

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

SECOND SPECIAL SESSION-2004

Legislative Document

No. 1935

S.P. 770

In Senate, March 18, 2004

An Act To Create the Starboard Water District

(AFTER DEADLINE)

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Utilities and Energy suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator SHOREY of Washington.
Cosponsored by Representative BUNKER of Kossuth Township and
Senator: HALL of Lincoln, Representatives: GOODWIN of Pembroke, PELLON of Machias.

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

4 **Whereas,** water in the Town of Machiasport has been
6 contaminated from a former radar transmission station and this
poses a serious threat to the health and well-being of the
8 inhabitants in the area; and

10 **Whereas,** an adequate supply of water is essential to the
health and well-being of the inhabitants of the Town of
12 Machiasport; and

14 **Whereas,** in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
16 Maine and require the following legislation as immediately
necessary for the preservation of the public peace, health and
18 safety; now, therefore,

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

22 **Sec. 1. Territorial limits; corporate name.** Pursuant to the Maine
Revised Statutes, Title 35-A, chapter 64, that part of the Town
24 of Machiasport described as follows: Beginning at the
intersection of the Kennebec Road and the Machias Road; thence
26 southwest along the Kennebec Road to the intersection of Meadow
Brook; thence south along Meadow Brook into the Little Kennebec
28 Bay; thence south along the coastline of Little Kennebec Bay to
the Point of Maine; thence north along the coastline of Machias
30 Bay to the intersection of Sanborn Cove and Machias Road; thence
north along the Machias Road to the point of beginning; and its
32 inhabitants constitute a standard district under the name
"Starboard Water District," referred to in this Act as "the
34 district."

36 **Sec. 2. Powers; authority; duties.** The district has all the
powers and authority and is subject to all requirements and
38 restrictions provided in the Maine Revised Statutes, Title 35-A,
chapter 64.

40 **Sec. 3. Power to take water.** For purposes of its
42 incorporation, the district is authorized to take water from any
source in the Town of Machiasport.

44 **Sec. 4. Number of trustees.** The board of trustees of the
46 district is composed of 5 trustees. Two trustees may be
residents of the district who do not use the district's services
48 and, notwithstanding the Maine Revised Statutes, Title 35-A,
section 6410, 3 trustees must use the district's services but
50 need not be residents of the district.

