

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

SECOND SPECIAL SESSION-2004

Legislative Document

No. 1874

S.P. 722

In Senate, February 25, 2004

An Act To Amend the Charter of the South Berwick Water District

(AFTER DEADLINE)

(EMERGENCY)

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.

A handwritten signature in cursive script, reading 'Joy J. O'Brien'.

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator LEMONT of York.

Cosponsored by Representatives: BROWN of South Berwick, STONE of Berwick.

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 South Berwick Water District is a public
municipal corporation organized and existing under the laws of
the State; and

8
10 **Whereas,** the South Berwick Water District desires to update
and expand the current water treatment facility, and the needed
funds will exceed the current borrowing capacity of the district;
and

12
14 **Whereas,** the district needs an immediate increase in its
borrowing authority in order to accomplish the needed
replacements; 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
necessary for the preservation of the public peace, health and
safety; now, therefore,

20
22
24 **Be it enacted by the People of the State of Maine as follows:**

26 **Sec. 1. P&SL 1959, c. 61, §11, first ¶,** as amended by P&SL 1989, c.
11, §1, is further amended to read:

28
30 For accomplishing the purposes of this Act, and for such
other expenses as may be necessary for the carrying out of said
32 those purposes, said the district, through its trustees, without
district vote, is authorized to borrow money temporarily and to
34 issue therefor its negotiable notes; and for the purpose of
renewing and refunding the indebtedness so created, of paying any
36 necessary expenses and liabilities incurred under this Act,
including organizational and other necessary expenses and
38 liabilities whether incurred by the district or the Town of South
Berwick, the district being authorized to reimburse said the Town
of South Berwick for any such expense incurred by ~~it~~ the town and
40 in acquiring properties, paying damages, laying pipes, mains,
aqueducts and conduits, constructing, maintaining and operating a
42 water plant or system and making renewals, additions, extensions
and improvements to the same and to cover interest payments
44 during the period of construction, said the district, through its
trustees, without district vote, is also authorized to issue,
46 from time to time, bonds, notes or other evidences of
indebtedness of the district in one series, or in separate
48 series, in such amount or amounts, bearing interest at such rate
or rates, and having such terms and provisions as the trustees

2 shall determine; provided the total indebtedness of the district
shall ~~does~~ not exceed the sum of ~~\$4,000,000~~ \$5,200,000.

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

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SUMMARY

10 This bill amends the charter of the South Berwick Water
District by increasing the current debt limit of the district
12 from \$4,000,000 to \$5,200,000.