

MAINE STATE LEGISLATURE

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ADA

L.D. 1658

DATE: 5/27/05

(Filing No. H-561)

UTILITIES AND ENERGY

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STATE OF MAINE HOUSE OF REPRESENTATIVES 122ND LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 1169, L.D. 1658, Bill, "An Act To Expand the Powers of the Stonington Sanitary District"

Amend the bill by striking out everything after the title and before the summary and inserting in its place the following:

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

Sec. 1. Stonington Sanitary District; additional powers. The Stonington Sanitary District, formed pursuant to the Maine Revised Statutes, Title 38, chapter 11 and referred to in this Act as "the district," is granted additional powers, rights, privileges and obligations as provided in this Act. All authority and powers of the Stonington Sanitary District as previously granted continue in full force and effect.

Sec. 2. Territory. The district's territory is expanded to include the entire Town of Stonington.

Sec. 3. Trustees. The district consists of 7 trustees. Four of the trustees must be residents of the district and reside in households connected to the district's facilities, and 3 trustees must be residents of the district but need not use the district's facilities.

Sec. 4. Powers. In addition to the powers granted the district under the Maine Revised Statutes, Title 38, chapter 11, the district may implement seasonal rates. The district may also pump out, truck or treat septage and may finance and operate sand filters and other septic services for entities not connected to the district's facilities.

COMMITTEE AMENDMENT

Sec. 5. Referendum. This Act takes effect 90 days after the adjournment of the legislative session in which it is enacted only for the purposes of permitting its submission to the legal voters within the district at an election called for that purpose or at a town meeting. The election or the meeting must be held by June 2006.

1. If the referendum is held at an election, the election must be called, advertised and conducted according to the law relating to municipal elections, except that the registrar of voters is not required to prepare or the clerk to post a new list of voters.

The registrar of voters must be in session the 3 secular days preceding the election, of which the first 2 days must be devoted to registration of voters and the last day to verification of the list and completion of the records of the session by the registrar. The subject matter of this Act is reduced to the following question:

"Do you favor expanding the territory, establishing new qualifications for trustees and expanding the powers of the Stonington Sanitary District?"

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

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

2. If the referendum is held at a town meeting, the procedures of the Maine Revised Statutes, Title 30-A, section 2354 apply.

This Act takes effect for all purposes immediately upon its acceptance by a majority of the legal voters in the district if voting is held at an election or upon acceptance at a town meeting if voting is held at a town meeting. Failure to achieve the necessary approval by a majority of voters at any such election does not prevent a subsequent election or elections from being held for that purpose.'

SUMMARY

This amendment strikes the emergency preamble and emergency clause and alters the qualifications of trustees of the Stonington Sanitary District.