

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 1391

H.P. 993

House of Representatives, February 18, 1999

An Act to Amend the Charter of the Dover-Foxcroft Water District.

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

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

JOSEPH W. MAYO, Clerk

Presented by Representative CROSS of Dover-Foxcroft.
Cosponsored by Senator DAVIS of Piscataquis and
Representatives: BUMPS of China, CARR of Lincoln, JONES of Pittsfield, NUTTING of
Oakland, RICHARDSON of Greenville, SHIELDS of Auburn, TOBIN of Dexter,
TREADWELL of Carmel.

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

2 **Sec. 1. P&SL 1985, c. 107, Pt. B, §2** is repealed.

4 **Sec. 2. P&SL 1985, c. 107, Pt. B, §4, first ¶** is amended to read:

6 **Sec. 4. Power of taxation.** The district is authorized to raise
8 money by taxation for the purposes of operating, repairing,
10 extending and making capital improvements to its water works
12 system ~~and for its fire department operations and capital needs,~~
to be levied and collected in the manner provided herein in this
Act.

14 **Sec. 3. P&SL 1985, c. 107, Pt. B, §6, first ¶** is amended to read:

16 **Sec. 6. Officers and powers.** The officers of the corporation
18 shall consist of a supervisor, clerk, treasurer, collector, 3
20 assessors, ~~4 or more fire wardens~~ and a board of trustees of 3
22 members, one of whom shall ~~be~~ is designated as chairman ~~chair~~ and
such other officers as may be provided for in the bylaws of the
district.

24 **Sec. 4. P&SL 1985, c. 107, Pt. B, §6, 2nd ¶** is repealed.

26 **Sec. 5. P&SL 1985, c. 107, Pt. B, §7, last ¶** is amended to read:

28 The district, at any legal meeting thereof of the district,
30 may make and alter bylaws and ordinances for its government for
32 the efficient management of its water system and properties and
34 ~~of its fire department, including the erection and maintenance of~~
~~chimneys, regulation of all fires, stoves, pipes and flues in use~~
~~for the purpose of heating contained in any building, the keeping~~
~~of ashes, and for the regulation of all such other matters as~~
36 ~~shall endanger property to destruction by fire or tend to spread~~
~~fire rapidly; provided that as long as~~ the same are not repugnant
38 to the law of the State, ~~and may enforce the same by suitable~~
~~penalties equal to the penalties provided in the Maine Revised~~
~~Statutes, Title 25, chapter 313, to be recovered by action of~~
40 ~~debt in the name and to the use of the district.~~ No justice in
42 Dover-Foxcroft may be disqualified from trying such actions by
reason of his that justice's being a member of the district.

44 **Sec. 6. P&SL 1985, c. 107, Pt. B, §12, sub-§1, 5th ¶** is amended to
read:

46 All bonds, notes or other evidences of indebtedness of the
district may be issued in one series or in separate series, in

2 such amount or amounts, bearing interest at such rate or rates
and having such terms and provisions as the board of trustees
4 determines. Any such bonds, notes and evidences of indebtedness
may be issued to mature serially or made to run for such periods
6 as the board may determine. Bonds, notes or evidence of
indebtedness may be issued with or without provision for calling
8 the same prior to maturity and, if callable, may be made callable
at par or at such premium as the board may determine. All bonds,
10 notes or other evidences of indebtedness shall must be signed by
the treasurer and countersigned by the ~~chairman~~ chair of the
12 board of the district. All bonds, notes and evidences of
indebtedness issued by the corporation shall--~~be~~ are legal
14 obligations of the district, which is declared to be a
quasi-municipal corporation within the meaning of the Maine
16 Revised Statutes, Title 30 30-A, section 5052 5701. The
provision that bonds, notes and evidences of indebtedness issued
18 by the district shall ~~be~~ are legal obligations of the district
shall may not be construed so as to prohibit the imposition by
20 the district of fees and charges for the use of water and water
service ~~or fees and charges for fire regulation, prevention or~~
~~fire fighting~~. Subject to the provisions of this section and in
22 addition to the purposes set forth in this section, the district
may, from time to time, issue in one series or in separate series
24 its bonds, notes and other evidences of indebtedness for the
purpose of paying, redeeming or refunding outstanding bonds,
26 notes or evidences of indebtedness and each authorized issue
shall ~~constitute~~ constitutes a separate loan. All bonds, notes
28 and evidences of indebtedness issued by the district shall ~~be~~ are
legal investments for savings banks in the State and the interest
30 thereon on bonds, notes and evidences of indebtedness and any
projects profits from the sale thereof shall be of bonds, notes
32 and evidences of indebtedness are tax exempt.

34 SUMMARY

36 This bill amends the charter of the Dover-Foxcroft Water
38 District. It strikes references to the transfer of the fire
company and the authority to tax for the capitalization and
40 operation of the fire company. The bill also removes the fire
wardens as officers of the corporation.
42