

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-ninth Legislature

OF THE

STATE OF MAINE

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Ninety-ninth Legislature

1959

lation 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:

P. & S. L., 1933, c. 66, § 4, amended. The next to last sentence of section 4 of chapter 66 of the private and special laws of 1933, as repealed and replaced by section 7 of chapter 84 of the private and special laws of 1941 and amended by chapter 215 of the private and special laws of 1957, is further amended to read as follows:

'The city council shall take care that moneys shall not be paid from the treasury unless granted or appropriated; shall secure a prompt and just accountability, by requiring bonds with sufficient penalty and sureties from all persons trusted with the receipt, custody or disbursement of money; shall have the care and superintendence of city buildings and the custody and management of all city property, with power to let or sell what may be legally let or sold; and to authorize the purchase within the limits of any appropriation therefor, and take in the name of the city such real or personal property, not exceeding the sum of ~~\$3,000,000~~ \$5,000,000, including the property now owned by the city, as they may think useful to the public interest.'

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.

Effective April 8, 1959

Chapter 95

AN ACT Relating to Town Meetings of Sanford.

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

Sec. 1. P. & S. L., 1935, c. 72, § 4, amended. Paragraph (a) of section 4 of chapter 72 of the private and special laws of 1935 is repealed and the following enacted in place thereof:

'(a) Nomination of candidates for town meeting members to be elected under this act shall be made by nomination papers which shall bear no political designation, shall be signed by not less than 10 registered voters of the district in which the candidate resides, and shall be filed with the town clerk on or before the 14th day next prior to the day of election, provided that any town meeting member may become a candidate for re-election by giving written notice thereof to the town clerk at least 20 days next prior to the day of election. No nomination papers shall be valid in respect to any candidate whose written acceptance is not thereon or attached thereto when filed. Candidates for any elective municipal office under this act shall have their domiciles in the Town of Sanford.'

Sec. 2. P. & S. L., 1935, c. 72, § 7, ¶ (a), amended. The last sentence of paragraph (a) of section 7 of chapter 72 of the private and special laws of 1935, as enacted by section 1 of chapter 50 of the private and special laws of 1941, is repealed and the following enacted in place thereof:

'All articles intended by petition, for insertion in the warrant for holding the annual town meeting shall be filed in the office of the selectmen on or before 5:00 P. M. of September 30th of each year, and no article shall be inserted in such warrant unless so filed. The municipal officers may, after September 30th of each year, if in their judgment municipal urgency or necessity requires, insert, or cause to be inserted, in the warrant for holding the annual town meeting, any article or articles they deem necessary for adequate and proper functioning of representative town government.'

Sec. 3. Reports. The town officers of Sanford shall prepare a balance sheet showing in detail as of each October 31st the total receipts and expenditures for the preceding year to the aforesaid date of October 31st and including a statement of the assets and liabilities of said town as of the said October 31st. This report shall be available for the voters 7 days in advance of the annual election. The town officers shall prepare each year a complete town report for the fiscal year ending December 31st to be published no later than February 15th of the following year.

Sec. 3-A. P. & S. L., 1935, c. 72, § 9, ¶ (b), amended. The next to last sentence of paragraph (b) of section 9 of chapter 72 of the private and special laws of 1935 is amended to read as follows:

'At this meeting the warrant committee shall organize by choosing a chairman and a secretary and the name of the secretary shall forthwith be certified to the town clerk by the chairman.'

Sec. 4. P. & S. L., 1935, c. 72, § 9, ¶ (b), amended. Paragraph (b) of section 9 of chapter 72 of the private and special laws of 1935 is amended by adding at the end thereof the following sentences:

'The secretary of the town warrant committee shall keep minutes of its proceedings which shall show the vote of each member upon each question or article in the town warrant. The town clerk shall be the secretary of the town warrant committee. All meetings of the town warrant committee shall be open to the public.'

Sec. 5. P. & S. L., 1941, c. 50, § 2, repealed. Section 2 of chapter 50 of the private and special laws of 1941 is repealed.

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 legal voters of the Town of Sanford at any annual or special town meeting called and held for the purpose. Such special meeting shall be called, advertised and conducted according to the law relating to municipal elections; provided that the selectmen shall not be required to prepare, nor the town clerk to post, a new list of voters, and for the purpose of registration of voters said selectmen shall be in session 2 hours next preceding such special meeting.

The town clerk shall reduce the subject matter of this act to the following question: "Shall the Act Relating to Town Meetings of Sanford, passed by the 99th Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at said meeting; provided the

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total number of votes cast for and against the acceptance of this act at said meeting equaled or exceeded 20% of the total vote cast for all candidates for Governor in said town at the next preceding gubernatorial election.

The result of the vote shall be declared by the municipal officers of the Town of Sanford and due certificate thereof shall be filed by the town clerk with the Secretary of State.

Effective September 12, 1959

Chapter 96

AN ACT Clarifying Authority of Lewiston City Council to Require Financial Reports from Municipal Departments.

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

P. & S. L., 1939, c. 8, Art. VIII, § 4, amended. Section 4 of article VIII of chapter 8 of the private and special laws of 1939 is amended by adding a new sentence, to read as follows:

'The city council may require from each board or commission a monthly statement of the financial condition of its department with the receipts and expenditures during the preceding month.'

Effective September 12, 1959

Chapter 97

AN ACT Permitting City of Lewiston to Raise Moneys for Aid of Conventions.

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

P. & S. L., 1939, c. 8, Art. XVI, § 5-A, additional. Article XVI of chapter 8 of the private and special laws of 1939, as amended, is further amended by adding thereto a new section 5-A, to read as follows:

'Sec. 5-A. Reserve fund to aid conventions. The City of Lewiston may establish a reserve fund in the amount of \$5,000 for the purpose of aiding conventions held in the City of Lewiston. At the close of each fiscal year, the city may appropriate money or authorize the transfer of unencumbered surplus funds in an amount sufficient to restore the reserve account to \$5,000.'

Effective September 12, 1959