

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
95th LEGISLATURE

SENATE AMENDMENT "A" to S. P. 171, L. D. 345, Bill, "An Act to
Incorporate the Kittery Sewer District."

Amend said bill by inserting at the end of section 2 thereof
the following sentence:

'Provided, however, nothing herein contained shall be construed as authorizing said district to take by right of eminent domain any of the property or facilities of any other public service corporation or district used or acquired for future use by the owner thereof in the performance of a public duty, unless expressly authorized thereto herein or by subsequent act of the legislature.'

Further amend said bill by inserting at the end of section 17 thereof the following two sentences:

'Said notes and bonds shall be legal obligations of said district which is hereby declared to be a quasi-municipal corporation within the meaning of sections 132 and 133 of chapter 49 of the revised statutes of 1944. The said notes and bonds shall be legal investments for savings banks.'

Further amend said bill by striking out the whole of section 19 and inserting in place thereof the following:

'Sec. 19. Rates; application of revenue; sinking fund; incidental powers granted. All individuals, firms and corporations, whether private, public or municipal, shall pay to the treasurer of said district the rates and assessments established by said trustees to pay for the cost of the sewer system and for the service used by them; and said rates shall not be discriminatory within the territory supplied by the district. Said rates shall be so established as to provide revenue for the following purposes:

I. To pay the current expenses for operating and maintaining the sewerage system.

II. To provide for the payment of the interest on the indebtedness created or assumed by the district.

III. To pay for such extensions and renewals as may become necessary.

IV. To provide each year a sum equal to not less than 3% of the entire indebtedness created or assumed by the district, which sum shall be turned into the sinking fund to provide for the extinguishment of said indebtedness. Provided, however, that the

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trustees may, in their discretion and in lieu of the establishment of a sinking fund, issue the bonds of the district so that not less than 1% of the amount of the bonds so issued shall mature and be retired each year.

V. If any surplus remains at the end of the year, it may be turned into the sinking fund.

All incidental powers, rights and privileges necessary to the accomplishment of the main object herein set forth are granted to said district.'

Further amend said bill by striking out of the second paragraph of section 21 thereof the words "vote for all candidates for governor in said district at the next previous gubernatorial election" and inserting in place thereof the words 'number of the qualified voters within said district.'

Presented by Senator Marshall of York County.

Read and adopted in the Senate March 2, 1951.

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