
June 28, 1820, February 18, 1840, and March 16, 1842.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth
Legislature

1913

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law in town meetings. Said recording officers shall act as ward clerks, relative to making a record of elections in their respective wards and returning copies of such records to the city council.'

When this act shall take effect.

'Section 36. This act shall take effect and be in full force when the same shall have been accepted by the inhabitants of said town, qualified to vote in town affairs, at a legal meeting called for that purpose, provided it shall be accepted within five years from the date of approval; and at such meeting the legal voters of said town shall vote by written ballot, those in favor of accepting this act having on the ballot the word "yes", and those opposed having on the ballot the word "no"; and if a majority of all the ballots received are in favor of accepting the same, it shall become a law and take effect; and it shall be the duty of the clerk of said town to file a copy of the record of the vote of said town, accepting the same, with the clerk of the city of Eastport, when elected, who shall transcribe such copy into the records of the city, and such record shall be conclusive evidence that this act has been accepted. If at any meeting so held this act shall fail to be so accepted, it may at the expiration of ten months from any such previous meeting, be again submitted for acceptance, but not after the period of five years from the approval thereof.'

Submission of this act takes effect on its approval.

'Section 37. So much of this act as authorizes the submitting of the question of its acceptance to the legal voters of said town shall take effect upon its approval; but it shall not take further effect unless accepted by the legal voters of said town as hereinbefore provided.'

Inconsistent acts repealed.

Section 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Approved March 25, 1913.

Chapter 157.

An Act Additional to Chapter Ninety-four of the Private and Special Laws of Nineteen Hundred and Three, Entitled "An Act to Prevent the Pollution of the Waters of Sebago Lake."

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

Trespassing on certain lands near Sebago lake forbidden.

—notices shall be posted.

Section 1. All persons are forbidden trespassing on the lands purchased, taken or otherwise acquired by the Portland Water District for the purpose of protecting the purity of the waters of Sebago lake. Notices that the lands are so taken and held, shall be posted in conspicuous places on said lands and along

the shore of said lake abutting thereon and any person trespassing on said lands shall be liable to a fine, payable to the state, of not more than twenty dollars for each offense.

Section 2. No person shall bathe in the waters of Sebago lake within two miles of the intake of the Portland Water District, nor shall any person wash linen or other articles of personal apparel in the waters of said lake. Any person violating the provisions of this section shall be liable to a fine, payable to the state, of not more than twenty dollars for each offense.

Section 3. No person shall hereafter construct or place any cottage, stable or other structure to be occupied by man or beast within two hundred feet of high water mark of the shores of Sebago lake without first giving reasonable notice in writing to the trustees of the Portland Water District or to the sanitary inspector or health officer, appointed by said trustees to represent them for that purpose, which notice shall describe the proposed location of said structure and the manner in which the drainage and waste therefrom is intended to be disposed of, whereupon said trustees shall examine or cause to be examined the location of the proposed structure and if they are not satisfied that the proposed plan for disposing of such drainage and waste will adequately protect the waters of Sebago lake and said trustees are unable to agree with the interested party or parties as to a suitable plan therefor, either party may refer the matter to the state board of health, which board, after investigation, shall prescribe such plan for the disposal of the drainage and waste from such proposed structure as in its judgment will adequately protect the waters of Sebago lake with the least expense and inconvenience and issue the order of said board accordingly.

Section 4. The state board of health shall have authority to make reasonable orders, rules and regulations to prevent the pollution and to secure the sanitary protection of the waters of Sebago lake or any of its direct tributaries. Any general order, rule or regulation made by said board under the provisions of this section shall be published at the expense of the Portland Water District in a daily newspaper published in the city of Portland and copies of said order, rule or regulation shall be posted in at least three public and conspicuous places in each town in which said order, rule or regulation is to take effect, and an affidavit of such publication and of the posting of said notices, filed in the office of the trustees of the Portland Water District shall be sufficient evidence of the time at which and the place and manner in which the notices are given. Any special order applying to a particular case or circumstance shall be

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Bathing, etc., within two miles of intake, forbidden.

Structures shall not be erected within 200 feet of high water mark, etc., without notice.

—notice shall describe location.

—disputes may be referred to state board of health.

State board of health may make rules, etc.

—rules, etc., shall be published.

—rules shall be posted.

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given in writing to the person affected thereby and in case of his absence it may be left with the person in charge of the premises. Any order, rule or regulation of said Board of Health, requiring a change in any structure which was in existence on January first, nineteen hundred thirteen, the sanitary conditions of which on that date were in conformity to the law as then existing, shall provide for such change to be made by or at the expense of the Portland Water District. Whoever violates any rule, regulation or order made by said Board of Health under the provisions of this section shall be punished for each offense by a fine of not more than five hundred dollars, payable to the state, or by imprisonment for not more than one year or by both such fine and imprisonment.

—violation of rules, etc., how punished.

Appeal from rules of board of health.

Section 5. Any person aggrieved by any order, rule or regulation passed by the state board of health under the authority of this act may appeal therefrom to the supreme judicial court, which court shall also have jurisdiction in equity upon the application of the state board of health or the trustees of the Portland Water District to enforce all orders, rules and regulations made by the State Board of Health under the provisions of this act and to enjoin, prevent, or restrain any violation of the provisions of this act.

Compensation of board of health.

Section 6. The members of the state board of health shall be allowed the sum of five dollars per day and travelling expenses, while engaged in carrying out the provisions of this act, and said board may, whenever it shall deem the same necessary, employ at the expense of said Portland Water District, a competent sanitary engineer to assist and advise said board in carrying out the provisions hereof. The traveling expenses and per diem compensation of the members of the state board of health and expense of the employment of said sanitary engineer shall be audited by the trustees of the Portland Water District and paid by said district.

—compensation, etc., shall be audited.

Approved March 25, 1913.

Chapter 158.

An Act to Create the Temple Water District.

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

Territorial limits.

Section 1. The following described territory and the people within the same, namely: the entire town of Temple in the county of Franklin, excepting therefrom the lots contained in range one in the said town, shall constitute a body politic and corporate under the name of the Temple Water District, for the

—corporate name.