

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 741

S.P. 288

In Senate, February 26, 2009

**An Act To Authorize the Annexation of a Portion of Redington
Township in Franklin County to the Town of Carrabassett Valley**

(EMERGENCY)

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator GOOLEY of Franklin.
Cosponsored by Representative PINKHAM of Lexington Township.

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,** it is the purpose of this legislation to allow the inhabitants of the town
4 concerned to join in the governing of their own affairs and desirable that the referendum
5 for ratification of the proposed annexation be permitted as soon as possible; and

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

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

11 **Sec. 1. A portion of Redington Township, Township T1 R2, West of**
12 **Bingham's Kennebec Purchase annexed to the Town of Carrabasset Valley.**
13 The unorganized territory consisting of that portion of Redington Township, Township
14 T1 R2, West of Bingham's Kennebec Purchase in Franklin County being all that tract or
15 parcel of land which lies northerly of the northerly line of land acquired by the United
16 States of America by declaration of taking from Hudson Pulp and Paper Corp., a Maine
17 corporation, et al., is annexed to the Town of Carrabasset Valley.

18 **Sec. 2. Responsibility of State.** The State shall assume responsibility for any
19 outstanding indebtedness of Redington Township, Township T1 R2, at the time of
20 annexation. The Town of Carrabasset Valley shall be responsible for obligations after
21 the annexation.

22 **Sec. 3. Planning costs to be absorbed by the Town of Carrabasset Valley.**
23 All costs associated with the transfer of jurisdiction over lands in Redington Township,
24 Township T1 R2, West of Bingham's Kennebec Purchase in Franklin County from the
25 Maine Land Use Regulation Commission to the Town of Carrabasset Valley must be
26 borne by the Town of Carrabasset Valley.

27 **Sec. 4. Comprehensive plan.** Notwithstanding the Maine Revised Statutes, Title
28 12, chapter 206-A, the Maine Land Use Regulation Commission retains no authority over
29 the comprehensive plan or any land use activity in the Town of Carrabasset Valley.

30 **Sec. 5. Expedited permitting.** The annexed portions of Redington Township,
31 Township T1 R2, specified in this Act must be included in the expedited permitting area
32 defined in the Maine Revised Statutes, Title 35-A, section 3451, subsection 3.

33 **Sec. 6. Referendum; emergency clause; effective date; certificate to**
34 **Secretary of State.** In view of the emergency cited in the preamble, this Act takes
35 effect when approved, only for the purpose of permitting its submission to the legal
36 voters of the Town of Carrabasset Valley. There are no legal voters in Redington
37 Township, Township T1 R2. This Act must be submitted to the legal voters in the Town
38 of Carrabasset Valley at a town referendum after the passage of this Act for the purposes
39 of voting on the annexation described in section 1 of this Act. Warrants must be issued

1 for the town meeting in the manner now provided by law for the holding of such
2 meetings, notifying and warning the qualified voters of the town to vote on the approval
3 or rejection of this Act. If the referendum fails, it may not be submitted again to the
4 voters under the provisions of this Act.

5 The subject matter of this Act is reduced to the following question:

6 "Do you favor annexation by the Town of Carrabasset Valley of certain portions of
7 Redington Township, T1 R2, West of Bingham's Kennebec Purchase in Franklin
8 County, being all that tract or parcel of land which lies northerly of the northerly line
9 of land acquired by the United States of America by declaration of taking from
10 Hudson Pulp and Paper Corp., a Maine corporation, et al.?"

11 The municipal officers of the town shall declare the result of the vote and the town
12 clerk shall file due certificates of the vote with the Secretary of State within 10 days of
13 the date of the vote. This Act takes effect for all purposes immediately upon its
14 acceptance by a majority of the legal votes in the Town of Carrabasset Valley.

15 **SUMMARY**

16 This bill authorizes the annexation of a portion of Redington Township, Township T1
17 R2, West of Bingham's Kennebec Purchase in Franklin County by the Town of
18 Carrabasset Valley subject to referendum.