

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE - HUNDRETH LEGISLATURE

Legislative Document

No. 727

H. P. 529

House of Representatives, January 24, 1961

Referred to the Committee on Public Utilities, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Mathews of Berwick.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE

**AN ACT Relating to Water Supply and Indebtedness of South Berwick
Water District.**

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

Whereas, an adequate supply of pure water is essential to the health and wellbeing of the inhabitants of the Town of South Berwick; and

Whereas, it is imperative that additional sources of water supply be utilized and that the borrowing power of the water district be increased to guarantee this supply of 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:

Sec. 1. P. & S. L., 1959, c. 61, § 2, amended. Section 2 of chapter 61 of the private and special laws of 1959 is amended to read as follows:

‘Sec. 2. Powers. The said district for the purposes of its incorporation is authorized to take, hold, divert, use and distribute water from any river, lake, pond, stream, brook, spring, well or other source, natural or artificial, in said Town of South Berwick or in that part of the Town of Berwick which is bounded and described as follows:

Beginning at the junction of Portland Street, called Route 4, and the Berwick-South Berwick town line; thence in a due northerly direction a distance of 3,500 feet; thence in a due westerly direction a distance of 2,800 feet; thence in a due southerly direction a distance of 4,000 feet, more or less, to the Berwick-South Berwick town line; thence in a northeasterly direction along the Berwick-South Berwick town line a distance of 1,900 feet, more or less; thence in a southeasterly direction along the Berwick-South Berwick town line a distance of 1,950 feet, more or less, to the point of beginning.'

Sec. 2. P. & S. L., 1959, c. 61, § 11, amended. The first paragraph of section 11 of chapter 61 of the private and special laws of 1959 is amended to read as follows:

'For accomplishing the purposes of this act, and for such other expenses as may be necessary for the carrying out of said purposes, said district, through its trustees, without district vote, is authorized to borrow money temporarily and to issue therefor its negotiable notes; and for the purpose of renewing and re-funding the indebtedness so created, of paying any necessary expenses and liabilities incurred under the provisions of this act, including organizational and other necessary expenses and liabilities whether incurred by the district or the Town of South Berwick, the district being authorized to reimburse said Town of South Berwick for any such expense incurred by it and in acquiring properties, paying damages, laying pipes, mains, aqueducts and conduits, constructing, maintaining and operating a water plant or system and making renewals, additions, extensions and improvements to the same and to cover interest payments during the period of construction, said district, through its trustees, without district vote, is also authorized to issue, from time to time, bonds, notes or other evidences of indebtedness of the district in one series, or in separate series, in such amount or amounts, bearing interest at such rate or rates, and having such terms and provisions as the trustees shall determine; provided the total indebtedness of the said district shall not exceed the sum of ~~\$200,000~~ \$400,000.'

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