

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-seventh Legislature

OF THE

STATE OF MAINE

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Ninety-seventh Legislature

1955

Effective date; referendum; certificate to Secretary of State. This act shall take effect 90 days after the adjournment of this Legislature, only for the purpose of permitting its submission to the legal voters of the "Ogunquit Village Corporation" at any special or annual meeting of the above named corporation held within 1 year from the above effective date. Such meeting shall be called, advertised and conducted according to the charter of the Ogunquit Village Corporation, an appropriate article being inserted in the call for such meeting. The clerk of the Ogunquit Village Corporation shall prepare the required ballots on which he shall reduce the subject matter of this act to the following questions:

I. "Shall the amount of temporary loans in any one year not exceed one-half the amount paid the Ogunquit Village Corporation by the town of Wells for the preceding year?"

II. "Shall the Ogunquit Village Corporation be authorized to provide for planning and zoning in accordance with chapter 91 of the Revised Statutes?"

III. "Shall the Ogunquit Village Corporation be authorized to establish, maintain, conduct and finance recreational facilities and charge for the use thereof?"

IV. "Shall the Ogunquit Village Corporation be authorized to borrow reasonable sums for permanent public improvements for purposes over which it has been granted authority by its charter?"

V. "Shall the Ogunquit Village Corporation be authorized to exercise the right of eminent domain in carrying out the activities over which it has been granted authority; and to take by eminent domain such portions of the Marginal Way as are now in general use but not included in the Josiah Chase plan, where a right-of-way cannot be acquired by gift or purchase at a reasonable fee?"

and the voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion on each question. The result of the vote in the said corporation shall be declared by the overseers of said corporation and a certificate thereof shall be filed by the clerk of said corporation with the Secretary of State. This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the voters voting at said meeting and the filing of the aforesaid certificate with the Secretary of State.

Effective August 20, 1955

Chapter 167

AN ACT Relating to Payments by Town of York to York Beach Village Corporation.

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

P. & S. L., 1917, c. 129, § 4, repealed and replaced. Section 4 of chapter 129 of the private and special laws of 1917, as amended by section 1 of chapter 3 of the private and special laws of 1923, is hereby repealed and the following enacted in place thereof:

'Sec. 4. Amount to be paid to corporation by town of York. The Town of York shall appropriate and pay over to the Treasurer of the York Beach Village Corporation, on or before the 1st day of July annually, commencing in 1956, out of the taxes collected from the inhabitants and estates of said corporation, a sum of money computed as follows: From the annual appropriation raised by the Town taxation on the estates and polls, and from moneys collected on excise taxes within the limits of said York Beach Village Corporation for the previous year, there shall be determined a sum of money equal to 35% thereof, and said sum, so computed and determined, shall be the amount paid over to the said Corporation annually, as herein provided. All moneys annually paid over to the Corporation, as aforesaid, shall be used and expended for its corporate purposes and duties, and the payment thereof shall relieve and discharge said Town of all charges within said Corporation, except for public schools, maintenance of poor and aid to dependent children. All the authority and duties of the selectmen or road commissioner within said corporation shall be exercised by said assessors, or they may appoint an agent to perform the duties of road commissioner.'

Effective August 20, 1955

Chapter 168

AN ACT to Incorporate the Benton School District.

Emergency preamble. Whereas, the present buildings which house the schools of the town of Benton are overcrowded, inadequate and unsafe and constitute a fire and health menace; and

Whereas, it is imperative that action be taken at the earliest possible moment to relieve these conditions; and

Whereas, new building construction is vitally necessary; and

Whereas, the present borrowing capacity of said town will not allow it to borrow sufficient funds for necessary construction and equipment; and

Whereas, it is vitally important that the legal voters of said town of Benton be given opportunity to accept this act before their annual town meeting in March, 1956; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. Incorporation; name; purposes. Subject to the provisions of this act, the inhabitants of and the territory within the town of Benton are hereby created a body politic and corporate under the name of "Benton School District" for the purpose of acquiring property within the said town for school and related athletic and recreational purposes; for the purpose of erecting, enlarging, repairing, equipping and maintaining on said property a school building or school buildings and related athletic and recreational facilities; for the purpose of leas-