

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1053

H. P. 879

House of Representatives, March 13, 1975

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

EDWIN H. PERT, Clerk

Presented by Mr. Mackel of Wells.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

AN ACT Relating to Ogunquit Village Corporation and the Ogunquit
Sewer District.

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

Whereas, the method of selection of trustees of the Ogunquit Sewer District is considered unsatisfactory as it is presently constituted; and

Whereas, it has become imperative that action be taken at the earliest possible moment to relieve these conditions; and

Whereas, the following legislation is vitally necessary to present the issue to the legal voters of the village prior to June 1, 1975; 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 vitally 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 P & SL 1963, c. 87, § 14, first ¶ is repealed and the following enacted in place thereof:

All of the affairs of said district shall be managed by a board of 3 trustees, residents therein, who shall be appointed by the overseers of the Ogunquit Village Corporation. Individual overseers may be appointed to serve as trustees. All trustees, if residents of said district, shall be eligible for re-appointment. Vacancies in the office of trustee, from whatever cause, shall be filled by appointment by the village overseers.

Sec. 2. P & SL 1963, c. 87, § 14, the 4, 5 and 10 ¶¶ are repealed.

Referendum; emergency; certificate to Secretary of State. This Act shall take effect when approved, only for the purpose of presenting its submission to the legal voters of the Village of Ogunquit at a special meeting thereof held on or before June 1, 1975, providing that the warrant calling such meeting contains an appropriate article to the law governing annual and special meetings of said village, except voting on the article relating to this Act shall be accomplished by written ballot to be prepared for said meeting by the village clerk. Said village clerk shall prepare proper ballots upon which this action will be reduced to the following question:

“Shall ‘An Act Relating to Ogunquit Village Corporation and the Ogunquit Sewer District,’ passed by the 107th Legislature be accepted?”

Qualified voters of said village shall record by a cross or check mark placed in the box next to the words “Yes” or “No” their opinion of the same.

This Act shall take effect for all purposes hereof on July 1, 1975, if accepted by the inhabitants of the Village of Ogunquit.

The result of the vote taken at the meeting above specified shall be declared in open meeting by the municipal officers of said Village of Ogunquit and a certificate of the result of the voting shall be filed by the clerk of said town with the Secretary of State.

STATEMENT OF FACT

Under current legislation, trustees of the Ogunquit Sewer District are elected as a separate body from that of the village overseers. Neither body is subordinate to the other. The intent of this bill is to promote more effective coordination of sewer district functions with those of the Village Corporation by authorizing village overseers to appoint either themselves or other compatible individuals as trustees.