

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

Ninety-eighth Legislature

OF THE

# STATE OF MAINE

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**Private and Special Laws**

OF THE

**STATE OF MAINE**

As Passed by the Ninety-eighth Legislature

**1957**

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## Chapter 23

### AN ACT Relating to the Taking of Alewives in the Town of Woolwich.

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

**Taking of alewives in the town of Woolwich regulated.** Exclusive rights in the taking of alewives from all waters in the town of Woolwich shall be optional with the town.

The town at its annual town meeting may determine by vote whether the alewife fishing in these waters shall be operated by the town, through its selectmen or a committee appointed for that purpose, or the privilege offered for sale by said selectmen or committee; and likewise may provide for regulations, compatible with good conservation practices, to govern the times when and the manner in which alewives shall be taken therein. Provided, however, that there shall be a 24-hour weekly closed season on alewives in all such waters from sunrise on each Saturday morning until sunrise on the following Sunday morning.

Whenever such regulations are thus provided for, they shall be promulgated by the selectmen of the town of Woolwich and a copy of the same filed immediately with the clerk of said town and the Commissioner of Sea and Shore Fisheries.

If in any year said town fails to act as provided for in the preceding paragraph, the taking of alewives in said waters shall be in accordance with the provisions of the general laws of the State and any regulations adopted under authority of this chapter shall be enforced by the municipal officers of the town of Woolwich.

If, after thorough investigation, it is the opinion of the Commissioner of Sea and Shore Fisheries that the town is not following sound conservation principles in its management of the fishery, said Commissioner shall notify the town officials of his findings and they shall take immediate corrective measures to prevent destruction of the fishery.

Whoever violates any provision of this chapter or any regulations promulgated hereunder shall be punished by a fine of not less than \$10, or by imprisonment for 30 days, or by both.

Effective August 28, 1957

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## Chapter 24

### AN ACT Amending the Charter of the City of Brewer High School District.

**Emergency preamble.** Whereas, the overcrowded and antiquated conditions of the schools are detrimental to the public health and safety; and

Whereas, new building construction is vitally necessary; and

Whereas, the present borrowing capacity of said City of Brewer High School District will not allow it to borrow sufficient funds for the necessary construction and equipment; 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. P. & S. L., 1925, c. 4, § 5, amended.** The 1st sentence of section 5 of chapter 4 of the private and special laws of 1925, as amended by section 2 of chapter 74 of the private and special laws of 1941, by section 2 of chapter 164 of the private and special laws of 1949, and by chapter 184 of the private and special laws of 1953, is hereby further amended to read as follows:

'To procure funds for the purposes of this act and such other expenses as may be necessary to the carrying out of said purposes, the said district, by its trustees, is hereby authorized to issue notes and bonds, but shall not incur a total indebtedness exceeding the sum of ~~\$1,275,000~~ \$1,500,000 at any one time outstanding.'

**Sec. 2. P. & S. L., 1925, c. 4, § 1-B, additional.** Chapter 4 of the private and special laws of 1925, as amended, is hereby further amended by adding thereto a new section, to be designated section 1-B, to read as follows:

'**Sec. 1-B. Authority to receive gifts of property.** The City of Brewer High School District is hereby authorized to accept and receive from time to time property of any and all kinds which may be acquired through gift, devise, bequest or otherwise.'

**Emergency clause; effective date; referendum.** In view of the emergency cited in the preamble, this act shall take effect when approved, only for the purpose of permitting its submission to the legal voters of the territory within the limits of the before-defined district at any regular election or at any special election called and held for that purpose, or at any election called for the purpose of voting upon any state referendum. Such election shall be called, advertised and conducted before December 31, 1957 according to the law relating to municipal elections; provided, however, that the board of registration in said city of Brewer shall not be required to prepare for posting, nor the city clerk to post, a new list of voters, and for the purpose of registration of voters, said board shall be in session the 3 secular days next preceding such election, the first 2 days thereof to be devoted to registration of voters, and the last day to enable the board to verify the corrections of said lists and to complete and close up their records of said sessions. The city clerk shall reduce the subject matter of this act to the following question: "Shall the Act Amending the Charter of the City of Brewer High School District be accepted?" and the voters shall indicate by a cross or check mark placed against the words, "Yes" or "No," their opinion of the same. If a majority of the votes cast by the legal voters of said territory are in favor of the acceptance of this act, this act shall take full effect; provided that the total number of votes cast for and against the acceptance of this act 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; but failure of approval of this amendment to the charter by the necessary percentage of voters at such election or otherwise shall not prevent a second election being held at any annual election of the city of Brewer held on or before December 31, 1957. The result in said district shall be declared by the municipal officers of the city of Brewer and due certificate filed by the city clerk with the Secretary of State.