

# MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1973

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

One Hundred and Sixth Legislature

1973

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Whereas, the community school district consisting of the Towns of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna has a critical need for new construction to consolidate their elementary and secondary school; and

Whereas, the borrowing capacity of the district is insufficient to meet the needs of such construction; 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:*

**Community school district consisting of the Towns of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna authorized to borrow money.** The school trustees of the community school district consisting of the Towns of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna are authorized to borrow a sum of money not in excess of \$1,100,000. This authority is granted notwithstanding any other provision of the Revised Statutes, Title 20, to the contrary.

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

Effective March 2, 1973

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## CHAPTER 27

### AN ACT Extending the Territorial Limits of the South Berwick Sewer District.

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

Whereas, the present sewer system is inadequate to provide for the needs of the users within proposed extension of the South Berwick Sewer District and a more adequate system must be immediately created; and

Whereas, an adequate sewer system is essential to the health and well-being of the inhabitants of the Town of South Berwick within proposed extension of the South Berwick Sewer District; and

Whereas, it is imperative that action be taken at the earliest possible time to eliminate such condition; 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., 1963, c. 226, § 1, amended. Section 1 of chapter 226 of the private and special laws of 1963 is amended to read as follows:

**Sec. 1. Territorial limits; incorporation.** That part of the Town of South Berwick, in the County of York, and the inhabitants therein, which is bounded and described as follows: Beginning on the Maine bank of the Salmon Falls River at the southerly boundary line of the Boston and Maine Railroad bridge; thence turning and running northeasterly and southeasterly, by and along land of said Boston and Maine Railroad right-of-way and the division line between the Towns of Berwick and South Berwick, to the northwesterly sideline of Route 4, and continuing on said last course across Route 4 to the southeasterly sideline thereof; thence turning and running in a southerly direction, by the southeasterly sideline of Route 4 to the southerly sideline of the old Boston and Maine Railroad right-of-way; thence turning and running in an easterly direction, by and along the southerly sideline of said Boston and Maine Railroad right-of-way to the center line of Agamenticus Road; thence turning and running in a southwesterly direction, by the center line of said Agamenticus Road, to the center line of the right-of-way of the Central Maine Power Company 38 K.V. transmission line and which center line is taken to be the pole line of said transmission facility; thence turning and running south  $23^{\circ}-56'$  West through pole number 86 at station 244+66; thence continuing on said course to pole number 93 at station 262+82.13; thence turning and running South  $8^{\circ}-54'$  East to pole number 5 at station 268+61.28; thence turning and running South  $35^{\circ}-41'$  East to pole number 99 at station 281+60; thence turning and running South  $40^{\circ}-50'$  West to pole number 101 at station 287+79; thence turning and running South  $66^{\circ}-23'$  West through pole number 102 to a point which is 200 feet measured on said course from the northeasterly sideline of Academy Street, so called; thence turning and running southeasterly, on a line 200 feet, more or less, from the northeasterly sideline of said Academy Street, to a point on the center line of said Academy Street which point is determined by measuring 300 feet southeasterly from the intersection of the center lines of Route 236 and Liberty Street, so called; thence turning and running southwesterly to a point which is determined by measuring on a perpendicular whose base is at said last point a distance of 200 feet from said last point; thence turning and running in a general northwesterly direction on a line which is 200 feet from the center line of Academy Street across Route 236, and 200 feet from the center line of Liberty Street, so called, to a point on the property line of the Central Maine Power Company and a fence, which point is approximately 40 feet southerly on said fence line from a 48-inch Elm tree, and which is further determined by measuring 200 feet southerly on a perpendicular whose base line is on the center line of said Liberty Street; thence turning and running southerly by said Central Maine Power Company's fence line to a corner; thence turning and running westerly by said Central Maine Power Company's fence line to a 48-inch Willow tree on the bank of the Salmon Falls River; thence turning and running northwesterly and northerly, by the Salmon Falls River, to the point of beginning; and including the following territory: Beginning at the South Berwick-Berwick town line, at Route 4, thence running by said Route 4 to the Pond Road; thence easterly to the Cross Road; thence southeasterly to Knight's Pond Road; thence westerly to the junction of Agamenticus Road and Emery's Bridge Road; thence easterly to Agamenticus Bridge; thence southerly along the Great Works River to the Salmon Falls River; and thence northwesterly along Salmon Falls River to existing South Berwick Sewer District plant; is hereby created a body politic and corporate under the name of "South Berwick Sewer District", hereinafter called the district, for the purposes of providing and maintaining within the district a system of sewers,

drains, sewage facilities and sewage disposal plant when, as and if, such disposal plant becomes necessary, for public purposes and for the health, comfort, convenience and welfare of the inhabitants of said district.

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

Effective March 6, 1973

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## CHAPTER 28

### AN ACT to Amend the Charter of the Portland Water District.

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

Whereas, the present sewage facilities are inadequate to serve the needs of the greater Portland area and a new and adequate sewage treatment and disposal service must be immediately constructed; and

Whereas, the City of South Portland elected not to become a participating municipality pursuant to chapter 95 of the private and special laws of 1969, but the Town of Cape Elizabeth elected to become a participating municipality; and

Whereas, the Portland Water District desires to contract with the City of South Portland for the treatment of all or a portion of the sewage of Cape Elizabeth; and

Whereas, it is imperative that action be taken at the earliest possible time to eliminate existing pollution and to prevent further pollution caused by the present inadequate sewage disposal facilities and to accomplish the necessary regional planning to complete the pollution abatement schedule for the region as established by the State, of Maine and the United States Government; 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., 1969, c. 95, § 1, amended. The 4th paragraph of section 1 of chapter 95 of the private and special laws of 1969, is amended to read as follows:

In addition to the operation of the waste water and sewage system, the district is also authorized to contract with persons, firms and corporations, ~~other than municipalities located within the Cities of Portland, South Portland and Westbrook, and the Towns of Cape Elizabeth, Cumberland, Falmouth, Gorham, Standish and Windham~~ including municipal corporations,