

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 705

H. P. 622

House of Representatives, February 6, 1981

Referred to the Committee on Public Utilities. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Ingraham of Houlton.

Cosponsor: Representative C. B. Smith of Island Falls.

STATE OF MAINE

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

AN ACT to Amend the Law to Provide a Lien for Sewer Rates for the Houlton Water Company.

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

P&SL 1943, c. 28, § 2, is repealed and the following enacted in its place:

Sec. 2. Enforcement of liens; recording. The lien herein provided shall be enforced in the following manner; not less than 3 months nor more than one year after the expiration of any period for which sewer rates have been accrued, the treasurer of Houlton Water Company shall send by certified or registered mail, return receipt requested, or first-class mail, postage prepaid, to the person against whom any such rates are charged, a notice in writing signed by him, stating the amount of such rates, and the period covered thereby, and briefly describing the property as to which the rates accrued, stating that a lien is claimed on the buildings and land to secure the payment of the rates, and demanding payment of the rates within 10 days after the date of mailing of such notice. After the expiration of the 10 days and within 10 days thereafter, the treasurer or his agent shall cause to be recorded in the Southern Aroostook Registry of Deeds at Houlton, a certificate signed by him setting forth the amount of such rates, the period for which they accrued, a description of the real estate as to which the rates accrued and an allegation that a lien is claimed on the real estate to secure the payment of the rates, that a demand for payment has been

made in accordance with the provisions of this act, and that the rates remain unpaid. At the time of recording of the certificate in the registry of deeds the treasurer shall cause to be mailed by certified or registered mail or first-class mail to each record holder of a mortgage on the real estate, addressed to him at his last and usual place of abode, a true copy of the certificate. If the demand was not made on the record owner of the premises, the treasurer shall send by certified or registered mail or first-class mail a like notice to such record owner. The costs charged to the rate payer and added to the lien shall be \$25 plus the sum of the fees for all certified mail notices and all of the costs for recording and discharging of the lien in the Southern Aroostook Registry of Deeds in Houlton. The fees for recording of the lien shall be the same as established by the Revised Statutes, Title 33, section 751, subsection 10 and its amendments.

STATEMENT OF FACT

The purpose of this bill is to amend Private and Special law 1943, chapter 28, which provided a lien for sewer rates for the Houlton Water Company.