

# MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

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ONE HUNDRED AND FIRST LEGISLATURE

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Legislative Document

No. 1627

H. P. 1156

House of Representatives, January 6, 1964

The Committee on Public Utilities suggested.

HARVEY R. PEASE, Clerk

Presented by Mr. Turner of Auburn.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-FOUR

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AN ACT To Amend the Charter of the Auburn Water District.

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

**Sec. 1. P. & S. L., 1923, c. 60, § 3, repealed and replaced.** Section 3 of chapter 60 of the private and special laws of 1923 is repealed and the following enacted in place thereof:

'Sec. 3. Auburn Water District to assume all liabilities of old corporations; obligations of bonds not impaired. As consideration for the transfer and conveyance of the property and rights described in the foregoing section, said Auburn Water District shall assume all the existing indebtedness and all liability of every nature of the City of Auburn and of the Auburn Water Commissioners incurred prior to the time when this act takes effect in the establishment, maintenance, operation, extension and improvement of the present water system in the City of Auburn, and all outstanding bonds issued for any and all of said purposes, whether issued by said City of Auburn or by said Auburn Water Commissioners, shall be and become legal and binding obligations of said Auburn Water District, and nothing herein shall be construed to impair the obligation of said bonds or the right of the holders thereof. All valid contracts existing between said Auburn Water Commissioners and any person, firm or corporation shall be assumed and carried out by said Auburn Water District.'

**Sec. 2. P. & S. L., 1923, c. 60, § 16, repealed and replaced.** Section 16 of chapter 60 of the private and special laws of 1923 is repealed and the following enacted in place thereof:

'Sec. 16. Rates, how established and paid. All individuals, firms and corporations, public or private, other than the City of Auburn, shall pay to the treas-

urer of said district the rates established by its board of trustees for the service used by them, which shall be uniform within the territory supplied by the district and shall be subject to the approval of the Public Utilities Commission. Beginning October 1, 1964, the City of Auburn shall pay for the service used by it in its public and school buildings such meter rate as shall be fixed by its board of trustees and such sum for each public fire hydrant payable on an annual basis as the board of trustees of the district and the City of Auburn, may from time to time, determine by contract, to extend for such period of time as shall be fixed thereby, or the sum of \$30 for each such hydrant for which water is supplied by the district each year, whichever is greater, all to be subject to the approval of the Public Utilities Commission.

Said rates shall be so established as to provide revenue for the following purposes:

1. To pay current expenses for operating and maintaining the water system.
2. To provide for the payment of the interest on the indebtedness created by the district.
3. To provide each year a sum equal to not less than 1% nor more than 5% of the entire indebtedness created by the district, which sum shall be turned into a sinking fund and there kept and used for the extinguishment of said indebtedness. The money set aside for the sinking fund until used for the retirement of the obligations of the district may be placed at interest in any bank or trust company or invested in such securities as savings banks or fiduciaries or trustees are now or hereafter allowed to hold. Provided, however, that the trustees may, in their discretion and in lieu of the establishment of a sinking fund, issue the bonds of the district to mature as provided in section 13.

If any surplus remains at the end of the year, it may be used for the improvement of the system or turned into the sinking fund.'