

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fifth Legislature

OF THE

STATE OF MAINE

1931

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-Fifth  
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Third. In addition thereto the city of Auburn is hereby authorized by this act to raise money to meet the requirements of this pension fund in the event the fund created from the salaries is insufficient to meet the payment of pensions of the fire and police departments.

**Sec. 4. Effective date of this act.** This act shall take effect December first, nineteen hundred thirty-one, after having been accepted by four-fifths of the members of the Auburn city council, and when finally accepted any rule, regulation or ordinance inconsistent with this act shall be and hereby is repealed.

Approved April 3, 1931.

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## Chapter 120.

### AN ACT to Amend the Charter of the Ogunquit Village Corporation.

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

P. and S. L., 1913, c. 203, sec. 2; relating to Ogunquit Village Corporation, amended. Section two of chapter two hundred three of the private and special laws of nineteen hundred thirteen, "an act to incorporate the Ogunquit Village Corporation," is hereby amended by inserting after the words and punctuation, "wharves and landings;" the following provision: 'to widen, deepen, extend and maintain the channel of the Josias river between Flat Pond and the sea' and to widen, deepen and enlarge Flat Pond; and for said purposes to take and acquire by purchase or by eminent domain, between the Mayo Falls, so-called, and the sea, any marshland along or through which said river flows and any land lying on either side of said river from the thread of the stream to a line not more than fifty feet from mean high water mark; and said corporation may exercise the right of eminent domain in the taking of land along said river for the purposes herein specified, in the same manner as provided in chapter twenty-seven of the revised statutes, for the ascertainment of damages in the location and establishment of highways; provided, that application by either party in interest for the determination of damages shall be made within three years after the land is so taken;' and by adding at the end thereof the following: 'Said corporation is hereby authorized and empowered to negotiate its note or notes to procure a temporary loan or loans for the payment in whole or in part of any obligation, or for any purpose, for which said corporation may legally appropriate money, in anticipation of the payment of its annual funds by the town of Wells as herein provided, and to issue its note or notes therefor, at interest, and for terms of not more than one year; the aggregate amount of such

temporary loans in any one year shall not exceed five thousand dollars; and notes issued under the provisions of this section for a shorter period than one year may be refunded by the issue of other notes maturing within the required period; provided, however, that the period from the date of issue of the original loan and the date of maturity of the refunding loan shall not be more than one year, and provided, further, that no notes shall be refunded under the provision of this section except under the authority of such vote as is required for the original borrowing; and provided, further, that no such note or notes, so issued, shall be valid if written for a longer term than one year, and no refunding note shall be valid if the period between the date of the original note and the date of the maturity of such refunding note is more than one year; nor unless the original vote authorizing such note or notes states that they are to be paid out of moneys received from the town of Wells as herein provided during the current year in which said notes are issued. Said notes when authorized by the legal voters present at any regular or special meeting, issued as herein provided, and duly signed by the treasurer and board of overseers of said corporation shall be its legal obligations,' so that said section shall read as follows:

**Sec. 2. Powers of the Corporation.** Said corporation is hereby authorized and vested with the power, at any legal meeting called for the purpose, to apportion and designate the uses to which the money referred to in section five hereof shall be put, said uses for said moneys and said purposes being among other things as follows: to create and maintain a fire department with all the necessary equipment, appliances and apparatus for the prevention and extinguishment of fires; to build, maintain and repair roads, streets and ways, sidewalks, sewers and other sanitary works, including the collection and removal of offal and garbage; to care for and beautify that portion of the corporate territory of Ogunquit which may hereafter be reserved for and dedicated to public uses to be enjoyed in common by all the inhabitants of said Ogunquit Village Corporation, and to that end to build roads and walks upon and to said public lands, and to plant and care for trees in the roads and streets and upon said public lands; to build, repair and maintain public wharves and landings; to widen, deepen, extend and maintain the channel of the Josias river between Flat Pond and the sea, and to widen, deepen and enlarge Flat Pond; and for said purposes to take and acquire by purchase or by eminent domain, between the Mayo Falls, so-called, and the sea, any marshland along or through which said river flows, and any land lying on either side of said river from the thread of the stream to a line not more than fifty feet from mean high water mark, and said corporation may exercise

