MAINE STATE LEGISLATURE

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ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document   **No. 137**

H. P. 108   House of Representatives, January 23, 1979
  Speaker laid before the House and referred to the Committee on Marine
Resources. Sent up for concurrence and ordered printed.
                                                          EDWIN H. PERT, Clerk
  Presented by Mr. Vose of Eastport.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

**AN ACT to Increase the Limit on Bonded Indebtedness of the Eastport Port
Authority From $500,000 to $6,000,000.**

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

  Whereas, the present powers of bonded indebtedness granted to the Eastport
Port Authority are insufficient; and

  Whereas, Eastport is vitally in need of economic stimulus, and improvement of
wharves, docks and warehouses is immediately necessary; and

  Whereas, it is desirable for the residents of Eastport to vote on this matter at
the earliest possible moment; 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
legislation 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:

  Sec. 1. P&SL 1977, c. 14, § 3, first sentence, is amended to read:

  The authority is authorized to issue its bonds or notes not exceeding at any one
time outstanding the principal sum of $500,000 $6,000,000.

Sec. 2. Emergency clause; referendum; effective date. In view of the emergency cited in the preamble, this Act shall take effect when approved, only for the purpose of permitting its submission to the legal voters of the City of Eastport, voting at a regular or special election called and held for the purpose within 10 months after the approval of this Act. The election shall be called, advertised and conducted according to the law relating to municipal elections; provided, however, that the registrar of voters of the city shall not be required to prepare for posting, nor the city clerk to post, a new list of voters, and for the purpose of registration of voters the registrar shall be in session the 3 secular days next preceding the election, the first 2 days thereof to be devoted to registration of voters and the last day to enable the registrar to verify the correction of the lists and to complete and close up his records of the sessions. The city clerk shall reduce the subject matter of this Act to the following question:

"Shall 'AN ACT to Increase the Limit on Bonded Indebtedness of Eastport Port Authority' be accepted?"

The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

Upon its acceptance by a majority of the legal voters voting at the election, this Act shall take effect for all the purposes hereof; provided that the total number of votes cast for and against the acceptance of this Act at the meeting equaled or exceeded 20% of the total number of votes cast for Governor in the city at the last gubernatorial election. Another election may be held, if the total number of votes cast in the first election does not equal or exceed 20%.

This Act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at the election. The result of the election shall be declared by the municipal officers of the City of Eastport and due certificate filed by the city clerk with the Secretary of State.

STATEMENT OF FACT

The Eastport Port Authority is presently considering developing an Industrial Park-Port Complex on a 40-acre tract. The total cost of a warehouse and pier would be in excess of 4 million dollars, therefore it is necessary to raise the debt limit to cover this cost and future costs that may incur. The present debt limit is insufficient to finance or fund the equipment necessary to start the complex.