

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

STATE OF MAINE

ENACTED BY THE

Seventy-Seventh Legislature

1915

Published by the Secretary of State.

AUGUSTA

KENNEBEC JOURNAL PRINT

1915

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Seventh
Legislature

1 9 1 5

CHAP. 205

—names of candidates shall be in alphabetical order.

Number of selectmen to be determined by majority vote.

—form of ballots.

—folding of ballots.

—outside of ballot.

of all candidates whose nominations for any offices specified in the ballot have been duly made, and shall contain no other names. The names of candidates for each office shall be arranged under the designation of the office in alphabetical order according to the surnames. All candidates for selectmen shall be listed alphabetically without any designation as first, second, etc. Previous to balloting for selectmen the voters may determine by majority whether to elect three, five or seven. Without such determination three shall be elected. The three (or if so determined five or seven) having the largest number of votes shall be declared elected. There shall be left at the end of the list of candidates for each different office as many blank spaces as there are persons to be elected to such office, in which the voter may insert the name of any person not printed on the ballot for whom he desires to vote as candidate to such office. Whenever any question is submitted to the vote of the people of the town, in accordance with a statute providing for such submission, such question shall be printed upon the ballot after the list of candidates. The ballots shall be so printed as to give to each voter a clear opportunity to designate, by a cross mark (X) in a square at the right of the name and designation of each candidate, his choice of candidates and his answer to the questions submitted, and in the ballot may be printed such words as will aid the voter to do this, as "vote for one," "vote for three," "yes," "no," and the like. Before distribution the ballots shall be so folded in marked creases as to measure when folded not less than four and one-half nor more than five inches in width and not less than six nor more than thirteen and one-half inches in length. On the back and outside, when folded, shall be printed "Official Ballot for the Town of Eden," and the date of election, and the signature or facsimile of the signature of the town clerk.'

Approved April 2, 1915.

Chapter 205.

An Act to Amend the Charter of the City of Augusta.

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

Election of municipal officers.

Section 1. The municipal election for the choice of mayor, aldermen, councilmen and city constables of the city of Augusta, and of wardens and ward clerks of the several wards in said city, shall be held on the second Monday of December, an-

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nually, beginning with the year nineteen hundred sixteen, instead of on the second Monday of March. Said officers chosen at any annual election shall hold their offices one year from the first Monday of January next following their election, and until others shall be elected and qualified in their places; except that those that shall be chosen at the election to be held on the second Monday of March in the year nineteen hundred sixteen shall hold their offices from the third Monday of March in the year one thousand nine hundred sixteen until the first Monday of January in the year one thousand nine hundred and seventeen, and until their successors are elected and qualified in their places; provided, however, that if section two of this act shall be accepted, as hereinafter provided, by the electors of said city then the municipal election shall be held biennially, instead of annually, beginning with the second Monday of December in the year nineteen hundred sixteen, and the aforesaid officers chosen at any biennial election shall hold their offices two years from the first Monday of January next following their election, and until their successors are elected and qualified in their places, except that those that shall be chosen at the election to be held on the second Monday of March in the year nineteen hundred sixteen shall hold their offices from the third Monday in March in the year one thousand nine hundred sixteen until the first Monday of January in the year one thousand nine hundred seventeen, and until their successors are elected and qualified in their places.

—tenure of office.
—exception.

—proviso.

Section 2. The municipal election for the choice of mayor, aldermen, councilmen and city constables of the city of Augusta, and of wardens and ward clerks of the several wards in said city, shall be held once in two years instead of annually. If section one of this act shall be accepted by the electors of said city the officers chosen at the municipal election to be held on the second Monday of March in the year nineteen hundred sixteen shall hold their offices from the Monday following their election until the first Monday in January in the year nineteen hundred seventeen and until their successors are elected and qualified in their places, and thereafter the municipal election shall be held on the second Monday in December biennially, beginning with the second Monday in December in the year nineteen hundred sixteen, and the officers chosen at any biennial December election shall hold their offices two years from the first Monday of January following their election, and until their successors are elected and qualified in their places. If said section one shall not be accepted by the electors of said

Municipal election shall be held biennially.

—if section one is accepted.

—if section one is rejected.

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city, then the municipal election shall be held on the second Monday in March in the year one thousand nine hundred sixteen and biennially thereafter on the second Monday in March, and the officers chosen at any biennial March election, beginning with the March municipal election in the year one thousand nine hundred sixteen, which in such case is deemed the first biennial election, shall hold their offices two years from the Monday following the biennial election at which they are elected, and until their successors are elected and qualified in their places. Any officer chosen at a special election to fill a vacancy shall hold his office during the unexpired term and until his successor is elected and qualified in his place.

—officers
chosen at
special
elections.

—salary of
Mayor.

Section 3. The mayor shall receive from said city a salary of twelve hundred dollars per year, payable monthly, to be in full for all services rendered the city by him in any capacity.

—appoint-
ments by
Mayor.

