

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with
the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

KENNEBEC JOURNAL

AUGUSTA, MAINE

1961

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the One Hundredth Legislature

1961

made in accordance therewith for the performance of such duties or the discontinuation of such office.

Referendum; effective date; certificate to Secretary of State. This act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters of the Town of Falmouth at any regular or special town election or state-wide election held before January 2nd, 1962, and warrants shall be issued for such election in the manner now provided by law for the holding of municipal elections, notifying and warning the qualified voters of said town to meet in the several ward meetings of said town, there to cast their ballot on the approval or rejection of this act.

The town clerk shall prepare the required ballots, on which he shall reduce the subject matter of this act to the following question: "Shall 'An Act to Grant a New Charter to the Town of Falmouth', passed by the 100th Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same. This act shall take effect for the purpose of nominating and electing officers hereunder immediately upon its acceptance by a majority of the legal voters voting at said election, and for all other purposes this act shall take effect immediately following the first election held under the provisions of this charter on the 2nd Friday in March, 1962.

The result of the vote shall be declared by the municipal officers of the Town of Falmouth and due certificate thereof shall be filed by the town clerk with the Secretary of State.

Effective September 16, 1961

Chapter 173

AN ACT Relating to Determination of Quorum at Special Town Meetings in Kittery.

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

Determination of quorum. At the time set forth in the warrant for the special town meeting, the town clerk shall ascertain if a quorum is present by appointing 2 or more persons to actually count the number of voters present and make their returns to him. If it is found that a quorum is present, the meeting will proceed with the first article. If it is found that a quorum is not present, the town clerk will make the fact known and declare the meeting adjourned to such time and place as the selectmen shall determine.

Effective September 16, 1961

Chapter 174

AN ACT to Increase the Indebtedness of the Fort Fairfield Utilities District.

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

PRIVATE AND SPECIAL, 1961**CHAP. 175**

Whereas, a new processing plant is to be constructed in the Town of Fort Fairfield in the spring of 1961; and

Whereas, in order to insure the success of such processing plant it is necessary for the utilities district to produce more pure water; and

Whereas, in order to accomplish this purpose it is necessary that the debt limit of the district be increased so that sufficient funds will be available to produce the additional needed water; 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:

P. & S. L., 1947, c. 148, § 12, amended. The first sentence of section 12 of chapter 148 of the private and special laws of 1947 is amended to read as follows:

'For accomplishing the purposes of this act, said district, through its trustees, is authorized to borrow money temporarily in an amount not to exceed ~~\$400,000~~ \$600,000, and to issue therefor the interest-bearing negotiable notes of the district, and for the purpose of refunding the indebtedness so created, of paying any necessary expenses and liabilities incurred under ~~the provisions of~~ this act, including the expenses incurred in the creation of the district, in reimbursing said town, in acquiring the aforesaid properties, privileges and franchises of the Frontier Water Company and the Fort Fairfield Sewer Company and the individual owners of other private sewers and the Fort Fairfield Light and Power Company, by purchase or otherwise, of securing sources of supply, taking water and land, paying damages, laying pipes, erecting poles and wires, constructing and maintaining and operating a water, sewerage and drainage, and light and power distribution system, and making extensions, additions and improvements to the same, the said district, through its trustees, may from time to time issue bonds of the district to an amount necessary in the judgment of the trustees therefor, maturing at one time or in uniform or varying installments with or without call provisions and at or without any premium.'

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.

Effective May 11, 1961

Chapter 175

AN ACT to Grant a New Charter to the City of South Portland.

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

Council-Manager Charter of South Portland

ARTICLE I

1. Grant of powers to the city; corporate existence retained. The inhabitants of the City of South Portland, within the corporate limits as now estab-