

# MAINE STATE LEGISLATURE

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# 123rd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2007

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Legislative Document

No. 878

H.P. 668

House of Representatives, February 27, 2007

### An Act To Amend the Charter of the Harrison Water District

(EMERGENCY)

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

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative SYKES of Harrison.  
Cosponsored by Senator HASTINGS of Oxford and  
Representative: CRESSEY of Cornish.

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

3       **Whereas,** there exists a vacancy in the Harrison Water District board of trustees;  
4 and

5       **Whereas,** the vacancy is due to an unexpired term; and

6       **Whereas,** it is imperative that the vacancy be filled as soon as possible; and

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

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

12       **Sec. 1. P&SL 1969, c. 91, §1, first ¶** is amended to read:

13       **1. Territorial limits; corporate name; purpose.** The inhabitants of and the  
14 territory within that part of the Town of Harrison in the County of Cumberland and that  
15 part of the Town of Bridgton, more commonly referred to as North Bridgton, in the  
16 County of Cumberland, as is hereafter described as follows constitute a body politic and  
17 corporate under the name of “the Harrison Water District” for the purpose of supplying  
18 the district and the inhabitants of the district with pure water for domestic, commercial,  
19 sanitary, industrial, agricultural and municipal purposes: Beginning at a point on the  
20 shore of Long Lake in the Town of Bridgton, which point is due east of the Maine State  
21 Highway Commission Station 165 + 00 on the ~~Bridgton Road (State Road No. 117)~~ State  
22 Road No. 117, which station is also 750 feet south, more or less, of the junction of the  
23 ~~Bridgton Road State Road No. 117~~ and Main Street in the ~~Town~~ Village of North  
24 Bridgton; thence in a westerly direction to said the Maine State Highway Commission  
25 Station 165 + 00 on the ~~Bridgton Road State Road No. 117;~~ thence in a northerly  
26 direction to a point on the Chadbourne Hill Road which point is 2,000 feet, more or less,  
27 westerly of the intersection of the Chadbourne Hill Road and Main Street in Bridgton;  
28 thence in a northerly direction to a point on the Waterford Road (~~State Road No. 36~~),  
29 State Road No. 37, where the town line separating the Town of Bridgton and the Town of  
30 Harrison first crosses the Waterford Road (~~State Road No. 36~~), State Road No. 37; thence  
31 in an easterly direction to a point on the Norway Road (~~State Road No. 117~~), State Road  
32 No. 117, which point is 3,600 feet, more or less, northerly of the junction of the Norway  
33 Road and the Dawes Hill Road; thence in a southerly direction to a point on the Deertrees  
34 Road which point is 1,800 feet, more or less, northerly of the junction of the Deertrees  
35 Road and the Dawes Hill Road; thence in a southerly direction to a point on the Dawes  
36 Hill Road which point is 1,200 feet, more or less, northerly of the junction of Dawes Hill  
37 Road and Deertrees Road; thence in a southerly and westerly direction to a point on the  
38 Edes Falls Road, which point is 600 feet, more or less, southerly of the junction of Edes  
39 Falls Road and School Street; thence in a westerly and southerly direction to a point on  
40 Front Street, also known as the Naples Road (~~State Road No. 35~~), State Road No. 35,  
41 which point is 2,600 feet, more or less, southerly of the junction of Front Street and

1 School Street; thence westerly 400 feet, more or less, to a point on the shore of Long  
2 Lake; thence following the shore of Long Lake in a northerly, westerly, and southerly  
3 direction to the point of beginning; ~~shall be and hereby are constituted a body politic and~~  
4 ~~incorporate under the name of the "Harrison Water District" for the purpose of supplying~~  
5 ~~the said district and the inhabitants of said district with pure water for domestic,~~  
6 ~~commercial, sanitary, industrial, agricultural and municipal purposes.~~

7 **Sec. 2. P&SL 1969, c. 91, §7** is amended by repealing and replacing the next to  
8 the last paragraph to read:

9 **Meeting of trustees.** Each year after the election of a trustee, or trustees, the trustees  
10 shall hold a meeting to elect officers as provided in this Act. They shall organize by the  
11 election of a president and clerk, adopt a corporate seal and, when necessary, may choose  
12 a treasurer and all other necessary officers and agents for the proper conduct and  
13 management of the affairs of the district. They may also establish bylaws as are  
14 necessary for their own convenience and the proper management of the affairs of the  
15 district. When the term of office of a trustee expires, the trustee's successor is elected by  
16 a plurality vote by the inhabitants of the district and upon nomination made as provided  
17 in this Act for the election of trustees at a special election called and held on the third  
18 Monday of March. Trustees are elected for 3-year terms. If a trustee resigns or the term  
19 of office of a trustee is terminated before the trustee's term has expired, the successor is  
20 appointed for the unexpired term by a plurality vote of a majority of the Board of  
21 Trustees. The trustee elected serves the full unexpired term. When a trustee ceases to be  
22 a resident of the district, the trustee vacates the office of trustee and the vacancy must be  
23 filled as described in this paragraph. All trustees are eligible for reelection, but a person  
24 holding the office of municipal officer or road commissioner in the Town of Harrison or  
25 the Town of Bridgton is not eligible for nomination or election as a trustee. The trustees  
26 may procure an office and incur such expenses as may be necessary. Each trustee is  
27 entitled, for the trustee's services in whatever capacity, to compensation as determined by  
28 the board, but the compensation may not exceed \$600 per year.

29 **Sec. 3. P&SL 1969, c. 91, §14** is repealed and the following enacted in its place:

30 **14. Rates.** The rates established pursuant to this section must be sufficient to  
31 provide revenue for the purposes of this Act and for all other purposes of the corporation.  
32 The rates must be established in accordance with the Maine Revised Statutes, Title 35-A,  
33 section 6105 to provide for the purposes set forth in that section.

34 **Emergency clause.** In view of the emergency cited in the preamble, this  
35 legislation takes effect when approved.

## 36 SUMMARY

37 The bill clarifies the territorial limits of the Harrison Water District by changing  
38 references to reflect the correct names or route numbers of roads. The bill also changes  
39 how a vacancy on the board of trustees that leaves an unexpired term is filled from having  
40 to hold a special election to having the board of trustees appoint a person. The bill also  
41 amends the amount a trustee is entitled to receive for serving as trustee from \$200 to \$600

1 a year. This bill also amends the **charter** of the Harrison Water District by changing the  
2 way the district sets its rates.