

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2343

H.P. 1667

House of Representatives, February 13, 1992

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 REED of Dexter.
Cosponsored by Senator EMERSON of Penobscot.

STATE OF MAINE

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

An Act to Amend the Charter of the Dexter Utility District.

(AFTER DEADLINE)



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

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4 Sec. 1. P&SL 1971, c. 29, §14, 3rd ¶ is amended to read:

6 In addition to other methods previously established by law
8 for the collection of the rates, the lien ~~herein-created~~ may be
10 enforced in the following manner. The treasurer, when a rate has
12 become due and payable, may, after the expiration of 3 months and
14 within one year after the date said the rate becomes due and
16 payable, in the case of a person resident in the town where the
18 rate is assessed, give mail to the person against whom the rate
20 is assessed ~~or leave at his last and usual place of abode~~, a
22 notice in writing signed by the officer stating the amount of
24 such rate, describing the real estate upon which the lien is
26 claimed, alleging that a lien is claimed on the real estate to
28 secure the payment of the rate and demanding the payment of the
30 rate within 10 days after the service of such notice. After the
32 expiration of the 10 days and within ~~10~~ 30 days thereafter, ~~in~~
34 ~~the case of a resident, and in all other cases, within a year~~
36 ~~from the date, of the expiration~~ the treasurer shall record in
38 the registry of deeds of Penobscot County a certificate signed by
40 the officer setting forth the amount of such rate, a description
42 of the real estate on which the lien is claimed and an allegation
44 that a lien is claimed on the real estate to secure the payment
46 of the rate, that a demand for payment of the rate has been made
48 in accordance with the provisions of this section and that the
50 rate remains unpaid. ~~In the case of a nonresident, the aforesaid~~
~~notice of lien and demand for payment shall be given by certified~~
~~or registered mail or by publication in a newspaper published in~~
~~the Town of Dexter once a week for 2 successive weeks, and after~~
~~the expiration of 10 days from the date of mailing said notice or~~
~~after the expiration of 10 days from the last publication of said~~
~~notice and within 10 days after said expiration periods, the~~
~~treasurer shall record said certificate.~~ The board of trustees
may assess reasonable interest charges on unpaid rate charges as
they may from time to time establish. At the time of the
recording of the certificate in the registry of deeds as herein
provided in this section, ~~in all cases such~~ the treasurer shall
file in the office of the district a true copy of the certificate
and also at the time of recording as aforesaid, the officer shall
mail by registered or certified mail to each record holder of a
mortgage on said the real estate, addressed to ~~him~~ the record
holder at his the record holder's last and usual place of abode
or place of business, a true copy of the certificate. The fee to
be charged to the ratepayer for such notice and filing shall ~~not~~
~~exceed \$5~~ is determined by the trustees and the fee to be charged
by the register of deeds for such filing shall ~~not exceed \$3~~ is
that sum required by the register for the recording of the lien
certificate.

2

STATEMENT OF FACT

4 This bill amends the charter of the Dexter Utility District
6 by giving the board of trustees the authority to assess interest
8 on unpaid rate charges and allows the lien fees to be increased
from time to time by deleting the language that sets a limit on
lien fees.