

MAINE STATE LEGISLATURE

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

Legislative Document

No. 414

H. P. 1092

House of Representatives, February 9, 1937.

Referred to Committee on Interior Waters. Sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Haskell of Windham (by request).

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-SEVEN

AN ACT Relating to "An Act to Incorporate the Portland Water District."

Emergency preamble. Whereas, the inhabitants of that part of the town of Windham, known as "North Windham," are suffering from an inadequate supply of pure water; and

Whereas, the Portland Water District, under the provisions of chapter 433 of the private and special laws of 1907, was authorized to supply water in said territory and for that purpose to take water from Sebago Lake; and

Whereas, it appears that the most available source of supply for the inhabitants of North Windham and adjacent territory is from the waters of Chaffin pond, so-called, a great pond located entirely within the limits of said town of Windham and adjacent to North Windham; and

Whereas, the Portland Water District at this time has no authority to take water from said Chaffin pond for such purposes; and

Whereas, the inhabitants of said North Windham have petitioned said water district for a supply of water in said territory, and the said district has declined to furnish water as requested, for the reason, among others, that it has no authority to take water from said Chaffin pond; and

Whereas, the said inhabitants of North Windham have taken an appeal from the decision of said Portland Water District to the public utilities commission, where said appeal is now pending, and as a consequence the inhabitants of North Windham are unable to obtain an adequate supply of water for domestic and sanitary purposes and for the extinguishment of fire; and

Whereas, in the judgment of the legislature, these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Authority given to take water from Chaffin pond. The Portland Water District for the purpose of its incorporation and for the more convenient supplying of water to the inhabitants and the town of Windham, is hereby authorized to take, hold, divert, use and distribute water from Chaffin pond, so-called, in the town of Windham, the same to be done under the provisions of chapter 433 of the private and special laws of 1907 entitled "An Act to Incorporate the Portland Water District" and all acts amendatory thereof and additional thereto.

Emergency clause. In view of the emergency cited in the preamble this act shall take effect when approved.