

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1823

H.P. 1255

House of Representatives, May 8, 1991

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 CARLETON of Wells.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

An Act to Increase the Debt Limit of the Ogunquit Sewer District.

(AFTER DEADLINE)

(EMERGENCY)



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

4
Whereas, disposal and treatment of sewage is essential to
6 the health and well-being of the inhabitants of the Town of
Ogunquit; and

8
Whereas, it is imperative that action be taken at the
10 earliest possible time to eliminate any danger to the health and
well being of the inhabitants of the Town of Ogunquit; and

12
Whereas, the 101st Legislature created the Ogunquit Sewer
14 District with certain powers over sewers; and

16
Whereas, it has been determined that the Ogunquit Sewer
District's borrowing capacity is inadequate in order to improve
18 its wastewater treatment facility that services the inhabitants
of the Town of Ogunquit; and

20
Whereas, in the judgment of the Legislature, these facts
22 create an emergency within the meaning of the Constitution of
Maine and require the following legislation as immediately
24 necessary for the preservation of the public peace, health and
safety; now, therefore,

26
Be it enacted by the People of the State of Maine as follows:

28
Sec. 1. P&SL 1963, c. 87, §17, 2nd sentence, as amended by P&SL
30 **1989, c. 44, §§1 and 2, is further amended to read:**

32 The total indebtedness of said district at any one time
outstanding shall may not exceed the sum of \$4,000,000 \$7,000,000.

34
Sec. 2. Emergency clause; referendum; effective date. In view of
36 the emergency cited in the preamble, this Act takes effect when
approved, except that the increase of the total indebtedness from
38 \$4,000,000 to \$7,000,000 takes effect only for the purpose of
permitting its submission to the legal voters of the Ogunquit
40 Sewer District, resident in the district, at the next regular
town or at a special town meeting to be called and held for the
42 purpose by December 31, 1991. The election must be called,
advertised and conducted according to the law relating to
44 municipal elections; provided, however, that the municipal
officers of the town are not required to prepare for posting, nor
46 the town clerk to post, a new list of voters and, for the purpose
of registration of voters, the board of voter registration must
48 be in session on the secular day next preceding the special
election. The town clerk of the town shall prepare the required
50 ballots, on which the town clerk shall reduce the subject matter
of this Act to the following question:

2 "Shall the charter that created the Ogunquit Sewer District
4 be amended to increase the total authorized indebtedness of
the district from \$4,000,000 to \$7,000,000?"

6 The voters shall indicate by a cross or check mark placed
8 against the words "Yes" or "No" their opinion of the same. This
Act takes effect immediately upon its acceptance by a majority of
the legal voters voting at the election.

10 The result of the vote must be declared by the municipal
12 officers of the Town of Ogunquit and due certificate thereof must
be filed by the town clerk with the Secretary of State.

14
16 **STATEMENT OF FACT**

18 This bill authorizes an increase in the debt limitation of
the Ogunquit Sewer District. The bill, if enacted, becomes
20 effective only upon approval by the voters of the Town of
Ogunquit.