

MAINE STATE LEGISLATURE

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(EMERGENCY)

FIRST REGULAR SESSION

ONE HUNDRED AND ELEVENTH LEGISLATURE

Legislative Document

No. 234

S.P. 102

In Senate, January 21, 1983

Received by the Secretary of the Senate on January 21, 1983. Referred to the Committee on Public Utilities, and ordered printed pursuant to Joint Rule 14.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Violette of Aroostook.

Cosponsor: 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.

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

Whereas, this Act makes changes in the charter of the Van Buren Water District which must be made before the next election for the water district; and

Whereas, the election for the water district is to be held on the same date as the town election, March, 1983; and

Whereas, unless this Act is enacted as an emergency it will not take effect prior to the time of the elections; and

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 P&SL 1905, c. 316, §1 is repealed and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
12 following described territory, and the people within
13 the territory, namely the Town of Van Buren and so
14 much of the Town of Hamlin as is contained by origi-
15 nal 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
19 domestic and municipal purposes.

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21 1969, c. 60, §1, is repealed and the following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.

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

35 2. 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

1 legal voters of the district shall elect a successor
2 to serve for a full term of 3 years, and if any
3 vacancy occurs it may be filled in like manner for
4 the unexpired term.

5 The elections shall be conducted with the annual
6 municipal elections of the Town of Van Buren and, for
7 the purpose of nomination, the trustees shall be con-
8 sidered municipal officials and shall be nominated in
9 accordance with the Revised Statutes, Title 30, chap-
10 ter 207. Upon the election of a trustee or trustees,
11 the clerk of the Town of Van Buren shall forward the
12 name of the trustee or trustees elected to the board
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
19 district in the Town of Van Buren, and organize by
20 the election of a chairman and clerk, adopt a corpo-
21 rate seal and, when necessary, may choose a treasurer
22 and all other officers and agents for the proper man-
23 agement of the affairs of the district.

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

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

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

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

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