

	(EMERGENCY)	
	FIRST REGULAR SESSION	
	ONE HUNDRED AND ELEVENTH LEGISLATURE	
Legisla	tive Document No. 234	
S.P. 102	In Senate, January 21, 1983	
Rec the Com 14.	weived by the Secretary of the Senate on January 21, 1983. Referred to mittee on Public Utilities, and ordered printed pursuant to Joint Rule	
	JOY J. O'BRIEN, Secretary of the Senate	
	ed by Senator Violette of Aroostook. sponsor: Representative Martin of Van Buren.	
	STATE OF MAINE	
	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-THREE	
	AN ACT Relating to the Charter of the Van Buren Water District.	
lature	mergency preamble. Whereas, Acts of the Legis- e do not become effective until 90 days after comment unless enacted as emergencies; and	
the Va	nereas, this Act makes changes in the charter of an Buren Water District which must be made by the next election for the water district; and	
to be	nereas, the election for the water district is held on the same date as the town election, 1983; and	
gency	nereas, unless this Act is enacted as an emer- it will not take effect prior to the time of lections; and	

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1 Whereas, in the judgment of the Legislature, 2 these facts create an emergency within the meaning of 3 the Constitution of Maine and require the following 4 legislation as immediately necessary for the preser-5 vation of the public peace, health and safety; now, 6 therefore,

7 Be it enacted by the People of the State of Maine as 8 follows:

9 Sec. 1. P&SL 1905, c. 316, §1 is repealed and 10 the following enacted in its place:

11 Sec. 1. Territorial limits of district. The following described territory, and the people within 12 13 the territory, namely the Town of Van Buren and so much of the Town of Hamlin as is contained by orig-14 15 inal lots 306 through 308 inclusive, shall constitute 16 a body politic and corporate under the name of the 17 Van Buren Water District for the purpose of supplying 18 the inhabitants of the district with pure water for domestic and municipal purposes. 19

20 Sec. 2. P&SL 1905, c. 316, §5, as amended by PL 21 1969, c. 60, §1, is repealed and the following 22 enacted in its place:

23 Sec. 5. Board of trustees. All of the affairs 24 of the district shall be managed by a board of 3 25 trustees, resident of the district. They shall hold 26 office as provided in this section and until their 27 respective successors are appointed and qualified.

1. Residency; conflict of interest. When any trustee ceases to be a resident of the district, his office as trustee shall be declared vacant. None of the councilors of the Town of Van Buren may serve as a trustee of the district. Trustees shall be subject to the provisions of the Revised Statutes, Title 30, section 2251.

35 <u>2.</u> Trustees; how elected; term; vacancies filled 36 for the unexpired term; officers, meetings. The 37 present trustees shall hold office until the expira-38 tion of the term for which they have been elected. 39 Each year, as the term of a trustee expires, the legal voters of the district shall elect a successor
to serve for a full term of 3 years, and if any
vacancy occurs it may be filled in like manner for
the unexpired term.

5 The elections shall be conducted with the annual 6 municipal elections of the Town of Van Buren and, for the purpose of nomination, the trustees shall be con-7 sidered municipal officials and shall be nominated in 8 accordance with the Revised Statutes, Title 30, chap-9 ter 207. Upon the election of a trustee or trustees, 10 11 the clerk of the Town of Van Buren shall forward the name of the trustee or trustees elected to the board 12 13 of trustees of the district, with the other data with 14 regard to their election as the board of trustees may 15 require.

16 3. Election of officers; corporate seal. As 17 soon as convenient after each annual election, the 18 trustees shall hold a meeting at the office of the district in the Town of Van Buren, and organize by 19 the election of a chairman and clerk, adopt a corpo-20 rate seal and, when necessary, may choose a treasurer 21 and all other officers and agents for the proper man-22 23 agement of the affairs of the district.

4. Trustees sworn; annual report. The trustees
shall be sworn to the faithful performance of their
duties. They shall make and publish an annual report
which shall also contain a report of the treasurer.

28 <u>5. Compensation. The trustees shall determine</u> 29 <u>their compensation, not less than \$5 and not more</u> 30 <u>than \$10 for their services for each board meeting</u> 31 <u>that each attends.</u>

6. Bylaws. The district, at any legal meeting of the district, may adopt the bylaws and provisions, 32 33 34 not inconsistent with the laws and Constitution of 35 Maine and the United States, as it may deem expedient and necessary for the better government and regula-36 37 tion of its affairs within the district. The bylaws and provisions so adopted shall extend to the Van 38 39 Buren Water District as fully, to all intents and 40 purposes, as the other provisions of this Act, subject only to alternations or additions by a 2/3 vote, 41 42 at a legal meeting of the district called for the 43 purpose.

7. Meetings; quorum. Meetings of the trustees may be called by the chairman of the board of 1 2 trustees or by any 2 of the trustees. Notice of the 3 meeting shall be mailed to, served upon or left 4 at 5 the usual dwelling place of each trustee at least 24 6 hours before the meeting. The presence of 2 trustees 7 shall constitute a quorum for the transaction of 8 business. 9 Annual meeting of the district. The annual 8. 10 meeting of the district shall be held within the district in the month of March after the municipal elec-11 12 tions at the date, hour and place as may be designated by the trustees. Notice of the annual meeting, 13 signed by the trustees, shall be conspicuously posted 14 15 in 2 public places within the district, not less than 7 days before the meeting. 16 17 9. Trustees granted certain powers of selectmen. The trustees shall have the same powers and perform 18 19 the same duties as otherwise are exercised and per-20 formed by the selectmen of towns in correcting and 21 preparing lists of the persons qualified to vote in the district, and for that purpose they shall be in 22 23 session at a place and date designated by them before 24 the opening of the meeting and notice thereof shall 25 be given in the call of the meeting. All meetings of the district shall be presided over by a moderator 26 27 chosen in the same manner and with the same authority as moderators of town meetings. 28 29 10. Authorized to enter into contracts. The district, through its trustees, is authorized to con-30 tract with persons and corporations. All the inci-31 dental powers, rights and privileges necessary to the 32 33 accomplishment of the main object as set forth in 34 this section are granted to the district. 35 Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect 36 37 when approved. STATEMENT OF FACT 38 Section 1 of the bill updates the territory of 39 40 the Van Buren Water District so that all of the customers of the district will be eligible voters. 41

Section 2 provides for similar powers and elec tion of trustees as the Van Buren Light and Power
District.

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