

ORDINANCES

By-Laws of the Town of Machias, enacted at a Special Town Meeting on June 28, 1956.

Article 2, Section 1. No person shall place or leave any incumbrance within the limits of any street or highway, or obstruct any street crossing or leave or deposit any filth, offal, dead animals or any injurious or offensive thing in any street or highway, or upon any wharf, beach or bridge or any place in the Town, under a penalty of not exceeding five dollars and costs. Provided, that the Selectmen may grant permits in writing (setting forth the nature of the contemplated obstruction and the length of time said permit is asked for, and agreeing to repair and pay for any damage or injury occasioned to any person or the Town by reason of said permit) for occupying necessary space in any street or highway for material for building or repairing buildings or for the moving of any buildings or other structure through any street or highway; or for necessary digging in any street or highway, or for removing any sidewalk, fence or other structure. The violation of this Section during each day shall constitute a separate offense.

Article 2, Section III. No person shall ride upon bicycles or other vehicle upon the sidewalks: (under a penalty of not exceeding five dollars and costs).

Article 2, Section IV. If any person shall wantonly or maliciously pull down, mar, deface, or destroy any sign-board, plate or any written or printed advertisement, notice or other matter lawfully posted up in any public place, such person shall be fined five dollars and costs.

Article 2, Section V. Any person who shall make any tumultuous or alarming noise in or upon any street or highway, or in any other place to the disturbance of any of the inhabitants by day or by night (except in case of fire) shall forfeit and pay a fine of five dollars and costs.

Article 2, Section VI. All persons are forbidden from casting boughs, hay, ashes, garbage, or other refuse material into the streets or upon the sidewalks, wharves, bridges, and any refuse material so left, after six hours notice by any officer (exclusive of Sunday or night) may be removed by the officer at the expense of the violator, to be recovered in any action or debt or special assumpsit. Said violator shall be subjected to a fine of five dollars and costs. All persons carrying or depositing dump, refuse, or rubbish in any vehicle or other conveyance shall cover or cause to be covered all such dump, refuse or rubbish with a means which shall prevent the same from being deposited upon any part of the Town limits. All persons who will be found violating the provisions of this By-Law shall be punished by a fine of not less than five dollars and not more than fifty dollars.

Article 2, Section IX. No person shall maltreat or in any way harass any intoxicated, infirm, aged or other person; nor illtreat or injure any animal whether belonging to him or not, under a penalty of five dollars and costs.

Article 2, Section X. No person shall in any way, wilfully injure, defact, disfigure or destroy any sidewalk, bridge, fence, trough, post, building or other structure, the property of the Town, nor shall remove

any such sidewalk, bridge, fence, trough, post, building or other structure either temporary or permanent, nor dig or excavate any hole, trench, or ditch, in any street or highway without first obtaining the permit required in Section One. No person shall ring without authority (excepting to give an alarm of fire) the Town bell located in the Congregational Church belfry, or any other bell belonging to the Town, nor remove any ladder, hook, hose, engine wagon, or other appliances used by the fire department, without the written consent of the Chief and one other fire warden.

Any person violating any of the provisions of the Section shall pay a fine of not exceeding five dollars and costs, and the violation thereof during each day shall constitute a separate offense.

Article 2, Section XI. No person shall discharge a gun, revolver, or other firearm, nor set off any cracker, torpedo, rocket or fireworks in any public place in the Town including the Town dump (except at such times and places as shall be designated in writing by the Selectmen; and notice thereof published once in a newspaper, printed in the Town). No person shall explode any gunpowder, dynamite or other explosive without first obtaining the consent in writing of the Selectmen. Violators hereof shall be subjected to a fine of not exceeding five dollars and costs.

Article 2, Section XII. No person driving or in charge of an automobile or motor vehicle on any street or highway shall drive or cause the same to be driven at any speed greater than is reasonable and proper, having regard to the traffic and use of the way by others, or so as to endanger the life, limb, or property of any person; and racing on any such way in any such vehicle is hereby forbidden. Whoever violates the provisions of this Section shall pay a fine of five dollars and costs.

Copied from Town Records
October, 1981

Martha A. Bagley
Town Clerk

ARTICLE 8

A portion of the By-Laws as accepted at a Special Town Meeting
June 28, 1956.

Article 8.

Section I. All violations of any of these By-Laws shall be punished by prosecution before any trial justice or Municipal Court in the County of Washington having jurisdiction thereof upon complaint made by any officer or citizen of the Town or enforced by an action of debt or special assumpsit, before any court of competent jurisdiction in said County, brought by the Selectmen in the name and for the benefit of the Inhabitants of Machias.

Section II. Any trial justice or any Municipal Court in said County of Washington having jurisdiction shall have power to fix the fines, penalties and forfeitures according to the provisions of these By-Laws and give judgment in said actions of debt or special assumpsit as provided therein. At the close of each municipal year said magistrates shall render to the Town an account of all fines, penalties, and forfeitures collected and of all expenses incurred by them in the prosecution and enforcement of said By-Laws.

Section III. Any Trial Justice or any Municipal Court in said County of Washington having jurisdiction, shall have cognizance of any complaint arising under these By-Laws, or any violation of them or any legal proceedings arising thereunder and the prosecution of any of them and the costs of collection of said fines, penalties and forfeitures shall be a proper charge against the Town and shall be paid out of the treasury thereon.

Section IV. Copies of these By-Laws, printed by authority of the Town and bearing the certificate of the Town Clerk and the approval of a Justice of the Superior Court shall be held to be sufficient proof of the fact of the existence thereof, in all trials and suits for the enforcement of any of said By-Laws.

Section V. These By-Laws shall take effect after having been approved by a Justice of the Superior Court and after they have been published for three weeks successively in a newspaper printed in the Town and copies thereof attested by the town clerk have been posted in three public places in the Town.

Section VI. All By-Laws heretofore enacted and amendments thereto, not consistent with this By-Law are hereby repealed.

Section VII. These By-Laws may be amended, rescinded or enlarged at any legal meeting of the Town by a majority vote of those present and voting, providing notice of the proposed action is fully stated in the call of said meeting.

Copied from Town Records
October, 1981


Town Clerk