

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 564

H. P. 435

House of Representatives, January 26, 1965
Referred to Committee on Towns and Counties. Sent up for concurrence and
ordered printed.

JEROME G. PLANTE, Clerk

Presented by Mr. Cressey of North Berwick by request.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FIVE

**AN ACT Relating to Taxes Paid by Town of Wells to Ogunquit Village
Corporation.**

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the private and special laws of Maine 1913, chapter 203, section 5, as amended by the private and special laws of Maine 1931, chapter 83 and as further amended by the private and special laws of Maine 1933, chapter 50, section 2, and as further amended by the private and special laws of Maine 1961, chapter 58, provides, among other things, that the Town of Wells shall pay over to the treasurer of the Ogunquit Village Corporation out of taxes collected from the inhabitants and estates within the territory of the Ogunquit Village Corporation a sum equal to 60% of all the town taxes, exclusive of the State and county tax, collected from said inhabitants and estates; and

Whereas, the Town of Wells believes that there should be a change in the formula of payments made by the Town of Wells to the Ogunquit Village Corporation; and

Whereas, it is urgent that this change in formula be applied to the 1965 taxable year; and

Whereas, Acts of the Legislature become effective 90 days after the adjournment of the Legislature, which is far beyond the beginning of the 1965 taxable year; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legis-

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P. & S. L., 1913, c. 203, § 5, repealed and replaced. Section 5 of chapter 203 of the private and special laws of 1913, as last repealed and replaced by chapter 58 of the private and special laws of 1961, is repealed and the following enacted in place thereof:

Sec. 5. Sixty percent of town taxes, excluding county, excise and poll taxes shall be paid to the village corporation, less deductions as hereinafter set forth. The Town of Wells shall pay over to the treasurer of said corporation out of the aforesaid taxes collected from the inhabitants and estates within the territory of the Ogunquit Village Corporation, a sum equal to 60% of all town taxes, excluding county, excise and poll taxes, collected from said inhabitants and estates. The Town of Wells shall deduct from the sum constituting said 60%, an amount for education of children residing in the territory of the Ogunquit Village Corporation and attending school in the Town of Wells according to the following formula, viz: the superintendent of schools of the Town of Wells shall determine the per capita cost of education and said cost, so determined by him shall be multiplied by the number of children as aforesaid. The total amount thus determined shall be deducted from said 60% and the balance shall thereafter be paid by the Town of Wells to the treasurer of the corporation as follows, viz: One-quarter of said amount on or before May 15th of each year, one-quarter of said amount on or before July 15th of each year, and the balance on or before December 15th of each year. The amount of said 60% in any year shall be determined by computing said 60% upon the amount of money raised by taxation, as aforesaid, upon the property within said Ogunquit Village Corporation in the year previous. Each year the per capita cost shall be the per capita cost as determined by the superintendent of schools for the immediate previous school year. Each year the number of children shall be considered as those enrolled as of the beginning of the current school year.'

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