

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninety-second and Ninety-third
Legislatures
OF THE
STATE OF MAINE

From April 22, 1945 to May 14, 1947
AND MISCELLANEOUS STATE PAPERS
From May 25, 1945 to May 14, 1947

Published by the Revisor of Statutes in accordance
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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Ninety-third Legislature

1947

lating to the parking areas, their use or services or any failure or neglect to pay fees or charges for use of the parking areas shall be deemed a misdemeanor and shall be punishable by a fine not exceeding \$10; providing, however, that nothing herein contained shall prevent the district from collecting payment for use of the parking areas by action at law or in equity. In any civil criminal proceeding proof of the presence in the parking areas of a vehicle parked beyond the legal time limitations shall be prima facie evidence that the person in whose name said vehicle is registered caused, allowed, permitted or suffered such vehicle to be so parked.

Sec. 19. Ratification. This act shall be submitted for approval or rejection to the city council of the city of Augusta not later than January 1, 1948. Failure of approval shall not prevent subsequent ratification. The subject matter of this act shall be reduced to the following question: "Shall the act to establish the Augusta Parking District be accepted?"

Sec. 20. Effective date. So much of this act as authorizes its submission to the city council of the city of Augusta shall take effect immediately upon its passage by the legislature, but it shall take no further effect unless accepted by the said city council as hereinbefore provided. If accepted by said city council, then this act shall become effective on the date of its acceptance. The result of the vote shall be declared by the municipal officers of Augusta and a certificate thereof filed by the city clerk with the secretary of state.

Effective April 17, 1947

Chapter 125

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. & S. L., 1913, c. 203, § 2, amended. Section 2 of chapter 203 of the private and special laws of 1913, as amended by chapter 120 of the private and special laws of 1931, is hereby further amended so that the 1st paragraph thereof shall read as follows:

'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 5 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 50 feet from mean high water mark, and in addition thereto all land lying on the easterly side of Josias River and enclosed with the following lines: the high bank of Adams Island on the south; the private way leading to Adams Island on the east; a line 50 feet above mean high water mark on the west; and a line 10 feet southerly of and parallel with the southerly end of the building of Herbert M. Perkins, on the north; to be used for the launching and withdrawal of boats from the harbor and for general purposes in connection with the business of said harbor to be designated by said corporation, 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 27 of the revised statutes~~ chapter 48 of the revised statutes of 1944, 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 3 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.'