

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 370

H. P. 294

House of Representatives, January 23, 1969

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Good of Westfield.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Relating to Election of Members of Board of Trustees of Ashland
Water and Sewer District.

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

Whereas, for more efficient and continuous administration of the Ashland Water and Sewer District it is essential that the election of members of the board of trustees be clarified; and

Whereas, it is vitally necessary that the legal voters of the Ashland Water and Sewer District be permitted to vote on the proposed legislation at the annual town meeting for the Town of Ashland in 1969; 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:

P. & S. L., 1947, c. 78, § 9-A, additional. Chapter 78 of the private and special laws of 1947, as amended, is further amended by adding a new section 9-A, to read as follows:

Sec. 9-A. Election of members of board of trustees; vacancies. Beginning with the end of the municipal year for 1969 as each respective member of the board of trustees' term expires, his successor shall be elected by the majority of the legal voters of said district at the ensuing annual town meeting of Ashland.

If there is a vacancy in the membership of the board of trustees from any cause, the municipal officers of the Town of Ashland shall appoint a successor to serve until the next annual town meeting at which time a successor shall be elected by the legal voters of said town as aforesaid to fill the remaining unexpired term.

Emergency clause; referendum; certificate to Secretary of State. In view of the emergency cited in the preamble, this Act shall take effect when approved only for the purpose of permitting its submission to the legal voters of the Town of Ashland. The above amendment shall take effect when approved by a majority of the legal voters of said district present and voting for or against the acceptance of the same as hereinafter provided for at the annual town meeting to be held in 1969 for the Town of Ashland, but if and only if the total number of votes cast for and against the acceptance of this amendment at said town meeting equals or exceeds 20% of the total votes for all candidates for Governor cast in said district at the next preceding gubernatorial election. Said annual town meeting shall be called, advertised and conducted according to the laws relating to municipal town meetings. The municipal officers and town clerk shall reduce the subject of this Act to the following Article to be included in the warrant for said annual town meeting:

“Shall the amendment of the Act Incorporating the Ashland Water and Sewer District relating to the election of the Members of the Board of Trustees, be accepted?”

Said question in said article in the form stated shall be placed in writing before said voters and they shall indicate by a cross or check mark placed against the words “Yes” or “No” their opinion of the same. The result shall be declared by the municipal officers and the certificate thereof filed with the Secretary of State by the clerk of said town.