

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 387

S. P. 146

In Senate, February 10, 1977

Referred to the Committee on Local and County Government. Sent down for concurrence and ordered printed. Ordered sent forthwith.

MAY M. ROSS, Secretary

Presented by Senator O'Leary of Oxford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT Converting Rangeley Plantation into the Town of Haley.

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

Whereas, there is much confusion because Rangeley Plantation and the Town of Rangeley, County of Franklin, adjoin and bear the common name "Rangeley;" and

Whereas, towns and plantations are governed by different state laws; and

Whereas, because Rangeley Plantation comes under the rules and regulations of the Maine Land Use Regulation Commission and the Town of Rangeley is under the rules and regulations of the Department of Environmental Protection, more confusion exists; and

Whereas, the expansion and development of Rangeley Plantation calls for proper zoning regulations and a town planning board which only a town form of government can provide; 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:

Sec. 1. Town of Haley, incorporated. Rangeley Plantation, with the inhabitants therein, is hereby incorporated into a town by the name of Haley. The inhabitants of said town are hereby vested with the powers, privileges

and immunities which the inhabitants of towns within the State do or may enjoy. The town hereby created shall take the effects belonging to Rangeley Plantation and shall also assume all the obligations thereof.

Sec. 2. First meeting; how called. Any justice of the peace in the County of Franklin may issue his warrant to any legal voter in the Plantation of Rangeley, directing him to notify the inhabitants to meet at a place specified in said warrant and at a time consistent with the normal annual meeting time in March, 1977, giving at least 7 days' notice therefor, for the choice of town officers and to transact such business as towns are authorized to do.

Sec. 3. Referendum; effective date; emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved only for the purpose of permitting its submission to the legal voters within the territory embraced within the limits of said proposed Town of Haley, voting by ballot at an election to be specially called and held for the purpose within 12 months of the effective date of this Act. The meeting shall be called, advertised and conducted according to the law relating to municipal elections; provided, that the board of assessors in said proposed Town of Haley shall not be required to prepare for posting, nor the plantation clerk to post, a new list of voters, and for the purpose of registration of voters, said board shall be in session on the day of election and on such additional days previous thereto as they may determine. The plantation clerk shall prepare the required ballots, on which he shall reduce the subject matter of this Act to the following question: "Shall 'An Act Converting Rangeley Plantation into the Town of Haley,' passed by the First Regular Session of the 108th 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. Upon its acceptance by a majority of the legal voters voting at said meeting, this Act shall take effect for all the purposes hereof at the annual meeting in March, 1977; provided that the total number of votes cast for and against the acceptance of this Act at said meeting equaled or exceeded 50% of the total number of the qualified voters within said territory.

The result of the vote shall be declared by the board of assessors of the Plantation of Rangeley and due certificate shall be filed by the plantation clerk with the Secretary of State.

STATEMENT OF FACT

The purpose of this bill is reflected in the title.