

MAINE STATE LEGISLATURE

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

Legislative Document

No. 1560

House of Representatives, May 2, 1957.
Reported by Mr. Haughn of Bridgton from Committee on Public Utilities.
HARVEY R. PEASE, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-SEVEN

COMMITTEE AMENDMENT "A" to H. P. 383, L. D. 512, Bill "An Act To
Incorporate the Cumberland Water District."

Amend said Bill by striking out the last paragraph of "Sec. 1" and inserting
in place thereof the following paragraph:

'Starting at a point on the Falmouth-Cumberland town line in the center of
the so-called West Falmouth road; thence northerly to a point 200 feet south
of the Blanchard road and 200 feet west of the Ridge road; thence northerly to
a point on the Greeley road 6,500 feet west of the junction of the Greeley road
and Main street; thence easterly along the Greeley road to the Cumberland-North
Yarmouth town line; thence in a general easterly direction following in different
directions the Cumberland-North Yarmouth town line to the right-of-way of
the Maine Central Railroad Company; thence southerly along the westerly
boundary of said right-of-way to the Cumberland-Falmouth town line; thence
to the point of beginning.'

Further amend said Bill by striking out all of "Sec. 6" and inserting in place
thereof the following section:

Sec. 6. Trustees; how elected; meetings; officers. All of the affairs of said
district shall be managed by a board of 3 trustees, residents therein, who shall
be chosen as hereinafter provided.

As soon as may be after the acceptance of this act as hereinafter provided,
the municipal officers of the town of Cumberland shall appoint 3 trustees of
said district to hold office as follows: one to serve until the first annual meeting
of said district following the acceptance of this act; one to serve until the 2nd
annual meeting of said district following such acceptance; and one to serve until
the 3rd annual meeting of said district following such acceptance. At each annual
meeting of said district, beginning with the first annual meeting after the
acceptance of this act, one trustee shall be elected by the district by ballot as

hereinafter provided to serve until the annual meeting of said district occurring 3 years thereafter and until his successor is elected and qualified. Whenever any trustee ceases to be a resident of said district, he vacates the office of trustee. All trustees, if residents of said district, shall be eligible for re-election. Vacancies in the office of trustee shall be filled for the unexpired term at a special meeting of the district, unless said vacancy shall occur within 3 months prior to the next annual meeting of said district, at which annual meeting such vacancy shall be filled.

As soon as convenient after their appointment, the first board of trustees shall hold a meeting at some convenient place in the district, to be called by any member thereof in writing, designating the time and place and delivered in hand to the other 2 members, not less than 2 full days before the meeting; provided, however, that they may meet by agreement without such notice. They shall then organize by electing from their own number a chairman and a clerk and, not necessarily from their own number, a treasurer. They shall adopt a corporate seal and may adopt by-laws and perform any other acts within the powers delegated to them by law. Following each annual meeting of said district, the trustees shall elect from their own number a chairman and a clerk and, not necessarily from their own number, a treasurer to serve until the next annual meeting of said district and until their respective successors are elected and qualified.

The trustees from time to time may choose and employ and fix the compensation of any other necessary officers and agents, who shall serve at their pleasure. The treasurer shall furnish bond in such sum and with such sureties as the trustees shall approve, the cost thereof to be paid by the district. Members of the board of trustees shall be eligible to any office under the board. The trustees, as such, shall receive as compensation for their services an amount to be determined by them not to exceed \$200 each per year; but the treasurer may be allowed such compensation as the trustees shall determine.

The trustees shall be sworn to the faithful performance of their duties as such, which shall include the duties of any member who shall serve as clerk or clerk pro tem. They shall make and publish an annual report, including a report of the treasurer, and such report may be included in, and published as part of, the Annual Town Report.'

Further amend said Bill in the 14th line of "Sec. 11" by striking out the word "district" and inserting in place thereof the word 'disinterested'

Further amend said Bill by adding after "Sec. 11" the following new section:

'Sec. 11-A. Authority re property in town of North Yarmouth. Said district, through its trustees, is authorized to sell or give away that portion of the property of the Cumberland Water Company located within the town of North Yarmouth.

The said district is further authorized to distribute water to the North Yarmouth Water District at such rates and under such terms as shall be established by the Maine Public Utilities Commission.'

Further amend said Bill in "Sec. 12" by striking out the semicolon in the 14th line of the first paragraph and inserting in place thereof a comma.

Further amend said Bill in "Sec. 12" by striking out the period at the end of the first paragraph and inserting in place the following:

' ; Provided, however, that the total indebtedness of the said district shall not exceed the sum of \$400,000.'

Further amend said Bill in "Sec 12" by striking out in the 22nd line the figure "25" and inserting in place thereof the figure '40'