

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 96

H. P. 71

House of Representatives, January 17, 1967

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

BERTHA W. JOHNSON, Clerk

Presented by Mrs. Fuller of York.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT to Amend the Charter of the York Water District.

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

Sec. 1. P. & S. L., 1929, c. 8, § 1, repealed and replaced. Section 1 of chapter 8 of the private and special laws of 1929 is repealed and the following enacted in place thereof:

Sec. 1. Territorial limits; corporate name; purposes. The territorial limits of the Town of York and the people within the same limits shall constitute a public municipal corporation under the name of York Water District for the purpose of supplying said Town of York and the inhabitants of said town and the village corporations therein located, with pure water for domestic, manufacturing, sanitary and municipal purposes, and the supply of shipping.

Sec. 2. R. & S. L., 1929, c. 8, § 9, repealed and replaced. Section 9 of chapter 8 of the private and special laws of 1929, as amended by chapter 112 of the private and special laws of 1963, is repealed and the following enacted in place thereof:

Sec. 9. Election of trustees; term of office; bylaws; compensation; annual reports. All the affairs of said district shall be managed by a board of trustees composed of 5 members who shall be residents of the Town of York and elected as hereinafter provided. The trustees of said district holding office at the effective date of this section shall continue to hold office until the annual town meeting of the inhabitants of the Town of York next following the expiration of the current term of office of each such trustee. At the annual town meeting of the inhabitants of the Town of York to be held in the year 1969, and at each annual town meeting thereafter, the said inhabitants shall choose a trustee of said district for a term of 5 years. Said trustees shall be nominated and elected under the same procedure as provided for the selectmen of said town. In the event a

vacancy arises in the membership of the board of trustees, the unexpired term of the vacant office shall be filled by the board of selectmen. All trustees shall be eligible to reelection, but no person holding the office of road commissioner or selectman in the Town of York shall be eligible to nomination or election as trustee.

After each annual town meeting of the inhabitants of the Town of York, the trustees shall organize by the election of a president and clerk. Said trustees may adopt a corporate seal, and, when necessary, may choose a treasurer and all other needful officers and agents for the proper conduct and management of the affairs of said district. They may also ordain and establish such bylaws as are necessary for their own convenience and the proper management of the affairs of the district. Said trustees may procure an office and incur such expenses as may be necessary. Each member shall receive in full compensation for his services, in whatever capacity, an allowance of \$300 per year and no more. At the close of each fiscal year, the trustees shall make a detailed report of their doings, of the receipts and expenditures of said water district, of its financial and physical condition and of such other matters and things pertaining to said district as shall show the inhabitants thereof how said trustees are fulfilling the duties and obligations of their trust, such report to be made and filed with said municipal officers.

Sec. 3. P. & S. L., 1929, c. 8, § 22, additional. Chapter 8 of the private and special laws of 1929 is amended by adding a new section 22, to read as follows:

Sec. 22. Ratification of amendments. At the annual town meeting of the inhabitants of the Town of York to be held in the year 1968, the town clerk shall reduce the subject matter of the foregoing amendments to the following question on a written ballot in the following form:

‘FORM OF BALLOT

Place a cross (X) or a check mark (✓) in the square set forth below to indicate your opinion on the question. You may mark only one square. If you mark more than one square, your ballot will not be counted.

“Shall the provisions of an Act entitled ‘An Act to Amend the Charter of the York Water District,’ as passed by the 103rd Legislature, be ratified?”

Yes

No

The inhabitants of the Town of York shall vote by ballot on said question and shall indicate by a cross or check mark placed against the words “Yes” or “No” their opinion of the same. The ballots shall be received, sorted, counted and declared in open meeting and if it shall appear that a majority of the inhabitants voting on the question are in favor of the Act, the result shall be declared by the selectmen and due certification thereof filed by the town clerk with the Secretary of State.’

Acceptance of the aforesaid amendments by an affirmative vote of the inhabitants of York shall render the aforesaid amendments immediately effective as law and shall subject all property in the Town of York to existing liens, mortgages and encumbrances arising out of the existing indebtedness of said district, and being the liens, mortgages and encumbrances heretofore applicable only to that property within the limits of said district prior to acceptance of the foregoing amendments.