

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 2189

H.P. 1580

House of Representatives, January 12, 1990

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

Reference to the Committee on Utilities suggested and ordered printed.

A handwritten signature in cursive script, appearing to read 'Ed Pert'.

EDWIN H. PERT, Clerk

Presented by Representative DUFFY of Bangor.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

An Act to Amend the Charter of the Bangor Water District.



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

6 **Sec. 1. P&SL 1957, c. 39, §3** is amended by adding at the end a
8 new sentence to read:

10 A district decision to enter into, renegotiate, amend or renew a
12 contract to provide or sell water outside the district as
14 described in section 1 is subject to approval by the Bangor City
16 Council.

18 **Sec. 2. P&SL 1957, c. 39, §15** is enacted to read:

20 **Sec. 15. Referenda on district decisions.** Upon petition of at
22 least 5% of the voters within the City of Bangor voting in the
24 last gubernatorial election, decision of the district must be
26 submitted to the legal voters of the City of Bangor at a regular
28 election or a special election called and held for that purpose.
30 A special election must be called, advertised and conducted
32 according to the law relating to municipal elections, except that
34 the board of registration is not required to prepare for posting,
36 nor the city clerk to post, a new list of voters. For the
38 purpose of registration of voters, the board of voter
40 registration shall be in session the secular day next preceding
42 the special election. The city clerk shall prepare the required
44 ballots, on which the clerk shall reduce the subject matter of
46 the decision to a single question.

48 The voters shall indicate by a cross or check mark placed
50 against the words "Yes" or "No" their opinion of the decision.

52 The decision takes effect immediately upon acceptance by a
54 majority of the legal voters voting at the election, provided
56 that the total number of votes cast for and against the
58 acceptance of this Act equals or exceeds 20% of the total vote
60 for all candidates for Governor cast in the district at the last
62 gubernatorial election.

64 The result of the vote must be declared by the municipal
66 officers of the City of Bangor and due certificate thereof must
68 be filed by the city clerk with the Secretary of State.

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STATEMENT OF FACT

This bill amends the charter of the Bangor Water District to require Bangor City Council approval of any district decisions to enter into, renegotiate, amend or renew contracts to provide or sell water outside the district. This bill adds a referendum clause to the charter, whereby if 5% of the district's voters sign a petition, the decision may be put to referendum.