

# MAINE STATE LEGISLATURE

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# 117th MAINE LEGISLATURE

## SECOND REGULAR SESSION-1995

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Legislative Document

No. 1631

H.P. 1190

House of Representatives, December 26, 1995

**An Act to Increase the Borrowing Capacity of the Ashland Water and Sewer District.**

(AFTER DEADLINE)

(EMERGENCY)

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.  
Received by the Clerk of the House on December 21, 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 DESMOND of Mapleton.

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,** the Ashland Water and Sewer District needs to incur  
debt greater than that allowed under its current charter as soon  
as possible in order to finance certain necessary capital  
improvements to comply with the National Primary Drinking Water  
Regulations; and

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

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

18           **Sec. 1. P&SL 1947, c. 78, §8, first sentence,** as amended by P&SL  
20 1973, c. 178, §1, is further amended to read:

22 For accomplishing the purposes of this Act, said water district,  
through its trustees, is authorized to borrow money temporarily,  
24 and to issue therefor the interest bearing negotiable notes of  
the district, and for the purpose of refunding the indebtedness  
26 so created, of paying any necessary expenses and liabilities  
incurred under the provisions of this Act, including the expenses  
28 incurred in the creation of the district, of securing sources of  
supply, taking water and land, paying damages, laying pipes,  
30 constructing, maintaining and operating a water plant and  
sewerage and drainage system and making extensions, additions and  
32 improvements to the same, and the refunding of its obligations,  
the said district, through its trustees, may from time to time  
34 issue bonds of the district to an amount not exceeding \$1,000,000  
\$1,500,000 principal amount issued and outstanding at any one  
36 time.

38           **Sec. 2. Emergency clause; referendum; effective date.** In view of  
the emergency cited in the preamble, this Act takes effect when  
40 approved only for the purpose of permitting its submission to the  
legal voters within the Ashland Water and Sewer District at a  
42 special or regular town meeting or election held prior to  
December 31, 1996. The election must be called, advertised and  
44 conducted according to the law relating to municipal elections,  
except that the registrar of voters is not required to prepare or  
46 the town clerk to post a new list of votes. The registrar of  
voters must be in session on the secular day next preceding the  
48 election. The town clerk of the town shall prepare the required  
ballots, on which the town clerk shall reduce the subject matter  
50 of this Act to the following question:

2           "Do you favor increasing the debt limit of the Ashland Water  
and Sewer District from \$1,000,000 to \$1,500,000?"

4  
6           The voters shall indicate by a cross or check mark placed  
against the words "Yes" or "No" their opinion on the question.

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

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

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### STATEMENT OF FACT

18           This bill increases the borrowing capacity of the Ashland  
Water and Sewer District from \$1,000,000 to \$1,500,000.

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