

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-eighth and Eighty-ninth
Legislatures

OF THE

STATE OF MAINE

From April 24, 1937 to April 21, 1939

AND

MISCELLANEOUS STATE PAPERS

Published by the Secretary of State, in conjunction
with the Revisor of Statutes in accordance with the
Resolves of the Legislature approved June 28, 1820,
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-ninth Legislature

1939

CHAP. 137

to the extent of the said money in his hands, the said assignee, receiver, executor or administrator shall be personally liable for the said tax to the extent of the said money which has passed through his hands, with allowance in the case of an executor or administrator for the above priorities.'

Approved March 30, 1939.

Chapter 136**AN ACT Regulating Fishing on Ponds Formed by Brooks, Streams and Rivers.**

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

R. S., c. 38, additional. Chapter 38 of the revised statutes, as revised, is hereby amended by adding thereto a new section to be numbered 24 and to read as follows:

'Sec. 24. Fishing on ponds formed by brooks, streams and rivers, regulated. All ponds of 10 acres or less in area, formed on brooks, streams or rivers, shall be governed by the same law or rules and regulations, regulating fishing, that apply to the brook, stream or river on which they are situated, whether said pond be natural or artificial.'

Approved March 30, 1939.

Chapter 137**AN ACT Relating to Municipal Ordinances.**

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

R. S., c. 5, § 136, amended. Paragraph VIII of section 136 of chapter 5 of the revised statutes, is hereby repealed and the following is enacted in place thereof:

'VIII. Relating to the design, materials of construction, construction, alteration, maintenance, repair and use of buildings and structures or parts thereof; the provision of light, ventilation and toilet facilities in new buildings and in connection with alterations of and additions to existing buildings; the installation, alteration, maintenance, repair and use of all equipment in or on or in connection with buildings and structures; all to promote the health, safety and general welfare of the occupants and users of such buildings and structures and of the public, and for protection against catching and spreading of fires and prevention of accidents; and any build-

ing or structure or part thereof, constructed, altered, maintained, repaired or used, and any equipment therein, thereon, or in connection therewith, installed, altered, maintained, repaired or used contrary to a by-law or ordinance adopted under this authorization is a nuisance.'

Approved March 30, 1939.

Chapter 138

AN ACT Relating to the Milk Control Board.

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

Sec. 1. P. L., 1935, c. 13, § 4, repealed. Section 4 of chapter 13 of the public laws of 1935 is hereby repealed.

Sec. 2. P. L., 1935, c. 13, § 5, amended. Section 5 of chapter 13 of the public laws of 1935 is hereby amended by inserting therein at the end of the 2nd paragraph the following paragraph:

'Prices so fixed shall be just and reasonable, taking into due consideration the insuring of an adequate supply of pure and wholesome milk and conditions affecting the milk industry, including a reasonable return to the producer, producer-dealer, and dealer.'

Sec 3. P. L., 1935, c. 13, § 6, amended. Section 6 of chapter 13 of the public laws of 1935 is hereby amended to read as follows:

'Sec. 6. Licenses; how issued. The board shall require all dealers and producer-dealers in any market designated by said board to be licensed by said board, provided, however, that no license shall be required of any person who produces or sells milk for consumption only on the premises of the producer or seller. The board may, upon proper evidence, decline to grant a license or may suspend or revoke a license already granted upon due notice and after hearing.

No order of the board suspending ~~or~~, revoking or withholding a license or refusing to renew an existing license shall be effective until 10 days after the same has been issued and a copy thereof mailed to the holder of or applicant for such license. Within said period of 10 days any party believing himself aggrieved by the order of the board may appeal to the ~~term of the superior court next to be held~~ in the county wherein the holder of or applicant for such license resides, ~~in term time or vacation~~, and cause notice of such appeal to be served on the board. Such court, after hearing, ~~in term time or vacation~~, shall affirm or reverse the order of the board,