

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

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Legislative Document

No. 697

H. P. 495

House of Representatives, January 24, 1963

Referred to Committee on Public Utilities. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Philbrick of Augusta.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-THREE

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AN ACT Amending Charter of Augusta Sewerage District.

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Be it enacted by the People of the State of Maine, as follows:

**Sec. 1. P. & S. L., 1955, c. 139, § 1, amended.** The first sentence of section 1 of chapter 139 of the private and special laws of 1955 is amended to read as follows:

'The territory and people comprising the City of Augusta shall constitute a body politic and corporate under the name of the "Augusta Sewerage Sanitary District."

**Sec. 2. P. & S. L., 1955, c. 139, § 5, amended.** Section 5 of chapter 139 of the private and special laws of 1955 is amended to read as follows:

'**Sec. 5. Abutting owners have right to enter.** Said district, at all times after it shall commence receiving pay for the facilities supplied by it, shall be bound to permit the owners of all premises abutting upon its lines of pipes and conduits to enter the same with all proper sewage, upon conformity to the rules and regulation of said Augusta Sewerage Sanitary District and payments of the prices, assessments and rental established therefor.'

**Sec. 3. P. & S. L., 1955, c. 139, § 16, amended.** The 3rd sentence of section 16 of chapter 139 of the private and special laws of 1955 is amended to read as follows:

'One of the commissioners shall be appointed from the minority political party at the time of any appointment shall be from the state minority political party according to the last gubernatorial election.'

**Sec. 4. P. & S. L., 1955, c. 137, § 16, amended.** The 3rd sentence of the 2nd paragraph of section 16 of chapter 139 of the private and special laws of 1955 is amended to read as follows:

'The commissioners shall meet monthly, and specially as may be necessary, and each shall receive compensation of ~~\$5~~ \$25 for each regular or special meeting attended; provided, however, that the total annual compensation of each shall not exceed ~~\$100~~ \$400.'

**Sec. 5. P. & S. L., 1955, c. 139, § 17, amended.** The first paragraph of section 17 of chapter 139 of the private and special laws of 1955 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 commissioners, without district vote, is authorized to issue its notes and bonds in one series or in separate series from time to time and to make subsequent renewals of the same in whole or in part to an amount not exceeding the sum of ~~\$2,000,000~~ \$4,000,000, at any one time outstanding. Said notes and bonds shall be a legal obligation of said district, which is hereby declared to be a quasi-municipal corporation within the meaning of ~~section 136 of chapter 53~~ of the Revised Statutes of 1954, chapter 90-A, section 123, and all the provisions of said section are applicable thereto; shall be a legal investment for savings banks in the State of Maine; and shall be exempt from all present taxes. Each bond or note shall have inscribed on its face the words "Augusta Sewerage Sanitary District Bond" or "Augusta Sewerage Sanitary District Note", as the case may be, and shall bear interest at such rates as the commissioners shall determine. If said bonds or notes be issued from time to time, each authorized issue shall constitute a separate loan. Each loan payable in annual amounts of principal, beginning not more than one year from its date and made to run for such period as said commissioners shall determine.'

**Sec. 6. P. & S. L., 1955, c. 139, § 20, amended.** The 3rd paragraph of section 20 of chapter 139 of the private and special laws of 1955 is amended to read as follows:

'In addition to other methods previously established by law for the collection of the rates, the lien herein created may be enforced in the following manner. The treasurer, when a rate has become due and payable, may, after the expiration of 3 months and within ~~1 year~~ 18 months after the date said rate becomes due and payable, in the case of a person resident in the town where the rate is assessed, give to the person against whom the rate is assessed or leave at his last and usual place of abode, a notice in writing signed by the officer stating the amount of such rate, describing the real estate upon which the lien is claimed, alleging that a lien is claimed on the real estate to secure the payment of the rate and demanding the payment of the rate within 10 days after the service of such notice. **The treasurer in one notice may incorporate several delinquent rates which are in default at least 3 months and not over 18 months.** After the expiration of the 10 days and within 10 days thereafter, in the case of a resident, and in all other cases within a year from the date, the treasurer

shall record in the registry of deeds of Kennebec County a certificate signed by the officer setting forth the amount of such rate, a description of the real estate on which the lien is claimed and an allegation that a lien is claimed on the real estate to secure the payment of the rate, that a demand for payment of the rate has been made in accordance with the provisions of this section and that the rate remains unpaid. In the case of a nonresident, the aforesaid notice of lien and demand for payment shall be given by registered mail or by publication in a newspaper published in the City of Augusta once a week for 2 successive weeks, and after the expiration of 10 days from the date of mailing said notice or after the expiration of 10 days from the last publication of said notice and within 10 days after said expiration periods, the treasurer shall record said certificate. At the time of the recording of the certificate in the registry of deeds as herein provided, in all cases such treasurer shall file in the office of the district a true copy of the certificate and also at the time of recording as aforesaid, the officer shall mail by registered letter to each record holder of a mortgage on said real estate, addressed to him at his last and usual place of abode, a true copy of the certificate. The fee to be charged to the ratepayer for such notice and filing shall not exceed ~~\$1~~ \$2 and the fee to be charged by the register of deeds for such filing shall not exceed ~~50c~~ \$1. **Upon redemption, the district shall prepare and record a discharge of the sewer lien upon collecting from the ratepayer \$1 for recording such discharge.'**