

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1379

S. P. 461

In Senate, March 16, 1971

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

HARRY N. STARBRANCH, Secretary

Presented by Senator Hichens of York.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Payments by Town of York to
York Harbor Village Corporation.

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

P. & S. L., 1901, c. 481, § 4, repealed and replaced. Section 4 of chapter 481 of the private and special laws of 1901, as repealed and replaced by chapter 30 of the private and special laws of 1951, is repealed and the following enacted in place thereof:

Sec. 4. Tax payments to York Harbor Village Corporation. The Town of York shall appropriate and pay over to the treasurer of the York Harbor Village Corporation, on or before the first day of July annually, commencing in 1972, out of the taxes collected from the inhabitants and estates of said corporation, a sum of money computed as follows:

From the annual appropriation raised by the town's taxation on the estates and polls and from moneys collected for excise taxes within the limits of the York Harbor Village Corporation for the previous year there shall be determined a sum of money equal to 30% thereof and said sum, so computed and determined, shall be the amount paid over to the corporation annually as provided.

All moneys annually paid over to the corporation shall be used and expended for its corporate purposes and duties and the payment thereof shall relieve and discharge the town of any additional charge for town services which are to be provided and performed within the corporation and the corporation from liability for any additional charge by the town for any service, expense or obligation which was included in the town tax levy in the current or previous year, including public schools, maintenance of the poor,

aid to dependent children, fire protection, the town dump, harbor master, public sewers and any obligation to the York Sewer District.

All the authorities and duties of the selectmen or road commissioner within said corporation shall be exercised by said assessors, or they may appoint an agent to perform the duties of road commissioner. In addition to the power given by section 6, the corporation from time to time may borrow money as a temporary loan in anticipation of the receipt of any annual town appropriation or of its tax receipts and also may fund or refund, by the issuance of its bonds and notes, any obligation incurred for the purposes set forth in section 6.

STATEMENT OF FACT

The tax sharing formula between the Town of York and the York Harbor Village Corporation is in doubt, and the present revenue sharing formula uses language which is difficult to understand and interpret and gives rise to confusion and disagreement. The tax sharing formula between the town and the corporation ought to be a straightforward, simple procedure, eliminating confusing language and the corporation requires adequate revenue to provide municipal services within its corporate limits as required by its charter.