

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

Published by the Secretary of State, in accordance with the Resolves of the Legislature
approved June 28, 1820, March 18, 1840, and March 16, 1842.

KENNEBEC JOURNAL CO.
AUGUSTA, MAINE
1919

6939

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Seventy-Ninth
Legislature

1919

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hundred and nineteen, one thousand nine hundred and twenty, one thousand nine hundred and twenty-one, one thousand nine hundred and twenty-two, one thousand nine hundred and twenty-three, and one thousand nine hundred and twenty-four be equal to four mills on the dollar upon the valuation of the property taxable in said city as returned by the assessors of said city for said years respectively, for the construction, maintenance and repair of state highways, state aid highways and other improved highways in said city, which sum shall be separate and in addition to the amount usually appropriated by the municipal officers of said city for the construction, maintenance and repair of the highways of said city, and said sum so appropriated shall each year during said time be added to the amounts appropriated by the municipal officers and by them rendered to the assessors of said city for assessment.

Sec. 2. Inconsistent acts repealed. All acts and parts of acts inconsistent herewith are hereby repealed only so far as they conflict with the purposes of this act.

Sec. 3. Emergency. In view of the emergency cited in the preamble, this act shall take effect when approved.

Approved March 15, 1919.

Chapter 60.

An Act to Amend an Act Entitled "An Act to Incorporate the City of Old Town."

Emergency preamble. Whereas, the city of Old Town is located partly upon an island in the Penobscot river, and in addition to its large mileage of streets, has an unusual number of bridges to maintain, and,

Whereas, under the past method of appropriations and management by the city councils with their constant changes from year to year, it has not seemed possible to maintain the roads and bridges in a satisfactory manner, and they have been neglected until they are actually dangerous in many places, and,

Whereas, this is true of a bridge, three hundred feet long, across the Stillwater river on Gilman Falls avenue, which is in a dangerous condition and a positive menace to the public safety, and,

Whereas, it should be replaced with a new structure at once and the safety of the public demands that work be begun immediately, and,

Whereas, public safety demands that something be done directly to improve and render safe for travel the streets and bridges of the city of Old Town, and,

Whereas, it is impracticable and wasteful under the present methods to raise a considerable amount of money and expend the same on a continuous program of improvement, and,

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Whereas, an emergency exists in the serious condition of the bridge on Gilman Falls avenue, mentioned above, and,

Whereas, these facts render the passage of this act immediately necessary for the preservation of the public health, peace and safety and constitute an emergency within the meaning of the constitution, now therefore,

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

Sec. 1. P. & S. L., 1891, c. 71, § 20; 1909, c. 294; relating to election of subordinate officers of city of Old Town, amended. Section twenty of chapter seventy-one of the private and special laws of one thousand eight hundred and ninety-one, incorporating the city of Old Town, as amended by chapter two hundred and ninety-four of the private and special laws of one thousand nine hundred and nine, is hereby further amended by striking out in the sixth line and in the fifteenth line the words "street superintendent" so that said section, as amended, shall read as follows:

'**Sec. 20. Street superintendent eliminated from list to be elected by city council.** The subordinate officers of said city to be elected by the city council shall be three overseers of the poor, three assessors, treasurer, collector of taxes, members of the school board, two street commissioners, city engineer, city clerk, city attorney and city marshal, chief engineer of the fire department, city physician, constables, truant officers, members of a cemetery board, fence viewers, surveyors of lumber, measurers of wood and bark, and such other officers as by law are allowed to be elected by towns, except as otherwise hereby provided; and also such as are provided for in the by-laws or ordinances of the city. The overseers of the poor, assessors, treasurer, members of the school board, street commissioners, city engineer, city attorney and city marshal, chief engineer of the fire department, members of the cemetery board and city physician shall be elected by written ballot; and the other officers elected by the city council may be elected by any method agreed upon by said council. The cemetery board and school board shall consist of as many members as there are wards of the city; and the city council shall so fix the term of office of said members that the term of one member of each board shall expire each year. Said cemetery board shall elect the undertakers of the city who shall hold office for one year beginning on the first Monday of April; but said cemetery board may by a majority vote for sufficient cause remove any or all of said undertakers. Said school board shall elect a superintendent of schools who shall hold office for one year beginning the first Monday of April; but said school board may by a majority vote remove said superintendent for sufficient reason.'

Sec. 2. P. & S. L., 1891, c. 71; relating to incorporation of city of Old Town, supplemented. Said chapter seventy-one of the private and special

laws of one thousand eight hundred and ninety-one, incorporating the said city of Old Town, is hereby further amended by adding thereto the following:

'Sec. 45. Street board, to be elected by popular vote, created; street superintendent to be chosen by board; compensation of street superintendent; vacancies in board. A street board consisting of three members, to serve without pay, shall be elected by the qualified voters of the city of Old Town at the March election one thousand nine hundred and twenty, one for two years, one for four years and one for six years, and until their successors are elected and qualified and all subsequent elections of members of said board shall be for six years unless such election is for the purpose of filling a vacancy for the unexpired portion of a term. They shall choose one of their members as chairman of the board and shall have all the powers and perform all the duties of surveyors of highways and road commissioners of towns and shall have general oversight and care of the streets and sidewalks of Old Town, make all contracts for labor, machinery, equipment and material and have general care of the property of the street department. Said board shall engage a competent person to superintend the construction and repair of streets under their direction, fix his compensation, discharge him and engage another at will. Any vacancy occurring in said board shall be filled by the mayor by appointment until the next election after said vacancy occurs when it shall be filled by the legal voters. The person elected to fill said vacancy shall be elected to fill the unexpired portion of the original term thereof.'

Sec. 3. Inconsistent statutes repealed. All acts, or parts of acts, inconsistent herewith are hereby repealed so far as they apply to the city of Old Town.

Sec. 4. Emergency. In view of the emergency cited in the preamble, this act shall take effect when approved.

Approved March 15, 1919.

Chapter 61.

An Act to Amend Chapter Four Hundred and Twenty-nine of the Private and Special Laws of Nineteen Hundred and One, as Amended by Chapter Three Hundred and Fifty-six of the Private and Special Laws of Nineteen Hundred and Three, with Reference to the Winthrop Municipal Court.

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

Sec. 1. P. & S. L., 1901, c. 429, § 2; 1903, c. 356; relating to jurisdiction of Winthrop municipal court, amended. Section two of chapter four hundred and twenty-nine of the private and special laws of nineteen hundred and one, as amended by chapter three hundred and fifty-six of the