

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Third Legislature

OF THE

STATE OF MAINE

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STATE OF MAINE
AS PASSED BY THE
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1967

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

Effective May 22, 1967

Chapter 115

AN ACT Relating to Constitution of Police Department of City of Lewiston.

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

Sec. 1. P. & S. L., 1939, c. 8, Art. XI, § 1, repealed and replaced. Section 1 of article XI of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

Sec. 1. Police department; how constituted. The police department shall consist of a police commission of 5 members, hereinafter in this article referred to as the commission, to be appointed by the mayor. The commission shall appoint a chief of police, such superior officers and such number of patrolmen as the commission shall deem necessary, the entire personnel of which, as existing when this section takes effect, shall continue subject to the provisions hereinafter contained.

Sec. 2. P. & S. L., 1939, c. 8, Art. XI, §§ 11, 18, repealed. Sections 11 and 18 of article XI of chapter 8 of the private and special laws of 1939 are repealed.

Effective October 7, 1967

Chapter 116

AN ACT Amending the Portland Renewal Authority Law.

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

Sec. 1. P. & S. L., 1951, c. 217, § 5, sub-§ (i), repealed and replaced. Subsection (i) of section 5 of chapter 217 of the private and special laws of 1951 is repealed and the following enacted in place thereof:

(i) To prepare plans and provide reasonable assistance for the relocation of families, businesses or individuals, or 2 or more, displaced from a redevelopment project area to permit the carrying out of the redevelopment project to the extent essential for acquiring possession of and clearing such area or parts thereof; or under contract with the City of Portland or the State of Maine to prepare such plans and to provide such assistance for the relocation of families, businesses or individuals displaced through clearance of land by the City of Portland or the State of Maine or both within the City of Portland in order to provide a site to serve a public purpose.

Sec. 2. P. & S. L., 1951, c. 217, §§ 28-32, additional. Chapter 217 of the private and special laws of 1951, as amended, is further amended by adding 5 new sections, 28 to 32, to read as follows:

Sec. 28. Purpose. The purpose of the following sections is to assist the Portland Renewal Authority to obtain the additional federal capital grants for urban renewal projects which are available pursuant to Title I of the Housing Act of 1949, as amended, which establish, as local grants-in-aid for federally-assisted urban renewal projects being or to be undertaken by urban renewal authorities, the aggregate amount of expenditures made by an educational institution of higher learning or hospital directly or through a private redevelopment corporation, for land, buildings and structures located in areas adjacent to or in the immediate vicinity of federally-assisted urban renewal projects if such land, buildings or structures are to be redeveloped or rehabilitated by such institution for educational or hospital uses in accordance with a development plan approved under state or local law after public hearing and found acceptable by the Housing and Home Finance Administrator after considering the standards specified in section 110 (b) of Title I of the Housing Act of 1949, as amended; such additional federal capital grants being available in an amount equal to 2 or 3 times the aggregate amount of such expenditures.

Sec. 29. Definitions. For the purposes of section 28, the following terms shall have the meanings, respectively, ascribed to them below:

1. Development plan. "Development plan" shall mean a plan proposed by an educational institution of higher learning, hospital or a private redevelopment corporation for the redevelopment and renewal of a project area, and which plan shall conform to the comprehensive plan and shall conform to the requirements of this chapter with respect to the content of redevelopment or renewal plans.

2. Hospital. "Hospital" shall mean any public or private hospital licensed by the State, no part of the net earnings of which inures to the benefit of any private shareholder or individual.

3. Hospital uses. "Hospital uses" shall mean uses related to the functions of a hospital in providing care and treatment of the ill or injured, including the housing, feeding and care of resident interns, physicians and nurses.

4. Private redevelopment corporation. "Private redevelopment corporation" shall mean any corporation which is wholly owned or controlled by one or more educational institutions of higher learning or a corporation which operates in behalf of an educational institution on a nonprofit basis.

5. Project area. "Project area" shall mean a slum area or a blighted, deteriorated or deteriorating area.

Sec. 30. Preparation and approval of redevelopment plans. The city council is authorized to approve, after a public hearing thereon, a development plan proposed by any educational institution of higher learning or hospital located in such city, or by a private redevelopment corporation, for the redevelopment and renewal of an area, hereinafter in these sections referred to as a "project area" adjacent to or in the immediate vicinity of the location of principal buildings of such institution or hospital or a major branch of such institution or hospital, where teaching or research is done or where students or faculty live, and the area of an urban renewal project, assisted under Title I of the Housing Act of 1949, as amended, which is being undertaken by the Portland Renewal Authority. Any state educational institution of higher learning, hospital or private redevelopment corporation is authorized to prepare such development plans and any educational institution of higher learning or hospital established and maintained by the city is authorized to prepare such development plans.

Sec. 31. Public hearing. Prior to approving any development plan pursuant to section 30, the city council or authority shall hold a public hearing on such development plan, such public hearing to be held not less than 7 nor more than 14 days after notice of the time, place and purpose thereof shall have been published in a newspaper having general circulation in such municipality.

Sec. 32. Cooperation in carrying out approval development plan. If the city council approves a development plan for a project area, the authority may cooperate with the educational institution of higher learning, hospital or private redevelopment corporation in carrying out such approved development plan, for such purpose, may contract with such educational institution, hospital or private redevelopment corporation for the exercise of any of the powers of the authority.

Effective October 7, 1967

Chapter 117

AN ACT Amending Charter of the City of Hallowell.

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

Sec. 1. P. & S. L., 1961, c. 63, Art. II, § 3, amended. The last paragraph of section 3 of Article II of chapter 63 of the private and special laws of 1961 is repealed and the following enacted in place thereof:

No member shall be eligible, while a member of the council, to any other office of emolument or profit under the city charter or ordinances, nor to hold the office of city manager, nor to act as city manager during the term for which he was elected. The salary of each councilman shall be fixed at \$200 annually.

Sec. 2. P. & S. L., 1961, c. 63, Art. II, § 4, repealed and replaced. Section 4 of Article II of chapter 63 of the private and special laws of 1961 is repealed and the following enacted in place thereof:

Sec. 4. Regular meetings and qualification. The council shall meet at the usual place for holding meetings at 10 a. m., on the first business day in January, at which time the mayor-elect and the councilmen-elect shall be sworn to the faithful discharge of their duties by a justice of the peace or by the city clerk. Thereafter, the council shall meet at such time and place as may be prescribed by ordinance or resolution, except that it shall meet regularly each month.

Sec. 3. P. & S. L., 1961, c. 63, Art. II, § 8, additional. Article II of chapter 63 of the private and special laws of 1961 is amended by adding a new section 8, to read as follows:

Sec. 8. President of council; election; duties. A president of the council shall be elected by a majority of the council, and shall have such duties as are prescribed by the city charter and by the council.

Sec. 4. P. & S. L., 1961, c. 63, Art. III, § 2, repealed and replaced. Section 2 of Article III of chapter 63 of the private and special laws of 1961 is repealed and the following enacted in place thereof: