

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

SECOND REGULAR SESSION-1995

Legislative Document

No. 1605

H.P. 1173

House of Representatives, December 8, 1995

An Act to Amend the Charter of the East Pittston Water District.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.
Received by the Clerk of the House on December 6, 1995. Referred to the Committee on
Utilities and Energy and ordered printed pursuant to Joint Rule 14.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative GUERRETTE of Pittston.
Cosponsored by Senator BEGLEY of Lincoln.

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

2
4 **Sec. 1. P&SL 1987, c. 144, §1** is amended to read:

6 **Sec. 1. Territorial limits; corporate name; purposes.** Subject to
8 section 15, the inhabitants and territory of that part of the
10 Town of Pittston in Kennebec County comprised of the area
12 beginning at the junction of the east and west branches of the
14 Eastern River (~~at~~ approximately 600 feet east northeast of the
16 crossing of the Eastern River by Route 194) ~~at~~ in East Pittston,
18 then going 900 feet S 10°W to a point, then going 900 feet S 30°W
20 to a point, then going 975 feet S 42°W to a point, then going N
22 50°W to a point 550 feet N 50°W of the center line of the Dresden
24 Road (~~at~~ also called the Kelly Road on some maps), then going
26 directly north to the Eastern River, then following the Eastern
28 River upstream to the southwest corner of Lot 59, R-11 of the
Property Tax Maps of the Town of Pittston; thence due north to
the southern border of Lot 61; thence easterly along the border
of Lot 61 to the intersection of Route 194; thence northeasterly
along the southern side of the Hunts Meadow Road to the
intersection of the west branch of the Eastern River; thence
southeasterly along the southern shore to the point of beginning
shall-constitute constitute a body politic and corporate under
the name of "East Pittston Water District" for the purpose of
supplying the inhabitants and others of the district with pure
water for domestic, sanitary, commercial, industrial,
agricultural and municipal purposes.

30 **Sec. 2. P&SL 1987, c. 144, §9, sub-§1, first ¶** is amended to read:

32 **1. First board.** Within 14 days after the acceptance of this
34 Act, the ~~selectmen~~ municipal officers of the Town of Pittston,
36 who are especially appointed for this purpose, shall appoint 3
38 trustees. After the selection of the first board, the only
40 eligibility requirements for the office of trustee of the
42 district ~~shall--be~~ are residence within the district and
eligibility to vote, and all subsequent trustees ~~shall--be~~ are
elected by the residents of the district as provided in the Maine
Revised Statutes, Title 35-A, chapter 63 in an annual election to
be held ~~on the first Saturday of March in each year~~ during the
annual election of town officials of Pittston.

44 **Sec. 3. P&SL 1987, c. 144, §9, sub-§4** is amended to read:

46 **4. Vacancies; incompatible offices.** Whenever the term of
48 office of a trustee expires, a successor ~~shall~~ must be elected by
a plurality vote by the inhabitants of the district, and upon
nomination made as provided in this section for the election of
trustees; and for the purpose of election a special election

2 shall must be called and held ~~on the first Saturday of March in~~
3 ~~each year~~ during the annual election of town officials of
4 Pittston, the election to be called by the trustees of the
5 district in the same manner as town meetings are called. For
6 this purpose, the trustees are vested with the powers of
7 ~~selectmen~~ municipal officers of towns. The trustees so elected
8 shall serve the full term of 3 years and, in case any a vacancy
9 arises in the membership of the board of trustees, it shall must
10 be filled ~~in like manner for the unexpired term by special~~
11 ~~election to be called by the trustees of the district~~ until the
12 next election by appointment by the municipal officers. When any
13 a trustee ceases to be a resident of the district, that trustee
14 shall vacate the office of trustee and the vacancy shall must be
15 filled as provided in this section. All trustees shall ~~be~~ are
16 eligible for reelection, but ~~no person holding office of~~
17 ~~selectman~~ a municipal officer or road commissioner in the Town of
18 Pittston ~~may be~~ is not eligible for nomination or election as
19 trustee.

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STATEMENT OF FACT

23 This bill amends the charter of the East Pittston Water
24 District by expanding the district territory. The expansion of
25 the territory allows the district to provide drinking water to
26 homeowners with contaminated wells. The bill also amends the
27 charter by changing the date that the annual election to elect
28 board members is to be held and also clarifies how vacancies are
filled.