

# 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.

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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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collection of taxes from resident or non-resident owners. Any person aggrieved by the amount of said assessment may appeal to the next term of the supreme judicial court to be holden in the county of York at least sixty days from the date of final determination and judgment of the amount of said assessment by said selectmen aforesaid, and the same proceedings shall be had in said court as provided in the case of raising or lowering the grade of the street.

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—appeal how taken.

Approved April 1, 1913.

**Chapter 208.**

An Act to Amend Chapter One Hundred Eighteen of the Private and Special Laws of Nineteen Hundred Eleven, Relating to the Park Commission of the City of Portland.

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

Section 1. Chapter one hundred eighteen of the private and special laws of nineteen hundred eleven is hereby amended so that as amended it shall read as follows :

Chapter 118 of P. & S. laws of 1911 amended.

'Section 1. A commission to be styled the park commission for the city of Portland is hereby established. Said commission shall consist of three persons, all of whom shall be appointed by the mayor, and shall hold office for the term of three years from the date of appointment, unless sooner removed for cause. The mayor shall be chairman of said commission, ex-officio, but shall have only a casting vote. The board may annually appoint a secretary who shall hold office during the pleasure of said board. Whenever the mayor is absent, the commissioners may choose one of their number as chairman pro tempore. The members of the commission of cemeteries and public grounds holding office July first, nineteen hundred thirteen, shall hold office as park commissioners until the expiration of their respective terms, and in case of vacancy by resignation, death or removal, the mayor shall appoint a member for the unexpired term.

Park Commission established.

—how appointed.

—mayor shall be chairman.

—chairman pro tempore.

Section 2. Said commissioners shall have charge and control of the department of forestry, city playgrounds, and of all cemeteries (other than Evergreen cemetery) together with parks, promenades, squares, and trees on public streets and public grounds which are, or may be hereafter, reserved for ornamental use belonging to the city of Portland, and under their directions all appropriations made for said park and cemetery purposes shall be expended for their proper care, including the

Commissioners shall have charge of parks, etc.

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extermination of browntail and gypsy moths and other pests, also including other expenditures under the provisions of this act.

Tenure of Commissioners.

Section 3. The present board of commissioners of Back cove and Fore river for the city of Portland shall continue in office until the first day of July, nineteen hundred thirteen, when their respective terms of office shall be terminated, and thereafter all powers heretofore vested in and exercised by said board shall vest in and be exercised by the park commissioners for the city of Portland, and said park commissioners in addition to the powers herein granted shall have the same powers respecting the acquiring of land for park, public grounds and cemetery purposes as the commissioners of Back cove and Fore river now have in acquiring lands under the provisions of chapter one hundred twenty-three of the private and special laws of eighteen hundred eighty-seven relating to Back cove and Fore river in Portland harbor.

Tax shall be assessed to enable comr's to extend their work.

Section 4. To enable said commissioners to extend the work of the Back cove and Fore river commission and to make improvements, to enlarge the park area, to maintain the said public grounds and cemeteries under their charge, and to pay for additions to said grounds and cemeteries already acquired, or to be acquired by the city of Portland, a tax of one mill on the dollar shall be assessed annually by the assessors of said city of Portland upon all estates and property subject to taxation in said city, to be taken at the last regular valuation. The amount of said tax when raised shall be set aside as a special fund to be expended by said commissioner for the purposes specified in this act. Provided, however, one per cent of the amount of the above tax shall be reserved by the treasurer each year to cover any uncollected portion of this tax and carried to the credit of the account known as overlayings and abatements.

Com'rs may simply employ certain officers, etc.

Section 5. Said commissioners may employ a secretary, engineers, and superintendents, and make all contracts for the supply of labor and material necessary to carry on the work in charge of the said commission.

Each com'r shall give bond.

Section 6. Each commissioner shall give bond to the city for fidelity in office in such sum and with such sureties as the mayor shall approve, and shall receive such compensation for his services as the city council shall determine.

Inconsistent acts repealed.

Section 7. All acts and parts of acts inconsistent with the provisions hereto contained are hereby repealed.

Approved April 1, 1913.