Section 4. The mayor shall appoint all city officers except those that are required by law to be elected by the qualified electors of said city or of the several wards in said city. The appointments shall be made and take effect as soon as convenient after the beginning of the mayor's term of office, and the officers appointed shall hold their offices during the term for which the mayor was elected; except that the commissioner of streets and the overseer of the poor shall be appointed triennially to hold office for the term of three years, and one assessor shall be appointed each year to hold office for the term of three years. Appointed city officers may be removed from office by the mayor for cause, otherwise they shall serve through their respective terms aforesaid and until their successors are appointed and qualified in their places. The mayor shall exercise the same power of appointment to fill a vacancy in any appointive city office, but the person appointed to fill a vacancy due to any cause other than expiration of the term of office shall hold office during the unexpired term of his predecessor. If section five of this act shall be adopted, commissioners of streets shall not be appointed, and the office of commissioner of streets shall be deemed to be abolished when the provisions of said section five for the appointment of one street commissioner become operative.

—appoint-
ment of
street com-
missioners,
and over-
seers of
poor.

—assessors.

—removal
for cause.

—filling va-
cancies.

—commis-
sioners of
streets
abolished.

Election of
street com-
missioner.

—duties.

—qualifica-
tions.

Section 5. In place of the two commissioners of streets, respectively of the eastern and western districts in said city of Augusta, there shall be one street commissioner who shall have all the powers and perform all the duties heretofore pertaining to the two commissioners of streets. The street commissioner shall be a trained road builder and shall receive a sal-

ary of two thousand dollars per year, payable monthly, to be in full for all services rendered said city in any capacity. On the first day of January in the year one thousand nine hundred seventeen, or as soon thereafter as convenient, the mayor shall appoint the street commissioner to hold office three years from the date of his appointment and until his successor is appointed and qualified; and thereafter the street commissioner shall be appointed triennially; but the mayor may remove the street commissioner from office for cause at any time and appoint another in his place for the unexpired term, subject, however, to removal from office for cause. Likewise the mayor may fill a vacancy at any time occurring, and from whatever cause, in the office of street commissioner, by appointing another person for the unexpired term.

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—salary.

—appointment.

—tenure of office.

—removal for cause.

—filling vacancy.

Section 6. Sections one, two, three, four and five of this act shall take effect only when accepted, as hereinafter provided, by the electors of said city qualified to vote in a municipal election. Said section shall be submitted to be voted upon by the qualified electors of said city at the regular annual election to be held on the second Monday of March, nineteen hundred sixteen. Said election shall be called, advertised and conducted according to the law relating to municipal elections in said city. The ballots to be used in said election shall be in such form as to permit each of said first five sections of this act to be voted on separately by an expression of the voter's opinion on the following five questions relating respectively to said first five sections of this act:

Sections one to five inclusive shall be voted upon at annual election in 1916.

—form of ballots.

—questions, submitted.

I. Shall the municipal elections, in the city of Augusta for the election of mayor, aldermen, councilmen, constables and ward officers henceforth be held on the second Monday of December in order that the municipal year may begin on the first Monday of January?

—date of election, to change.

II. Shall the mayor, aldermen, councilmen, constables and ward officers be elected biennially to hold office for the term of two years?

—biennial election.

III. Shall the mayor's salary be changed to twelve hundred dollars per year?

—mayor's salary.

IV. Shall all the city officers, other than those elected by the people, be appointed by the mayor to serve through the mayor's term of office, excepting that the commissioners of streets, assessors and overseer of the poor are to be appointed for three-year terms, and all appointed officers to be subject to removal from office by the mayor for cause?

Mayor's appointments.

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V. Shall the mayor appoint one street commissioner, to be a trained road builder, in place of the two commissioners of streets and to hold office for the term of three years unless removed from office by the mayor for cause?

—street
commis-
sioner.

—other
matter to
appear on
ballot.

Opposite and to the right of each of said questions shall be printed the two words "Yes" and "No," with the usual squares in which the voter is to mark in the manner required by law to express his opinion. Other brief and suitable explanation of the subject matter submitted may be printed on the ballots which in other respects shall conform with all the requirements of law. Such of the sections so submitted as shall receive more affirmative than negative votes at said elections shall be deemed to have been accepted and shall thereupon be in full force and effect. The result of said election shall be declared by the mayor and aldermen, and due certificate thereof filed with the city clerk and with the Secretary of State. A printed copy of the full text of this act shall be posted with each notice of said election, and two copies shall be kept posted in each voting place in said city during said election.

—shall post
copy of act.

—incon-
sistent acts
repealed.

—take ef-
fect.

Section 7. All acts and parts of acts inconsistent herewith, and all provisions of the charter and ordinances of the said city of Augusta inconsistent with this act are hereby modified so as to conform to the provisions of this act; but this section shall take effect as to the subject matter covered by sections one, two, three, four and five of this act when and only so far as said first five sections or any of them are finally accepted by the electors of said city of Augusta, as provided in section six.

Approved April 2, 1915.

Chapter 206.

An Act Additional to Chapter Four Hundred Eight of the Private and Special Laws of Eighteen Hundred Fifty-five, as Amended, Relating to the Charter of the City of Biddeford.

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

City coun-
cil, election
of.

Section 1. The city council of the city of Biddeford shall consist of a body of ten men to be denominated the "board of aldermen," all of whom shall be inhabitants of said city and elected as follows:

One member shall be elected in and by the voters of each ward, and be a resident of said ward, and three members shall be elected by the voters of said city of Biddeford at large; provided, however, that not more than two of said ten aldermen shall be residents of any one ward at any election.

—proviso.