

# MAINE STATE LEGISLATURE

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# 127th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2015

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Legislative Document

No. 1075

S.P. 378

In Senate, March 24, 2015

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

(AFTER DEADLINE)

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST  
Secretary of the Senate

Presented by Senator PATRICK of Oxford.  
Cosponsored by Representative PETERSON of Rumford.

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

2 **Sec. 1. P&SL 1957, c. 44, §2,** as amended by P&SL 1989, c. 52, §2, is further  
3 amended to read:

4 **Sec. 2. Source of supply.** The district, for the purposes of its incorporation, is  
5 authorized to take, hold, divert, use and distribute water from any river, lake, pond,  
6 stream, brook, well, spring or other source of water, natural or artificial, within the Town  
7 of Canton or to contract to do any or all of the foregoing things.

8 **Sec. 2. P&SL 1957, c. 44, §6, 2nd ¶, first sentence,** as repealed and replaced  
9 by P&SL 1989, c. 52, §5, is amended to read:

10 ~~At each annual meeting of the district~~ At an annual meeting to be called at the discretion  
11 of the trustees, one trustee ~~shall~~ must be elected by the district by ballot as provided in  
12 this Act to serve until the annual meeting of the district occurring 3 years thereafter and  
13 until a successor is elected and qualified.

14 **Sec. 3. P&SL 1957, c. 44, §6, 4th ¶, last sentence,** as repealed and replaced by  
15 P&SL 1989, c. 52, §5, is repealed and the following enacted in its place:

16 The trustees receive compensation as recommended by the trustees and approved by  
17 majority vote of the municipal officers of the Town of Canton, including compensation  
18 for any duties they perform as officers as well as for their duties as trustees. Certification  
19 of the vote must be recorded with the Secretary of State and recorded in the bylaws.  
20 Compensation for duties as trustees must be based on an amount specified in the bylaws  
21 for each meeting actually attended plus reimbursement for travel and expenses, with the  
22 total not to exceed an amount specified in the bylaws. Compensation schedules in effect  
23 on January 1, 2014 continue in effect until changed.

24 **Sec. 4. P&SL 1957, c. 44, §6, last ¶, last sentence,** as repealed and replaced by  
25 P&SL 1989, c. 52, §5, is amended to read:

26 They shall make and publish an annual report, including a report of the treasurer, ~~and that~~  
27 ~~report may be included in, and published as part of, the town report.~~

28 **Sec. 5. P&SL 1957, c. 44, §14, first ¶, last sentence,** as amended by P&SL  
29 1989, c. 52, §9, is further amended to read:

30 ~~Five percent~~ A majority of the persons qualified to vote in such meetings ~~shall~~  
31 constitute a quorum.

32 **Sec. 6. P&SL 1957, c. 44, §14, last ¶,** as amended by P&SL 1989, c. 52, §10, is  
33 further amended to read:

34 All ~~persons~~ customers residing in the district and qualified to vote for Governor under  
35 the laws of this State ~~shall be~~ are entitled to vote in any meeting of the district.

36 **Sec. 7. P&SL 1957, c. 44, §§17 to 19** are enacted to read:



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YOU WILL LOSE YOUR PROPERTY UNLESS  
YOU PAY THE CHARGES, COSTS AND INTEREST FOR WHICH  
A LIEN ON YOUR PROPERTY HAS BEEN CREATED BY THE  
CANTON WATER DISTRICT.

TO:.....

You are the party named on the Water Lien Certificate filed on ....., 20.. and recorded in Book ....., Page ..... in the Oxford County Registry of Deeds. This Canton Water District filing created a lien mortgage on the real estate described in the Water Lien Certificate.

On ....., 20..., the water lien mortgage will be foreclosed and your right to redeem the mortgage and recover your property by paying the charges and interest of the Canton Water District that are owed will expire.

IF THE LIEN FORECLOSES,  
THE CANTON WATER DISTRICT WILL OWN  
YOUR PROPERTY, SUBJECT ONLY TO  
SANITARY DISTRICT AND MUNICIPAL TAX LIENS.

If you cannot pay the outstanding charges, costs and interest that are the subject of this notice or the subject of installment payment arrangements that you have made with the Canton Water District, please contact me immediately to discuss this notice.

.....

Canton Water District Treasurer

The treasurer of the district, when authorized by the trustees, may waive the foreclosure of a lien mortgage created pursuant to this section by recording in the registry of deeds a waiver of foreclosure before the period for the right of redemption from the lien mortgage has expired. The lien mortgage remains in full effect after the recording of a waiver. Other methods established by law for the collection of any unpaid rate, toll, rent or other charges are not affected by the filing of a waiver under this section. The waiver of foreclosure must be substantially in the following form:

The foreclosure of the water lien mortgage on real estate for charges against ..... (NAME) to Canton Water District dated ..... and recorded in the Oxford County Registry of Deeds in Book ....., Page ..... is hereby waived.

