

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-407)
109TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 712, L.D. 885, Bill,
"AN ACT to Amend Provisions of the Charter of the Gardiner
Water District Relating to Trustees and Funding."

Amend the Bill by striking out everything after the
enacting clause and before the emergency clause and inserting
in its place the following:

'Sec. 1. P&SL 1903, c. 82, §1, as amended by P&SL 1951,
c. 153, is repealed and the following enacted in its place:

Sec. 1. Territorial limits; corporate name; purposes. The
territorial limits of the municipalities of Gardiner, Farmingdale
and Randolph and the people within those limits are hereby made
and declared to be a public water district and a quasi-municipal
corporation under the name of "Gardiner Water District." The
Gardiner Water District shall supply the inhabitants of the
water district and the inhabitants of Pittston with pure water
for domestic and municipal purposes.

Sec. 2. P&SL 1903, c. 82, §5, 2nd ¶, as enacted by P&SL
1955, c. 194, §3 is repealed and the following enacted in its place:

The trustees, on or before the deadline set by the Public

Utilities Commission for the filing of the district's annual report to the Public Utilities Commission, shall file with the municipal officers of the municipalities within the district a report of the activities of the trustees of the district and a statement of the receipts and disbursements of the water district during the year ending December 31st next preceding, and this shall be deemed the fiscal year of the water district.

Sec. 3. P&SL 1903, c. 82, §9, as repealed and replaced by P&SL 1955, c. 194, §4. is amended to read as follows:

Sec. 9. Authorized to negotiate temporary loans; and to issue notes and bonds; declared a quasi-municipal corporation; notes and bonds legal investment for savings banks. For accomplishing the purposes of this Act, said the district, through its trustees, is authorized, with the approval of the Public Utilities Commission, to borrow money from time to time, and to issue therefor the interest-bearing negotiable notes of the district, maturing serially or otherwise, and to make subsequent renewals of the same in whole or in part, and for said those purposes and for the purpose of refunding any notes, bonds or other lawful indebtedness to establish a fund therefor. For the purpose of obtaining or providing money to pay or to meet any necessary expenses and liabilities under the provisions of this Act, including expenses in securing sources of supply, taking water and land, paying damages, laying pipes, constructing, maintaining and operating a water plant, and making extensions, additions and improvements to the same, the said district, through its trustees may from time to time issue bonds of the district to an amount necessary in the judgment of

the trustees therefor, maturing and payable at such time or times, in uniform or varying installments, with or without such call provisions, and with or without such a premium or premiums, as ~~said~~ the trustees shall determine. ~~Said~~ The notes and bonds shall be legal obligations of ~~said~~ the district, which is hereby declared to be a quasi-municipal corporation within the meaning of ~~sections-136-and-137-of-chapter-53-of-the-Revised-Statutes-of-1954~~ Statutes, Title 30, section 5053. ~~the Revised~~ / The said notes and bonds shall be legal investments for savings banks.

All bonds or notes issued by ~~said~~ the district shall bear the district seal and shall be signed by the treasurer and countersigned by the president of the board of trustees, of ~~said~~ the district and if coupon bonds be issued, each coupon shall bear the facsimile signature of the treasurer. The district may issue notes and bonds payable within one year without the approval of the commission as provided in the Revised Statutes, Title 35, section 172.'

Statement of Fact

The purpose of this amendment is to increase the territory of the Gardiner Water District to include Farmingdale and Randolph, to provide an annual report date that coincides with the reporting date to the Public Utilities Commission, and to revise the short term borrowing provisions of the charter.

Reported by the Committee on Public Utilities
Reproduced and distributed under the direction of the
Clerk of the House.

5/14/79 (Filing No. H-407)