

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth Legislature

OF THE

STATE OF MAINE

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the Revised Statutes of 1964, Title 3 Section 164, Subsection 6.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1971

PRIVATE and SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

One Hundred and Fifth Legislature

1971

Chapter 22

AN ACT Relating to the Powers of Houlton Water Company to Issue Bonds, Notes and Other Certificates of Indebtedness.

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

Whereas, Houlton Water Company is a public utility created pursuant to chapter 227 of the private and special laws of 1880, and all of its capital stock is owned by the Town of Houlton; and

Whereas, pursuant to chapter 227 of the private and special laws of 1880, as amended, Houlton Water Company is authorized to furnish water service in the Towns of Houlton and Hodgdon, and is furnishing such service in the Town of Houlton, and pursuant to chapter 31 of the private and special laws of 1905, as amended, Houlton Water Company is authorized to furnish electric service in the Town of Houlton and in certain other towns and villages in Aroostook County, and is furnishing such service; and

Whereas, Houlton Sewerage Company was created pursuant to chapter 145 of the private and special laws of 1887, and was authorized pursuant to said chapter 145, as amended, to provide a system of public sewers and drains in the Towns of Houlton and Hodgdon; and

Whereas, pursuant to chapter 14 of the private and special laws of 1937 and Agreement of Consolidation dated May 10, 1938, Houlton Sewerage Company was consolidated into and merged with said Houlton Water Company, and said Houlton Water Company, pursuant thereto and as the surviving corporation, was vested with all the rights, powers and privileges granted to Houlton Sewerage Company; and

Whereas, Houlton Sewerage Company, pursuant to chapter 145 of the private and special laws of 1887, as amended, was authorized to acquire and hold real and personal estate necessary and convenient for its purposes not exceeding in amount \$100,000 and to issue and sell its bonds in an amount not exceeding \$125,000 to aid in the construction, repair and improvement of its sewer works; and

Whereas, Houlton Water Company proposes to make substantial additions to its sewer system, including the construction of a sewage treatment or disposal plant or system and is applying for federal and state grants therefor, and desires to issue and sell its bonds, notes or other certificates of indebtedness to provide for its share of the cost of construction thereof; and

Whereas, the authority of said Houlton Water Company to issue its bonds, notes and other certificates of indebtedness without limit as to amount for such purposes is in doubt; and

Whereas, it is immediately necessary that said Houlton Water Company issue its bonds, notes or other certificates of indebtedness to secure funds for

the payment of its share of the cost of such additions to its sewer system, including its share of the cost of construction of said sewage treatment or disposal plant or system; 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., 1880, c. 227, § 2, repealed and replaced. Section 2 of chapter 227 of the private and special laws of 1880, as last amended by chapter 121 of the private and special laws of 1961, is repealed and the following enacted in place thereof:

Sec. 2. Powers of corporation. Said corporation, Houlton Water Company, may acquire and hold real and personal estate, necessary and convenient for the purposes aforesaid without limit as to amount; and said Houlton Water Company is vested with all the rights and powers heretofore granted to Houlton Sewerage Company.

Said Houlton Water Company may issue certificates of stock to an amount not exceeding \$50,000; may issue and sell bonds, notes and other certificates of indebtedness, without limit as to amount, for the purpose of acquiring properties for sewer purposes, paying damages, laying sewers, drains and conduits, constructing, maintaining and operating a sewage treatment and disposal plant or system and making renewals, additions, extensions and improvements to the same; and may also issue and sell bonds, notes and other certificates of indebtedness without limit as to amount under the Revised Statutes of 1964, Title 35, section 171 for the purposes stated therein and any amendments thereof and to aid in the construction, extension, improvement and repair of its water and electric properties, and to pay any existing debts whether represented by bonds, notes or accounts.

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

Effective February 26, 1971

Chapter 23

AN ACT to Validate Certain Proceedings Authorizing the Issuance of Bonds and Notes by School Administrative District No. 75.

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

Whereas, the management and control of the public schools located in the Towns of Bowdoin, Bowdoinham, Harpswell and Topsham have been assumed by School Administrative District No. 75 which embraces the territory in said municipalities; and