

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 960

S.P. 359

In Senate, March 28, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

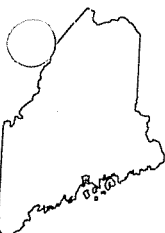
Presented by President PRAY of Penobscot.
Cosponsored by Representative CLARK of Millinocket.

STATE OF MAINE

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

An Act Concerning Certain Municipal Boundaries.

(EMERGENCY)
(After Deadline)



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

5 Whereas, the Town of Millinocket is without adequate land
6 for development; and

7 Whereas, the Town of Millinocket may wish in the future to
8 diversify its economy due to changes in the pulp and paper
9 industry; and

11 Whereas, lack of adequate land may hinder efforts to
12 diversify Millinocket's economy; and

15 Whereas, in the judgment of the Legislature, these facts
16 create an emergency within the meaning of the Constitution of
17 Maine and require the following legislation as immediately
18 necessary for the preservation of the public peace, health and
19 safety; now, therefore,

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

23 **Sec. 1.** P&SL 1987, c. 153, §1 is repealed and the following
24 enacted in its place:

25 Sec. 1. Parts of Indian Purchase No. 3 Township A, Range 7
26 and Township 1, Range 7; Annexation to Millinocket. The
27 following lots or parcels of land bounded and described as
28 follows and situated adjacent to the Town of Millinocket in
29 Penobscot County are annexed to the Town of Millinocket:

31 A. Beginning at a point on the west town line of Township
32 A, Range 7 WELS, said point being located in the center or
33 thread of the West Branch of the Penobscot River, in the
34 channel lying east of Pond Falls Island and also being the
35 southeast corner of the Town of Millinocket; thence
36 northerly by and along the east line of the Town of
37 Millinocket which is also the west line of Township A, Range
38 7 WELS a distance of 7/8 of a mile more or less to a pin and
39 post at the southwest corner of the parcel annexed to the
40 Town of Millinocket in 1985; thence south 77° 49' 46" east,
41 by and along the south line of said 1985 annexation parcel
42 to the southeast corner thereof a distance of 1,196.12 feet,
43 more or less, to a point marked by a steel pin and post;
44 thence north 5° 04' east, by and along the east bound of the
45 1985 annexation parcel, a distance of 4,291.33 feet, more or
46 less, to the south bound of Route 157, thence northwesterly
47 by and along the south bound of Route 157 a distance of
48 1,188.00 feet, more or less, to a point in the east line of
49 Millinocket; thence northerly by and along the east line
50 across Route 157, to the north bound thereof; thence south
51 69° 14' 24" east by and along said north bound of

1 Route 157 a distance of 1,535.00 feet, more or less, to a
2 point which is the southeast corner of Lot #2, as annexed in
3 the First Regular Session of the Legislature, Private and
4 Special Law 1985, chapter 19, thence northerly, by and along
5 the east line of said Lot #2, a distance of 5,110.00 feet,
6 more or less, to the north line of Township A, Range 7
7 WELS; thence easterly by and along the north line of
8 Township A, Range 7 WELS a distance of 2 1/2 miles, more or
9 less, to a point in the center or thread of Dolby Pond or
10 Flowage; thence southerly by and along the center or thread
11 of Dolby Pond or Flowage, a distance of 1 3/4 miles, more or
12 less, to a point in the center or thread of the West Branch
13 of the Penobscot River, thence westerly by and along the
14 center or thread of the West Branch of the Penobscot River,
15 a distance of 3 miles, more or less, to a point in the east
16 line of the Town of Millinocket, and the point of
17 beginning. Said parcel contains 3,176 acres, more or less.

18 B. Beginning at the southwest corner of Section number 33,
19 which is also the southwest corner of Township 1, Range 7;
20 thence northerly by and along the west line of Township 1,
21 Range 7, which is also the present east town line of
22 Millinocket, to the south bound of the main line of the
23 Bangor and Aroostook Railroad between Millinocket and
24 Grindstone; thence easterly by and along said south bound of
25 the main line of the Bangor and Aroostook Railroad a
26 distance of 13,675 feet, more or less; to the center or
27 thread of a small brook, flowing into upper Dolby Pond;
28 thence southeasterly by center or thread of said brook to
29 Dolby Pond and continuing into the pond a total distance of
30 1,600 feet, more or less, to a point in Dolby Pond; thence
31 easterly 1,900 feet, more or less, to a point in Dolby Pond;
32 thence southerly by and along the center or thread of said
33 Dolby Pond or Flowage a distance of approximately one mile
34 to a point on the south line of Township 1, Range 7, WELS;
35 thence westerly by and along said south town line a distance
36 of 2 3/4 miles, more or less, to the southwest corner, and
37 the place of beginning. The above described parcel contains
38 996 acres, more or less.

39 **Sec. 2. P&SL 1987, c. 153, §§2 and 3 are enacted to read:**

40 Sec. 2. Tax Revenue. The State of Maine shall be entitled
41 to all personal and real estate taxes from the annexed area
42 through June 30, 1989. The Town of Millinocket shall be entitled
43 to all personal and real estate taxes from July 1, 1989, to
44 December 31, 1989, and shall tax owners of property in the area
45 described in section 1 as of April 1, 1989. The Town of
46 Millinocket shall tax property owners in the annexed area at 1/2
47 of its 1989 mill rate for the period of July 1, 1989, to December
48 31, 1989. The Town of Millinocket may accept the state valuation
49 of the property.

1 of each parcel as of April 1, 1989, for the tax period July 1,
2 1989, to December 31, 1989.

3 Sec. 3. Transfer of tax information. The Bureau of
4 Taxation shall transfer to the Town of Millinocket before May 1,
5 1989, the following:

6 A. A list of property owners and addresses for the annexed
7 area;

8 B. Copies of tax maps showing parcels of land owned by each
9 property owner in the annexed area;

10 C. A valuation of each parcel of land in the annexed area
11 as of April 1, 1989; and

12 D. Any proposed adjustments to the valuation in the annexed
13 area as of the date of transfer of the valuation information.

14 Emergency clause. In view of the emergency cited in the
15 preamble, this Act shall take effect when approved.

23 STATEMENT OF FACT

24 Under current law the Town of Millinocket is authorized to
25 annex certain land situated in Penobscot County. This bill
26 corrects the description of the land so as to correspond with the
27 property that the town has actually voted to annex. In addition,
28 this bill provides for the orderly transfer of tax information,
29 and ensures that no affected landowners will be taxed unfairly as
30 a result of the annexation.
31