

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
107TH LEGISLATURE

SENATE AMENDMENT " A" to S.P.316, L.D.1093,
Bill, "AN ACT Declaring the Lewiston-Auburn Water
Pollution Control Authority to be a Quasi-municipal
Corporation."

Amend said Bill by inserting at the beginning
of the first line after the enacting clause the
following: 'Sec. 1.'

Further amend said Bill by inserting at the
end before the emergency clause the following:

'Sec. 2. P&SL 1967, c. 92, §14, as last
amended by P&SL 1973, c. 58, §2, is repealed and
the following enacted in place thereof:

Sec. 14. Lewiston-Auburn Water Pollution
Control Board. The authority shall be under the
management and direction of a board of directors,
which shall be known as the Lewiston-Auburn Water
Pollution Control Board, also referred to herein
as "the board" or "the board of the authority."
The board shall consist of 7 members. The director
of the Lewiston Department of Public Works, the
Controlloer of the City of Lewiston, the
superintendent and the president of the Auburn
Sewerage District and the Manager of the City of
Auburn shall be members of the board by virtue of
their respective offices and in the event of the
termination of their respective offices they shall
continue as members of the board of the authority
until their replacements are elected or appointed.
If the president of the Auburn Sewerage District
Trustees should decline to serve or should resign
as a member of the board of the authority, he shall
select another trustee to replace him for the
remainder of his term. Notice of such appointment
shall be given in writing by the clerk of the
Auburn Sewerage District to the board of the
authority. The members of the Lewiston board of
public works shall elect one of their number to
serve for a 2-year term on the board of the
authority and thereafter until his successor takes
office. In the event that either the member of the

board so selected or the appointee of the president of the Auburn Sewerage District should cease to be a resident of his respective city, or should die, become incapacitated, or otherwise cease to be a member of the Lewiston board of public works or the Auburn Sewerage District trustees, or if the president of the Auburn Sewerage District should die or become incapacitated while serving on the board of the authority, a successor shall be elected to serve out the remainder of his term by the Lewiston board of public works or the Auburn Sewerage District trustees, as the case may be.

Reasonable notice of the date of the meeting and of the necessity of electing a new member of the board of the authority, who may be the incumbent, shall be given to the board of public works by the secretary or clerk of the authority.

At the initial meeting for organization of the authority, or as soon thereafter as practicable, the 6 above-named members of the board shall elect a 7th member who shall be a resident of Auburn or Lewiston but shall not hold any public municipal office or be a member of any municipal board or committee. If the 6 are unable to agree upon the naming of a 7th member of the board, any Justice of the Superior Court or Supreme Judicial Court, shall, on petition of any 4 of the members, select the 7th member of the board. The 7th member of the board shall serve for a 3-year term and thereafter until his successor is appointed, and may be elected to serve an additional 3-year term of office. When a vacancy occurs in the position of the 7th member of the board, a replacement shall be elected by the remaining members of the board to serve for the remainder of the term in the same manner as initial elections are held. The members of the board shall serve without compensation, but shall be reimbursed for their actual expenses incurred in the performance of their duties, on approval of the board.

Sec. 3. P&SL 1969, c.113, §9 is amended to read:

Sec. 9. Authority's charter ratified. The

charter of the Lewiston-Auburn Water Pollution Control Authority is hereby ratified and the appointment of the 5th 7th member of the board of the authority is confirmed and the acts of the members of the board in their capacity as members during their terms of office are hereby ratified and confirmed as official acts of the authority.'

Statement of Fact

The purpose of this amendment is to declare the Lewiston-Auburn Water Pollution Control Authority to be a quasi-municipal corporation. The expansion of the board will extend representation to the Cities of Auburn and Lewiston.

NAME:

COUNTY: Androscoggin