

MAINE STATE LEGISLATURE

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EIGHTY-SECOND LEGISLATURE

H. P. No. 632

H. D. No. 147

House of Representatives, Feb. 13, 1925.

On motion of Mr. Hamilton was taken from the table, and on further motion by same gentleman, was referred to Committee on Judiciary and 500 copies ordered printed. Sent up for Concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Hamilton of Caribou.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-FIVE

AN ACT to Incorporate the Caribou Sewer District.

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

Section 1. The territory embraced within the following
2 limits to wit: That part of the Village of Caribou, in the
3 Town of Caribou lying westerly of the Aroostook River,
4 northerly of the south line of Evergreen Cemetery on South
5 Main Street, easterly of the westerly line of the homestead
6 of John McDaniel, on Sweden Street and southerly of the
7 south line of the homestead farm of Eugene Theriault on
8 North Main Street, such south, west and north lines to be

9 extended in their same general directions to enclose all
10 streets and ways in the village of Caribou, and the Inhabi-
11 tants thereof, be and the same is hereby created a body
12 politic and corporate, by the name of Caribou Sewer District.

Sect. 2. Said corporation is hereby invested with power
2 at any legal meeting called for the purpose to raise money
3 for the purchase of any sewerage systems in said Districts
4 and for extension, repair and maintenance of the same.

Sect. 3. To procure funds for the purpose of this act
2 and such other expenses as may be necessary to the carrying
3 out of the business of said corporation, the Caribou Sewer
4 District is hereby authorized to issue its notes and bonds,
5 but shall not incur a total indebtedness exceeding the sum
6 of Forty-five thousand (\$45,000) Dollars. Said bonds shall
7 bear interest at such rates as the members shall determine,
8 payable, semi-annually. Said bonds may be issued to ma-
9 ture serially or made to run for such periods as the mem-
10 bers may determine. All notes and bonds issued shall be
11 signed by the Treasurer and counter-signed by the Board
12 of Directors, and if coupon bonds be issued, each bond shall
13 be attested by a facsimile signature of the President and
14 Board of Directors printed thereon.

Sect. 4. In case said bonds are made to run for a period
2 of years a sinking fund shall be established by said Board
3 of Directors, for the purpose of redeeming said bonds when
4 they become due, and not less than two percent of the total
5 cost of the sewerage system and expenses incidental to the

6 carrying out of the purposes of this act shall be added to
7 said sinking fund each year, which may be deposited in a
8 savings bank within the State or may be invested in United
9 States government bonds, State bonds or the bonds of any
10 political sub-division thereof as the Trustees may deter-
11 mine. Whenever any bonds issued by said corporation be-
12 come due or can be purchased by the Board of Directors on
13 favorable terms, said Board of Directors shall, if sufficient
14 funds have accumulated in said sinking fund, redeem or
15 purchase said bonds and cancel them. In no case shall the
16 bonds so cancelled or redeemed be re-issued. In case the
17 amount in the sinking fund shall not be sufficient to pay the
18 total amount of the bonds falling due at any time, authority
19 to issue new bonds sufficient to redeem so many of said
20 bonds, as cannot be redeemed from the sinking fund is here-
21 by granted to said corporation.

Sect. 5. Said corporation may acquire and hold real and
2 personal estate, necessary and convenient for the purposes
3 aforesaid; it is hereby authorized to take and hold by pur-
4 chase or otherwise, any land, or real estate or easement
5 therein, necessary for forming basins, reservoirs and out-
6 lets; for laying and maintaining conduits for carrying and
7 collecting, discharging and disposing of sewerage matter
8 and waters and for any other object necessary convenient
9 and proper for sewerage system purposes.

