

# MAINE STATE LEGISLATURE

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# 121st MAINE LEGISLATURE

## SECOND SPECIAL SESSION-2004

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Legislative Document

No. 1935

S.P. 770

In Senate, March 18, 2004

### An Act To Create the Starboard Water District

(AFTER DEADLINE)

(EMERGENCY)

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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.

