

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-1026)  
FIRST SPECIAL SESSION  
107TH LEGISLATURE

COMMITTEE AMENDMENT "A" to H.P. 2109, L.D. 2263, Bill,  
"AN ACT to Incorporate the Frye Island Municipal Services  
Corporation."

Amend said Bill in section 3 in the 3rd line (3rd line in  
L.D.) by inserting after the word "State" the words 'or applicable  
ordinances or regulations of the Town of Standish'

Further amend said Bill in section 4 in the 3rd paragraph  
by inserting at the end before the punctuation the punctuation  
and words ', or at an alternate place within Cumberland County  
when Frye Island is seasonally inaccessible'

Further amend said Bill in section 5 in the 2nd paragraph  
by striking out all of the first sentence and inserting in place  
thereof the following: 'The corporation is further authorized  
and vested with the power, at any legal meeting called for the  
purpose, to authorize the borrowing of money and issuing of  
bonds, notes or other evidences of indebtedness in such amounts  
as the vote of the legal voters of the corporation shall determine  
for the purposes set forth above, in the same manner as is  
provided by law for borrowing of money and issuing of bonds,  
notes or other evidences of indebtedness by municipalities.'

Further amend said Bill by striking out all of section 6  
and inserting in place thereof the following:

'Sec. 6. Reserve fund. The corporation may establish a  
reserve fund, not to exceed \$100,000, for the purposes specified  
in section 5, which reserve fund shall be established, administered

and subject to the provisions of the general law for the reserve fund of a municipality.'

Further amend said Bill in section 8 by inserting at the end the following new paragraph:

'The rights and powers of the corporation and its treasurer to collect corporation taxes, as aforesaid, and any liens or attachments therefor, shall be subordinate to the rights and powers, liens or attachments of the Town of Standish in the collection of the town's taxes, assessments or other charges.'

Further amend said Bill in section 9 by striking out all of the last sentence.

Further amend said Bill by inserting after section 10 the following:

'Sec. 10-A. Conveyance of property to corporation; continuing jurisdiction. In the event of the transfer of all or any part of the real estate now or formerly owned by Leisure Living Communities, Inc., or any of its successors or assigns to this corporation, the corporation as well as all real estate owned, leased or controlled by it shall be subject to the continuing jurisdiction of the Kennebec County Superior Court in the consolidated case of the State of Maine and Portland Water District vs. Leisure Living Communities, Inc., Docket No. 1201, as well as all decisions and orders issued to date in the case.

In order to continue its activities to preserve the quality of the waters of Sebago Lake, the Portland Water District shall have full access to the ferries, roads, lands, etc., owned or controlled by the corporation in order to make periodic inspections

of Frye Island sewage disposal systems, as well as to monitor the impact of such systems upon the waters of Sebago Lake.

Sec. 10-B. Property of corporation not tax exempt. No property of the corporation shall be exempt from taxation by reason of this Act or the general laws of the State of Maine.'

Statement of Fact

The purpose of these amendments is to clarify certain provisions of the charter to avoid future conflicts with the Town of Standish, to grant more flexibility to the corporation, to clarify the continuing jurisdiction of the Superior Court in the event of certain land transfers and to clarify priorities of tax liens.

Reported by the Committee on Local and County Government.

Reproduced and distributed under the direction of the Clerk  
of the House.  
3/23/76

(Filing No. H-1026)