

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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Private and Special Laws

OF THE

STATE OF MAINE

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shall be in full compensation for the performance of all duties required of said clerk by law. He shall account quarterly under oath, to wit, on the 1st days of January, April, July and October of each year to the treasurer of the ~~City county of Lewiston~~ Androscoggin for all fees received by him or payable to him by virtue of his office, specifying the items, and shall pay the whole amount of the same to the treasurer of the ~~City county of Lewiston~~ Androscoggin quarterly on the days aforesaid.'

Sec. 3. P. & S. L., 1871, c. 636, § 17, amended. Section 17 of chapter 636 of the private and special laws of 1871 is hereby amended to read as follows:

'Sec. 17. City to provide courtroom; rental. Said court shall be held at such place as the city of Lewiston shall provide; and said city shall have power and it shall be its duty to raise money ~~to pay the salary of said judge~~ to purchase blanks, blank-books, seals, dockets and all things necessary for the use of said court; and to provide a suitable room for said court and to furnish the same in an appropriate manner, for which it shall be paid from the treasury of the county of Androscoggin, as rental, in quarterly payments, the sum of \$3,500 annually.'

Sec. 4. Limitation. Notwithstanding the provisions of this act, the judge of the municipal court of the city of Lewiston now holding said office shall continue to be a contributing member of the local participating district of the city of Lewiston under the provisions of the Maine state retirement system. The city of Lewiston shall pay its liability involved and the county of Androscoggin shall reimburse the said city of Lewiston for such liability.

Effective August 8, 1953

Chapter 133

AN ACT Amending the Charter of the City of Westbrook.

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

Sec. 1. P. & S. L., 1907, c. 257, § 4, amended. Section 4 of chapter 257 of the private and special laws of 1907 is hereby amended to read as follows:

'Sec. 4. Mayor, city clerk, aldermen and other officers, how elected. The mayor, the city clerk and 3 aldermen shall be elected from the citizens

at large, by the legal voters of the city voting in their respective wards. Two aldermen, a warden, a ward clerk and 1 constable shall be elected by each ward, being residents in the ward where elected. All of said officers shall be elected by ballot by a plurality of the votes given, and shall hold their offices ~~one year~~ from the first Monday in January, as follows: the mayor shall be elected for 2 consecutive years; the 2 ward aldermen from each ward shall be elected for the term of 2 years, provided that at the first election following the adoption of this change, one of such aldermen shall be elected for a 1-year term and the second of such aldermen for a 2-year term; aldermen-at-large shall be elected for 3-year terms, provided that at the first election following the adoption of this change, one such alderman shall be elected for a 1-year term, the second such alderman shall be elected for a 2-year term and the third such alderman shall be elected for the 3-year term as provided, and until others shall be elected and qualified in their places. All city and ward officers shall be held to discharge the duties of their respective offices, notwithstanding their removal after their election, into any other wards in the city; but they shall not be so held after they have taken up their permanent residence out of the city.'

Sec. 2. P. & S. L., 1907, c. 257, § 29, repealed and replaced. Section 29 of chapter 257 of the private and special laws of 1907 is hereby repealed and the following enacted in place thereof:

'Sec. 29. Assessors; election, powers, duties, compensation and tenure. There shall be a board of 5 assessors, 1 from each ward, to be elected on the 2nd Monday in January, or as soon as may be thereafter, by the city council by a majority of all its members by roll-call and each shall serve 3 years from the date of election; except that on the 2nd Monday in January following the approval of this act, the board of assessors shall be elected for the following terms:

Ward 1 and Ward 4 shall elect for 3 years;

Ward 2 and Ward 5 shall elect for 2 years;

Ward 3 shall elect for 1 year.

The compensation of the assessors shall be fixed by the city council and shall not be increased or diminished during the municipal year in which the compensation is fixed. All taxes shall be assessed, apportioned and collected in the manner prescribed by the laws of this state relative to town taxes; but the city council may establish further or additional provisions for the collection thereof. The board of assessors shall appoint some suitable and qualified person who shall be known as a "valuator."

The valuator shall be an inhabitant of the city at the time of his appointment. He shall be secretary to the board and executive agent in charge of valuations. He shall have no voice in matters of abatements. The city council shall fix his salary, to be paid from the city treasury as salaries of other administrative officers are paid. The 3 senior assessors shall act as a regular board of appeals on all abatements. The remaining 2 assessors shall act as alternates in the absence of regular members. In the event of questionable seniority, it shall be determined by lot. All vacancies occurring in said board by death, resignation or removal from the city shall be filled for the unexpired term by the city council from the ward in which the vacancy occurs.'

Sec. 3. P. & S. L., 1907, c. 257, § 30, sub-§ III, repealed, and sub-§§ IV, V, VI and VII, renumbered. Subsection III of section 30 of chapter 257 of the private and special laws of 1907 is hereby repealed; and subsections IV, V, VI and VII of said section 30 are hereby renumbered to be III, IV, V and VI, respectively.

Sec. 4. P. & S. L., 1907, c. 257, § 30-A, additional. Chapter 257 of the private and special laws of 1907 is hereby amended by adding thereto a new section, to be numbered 30-A, to read as follows:

'Sec. 30-A. City engineer; appointment, duties, salary. The mayor and 2/3 of the city council shall engage, under written contract, the services of a qualified engineer whose duties shall be those of road commissioner, commissioner of public grounds and buildings, building inspector, city electrician, plumbing inspector and whatever further duties as may be called for by the mayor and city council. The wage to be paid such qualified engineer shall be determined by the mayor and city council as aforesaid and the person so hired shall be called the "city engineer." Such contract shall not be for more than 3 years, but may be renewed at the discretion of the mayor and council in office at the time that said contract shall expire.'

Referendum; effective date; certificate to secretary of state. This act shall take effect 90 days after adjournment of the legislature, only for the purpose of permitting its submission to the qualified voters of the city of Westbrook at the next regular city election to be held on the 2nd Monday in December, 1953, an appropriate article being inserted in the call for such election.

The city clerk shall reduce the subject matter of this act to the following questions:

- I. "Shall the term of office for the mayor of the city of Westbrook be for 2 years?"

II. "Shall the ward aldermen of the city of Westbrook be elected for 2 years and the aldermen-at-large be elected for 3 years?"

III. "Shall the members of the board of assessors of the city of Westbrook for wards 1 and 4 be for 3 years; wards 2 and 5 for 2 years; and ward 3 for 1 year?"

IV. "Shall the office of city engineer for the city of Westbrook be created?"

and the voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

The provisions of this act, as they relate to each question, shall become effective only if the majority of the votes cast by the legal voters of said city is in favor of the acceptance of such question; provided that the total number of votes cast for and against the acceptance of each question at said election equals or exceeds 20% of the total vote for all candidates for governor in said city at the next previous gubernatorial election. The result of the vote on each question shall be declared by the municipal officers of the city of Westbrook and due certificate thereof shall be filed by the city clerk with the secretary of state.

Effective August 8, 1953

Chapter 134

AN ACT to Withdraw the Town of Steuben from the West Washington Community School District.

Emergency preamble. Whereas, on March 2, 1953 the inhabitants of the town of Steuben voted to join the West Washington Community School District; and

Whereas, on April 11, 1953 the inhabitants of said town at a special meeting called and held in the manner provided by law for the calling and holding of town meetings by vote of 92 to 7 indicated their desire to withdraw from the said school district; and

Whereas, it is vitally necessary that the following legislation be enacted to authorize such withdrawal; and

Whereas, in the judgment of the legislature, these facts create an emergency within the meaning of the constitution of Maine, and require the