

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## SECOND REGULAR SESSION-1998

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Legislative Document

No. 2221

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H.P. 1592

House of Representatives, February 18, 1998

**An Act to Dissolve the Ogunquit Sewer District and Establish a  
Sewerage Department.**

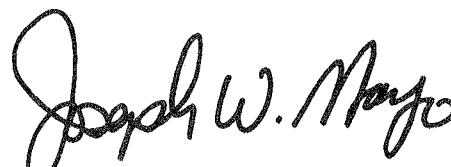
(AFTER DEADLINE)

(EMERGENCY)

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

  
JOSEPH W. MAYO, Clerk

Presented by Representative WHEELER of Eliot.  
Cosponsored by President LAWRENCE of York and  
Representative CARLETON of Wells.

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

4           **Whereas,** the Ogunquit Sewer District was created by law in  
6 1963, which has been amended numerous times since that date; and

8           **Whereas,** the district serves only the Town of Ogunquit and  
the process of changing the law is slow and cumbersome; and

10           **Whereas,** after 35 years of growth, the Town of Ogunquit  
12 wants to convert the district into a town department for better  
and less expensive management; and

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

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

22           **Sec. 1. P&SL 1963, c. 87, as amended, is repealed.**

24           **Sec. 2. Town sewerage department; authorized.** The Town of  
26 Ogunquit may establish a sewerage department within the town's  
municipal offices.

28           **Sec. 3. Referendum; effective date.** This Act must be submitted  
30 to the legal voters of the Town of Ogunquit at a special town  
meeting called for the purpose within 30 days of the approval of  
32 this Act. That special town meeting must be called, advertised  
and conducted according to the law relating to municipal  
34 elections; except, however, that the municipal officers of the  
town may not be required to prepare for posting, nor the town  
36 clerk to post, a new list of voters and for the purpose of  
registration of voters the board of voter registration must be in  
38 session on the secular day next preceding the special election.  
The town clerk of the town shall prepare the required ballots, on  
40 which the clerk shall reduce the subject matter of this Act to  
the following question:

42           "Do you favor dissolution of the Ogunquit Sewer District and  
44 the establishment of a sewerage department within the town's  
municipal offices?"

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

2 This Act takes effect immediately if it is accepted by a  
majority of the legal voters voting at the election and if the  
4 total number of votes cast for and against the acceptance of this  
Act equals or exceeds 20% of the total vote for all candidates  
6 for Governor cast in the town at the most recent gubernatorial  
election.

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

12 **Emergency clause.** In view of the emergency cited in the  
preamble, this Act takes effect when approved.  
14

16 **SUMMARY**

18 This bill authorizes the citizens of the Town of Ogunquit to  
dissolve the Ogunquit Sewer District and establish a town  
20 sewerage department if approved in a municipal referendum.