

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 2510

H.P. 1839

House of Representatives, April 13, 1990

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

Reference to the Committee on Utilities suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative CARROLL of Gray.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

**An Act to Validate and Ratify a Vote of the Town of Gray Concerning
the Gray Water District.**

(AFTER DEADLINE)

(EMERGENCY)



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

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6 Whereas, Private and Special Law 1985, chapter 110, provided
that, upon submission to the voters of Gray for their approval at
the next general election following passage of that Act, the
territorial limits of the Gray Water District would be extended
to include the entire town; and

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10 Whereas, the voters of Gray voted on the boundary extension
at a special town meeting with the result of 265 voters in favor
and 149 against; and

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14 Whereas, questions have been raised about the efficacy of
that special town meeting to satisfy the condition of approval at
the next general election; and

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18 Whereas, the Legislature finds that the purpose of the
referendum approval required by the law was fulfilled; and

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22 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,

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

30 **Sec. 1. Legislative findings.** Private and Special Law 1985,
chapter 110, provided that, upon submission to the voters of Gray
for their approval at the next general election after its
effective date and approval at that referendum, the territorial
limits of the Gray Water District would be extended to include
the entire Town of Gray.

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36 The Legislature finds that by warrant duly issued in the
manner provided by law for the holding of municipal elections the
voters of Gray were instructed to vote on acceptance or rejection
of Private and Special Law 1985, chapter 110, at a special town
meeting, at the time and place at which the general election for
state offices was held and that at such time and place the voters
of Gray approved extension of the boundaries of the Gray Water
District to include the entire town by a vote of 265 "Yes" to 149
"No."

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46 In order to address questions that have been raised about
the efficacy of the special town meeting to satisfy the condition
of approval at the next general election, the Legislature finds
that the purpose of the referendum approval required by Private
and Special Law 1985, chapter 110, to determine the will of a

2 majority of the voters of Gray on the boundary extension was
fulfilled by the election held at the special town meeting.

4 **Sec. 2. Referendum; ratification.** The issuance of warrants for
and the holding of a special town meeting or election by and for
6 the Town of Gray to vote on the proposition "Shall the boundaries
of the Gray Water District be extended to include the entire
8 town?" pursuant to Private and Special Law 1985, chapter 110, in
the manner and form in which such actions were taken by the Town
10 of Gray and the vote certified to the Secretary of State are
ratified and approved as compliance with the referendum
12 requirement and all other requirements for the taking effect of
Private and Special Law 1985, chapter 110; that from and after
14 the date of the special town meeting at which the boundary
extension was voted upon, Private and Special Law 1985, chapter
16 110, has been in effect; and from and after such date the
territorial limits of the Gray Water District include the entire
18 Town of Gray.

20 **Emergency clause.** In view of the emergency cited in the
preamble, this Act takes effect when approved.

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STATEMENT OF FACT

26 This bill ratifies the extension of the boundaries of the
Gray Water District to include the entire Town of Gray. The bill
28 also clarifies the date when the boundary extension became
effective.

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