

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-eighth Legislature

OF THE

STATE OF MAINE

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OF THE

STATE OF MAINE

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venient to carry out the provisions of this act. All incidental powers, rights and privileges necessary to the accomplishment of the main objects of this act as set forth above are granted to said district; including the right of the trustees to determine when and where sewerage facilities are most needed, and when and how sewers shall be built.

Sec. 25. Existing statutes not affected; rights conferred subject to provisions of law. Nothing herein contained is intended to repeal or shall be construed as repealing the whole or any part of any existing statute, and all the rights and duties herein mentioned shall be exercised and performed in accordance with any applicable provisions of chapter 44 and chapter 79 of the Revised Statutes of 1954 and any acts amendatory thereof or additional thereto.

Sec. 26. Local referendum; effective date; certificate to Secretary of State. This act shall take effect 90 days after the adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters of the district present and voting at a special meeting or meetings, to be called by the selectmen of the town of Freeport, such special meeting or meetings, to be held not later than 18 months after adjournment of the Legislature. Any such special meeting shall be called, advertised and conducted according to the law relating to town meetings; provided, however, that the selectmen of said town shall prepare and the town clerk shall post a separate list of said voters and all notices, warrants and other proceedings shall be varied accordingly. The town clerk of said town of Freeport shall prepare the required ballots, on which he shall reduce the subject matter of this act to the following question: "Shall the Act to Create the South Freeport Sewer District, enacted by the 98th Legislature, be accepted?" and the voters shall indicate by a cross or check mark placed upon their ballots against the words "Yes" or "No" their opinion of the same.

This act shall take complete effect for all purposes immediately upon its acceptance by a majority of the legal voters resident in said district voting thereon at any such meeting, provided that the total number of votes cast for and against the acceptance of this act equals or exceeds 20% of the total number of legal voters in said district. If, at the first such special meeting, the total number of votes cast for and against acceptance of this act is less than 20% of the total number of legal voters in said district, the selectmen may call not more than one more such special meeting to be held within the time prescribed above. The result of such meetings shall be declared by the selectmen of the town of Freeport, and due certificates thereof filed by the town clerk with the Secretary of State.

Effective August 28, 1957

Chapter 140

AN ACT Relating to Sick Leave Benefits for Employees of the Department of Public Works of the City of Lewiston.

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

P. & S. L., 1939, c. 8, Art. X, § 4-A, additional. Article X of chapter 8 of the private and special laws of 1939, as amended, is hereby further amended by adding thereto a new section, to be numbered 4-A, to read as follows:

'Sec. 4-A. Sick leave. Employees of the department of public works shall be allowed to accumulate one day of sick leave for every 30 days worked, a total of 12 days per year, accumulating to 50 days. At the termination of employment of the employee, he shall have no claim, monetary or other compensation, for any unused portion of days allowed for sick leave.'

Effective August 28, 1957

Chapter 141

AN ACT to Create the Falmouth Sewer District.

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

Sec. 1. Incorporation. The territory, and the inhabitants therein, of the town of Falmouth in the county of Cumberland shall constitute a public sewerage district and a body politic and corporate under the name of "Falmouth Sewer District." The purpose of said district, subject to the provisions of section 10 hereof, shall be to construct, maintain, operate and provide a system of sanitary sewerage and commercial and industrial waste disposal and, if and to the extent determined by the trustees, of storm and surface water drainage, for public purposes and for the health, welfare, comfort and convenience of the inhabitants of the district; to take over, control, operate and manage the sewers now owned by the town of Falmouth with all appurtenances thereto; to extend, increase, enlarge and improve said sewers; and to extend the present system or systems so as to furnish sewerage facilities to parts of the town not now served with such facilities; and to provide for removal and treatment of sewage when, as and if such treatment becomes necessary.

Sec. 2. Authority to construct and maintain. Within said territory and the territory of any adjoining municipality said Falmouth Sewer District is hereby authorized to lay pipes, drains, sewers and conduits, and to take up, repair and maintain the same or to contract for the same to be done, in, along and through any public or private ways and public grounds, and in, along and through lands of any person or corporation as hereafter provided, to and into tidal waters, rivers, watercourses or treatment works or to or into any drain or sewer now or hereafter built which empties into tidal waters, rivers, watercourses or treatment works, the discharge therefrom to be at such points consistent with the requirements of public health as shall be found convenient and reasonable for said district and the flow of existing watercourses; to construct and maintain treatment works, pumping stations, basins, reservoirs, flush tanks and such other appliances for collecting, holding, purifying, distributing and disposing of sewage matter and commercial and industrial waste and, subject to the provisions of section 10 hereof, of storm and surface water, all as may be necessary or proper; and in general, do any or all other things necessary or incidental to accomplish the purposes of this act.

Sec. 3. Authority to acquire and hold property; right of eminent domain conferred. Upon acceptance of this act as hereinafter provided, and subject to the provisions of section 10 hereof, title to all public sewers in the town of Falmouth shall forthwith pass to and be vested in said district, and said district thereafter shall maintain and operate the same. The said district is hereby authorized and empowered to acquire and hold real and personal property necessary or convenient for the purposes of this act, and is hereby expressly