

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1652

H. P. 1316

House of Representatives, April 3, 1975

Speaker laid before the House and on Motion of Mr. Dam of Skowhegan, referred to Committee on Local and County Government. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Spencer of Standish, By Request.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

AN ACT to Incorporate the Frye Island Village Corporation.

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

Sec. 1. Territory of Frye Island Village Corporation defined. So much of the territory of the Town of Standish, in the County of Cumberland, as is bounded and described as follows, to wit: Frye Island, so-called in Sebago Lake, together with the inhabitants residing therein and the owners of real estate therein, be and the same is hereby created a body politic and corporate by the name of Frye Island Village Corporation.

Sec. 2. Power to raise money; debt. The corporation shall have the power, at any meeting called for the purpose, to raise such sums of money as may be necessary for construction, maintenance and repair of streets, highways, ferries, utilities including sewer and water, lighting, common areas, salaries and expenses of village government and such other expenses as from time to time shall be necessary and convenient.

To accomplish the purposes of this Act the corporation is authorized to borrow money temporarily and from time to time issue its bonds, notes or other evidences of indebtedness in such amounts and at such rates of interest and under such terms and conditions as the trustees shall determine; provided however, that the total outstanding indebtedness of said corporation shall at no time exceed the sum of \$100,000.

Sec. 3. Money raised to be assessed upon property. Any money raised by the corporation as herein provided, shall be assessed upon the real estate within the corporation's territory in the form of a service charge to be prorated upon the property owners.

Sec. 4. Service charge levy. The clerk of the corporation shall seasonably file with the trustees a certificate setting forth the amount of money raised at any corporation meeting and it shall be the duty of the trustees to levy said amount on the real estate owners within the territory of said corporation and certify and deliver said levy to the corporation treasurer whose duty it shall be to collect such levies.

All service charge levies remaining unpaid on December 31st of any year shall be certified to the assessors of the Town of Standish and collected in the manner provided by the Revised Statutes, Title 30, section 4453. The proceeds thereof shall be paid over by the tax collector to the treasurer of the village corporation.

Sec. 5. Officers. The officers of the corporation shall consist of a clerk, 7 trustees, a treasurer and such other officers as may be provided for in the bylaws of said corporation. No officer of the corporation need be a resident of the territory of said corporation. Terms of office, not exceeding 3 years, shall be established by said bylaws and all officers shall be sworn by the clerk or any person authorized to administer oaths of office.

Sec. 6. Bylaws and ordinances. The said corporation, at any legal meeting thereof, called for the purpose, may adopt such bylaws and ordinances, not inconsistent with the laws and Constitution of this State, as they may deem expedient and necessary for the better government and regulation of the municipal affairs within said corporation, in which case such bylaws and ordinances so adopted, shall extend to said corporation as fully, to all intents and purposes as the other provisions of this Act.

In the event of a conflict of the provisions of any ordinance or bylaw with ordinances of the Town of Standish, the provisions of the more stringent ordinance shall prevail.

Sec. 7. Meetings of corporation. All the meetings of said corporation after the first shall be notified by warrant of the trustees, notices of which shall be posted in 2 conspicuous public places within its limits, 7 days prior to the meeting, which notices shall state the time, place and object of said meeting.

Sec. 8. Acceptance of charter within 5 years. This charter may be accepted at any time within 5 years from the date of its approval by the Governor, and its rejection in any calendar year during the time aforesaid shall not prevent its acceptance in any later calendar year during the time aforesaid; but only one meeting to vote thereon shall be held in any one calendar year. William Schumacher, Donald Theriault and Joseph Earnhardt, or any one of them, may call all meetings for the acceptance of this charter, by such notification as is required under the provisions of section 7; and all meetings subsequent to the acceptance of this charter shall be called and notified by the trustees of said corporation as provided under section 7 hereof.

Sec. 9. Legal voters. Every person, not an alien, owning real estate subject to a service charge levy within the limits of this corporation and 18 years of age or older shall have the right to vote.

Sec. 10. Procedure for acceptance of charter. At any meeting prescribed in section 8 the legal voters shall elect a moderator and a clerk, both of whom shall be sworn by a notary public or justice of the peace for the faithful discharge of their duties and thereupon said meeting shall proceed by ballot to vote on the question of accepting this charter, and if a majority of all the legal voters present and voting at said meeting shall vote in favor of its acceptance then it shall take effect and said corporation may immediately after said vote is declared, proceed to the adoption of bylaws and election of officers as provided in sections 5 and 6.

Due certificate thereof shall be filed in the office of the Secretary of State.

STATEMENT OF FACT

This bill provides further incorporation of the Frye Island Village Corporation in the Town of Standish in Cumberland County.