

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

## SECOND REGULAR SESSION - 1990

Legislative Document

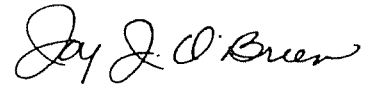
No. 1950

S.P. 746

In Senate, December 14, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

Received by the Secretary of the Senate on December 14, 1989. Referred to the Committee on State and Local Government and 1,600 ordered printed pursuant to Joint Rule 14.

  
JOY J. O'BRIEN  
Secretary of the Senate

Presented by President PRAY of Penobscot.

Cosponsored by Representative MICHAUD of East Millinocket.

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STATE OF MAINE

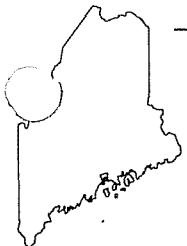
IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY

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An Act to Authorize the Annexation of Land Adjacent to the Town of East Millinocket.

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(EMERGENCY)



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

Whereas, the Town of East Millinocket requires the  
annexation of adjacent lands for the proper operation of  
municipal government, including road maintenance, public safety,  
and utilities management; and

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

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

**Sec. 1. One lot or parcel of land; annexed to the Town of East  
Millinocket.** The following lot or parcel of land bounded and  
described as follows and situated adjacent to the Town of East  
Millinocket in Penobscot County is annexed to the Town of East  
Millinocket:

Beginning at a point on the north town line of TA R7 WELS at  
the center or thread of Dolby Pond (Flowage); thence  
easterly by and along the north town line a distance of one  
thousand nine hundred (1,900') feet, more or less, to the  
northwest corner of the Town of East Millinocket; thence  
southerly by and along the west town line of East  
Millinocket a distance of two and one-quarter (2-1/4) miles,  
more or less, to a point in the center or thread of the West  
Branch of the Penobscot River; thence northwesterly by said  
center or thread a distance of three-quarter (3/4) miles,  
more or less, to the center or thread of Dolby Pond  
(Flowage); thence northerly by and along the center or  
thread of Dolby Pond (Flowage) a distance of one and  
three-quarter (1-3/4) miles, more or less, to the point of  
beginning. Said parcel contains 521 acres, more or less.

**Sec. 2. Referendum; emergency clause; effective date.** This Act  
shall be submitted to the legal voters in the Town of East  
Millinocket and Township A, Range 7 WELS in Penobscot County at  
the next regular municipal election after the passage of this  
Act, and warrants shall be issued for that election in the manner  
now provided by law for the holding of municipal elections,  
notifying and warning the qualified voters of the town and  
township to vote on the approval or rejection of this Act.

The subject matter of this Act shall be presented at the  
town meeting in the form of the following question:

2 "Shall the Town of East Millinocket annex Township A, Range  
7 WELS in Penobscot County?"

4 The voters shall indicate by a cross or check mark placed  
against the words "Yes" or "No" their opinion of the same. The  
6 votes of legal voters of the Town of East Millinocket and  
Township A, Range 7 WELS shall be counted, tallied and recorded.

8  
10 In view of the emergency cited in the preamble, this Act  
shall be considered approved for both the town and the township  
upon its acceptance by a majority of the combined legal voters of  
12 the 2 entities voting at the meeting, provided that the total  
number of votes cast for and against the acceptance of this Act  
14 at the election equals or exceeds 50% of the total votes cast for  
all candidates for Governor in the 2 entities at the last  
16 gubernatorial election.

18 If the number of votes cast is less than 50%, the question  
may be posed to the voters at a subsequent regular or special  
20 election within one year. If the number of votes cast is 50% or  
more and the referendum fails, it may not be submitted again to  
22 the voters under the provisions of this Act.

24 The result of the votes shall be declared by the municipal  
officers of the town and due certificates thereof shall be filed  
26 by the town clerk with the Secretary of State within 10 days of  
the date of the vote.

28  
30  
32 **STATEMENT OF FACT**

34 This bill authorizes the annexation of Township A, Range 7  
WELS in Penobscot County to the Town of East Millinocket. The  
36 annexation is subject to referendum.