

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 978

S.P. 361

In Senate, March 29, 1989

Reference to the Committee on Utilities suggested and ordered printed.

A handwritten signature in cursive script, reading 'Joy J. O'Brien'.

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator DUTREMBLE of York.
Cosponsored by Representative LIBBY of Kennebunk.

STATE OF MAINE

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

An Act to Amend the Charter of the Sewer District of the Town of Kennebunk.



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

3 **P&SL 1955, c. 69, §17** is amended to read:

5 **Sec. 17. Rates and tolls; application of revenues.** All persons and
7 corporations, whether public, private or municipal, shall pay to
9 the treasurer of said district the entrance charges, rates,
11 tolls, rents, impact fees and other lawful charges established by
13 the trustees for the sewer or drainage service used, or to which
such beneficial service is available with respect to their lots
or parcels of land; and in determining real estate interests,
"real estate" as defined in ~~section 3 of chapter 92 of the~~
~~revised statutes of 1954~~ the Maine Revised Statutes, Title 36,
section 551 may be applied by the trustees.

15 Rates, tolls, rents and, entrance charges and impact fees
17 shall be uniform within the territory supplied by the district
whenever the installation and maintenance of sewers or their
19 appurtenances and the cost of service is substantially uniform;
but nothing in this act shall preclude the district from
21 establishing a higher rate, toll, rent or, entrance charge or
impact fee than the regular rates, tolls, rents and, charges or
23 impact fees in sections where, for any reason, the cost of
construction and maintenance, or the cost of service, exceeds the
25 average, but such higher rates, tolls, rents and, charges and
impact fees shall be uniform throughout the sections where they
27 apply.

29 The sewer rates, tolls, rents and, entrance charges and
31 impact fees shall be so established as to provide revenue for the
following purposes:

33 I. To pay the current expenses for operating and
35 maintaining the sewerage system;

37 II. To provide for the payment of the interest on the
indebtedness created by such system;

39 III. To provide each year a sum equal to not less than 1%
41 nor more than 5% of the entire indebtedness created by said
sewer district, which sum shall be turned into a sinking
43 fund and there kept to provide for the extinguishment of
said indebtedness. Money set aside for the sinking fund
45 shall be devoted to the retirement of the obligations of
said sewer district, or invested in such securities as
47 savings banks in this State are allowed to hold;

49 IV. If any surplus remains at the end of the year, it may
be turned into the sinking fund. ; and

51 V. Impact fees shall be established to provide all or part
of the revenues necessary for improving, enlarging or

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expanding the district's system, including interest accruing on indebtedness incurred for such purposes.

STATEMENT OF FACT

This bill includes impact fees as a fee to be charged when installing and maintaining sewers.