

MAINE STATE LEGISLATURE

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EMERGENCY
FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 247

H. P. 202

House of Representatives, January 13, 1981

Referred to the Committee on Local and County Government. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Dudley of Enfield.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

AN ACT Converting Lakeville Plantation into the Town of Lakeville.

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

Whereas, the voters of Lakeville Plantation desire to hold a referendum to determine whether Lakeville Plantation should be converted into the Town of Lakeville; and

Whereas, if the voters approve the referendum, it is desirable to organize the new town government as soon as possible so that the new Town of Lakeville may begin to govern itself in a manner that a majority of the voters have chosen; and

Whereas, the actual incorporation cannot be accomplished until the provisions of this Act take effect; 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. Town of Lakeville; incorporated. Lakeville Plantation, with its inhabitants, is incorporated into a town by the name of Lakeville. The inhabitants

of this town are vested with the powers, privileges and immunities which the inhabitants of towns within the State do or may enjoy. The town created shall take the effects belonging to Lakeville Plantation and shall also assume all of its obligations.

Sec. 2. Legislative district. Until the next legislative apportionment of Representatives, the Town of Lakeville shall remain in the same legislative district in which Lakeville Plantation is now classed.

Sec. 3. First meeting; how called. The board of assessors of the plantation shall issue their warrant, in accordance with the general laws, for an annual meeting to be held in March, 1981. Notification of this meeting shall be filed by the plantation clerk with the Secretary of State for determining the effective date of sections 1 and 2.

Sec. 4. Referendum; effective date; certificate to Secretary of State. This Act shall be submitted to the legal voters within the territory embraced within the limits of the proposed Town of Lakeville voting by ballot at a regularly scheduled meeting held for that purpose at a time consistent with the normal annual meeting time in March, 1981. This meeting shall be called, advertised and conducted according to the Revised Statutes, Title 30, sections 2061 and 2065. The plantation clerk shall prepare the required ballots on which he shall reduce the subject matter of sections 1 and 2 of this Act to the following question:

“Shall Lakeville Plantation be converted into the Town of Lakeville?”

The voters shall indicate by a cross or check mark placed against the word “Yes” or “No” their opinion of the question. Upon its acceptance by a majority of the legal voters voting at that meeting, sections 1 and 2 of this Act shall take effect for all of their purposes at the annual meeting in 1981, provided that the total number of votes cast for and against the acceptance of sections 1 and 2 of this Act at that meeting equals or exceeds 50% of the total number of votes cast in the plantation at the last gubernatorial election.

The result of the vote shall be declared by the Board of Assessors of the Plantation of Lakeville and due certificate shall be filed by the plantation clerk with the Secretary of State.

Emergency clause. In view of the emergency set out in the preamble, section 3 of this Act shall take effect upon its acceptance by a majority of the legal voters at the special election. Sections 1 and 2 of this Act shall take effect for all purposes hereof at the first town meeting.

STATEMENT OF FACT

The purpose of this bill is to convert Lakeville Plantation into the Town of Lakeville. This bill will only become effective if approved by the voters of Lakeville Plantation.