

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 429

S. P. 195

In Senate, January 31, 1967

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

JERROLD B. SPEERS, Secretary

Presented by Senator Lund of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Amending the Charter of the Augusta Sanitary District.

Emergency preamble. Whereas, the essential needs of the Augusta Sanitary District are to limit pollution of the Kennebec River from the Augusta area as soon as reasonably possible; and

Whereas, it is important to establish a proper bonding capacity of the district as soon as reasonably possible in order to make studies and proper planning for removal of such pollution, particularly in the area of manufacturing activities; 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., 1955, c. 139, § 16, amended. The first paragraph of section 16 of chapter 139 of the private and special laws of 1955, as amended by section 3 of chapter III of the private and special laws of 1963, is further amended to read as follows:

All the affairs of said district shall be managed by a board of 3 commissioners, resident therein, who shall be appointed by the mayor of the City of Augusta, with the approval of a majority of the city council. In the first appointment of commissioners hereunder, one shall be selected for a term of one year, one for 2 years and one for 3 years. ~~One~~ **At least one** of the commissioners at the time of any appointment shall be from the state minority political party according to

the last gubernatorial election. All subsequent appointments shall be so made as to continue **at least** one commissioner from the minority party. At the expiration of the term of each member, a new member of the board shall be appointed by the mayor, with the approval of the majority of the city council, for a term of 3 years. In case of a vacancy arising from death or other cause, the mayor may appoint, with the approval of a majority of the city council, a new member to fill out the unexpired term. As soon as convenient after the first members of the board have been appointed they shall hold a meeting at the city rooms in the City of Augusta and organize by the election from the members of a chairman, clerk ~~and treasurer, who shall furnish bond in such form as the commissioners may fix~~ and by the election of such other officers and agents as they deem necessary, which other officers and agents shall serve at the pleasure of said commissioners. **Said commissioners shall also elect a treasurer, who need not be a commissioner, who shall furnish bond in such form as the commissioners may fix.** The term of any commissioner shall continue until his successor is appointed and qualified.

Sec. 2. P. & S. L., 1955, c. 139, § 17, amended. The first sentence of section 17 of chapter 139 of the private and special laws of 1955, as amended by section 5 of chapter 111 of the private and special laws of 1963, is further 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 \$4,000,000 at any one time outstanding.~~

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