

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)

(EMERGENCY)

O N E - H U N D R E D T H L E G I S L A T U R E

Legislative Document

No. 829

H. P. 612

House of Representatives, January 25, 1961

Referred to Committee on Legal Affairs. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Perry of Easton.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE

AN ACT to Dissolve School Administrative District No. 2 and to Authorize the Municipalities of Mapleton, Castle Hill and Chapman to Form a School Administrative District.

Emergency preamble. Whereas, the Towns of Mapleton, Castle Hill and Chapman are without a high school building as a result of a fire; and

Whereas, Mapleton, Castle Hill, Chapman, Washburn, Perham and Wade were organized as an administrative school district in 1958, but have been unable to construct a high school building due to disagreement; and

Whereas, acts passed by the Legislature do not become effective until 90 days after adjournment unless passed as emergency measures; and

Whereas, if this act cannot be voted upon until 90 days after adjournment of the Legislature, construction of a high school building will be delayed for another year; and

Whereas, the overcrowded conditions and inadequate facilities of the schools are detrimental to the health, safety and quality of education of the pupils; 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. Dissolution. School Administrative District No. 2 is hereby dissolved.

Sec. 2. Real property. (a) The title to all real property conveyed to School Administrative District No. 2 by the Towns of Mapleton, Castle Hill, Chapman, Washburn, Perham and Wade, and now owned by School Administrative District No. 2, shall rest in and become the property of the municipality that conveyed said property to the district, and all real property so conveyed by the Castle Hill - Chapman - Mapleton Community School District shall rest in and become the property of said Castle Hill - Chapman - Mapleton Community School District; and said Castle Hill - Chapman - Mapleton Community School District shall resume the powers, duties and liabilities granted to it at its incorporation, notwithstanding a suspension of its operation at the time of the organization of School Administrative District No. 2.

(b) School Administrative District No. 2 shall pay :

1. The sum of \$75,000 to the Town of Mapleton, plus interest earned thereon during the period said sum was held by the said School Administrative District No. 2.
2. The sum of \$374,676.62 to Castle Hill - Chapman - Mapleton Community School District.
3. The sum of \$46,532.60 to the Town of Washburn.
4. The sum of \$7,484.54 to the Town of Perham.
5. The sum of \$16,537.09 to the Town of Wade.

If funds are insufficient to make the above payments, the deficiencies shall be provided for as follows :

- | | |
|---|--------|
| 6. Castle Hill - Chapman - Mapleton Community School District | 40.06% |
| 7. Town of Washburn | 44.67% |
| 8. Town of Perham | 10.52% |
| 9. Town of Wade | 4.75% |

(c) All school buses transferred to School Administrative District No. 2 by the Towns of Mapleton, Castle Hill, Chapman, Washburn, Perham and Wade, and now owned by School Administrative District No. 2 shall rest in and become the property of the municipalities that conveyed said property to the said district, and all school buses so conveyed by the Castle Hill - Chapman - Mapleton Community School District shall rest in and become the property of said Castle Hill - Chapman - Mapleton Community School District.

(d) The title to all real property other than as provided for in section 2 (a) hereof, and to all personal property or interest therein, other than as provided for in section 2 (c) hereof, and all moneys, accounts receivable, choses in action and all the other rights and credits of whatever nature that may be either then due and payable to or would accrue to or be for the benefit of said School Administrative District No. 2 but for this act, shall rest in and become the property of Castle Hill - Chapman - Mapleton Community School District and the Towns of Washburn, Perham and Wade, in the following percentages :

- | | |
|---|--------|
| 1. Castle Hill - Chapman - Mapleton Community School District | 40.06% |
| 2. Town of Washburn | 44.67% |
| 3. Town of Perham | 10.52% |
| 4. Town of Wade | 4.75% |

(e) All valid contracts, obligations, bonds and liabilities of whatsoever nature or description of said School Administrative District No. 2 shall be assumed, executed and paid by Castle Hill - Chapman - Mapleton Community School District and the Towns of Washburn, Perham and Wade, in the following percentages:

- | | |
|---|--------|
| 1. Castle Hill - Chapman - Mapleton Community School District | 40.06% |
| 2. Town of Washburn | 44.67% |
| 3. Town of Perham | 10.52% |
| 4. Town of Wade | 4.75% |

except that

5. \$245,000 4¾% bonds issued July 1, 1957, and \$15,000 2¾% bonds issued October 15, 1949, by Castle Hill - Chapman - Mapleton Community School District shall be the obligation of said District.
6. \$25,000 3½% bonds issued October 1, 1953, by the Town of Washburn shall be the obligation of said Town.

Sec. 3. Exemption. The municipalities of Mapleton, Castle Hill and Chapman are exempted from the limitations provided in the Revised Statutes of Maine 1954, chapter 41, section 111-E, as amended, and the Maine School District Commission is authorized and directed to proceed pursuant to section 111-F to 111-U to take the necessary action to allow the municipalities of Mapleton, Castle Hill and Chapman to form a School Administrative District.

Nothing contained herein shall be construed to limit the number of times that the above-named municipalities may make application to the Maine School District Commission, nor shall the authority granted to said commission under this act be limited to any specified number of times that the said commission may authorize the above-named municipalities to act on the formation of a school administrative district.

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