Sect. 6. Said corporation may acquire by purchase or
2 otherwise the existing rights and privileges of any company

3 or corporation, with the consent of such company or cor-
4 poration, to construct, maintain and operate sewerage sys-
5 tems within said district; where it does not conflict with
6 such existing rights said corporation may construct conduits,
7 in manner aforesaid, in and through said village of Caribou,
8 to and into the Aroostook river, the discharge therefrom to
9 be at such points in said river as the municipal officers of
10 said town have designated, at or near the Aroostook river
11 bridge in said village of Caribou, and convey through the
12 same sewage, surface water and the natural flowage of
13 existing water courses, and secure and maintain basins,
14 reservoirs and outlets; may construct and maintain flush
15 tanks, man holes, lamp holes, and all usual appliances for
16 collecting, holding, distributing, and disposing of sewerage
17 matter; may establish regulations for the use of sewers and
18 fix and collect the prices to be paid for entering the same,
19 and also the annual rental for using thereof; and said cor-
20 poration is hereby authorized for the purposes aforesaid,
21 under permission of the municipal officers of said town,
22 and under such restrictions and regulations as said munic-
23 ipal officers have prescribed, to lay down in and through
24 the streets, highways and lands of said town, and take up,
25 replace and repair all such conduits, pipes and fixtures, as
26 may be necessary for the objects of its corporation; to carry
27 and lay conduits, any pipes under any water course, railway
28 or private way, and to cross any drain or sewer, or, if neces-
29 sary, to change its direction in such a manner as not to ob-

30 struct the use thereof, and to enter and dig up any such
31 street, road or way for the purpose of laying down pipes
32 beneath the surface thereof, for placing man holes or other
33 fixtures, and for maintaining and repairing the same, and
34 in general, to do any other act or things necessary, con-
35 venient and proper to be done for the purposes of this act.

Sect. 7. The officers of said corporation shall consist of
2 a supervisor, clerk, treasurer, collector, three directors and
3 such other officers as may be provided for in the by-laws
4 of said corporation.

Sect. 8. Said corporation at any legal meeting thereof
2 may adopt a code of by-laws for the government of the
3 same and for the efficient management of its business, pro-
4 vided same are not repugnant to the laws of the state.

Sect. 9. Any person living or owning property within the
2 prescribed limits of said District may become a member of
3 this corporation by paying such assessment taxes against
4 the property owned or occupied by them as may be from
5 time to time determined by said corporation.

Sect. 10. No person shall be entitled to vote at any
2 meetings of said corporation who shall have failed to pay
3 the assessments so determined.

Sect. 11. The town of Caribou as a body corporate may
2 become a non-voting member of this corporation upon such
3 terms and conditions as the members of this corporation
4 may determine at any legal meeting.

Sect. 12. At such time as the Board of Directors of said

2 corporation shall have discharged all of its obligations and
3 the property for said Caribou Sewer District shall be free
4 and clear of all indebtedness, said corporation shall auto-
5 matically cease to exist and the officers thereof cease to
6 function and all of the duties of such officers, management,
7 care and maintenance of said sewerage system shall be and
8 become the duties of the municipal officers of the town of
9 Caribou and the then treasurer and Board of Directors shall
10 cause to be executed, signed and delivered a good and suffi-
11 cient instrument in writing conveying all of the property
12 rights and privileges in said District to the town of Caribou.

Sect. 13. Any five persons owning property within said
2 District who are users of the present sewerage system there-
3 in, are hereby authorized to issue a warrant directed to a
4 Justice of the Peace in said town of Caribou requiring him
5 to notify those persons entitled to become members of this
6 corporation to assemble at some suitable time and place
7 within said District, by publishing such notice in the Aroos-
8 took Republican printed in the said town of Caribou, and
9 by posting two notifications in public places in the said vil-
10 lage of Caribou, seven days at least before the time of such
11 meeting.

Sect. 14. The Caribou Sewer District hereby incorporated,
2 shall on or before the first day of January, 1927, in pursu-
3 ance of the notice mentioned in Sect. 13, organize by choice
4 of the officers herein named, and shall vote by a majority to
5 accept the provisions of this act, which they may do at their

6 first meeting, and shall certify such acceptance to the Secre-
7 tary of State, then this act shall take effect and be in force
8 from and after such organization and acceptance and no-
9 tice; but if said corporation shall not be organized as afore-
10 said, and such acceptance shall not be voted on or before
11 said first day of January, 1927, then this act shall be in-
12 operative and void.