

MAINE STATE LEGISLATURE

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EMERGENCY
FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 369

H. P. 287

House of Representatives, January 21, 1981

Speaker laid before the House and referred to the Committee on Local and County Government. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Connors of Franklin.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

**AN ACT Converting Great Pond Plantation into the Town of Great Pond and
Removing Great Pond from the Maine Forestry District.**

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

Whereas, the voters of Great Pond Plantation desire to hold a referendum to determine whether Great Pond Plantation should be converted into the Town of Great Pond; and

Whereas, if the voters approve the referendum, it is desirable to organize the new town government as soon as possible so that the new Town of Great Pond may begin to govern itself in a manner that a majority of the voters have chosen; and

Whereas, the actual incorporation cannot be accomplished until the provisions of this Act take effect; 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 Great Pond; incorporated. Great Pond Plantation, with its

inhabitants, is incorporated into a town by the name of Great Pond. The inhabitants of this town are vested with the powers, privileges and immunities which the inhabitants of towns within the State do or may enjoy. The town created shall take the effects belonging to Great Pond Plantation and shall also assume all of its obligations.

Sec. 2. Removal from the Maine Forestry District. The Town of Great Pond shall be removed from the Maine Forestry District and shall not be liable for any tax levied because of inclusion within that district.

Sec. 3. Legislative district. Until the next legislative apportionment of representatives, the Town of Great Pond shall remain in the same legislative district in which Great Pond Plantation is now classed.

Sec. 4. First meeting; how called. Upon acceptance of this Act by referendum as provided in section 5, the board of assessors of the plantation shall issue a warrant, in accordance with the general laws, for the first town meeting, to be held within 30 days of the referendum. Notification of the town meeting shall be filed by the plantation clerk with the Secretary of State for determining the effective date of sections 1, 2 and 3.

Sec. 5. Referendum; certificate to Secretary of State. The board of assessors of the plantation shall submit this Act to the legal voters within the territory embraced within the limits of the proposed Town of Great Pond, by ballot at a special election to be held within 30 days after passage of this Act. This election shall be called, advertised and conducted according to the Revised Statutes, Title 30, sections 2061 and 2065. The plantation clerk shall prepare the required ballots, on which he shall reduce the subject matter of sections 1 and 2 of this Act to the following question: "Shall Great Pond Plantation become the Town of Great Pond and be removed from the Maine Forestry District?" The voters shall indicate by a cross or check mark placed against the word "Yes" or "No" their opinion of the same. This Act shall be approved by a majority of the legal voters voting at the special election, provided that the total number of votes cast for and against the acceptance of sections 1 and 2 of this Act at the election equaled or exceeded 50% of the total number of votes cast in the plantation for Governor at the last gubernatorial election.

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

Emergency clause. In view of the emergency set out in the preamble, section 4 of this Act shall take effect upon its acceptance by a majority of the legal voters at the special election. Sections 1, 2 and 3 of this Act shall take effect for all purposes hereof at the first town meeting.

STATEMENT OF FACT

This bill authorizes the incorporation of the Town of Great Pond upon approval by the voters of Great Pond Plantation.

A referendum must be held no later than 30 days after passage of this Act. If approved, the first town meeting must be held within 30 days of the referendum.