

# MAINE STATE LEGISLATURE

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SMC  
R.O.P.

L.D. 1223

Date: 6/8/15

(Filing No. H-34)

**ENERGY, UTILITIES AND TECHNOLOGY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
127TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 841, L.D. 1223, Bill, "An Act To Revise the Charter of the Kennebunk Sewer District"

Amend the bill in section 1 by striking out all of the last paragraph (page 1, lines 26 to 34 in L.D.) and inserting the following:

'The district is authorized to provide services outside the territory of the district to school buildings and facilities owned by Maine Regional School Unit 21 or its successors and to municipal buildings and facilities owned by the Town of Kennebunk and may own such easements, rights of way, sewer lines and other facilities as are necessary or convenient to provide that service, but is not responsible for the costs of locating and constructing sewer facilities located outside the boundaries of the district for that purpose. Any sewer facilities located outside the boundaries of the district for that purpose may be used only by Maine Regional School Unit 21 or its successors and the Town of Kennebunk.'

Amend the bill in section 18 in subsection 2 by striking out all of paragraph A (page 11, lines 26 to 37 in L.D.) and inserting the following:

'A. Notwithstanding the Maine Revised Statutes, Title 38, section 1050, subsection 3, when rates have been committed to the treasurer of the district for collection, the treasurer may, after the expiration of 3 months and within one year after the date when the rates became due and payable, give to the owner of the real estate served, send by certified mail, return receipt requested, to the owner's last known address or, upon exhausting these options, leave at the owner's last and usual place of abode a notice in writing signed by the treasurer or bearing the treasurer's facsimile signature, stating the amount of the rates due, describing the real estate upon which the lien is claimed and stating that a lien is claimed on the real estate to secure the payment of the rates and demanding the payment of the rates within 30 days after service or mailing, with \$1 added to the demanded rate for the treasurer and an additional fee to cover mailing the notice by certified mail, return receipt requested. The notice must contain a statement that the district is willing to arrange installment payments of the outstanding debt.'

**COMMITTEE AMENDMENT**

R O F E

COMMITTEE AMENDMENT "A" to H.P. 841, L.D. 1223

1 Amend the bill in section 20 in subsection 10 in the first paragraph in the next to the  
2 last line (page 18, line 18 in L.D.) by striking out the following: "7" and inserting the  
3 following: '28'

4 Amend the bill in section 20 in subsection 10 in the blocked paragraph in the 6th line  
5 (page 18, line 25 in L.D.) by striking out the following: "7th" and inserting the following:  
6 '28th'

7 Amend the bill in section 20 in subsection 10 in the blocked paragraph in the 7th line  
8 (page 18, line 26 in L.D.) by striking out the following: ", but not fewer than 50,"

9 Amend the bill in section 26 in the first paragraph in the 4th line (page 19, line 40 in  
10 L.D.) by striking out the following: "2016" and inserting the following: '2018'

11 **SUMMARY**

12 This amendment makes the following changes to the bill:

13 1. It clarifies that the costs of locating and constructing sewer facilities outside the  
14 boundaries of the Kennebunk Sewer District for Maine Regional School Unit 21 or the  
15 Town of Kennebunk are not the responsibility of the district and removes language  
16 stating that those costs are borne entirely by the unit or the town;

17 2. It specifies that notice of unpaid rates prior to commencing a foreclosure  
18 proceeding may be delivered by giving the notice to the owner of the real estate served or  
19 by sending the notice by certified mail, return receipt requested, to the owner's last known  
20 address or, only upon exhausting these 2 options, by leaving the notice at the owner's last  
21 and usual place of abode;

22 3. It changes the number of days after which a debt may be incurred following a  
23 special district meeting from 7 to 28;

24 4. It removes "but not fewer than 50" in reference to the number of signatures needed  
25 on a petition to call a special election regarding the district's incurring debt; and

26 5. It changes the date by which a referendum must be called regarding the changes to  
27 the district's charter from January 1, 2016 to January 1, 2018.

**COMMITTEE AMENDMENT**