

# MAINE STATE LEGISLATURE

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L.D. 1659

(Filing No. H-339 )

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
113TH LEGISLATURE  
FIRST REGULAR SESSION

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COMMITTEE AMENDMENT "A" to H.P. 1216, L.D. 1659, Bill, "AN ACT to Amend the Charter of the Lincoln Water District."

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

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'Sec. 1. P&SL 1949, c. 116, §10, as amended by P&SL 1981, c. 104, §6, is repealed and the following enacted in its place:

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Sec. 10. Annual meeting of district. After the acceptance of this charter and the organization of the board, the annual meeting of the district shall be held within the district on the 2nd Tuesday in May, at such hour and place as may be designated by resolution of the board of trustees as provided in the bylaws. Notice of the meeting shall be published in a local newspaper and in a daily newspaper of local circulation not less than 7 days before the meeting. The board may schedule regular meetings as it determines necessary with notice provided in a like manner. Emergency meetings of the board may be called by the chairman or any 2 trustees as necessary without that published notice, but the notice shall be posted at the offices of the Town of Lincoln and the local media shall be provided with the same notice as the board of trustees. All meetings of the board shall be subject to the Maine Revised Statutes, Title 1, chapter 13. Issuance of bonds and notes by the district is subject to Title 35-A, section 6304. Rate changes by the district shall not be proposed without notice and public hearing in accordance with Title 35-A, section 6104.

COMMITTEE AMENDMENT "A" to H.P. 1216, L.D. 1659

1           **Sec. 2.** P&SL 1949, c. 116, §11, as amended by  
2 P&SL 1981, c. 104, §7, is repealed.

3           **Sec. 3.** P&SL 1949, c. 116, §13, as amended by  
4 P&SL 1981, c. 104, §9, is amended to read:

5           **Sec. 13.** Authorized to negotiate temporary  
6 loans; and to issue notes and bonds; declared a qua-  
7 si-municipal corporation; notes and bonds legal in-  
8 vestment for savings banks. For accomplishing the  
9 purposes of this act Act, said district, through its  
10 trustees, without the necessity of a vote of the in-  
11 habitants of said district, except as provided in  
12 section 10, is authorized to borrow money from time  
13 to time, not exceeding \$2,000,000 and to issue there-  
14 for, the interest-bearing negotiable notes of the  
15 district, maturing serially or otherwise, and to make  
16 subsequent renewals of the same in whole or in part,  
17 and for said purposes and for the purpose of refund-  
18 ing any notes, bonds or other lawful indebtedness to  
19 establish a fund therefor. For obtaining or provid-  
20 ing money to pay or to meet any necessary expenses  
21 and liabilities under the provisions of this Act, in-  
22 cluding expenses in the creation of this district, in  
23 securing sources of supply, taking water and land,  
24 paying damages, laying pipes, constructing, maintain-  
25 ing and operating a water plant and making exten-  
26 sions, additions and improvements to the same, the  
27 said district, through its trustees, without the ne-  
28 cessity of a vote of the inhabitants of said dis-  
29 trict, except as provided in section 10, may from  
30 time to time issue bonds of the district to an amount  
31 necessary in the judgment of the trustees therefor,  
32 maturing at one time or in uniform or varying  
33 installments, and with or without call provisions.  
34 Said notes and bonds shall be legal obligations of  
35 said district, which is hereby declared to be a qua-  
36 si-municipal corporation within the meaning of the  
37 Maine Revised Statutes, Title 35, ~~section 171, et seq~~  
38 35-A, chapter 9. The said notes and bonds shall be  
39 legal investments for savings banks.

COMMITTEE AMENDMENT "A" to H.P. 1216, L.D. 1659

1 STATEMENT OF FACT

2 This amendment carries out the intent of the bill  
3 to simplify the notice requirements for district  
4 meetings and to repeal the charter provision that al-  
5 lows any board meeting to become a public hearing.  
6 The amendment also adds to the charter reference to  
7 application of certain due process requirements from  
8 the Maine Revised Statutes, Title 35-A to proposed  
9 changes in rates or issuance of debt.

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Reported by the Committee on Utilities  
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