

# MAINE STATE LEGISLATURE

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E I G H T Y - S I X T H   L E G I S L A T U R E

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Legislative Document

No. 285

H. P. 874

House of Representatives, Feb. 1, 1933.

On motion of Mr. Hill of South Portland tabled pending reference to a committee. 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Hill of South Portland.

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S T A T E   O F   M A I N E

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED THIRTY-THREE

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AN ACT to Amend the Charter of the South Portland Sewerage District.

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

Section 1. Section 6 of chapter 81 of the private and special laws of 1925 shall be amended by striking out the word "four" in the third line of said section and inserting in its place the word 'three'; by striking out all words of the said section after the word "members" in the third line and inserting in their places the words 'elected from the membership of the city council of South Portland, as hereinafter provided' so that section 6 as amended shall read :

'All the affairs of said district shall be managed, governed and controlled by a board of trustees, composed of ~~four~~ **three** members **elected from the membership of the city council of South Portland as hereinafter provided.'**

Sec. 2. Section 7 of chapter 81 of the private and special laws of 1925 shall be amended by striking out all the words of the first three paragraphs of said section and inserting in their places the words 'The first three trustees to be elected under the provisions of these amendments shall be elected by a majority vote of the first city council of the city of South Portland, Maine, to be elected under the Commission-Manager charter for said city. Said first three trustees shall be elected from the membership of the said city council in regular session, and in order that the terms of office of the trustees of the sewerage district shall be on a rotating term of

three years for each trustee, the first three trustees to be elected shall be the one-year-term member of the said first city council, one of the two-year-term members, and one of the three-year-term members of said council. Thereafter, each vacancy occurring in the board of trustees thru expiration of term of office shall be filled by election from the membership of the city council of said city in such a manner that each trustee after the said first board shall hold office for a rotating term of three years, concurrent with said trustee's term of office as councilman.

Section 7 of said laws is further amended by striking out all the words of the sixth paragraph of said section; by striking out all the words of the seventh paragraph and of the eighth paragraph; by striking out all the words of the ninth paragraph of said section beginning in the second line of the said paragraph with the word "special" and inserting in their place the words 'election by the city council in regular session from its own membership' so that paragraph nine of said section shall read:

'In case any vacancy arises in the membership of said board of trustees, it shall be filled, for the unexpired term, by election by the city council in regular session from its own membership.'

Section 7 of said laws is further amended by adding the words 'The executive and administrative management of the said District shall be placed under the supervision and control of the Commissioner of Public Works of the city of South Portland, Maine and he shall be responsible for such duties only to the trustees of the Sewerage District.'

Section 7 as amended shall read:

'The first three trustees to be elected under the provisions of these amendments shall be elected by a majority vote of the first city council of the city of South Portland, Maine, to be elected under the Commission Manager charter for said city. Said first three trustees shall be elected from the membership of the said city council in regular session, and in order that the terms of office of the trustees of the Sewerage District thereafter shall be on a rotating term of three years for each trustee, the first three trustees to be elected shall be the one-year-term member of the said first city council, one of the two-year-term members, and one of the three-year-term members of said council. Thereafter, each vacancy occurring in the board of trustees thru expiration of term of office shall be filled by election from the membership of the city council of said city in such a manner that each trustee after the said first board shall hold office for a rotating term of three years, concurrent with said trustee's term of office as councilman.

'As soon as convenient, after the members of said board have been so chosen, the trustees shall meet and organize, adopt a corporate seal, and

choose a clerk and such other officers and agents as shall be needful for the proper management of the affairs of said district, but it is hereby provided that the Treasurer of said City of South Portland, shall be the Treasurer of said District, whose term of office shall be co-terminous with the term of office as such city Treasurer, and the qualification of said City Treasurer to the office of City Treasurer shall also qualify him as Treasurer of said District.

'Before assuming the duties of his office, the Treasurer of said District shall give bond to said district for the faithful performance of said duties, in such sum, and with such sureties as said trustees shall determine: the expenses of such bond to be paid by said district.

'In case any vacancy arises in the membership of said board of trustees, it shall be filled, for the unexpired term, by election by the city council in regular session from its own membership.

'At the close of each fiscal year, said trustees shall make a detailed report of their doings, of the financial and physical condition of said district, and all such other matters and things pertaining to said district as shall show the inhabitants thereof how said trustees are fulfilling the duties and obligations of their trust; said reports to be filled with the municipal officers of said city.

'It is, hereby provided that the treasurer of said district shall be paid the sum of one hundred dollars per year for his services as such treasurer, but the trustees of said district shall serve without pay.

'The executive and administrative management of the said district shall be placed under the supervision and control of the Commissioner of Public Works of the city of South Portland and he shall be responsible for such duties only to the trustees of the Sewerage District.'