

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

PORTLAND LITHOGRAPH COMPANY
PORTLAND, MAINE
1977

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

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ONE HUNDRED AND EIGHTH LEGISLATURE

1977

Sec. 4. Existing ordinances to remain in force. Upon the acceptance of this Act as provided in section 7 hereof, all valid traffic, parking, zoning, building, bathing or other public health and safety ordinances then in force shall become valid and enforceable ordinances within the Town of Georgetown until otherwise amended by the Town of Georgetown.

Sec. 5. Existing facilities to be maintained. Upon and after the acceptance of this Act as provided in section 7 hereof, the Town of Georgetown shall maintain all street lights and signs, traffic signals, public walks as they existed at the time of such acceptance or as they may be from time to time improved, until otherwise determined by the Town of Georgetown.

Sec. 6. Authority; documents. The assessors of Bay Point Village Corporation are authorized and empowered to execute any and all documents including, but not limited to, instruments of conveyance and assignments as may be necessary to carry this Act into effect and their authority to so act shall extend until such date as their terms would have expired but for the passage and acceptance of this Act.

Sec. 7. Referendum, effective date; certificate to Secretary of State. This Act shall be submitted to the legal voters of the Town of Georgetown at a regular or special meeting thereof held on or before December 1, 1977, provided that the warrant calling such meeting contains an appropriate article for that purpose. Said meeting shall be called and conducted according to the law governing annual and special meetings of said town, except voting on the article relating to this Act shall be accomplished by written ballot to be prepared for said meeting by the town clerk. Said town clerk shall prepare proper ballots, upon which the subject matter of this Act shall be reduced to the following question:

“Shall ‘An Act Repealing the Bay Point Village Corporation,’ as passed by the first regular session of the 108th Legislature, be accepted?” The qualified voters of said town shall record by a cross or check mark placed in the box next to the words “Yes” or “No” their opinion of the same.

This Act shall take effect for all purposes hereof on January 1, 1978, if accepted by the inhabitants of the Town of Georgetown by a majority of the legal voters present and voting at said meeting; provided that the total number of votes cast for and against the acceptance of this Act at the meeting equaled or exceeded 20% of the total number of votes cast in the town at the last gubernatorial election.

The result of the vote taken at the meeting as above specified shall be declared in open meeting by the municipal officers of said town and a certificate of the result of the meeting shall be filed by the clerk of said town with the Secretary of State.

Effective October 24, 1977

CHAPTER 41

AN ACT to Validate Proceedings Authorizing the Issuance
of Bonds or Notes by Region 5 Vocational Region.

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

Whereas, Region 5 vocational region was created under the public laws of 1973, chapter 605, to deliver vocational education within an area in and around Hancock County; and

Whereas, there is an urgent need for vocational education in said area and it is imperative that construction of a regional vocational education facility in Ellsworth and purchase of equipment for use in vocational education programs in Bucksport, Mount Desert, Sullivan and other communities within the region proceed without further delay in order to provide vocational education for, and to protect the health, safety and welfare of, the school children of said region; and

Whereas, funds for major capital outlay purposes are required by said Region 5 vocational region in order to construct such regional vocational education facility and to purchase equipment for such vocational education programs; and

Whereas, at a region election held on November 2, 1976, the voters of Region 5 vocational region voted to authorize the cooperative board of Region 5 vocational region to issue bonds or notes in the name of said region for major capital outlay purposes in an amount not to exceed \$1,494,000 for construction of such regional vocational education facility and purchase of equipment for such vocational education programs; and

Whereas, doubt exists whether the procedures observed in holding and conducting the region election held on November 2, 1976, complied in all respects with the applicable requirements of law because it appears that the Legislature inadvertently repealed the first sentence of the Revised Statutes, Title 20, section 225, subsection 2, paragraph G, which governs such procedures, thus raising doubts as to the legality of the proceedings to authorize the issuance of bonds or notes and other legal action taken in connection therewith; 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:

Authorization. Region 5 vocational region, as authorized and organized under the public laws of 1973, chapter 605, is hereby authorized to issue and sell its bonds or notes for major capital outlay purposes, not exceeding the principal amount of \$1,494,000, under and pursuant to the applicable provisions of the Revised Statutes, Title 20, section 2356-G, subsection 7, as amended, without the necessity of further proceedings in the municipalities comprising the region. The proceedings taken with respect to the region election held on November 2, 1976, in each of the municipalities comprising the region, wherein it was voted to authorize the cooperative board of Region 5 vocational region to issue bonds or notes in the name of said region for major capital outlay purposes in an amount not to exceed \$1,494,000, and all action heretofore taken pursuant thereto by the cooperative board, officers and agents of said region are hereby confirmed, validated and made effective.

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

Effective May 26, 1977

CHAPTER 42

AN ACT Relating to the Payment to Provide for Waste Disposal at Mt. Ararat High School.

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

Whereas, the Navy Base in Topsham is currently providing sewage waste treatment from Mt. Ararat High School; and

Whereas, the Navy Base has been required to tie in to the Topsham town sewer line; and

Whereas, the Navy has required that School Administrative District No. 75 pay a proportionate share of the cost for new construction based on sewage flow level, this amount is being set at \$23,000; and

Whereas, the only alternative for School Administrative District No. 75 is to connect directly to the new town sewer line, a distance of over 2,000 feet away, at an estimated cost of \$50,000 to \$75,000; and

Whereas, the need to provide for waste disposal for Mt. Ararat High School constitutes an absolute emergency; and

Whereas, the Navy construction will take place off the school site; and

Whereas, off-site construction cost may not be authorized by the State Board of Education; 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:

The prorated share of the Navy sewer connection deemed payable from emergency capital funds. The prorated cost of connecting the Navy pumping station to the Town of Topsham sewer line, the cost of which shall not exceed \$23,200, is deemed in this isolated instance to be a construction project cost and the State Board of Education is authorized to consider a request from School Administrative District No. 75 for reimbursement under the provisions of Title 20, section 3750.