

TOWN OF ANSON

ORDINANCE FOR THE RECALL OF ELECTED MUNICIPAL OFFICIALS

SECTION 1. Applicability and Establishment

Any elected Official of the Town of Anson, except school Board members, may be recalled and removed from office as herein provided. This ordinance is adopted pursuant to 30-A M.R.S.A.2602(6)

SECTION 2. Petitions for Recall

- a. Recall shall be initiated by petition.
- b. The petition for recall must contain only signatures of the registered voters of the Town of Anson, equal to ten percent (10%) of the number of votes cast in Anson in the last Gubernatorial Election.
- c. The petition shall be addressed to those members of the Board of Selectmen having no interest in the subject matter of the petition, but the petition shall in every case, be filed with the Town Clerk or Deputy Town Clerk.
- d. The petition shall state the name and office, or offices, of the person whose removal is being sought.
- e. If recall of more than one official is being sought there shall be a separate petition for each official whose removal is being sought.
- f. Each page of the petition shall be ruled, and each line shall provide a space for the voters' signatures, address and printed name.
- g. All pages of a single petition shall be filed as one document. The Town Clerk or Deputy Town Clerk shall not file the petition unless it contains the name, address, and signature of the person circulating form.

SECTION 3. Clerk's Certification

Within ten (10) calendar days of receipt of the petition the Town Clerk or Deputy Town Clerk shall certify the signatures contained on the petition and shall determine if the petition meets all of the requirements as set forth in Section 2 of this Ordinance. Should the petition be found insufficient, the petition will be retained in the Town Clerk's Office and the person who filed the petition will be notified.

SECTION 4. Calling the Recall Election

- a. If the petition is certified by the Town Clerk, or Deputy Town Clerk to be sufficient, he or she will submit the same with his or her certification to the Board of Selectmen at their next regular meeting and shall notify the official or officials whose removal is being sought of such action.
- b. The Board of Selectmen shall receipt of the certified petition within ten (10) days time of receipt order an election by secret ballot, pursuant to 30-A MRSA §2528, to be held no less than forty-five(45) days nor more than seventy five(75) days thereafter, provided that a regular municipal election is not scheduled to be held within ninety(90) days of receipt of the certified petition and, in this case, the selectmen may at their discretion provide for the holding of the recall election on the date of the regular municipal election.
- c. No petition for recall will be accepted during the first ninety (90) days or during the last ninety (90) days of a multi- year term.
- d. Once a recall petition has been called and failed, no recall petition for that official may be filed within ninety (90) days after such vote.

SECTION 5. Ballots for Recall Election

Unless the official, or officials, whose removal is being sought have resigned within ten (10) days of receipt of the petition by the Board of Selectmen, the ballots shall be printed and shall read "SHALL _____ BE RECALLED FROM THE OFFICE OF _____ ?" (with the name of the official whose recall is being sought inserted in the first blank and the office(s) held inserted in the second blank.) If the petition seeks the recall of a person from more than one office, each office must be named.

SECTION 6. Result of the Election

In the event of an affirmative vote for removal, such official is thereby removed from office upon certification of the vote by the Town Clerk or Deputy Clerk.

SECTION 7. Vacancies to be Filled

Any vacancy resulting from the removal from office under this ordinance shall be filled in accordance with the provisions contained in the Maine State statutes.

Give under our hands this _____ day of _____

Adopted by the voters on _____