

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 568

H. P. 466 House of Representatives, February 6, 1975
Referred to Committee on Public Utilities. Sent up for concurrence and
ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. MacEachern of Lincoln.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

**AN ACT Increasing the Authorized Indebtedness of the Lincoln Water
District.**

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

Whereas, an adequate water system is essential to the health and well-being of the residents served by the Lincoln Water District; and

Whereas, the existing water supply system is overtaxed and considered inadequate to serve all such residents; and

Whereas, it is necessary to start construction of improvements to the system as soon as possible in order to remedy these conditions; 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&SL 1949, c. 116, § 13, 2nd sentence, as amended by P&SL 1961, c. 184, is further amended to read:

For the purpose of refunding the indebtedness so created and for the purpose of obtaining or providing money to pay or to meet any necessary expenses and liabilities under the provisions of this Act, including expenses in the creation of this district, in securing sources of supply, taking water and land, paying damages, laying pipes, constructing, maintaining and operating a

water plant and sewage disposal system and making extensions, additions and improvements to the same, the said district, through its trustees, without the necessity of a vote of the inhabitants of said district, may from time to time issue bonds or notes of the district, maturing at one time or in uniform or varying installments, with or without call provisions and to an amount necessary in the judgment of the trustees therefor, provided, that such bonds or notes issued by the district at any one time outstanding shall not exceed ~~\$600,000~~ \$2,000,000 in aggregate principal amount.

Referendum; effective date; certificate to Secretary of State. In view of the emergency cited in the preamble, this Act shall take effect when approved but only for the purpose of permitting its submission to the legal voters of the Town of Lincoln at an annual or special town meeting to be called and held for the purpose by the municipal officers of said town at the regular voting places, the date of holding said meeting to be determined by said municipal officers. Such special meeting shall be called, advertised and conducted according to the law relating to municipal elections; provided that the registrar of voters shall not be required to prepare for posting nor the town clerk to post a new list of voters. The registrar of voters shall be in session the 3 secular days next preceding such meeting. The subject matter of this Act shall be reduced to the following question: "Shall the Act Increasing the Authorized Indebtedness of the Lincoln Water District, as passed by the 107th Legislature, be accepted?" The voters 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 due certificate thereof filed by the town clerk with the Secretary of State.

This Act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at said meeting; provided, that the total number of votes cast for and against the acceptance of this Act at said meeting equaled or exceeded 10% of the total vote for all candidates for Governor cast in said town at the next previous gubernatorial election, but nothing in this Act should be construed to prevent resubmitting this Act for acceptance at any annual or special town meeting held within 2 years from the effective date hereof notwithstanding an earlier vote against such acceptance.

STATEMENT OF FACT

The purpose of this bill is reflected in the emergency preamble.