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the right of eminent domain in the taking of land along said river for the purposes herein specified, in the same manner as provided in chapter twenty-seven of the revised statutes, for the ascertainment of damages in the location and establishment of highways; provided, that application by either party in interest for the determination of damages shall be made within three years after the land is so taken; to establish and maintain police and night watch; to procure water for fire, domestic and other purposes, and to procure light for public use and for the use of the inhabitants of said village corporation; said village corporation shall so long as the present water contract continues to pay its proportion of the total expense therefor to the town of Wells, and upon the expiration of said contract shall have authority to contract therefor with such other firm or corporation as it sees fit, providing said town neglects or refuses after reasonable time for so doing; said town may contract for water for said purposes, and if said town shall contract said corporation shall pay its portion of its expense for the same. And for the purposes of obtaining light as above mentioned, said village corporation shall have authority to contract with any individual, firm or corporation to furnish such light for either or both of the purposes above mentioned.

Said corporation is hereby authorized and empowered to negotiate its note or notes to procure a temporary loan or loans for the payment in whole or in part of any obligation, or for any purpose, for which said corporation may legally appropriate money, in anticipation of the payment of its annual funds by the town of Wells as herein provided, and to issue its note or notes therefor, at interest, and for terms of not more than one year; the aggregate amount of such temporary loans in any one year shall not exceed five thousand dollars; and notes issued under the provisions of this section for a shorter period than one year may be refunded by the issue of other notes maturing within the required period; provided, however, that the period from the date of issue of the original loan and the date of maturity of the refunding loan shall not be more than one year, and provided, further, that no notes shall be refunded under the provision of this section except under the authority of such vote as is required for the original borrowing; and provided, further, that no such note or notes, so issued, shall be valid if written for a longer term than one year, and no refunding note shall be valid if the period between the date of the original note and the date of the maturity of such refunding note is more than one year; nor unless the original vote authorizing such note or notes states that they are to be paid out of moneys received from the town of Wells as herein provided during the current year in which said notes are issued. Said notes when authorized by the legal voters present at any regular or special meeting, issued as herein provided, and

duly signed by the treasurer and board of overseers of said corporation shall be its legal obligations.'

Approved April 3, 1931.

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## Chapter 121.

### AN ACT Relating to the Dixfield-Peru Bridge.

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

P. and S. L., 1921, c. 103; relating to the Dixfield-Peru toll bridge, repealed. Chapter one hundred three of the private and special laws of nineteen hundred twenty-one is hereby repealed. This repeal shall take effect ninety days after the adjournment of the eighty-fifth legislature provided the new Dixfield-Peru bridge has been completed at that time and opened to the public. Otherwise it shall not become effective until the aforesaid new bridge is completed and opened to the public.

Approved April 3, 1931.

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## Chapter 122.

### AN ACT to Provide for the Further Issuance of State Highway and Bridge Bonds.

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

Sec. 1. Provisions for further issuance of highway and bridge bonds, amended. In addition to state highway and bridge bonds heretofore issued in the name and behalf of the state, and in addition to three million dollars of bonds for state highway construction and reconstruction authorized to be issued by the eighty-fifth legislature under the provisions of an emergency bill, the treasurer of state is hereby expressly authorized, in accordance with and under the provisions of chapter one hundred thirty of the private and special laws of nineteen hundred twenty-nine, to issue from time to time during the calendar year nineteen hundred thirty-two serial coupon bonds in the name and behalf of the state to an amount not exceeding three million dollars; the proceeds thereof to be used in accordance with the comprehensive program for state highway construction laid out by the state highway commission and approved by the governor and council, under the provisions of section five of chapter one hundred thirty of the private and special laws of nineteen hundred twenty-nine. The governor and council are also hereby authorized, in ac-