

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)



# 117th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1995

---

Legislative Document

No. 38

H.P. 44

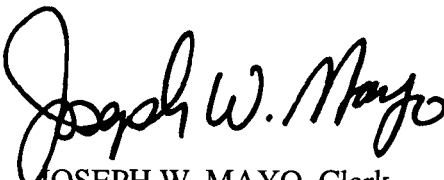
House of Representatives, January 12, 1995

**An Act to Amend the Charter of the Sewer District of the Town of  
Kennebunk by Expanding Its Territorial Limits.**

(EMERGENCY)

---

Reference to the Committee on Utilities and Energy suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative LIBBY of Kennebunk.  
Cosponsored by Representatives: CAMERON of Rumford, CARLETON of Wells,  
MARSHALL of Eliot, VIGUE of Winslow, Senators: CARPENTER of York, HATHAWAY  
of York.

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

4  
6           Whereas, this legislation requires referendum approval  
before it can take effect; and

8           Whereas, this referendum is connected with the Kennebunk  
town meeting to be held on June 13, 1995; and

10           Whereas, unless this Act is enacted before that date, the  
12 referendum will require a special election, which would be a  
considerable financial burden on the Town of Kennebunk; and

14           Whereas, this Act must take effect as soon as possible; and

16  
18           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  
20 necessary for the preservation of the public peace, health and  
safety; now, therefore,

22  
24           **Be it enacted by the People of the State of Maine as follows:**

26           **Sec. 1. P&SL 1955, c. 69, §1** is further amended to read:

28           **Sec. 1. Territorial limits.** The territory, and the inhabitants  
therein, of the Town of Kennebunk ~~which is~~ situated between the  
Atlantic Ocean and the southeasterly side of the Maine Turnpike  
30 and the territory of the Town of Kennebunk situated on the  
northwesterly side of the Maine Turnpike and described on the  
32 March 1994 Town of Kennebunk tax maps as follows: Map 36, Lot 5;  
34 Map 36, Lot 6; P/O 36, Lot 7; P/O 36, Lot 7A; Map 36, Lot 7B; P/O  
36 37, Lot 5; Map 45, Lot 18; Map 45, Lot 18A; Map 45, Lot 19; P/O  
38 45, Lot 14; P/O 78, Lot 18; Map 88, Lot 15; Map 88, Lot 24; Map  
40 88, Lot 24A; Map 88, Lot 24B; Map 89, Lot 1; Map 89, Lot 20 and  
42 the inhabitants of that territory is hereby made and declared to  
44 be are a public sewerage district and a body politic and  
corporate under the name of "Kennebunk Sewer District" ~~and shall~~  
46 be which is a system of public sewerage constructed, maintained  
and operated for the public health and welfare and for the  
benefit of said the residents and of the property therein in the  
town served by said the sewerage facility, in the manner, with  
the rights, duties and immunities hereinafter ~~in this act set~~  
forth described in this Act.

48           **Sec. 2. Emergency clause; referendum; effective date.** In view of  
the emergency cited in the preamble, this Act takes effect when  
approved only for the purpose of permitting its submission to the  
50 legal voters within the Kennebunk Sewer District at the next

2 regular town election to be held on June 13, 1995 or at a special  
town meeting to be called and held for the purpose within 3  
4 months of the approval of this Act. This election must be  
called, advertised and conducted according to the law relating to  
6 municipal elections, except that the registrar of voters is not  
required to prepare or the town clerk to post a new list of  
8 voters and, for the purpose, the registrar of voters must be in  
session on the secular day next preceding the election. The town  
10 clerk of the town shall prepare the required ballots, on which  
the town clerk shall reduce the subject matter of this Act to the  
following question:

12

14 "Do you favor expanding the territory of the Kennebunk Sewer  
District to include the industrial zone of the Town of  
16 Kennebunk located on the northwesterly side of the Maine  
Turnpike?"

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

20

22 The results must be declared by the municipal officers of  
the Town of Kennebunk and due certificate of the results filed by  
the town clerk with the Secretary of State.

24

26 This Act takes effect immediately upon its acceptance by a  
majority of the legal voters voting at the election.

28

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

32

### 34 STATEMENT OF FACT

36

This bill expands the territory of the Kennebunk Sewer  
District.