

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty - Third Legislature

OF THE

STATE OF MAINE

1927

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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.

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KENNEBEC JOURNAL PRINT SHOP  
AUGUSTA, MAINE

1927

**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Eighty-third Legislature

**1927**

[supplied from page 1 of volume]

**CHAP. 172**

ploy or permit any person under fifteen years of age to have the care, custody, management or operation of any elevator, or shall employ a person under sixteen years of age to have the care, custody, management or operation of any elevator running at a speed of over two hundred feet a minute, or shall employ any minor under sixteen years of age to have the care, custody, management or operation of any elevator in any hotel, lodging house or apartment house. Whoever violates this section shall be punished by a fine of not less than twenty-five, nor more than one hundred dollars, for each offense.'

Approved April 15, 1927.

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## Chapter 172.

An Act to Amend Chapter Two Hundred and Nine of the Public Laws of Nineteen Hundred and Twenty-five Relative to Zoning Ordinances.

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

**Sec. 1.** P. L., 1925, c. 209, sec. 1; relating zoning ordinances in cities of over 35,000 and in village corporations. Section one of chapter two hundred and nine of the public laws of nineteen hundred and twenty-five is hereby amended by striking out all of said section and inserting in place thereof the following:

'**Sec. 1.** Law made applicable to all cities and towns. Cities, towns and village corporations may, by ordinance or by-law, restrict buildings, premises and camping grounds, to be used for particular industries, trades, manufacturing, commercial or other purposes, to specified parts or zones of the city, town or village corporation or may exclude them from specified parts or zones of the city, town or village corporation or provide that such buildings, premises and camping grounds, if situated in certain parts or zones of the city, town or village corporation, shall be subject to special regulation as to their construction or use. A city, town or village corporation may also, by ordinance or by-law, provide that certain kinds of dwelling houses, tenement houses and camping grounds, conducted for private gain, shall be restricted to specified parts or zones of such city, town or village corporation or shall be excluded from specified parts or zones of such city, town or village corporation or that dwelling houses or tenement houses or such camping grounds situated in specified parts or zones of such cities, towns or village corporations shall conform to certain regulations in respect to their construction or use which shall not apply to other buildings, premises or camping grounds in other parts or zones of such city, town or village corporation. For the above purposes, the city, town or village corporation may be divided into zones and the construc-

tion and use of buildings and the use of premises and such camping grounds may be regulated, as above provided.'

**Sec. 2. P. L., 1925, c. 209, sec. 2; relating to objects of the act and nuisances thereunder, amended.** Section two of said chapter two hundred and nine is hereby amended by inserting after the word "such" in the fourth line thereof, the words 'premises or,' so that said section, as amended, shall read as follows:

'**Sec. 2. Premises erected, altered or repaired contrary to provisions, nuisances.** The provisions of this act shall be carried out in such manner as will best promote the health, safety, morals and general welfare of the community, and any building erected, altered or repaired and such premises or camping grounds maintained contrary to the provision of an ordinance or by-law passed hereunder is a nuisance.'

**Sec. 3. P. L., 1925, c. 209, sec. 3; relating to notice required before adopting ordinances, amended.** Section three of said chapter two hundred and nine is hereby amended by inserting after the word "city" in the fourth line thereof the word 'town,' and inserting after the word "city" in the last line thereof the word 'town,' so that said section, as amended, shall read as follows:

'**Sec. 3. Notices made applicable to towns.** No ordinance or by-law shall be enacted hereunder until after a public hearing thereon, notice of which hearing shall be published at least thirty days before the hearing in a newspaper published in the city, town or village corporation concerned, or in a newspaper published in the county wherein said city, town or village corporation is located.'

**Sec. 4. P. L., 1925, c. 209, sec. 4; relating to withholding building permits, amended.** Section four of said chapter two hundred and nine is hereby amended by inserting after the word "such" in the third line thereof the words 'premises or,' so that said section, as amended, shall read as follows:

'**Sec. 4. Premises maintained contrary to ordinances not to receive building or alteration permits.** It shall be the duty of the inspector of buildings to withhold permit for the construction or alteration of any building or the maintenance of any such premises or camping ground in violation of an ordinance or by-law enacted hereunder. Appeal shall lie from decision of the inspector of buildings to the municipal officers and from said municipal officers to the supreme judicial court according to the provisions of section twenty of chapter twenty-four of the revised statutes and acts additional thereto and amendatory thereof.'

## CHAP. 173

Sec. 5. P. S., 1925, c. 209, sec. 7; relating to procedure for accepting provisions of zoning ordinances, amended. Section seven of said chapter two hundred and nine is hereby amended by striking out all of said section and inserting in place thereof the following:

'Sec. 7. Provisions of act may be accepted at a special election duly called. No ordinance or by-law enacted under the powers hereby conferred shall be in force and effect until accepted by a majority of the electors of the city, town or village corporation voting at a regular election for the election of municipal officers of such city, town or village corporation or for the election of one or more members of any city council or at a special election duly warned, called and conducted in the same manner as required for such regular election. At the time of the submission to the voters, the question shall be submitted in this form: "Shall the Zoning Ordinance be Accepted?" Those favoring the acceptance shall vote "Yes," those opposed shall vote "No."'

Approved April 15, 1927.

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### Chapter 173.

An Act Relating to Transfer from Sub-division of a Department Appropriation to Another.

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

P. L., 1925, c. 163, sec. 2; relating to transfers of unexpended balances of appropriations, amended. Section two of chapter one hundred sixty-three of the public laws of nineteen hundred twenty-five is hereby amended by adding after the word "institution" of the last line of said section the words 'for the same fiscal year,' so that said section, as amended, shall read as follows:

'Sec. 2. Transfers limited to same fiscal year. Any balance of any appropriation or sub-division of an appropriation made by the legislature for any state department or state institution, which at any time may not be required for the purposes named in such appropriation or sub-division may, upon recommendation of the state auditor, be transferred by the governor and council to any other appropriation or sub-division of an appropriation made by the legislature for the use of the same department or the same institution for the same fiscal year.'

Approved April 15, 1927.