

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and First Legislature

OF THE

STATE OF MAINE

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The Knowlton and McLeary Company
Farmington, Maine
1963

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the One Hundred and First Legislature

1963

Chapter 66

AN ACT to Provide Survivor Benefits for Certain Members of the Police and Fire Departments of City of Portland.

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

P. & S. L., 1927, c. 75, § 3, repealed and replaced. Section 3 of chapter 75 of the private and special laws of 1927, as amended by chapter 90 of the private and special laws of 1949, is repealed and the following enacted in place thereof:

'Sec. 3. Survivor benefits for members of police and fire departments. The City of Portland is further authorized to provide by ordinance for a system of survivor benefits for dependents of members of the police and fire departments of the City of Portland, including the chiefs thereof, who are not members of the Maine State Retirement System. Such ordinance shall contain the same provisions for eligibility, benefits, amount of contribution on the part of the member and the city, and other pertinent provisions as are applicable to other employees of the City of Portland under the Revised Statutes of 1954, chapter 63-A, as amended, and as hereafter amended provided the City of Portland shall in such ordinance so provide. Such ordinance shall further provide that the director of finance of the City of Portland shall be the trustee of the survivor benefit fund so created, and all contributions of such members and of the City of Portland to such fund shall be kept separately from other funds of the City of Portland and held, managed and disbursed by him in the same manner as provided in said chapter 63-A for the various funds of the Maine State Retirement System. Such ordinance shall further provide that contributions to such fund shall not be refunded to any such member and that, when all obligations against said fund have been fully satisfied, any balance then remaining in said fund shall be transferred to a special fund to be used by the City of Portland to pay any pensions then still due and payable to any members of said police and fire departments under sections 1, 1-B, 2 and 4. Any annuity now being paid to any widow or other dependents of former members who lost their lives in the performance of duty prior to the effective date of this amendment shall not cease and shall continue to be paid to such widow so long as she remains in need thereof and to such other dependents so long as the city council may determine.'

Effective September 21, 1963

Chapter 67

AN ACT Increasing Territorial Limits of Presque Isle Sewer District.

Emergency preamble. Whereas, acts of the Legislature do not become effective until 90 days after the Legislature adjourns unless enacted as emergencies; and

Whereas, in order for the district to furnish the services required, the following legislation is vitally necessary; and

Whereas, the services required should be available in 1963; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning 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:

P. & S. L., 1937, c. 80, § 4, amended. Section 4 of chapter 80 of the private and special laws of 1937 is amended to read as follows:

‘Sec. 4. Territorial limits; name; purposes; plans of system to be submitted to Public Utilities Commission for approval. That part of the ~~town~~ City of Presque Isle, and the inhabitants within the same, which is bounded and described as follows: Commencing at a point on the south line of that part of the ~~town~~ City of said Presque Isle which was formerly the Town of Maysville, and which will hereinafter be referred to as Maysville, which point is the northwest corner of lot number 5, in said Presque Isle; thence easterly by said south line of said Maysville to the southeast corner of section numbered 3, in said Maysville; thence northerly by the east line of section numbered 3, in said Maysville, to the intersection of said east line with the center line of the Fort Fairfield road as it is now located; thence westerly by said Fort Fairfield road, to a point where the same strikes the old road running to the farm formerly owned by George A. Parsons and now owned or occupied by Alice Kimball, said road not now being used by the public and a portion of same having at one time been occupied by the Aroostook Valley Railroad Company as a right-of-way; thence northwesterly by said old road running to the so-called George A. Parsons farm to the intersection of said road with the north line of section numbered 3 in said Maysville; thence westerly along the north lines of sections numbered 3, 2 and 1, in said Maysville, to the northwest corner of lot numbered 1, in section numbered 1, in said Maysville; thence southerly by the west line of said lot numbered 1 to the south line of said Maysville; thence southerly from the last mentioned point, in a straight line, to the northwest corner of lot numbered 83 in said Presque Isle; thence southerly by the west line of said lot numbered 83 to a point from which a line drawn at right angles to said west line of said lot numbered 83 will strike the southwest corner of lot numbered 27 in said Presque Isle; thence easterly, in a straight line, to the said southwest corner of lot numbered 27, in said Presque Isle; thence easterly by said south line of said lot numbered 27 to the southwest corner of lot numbered 26, in said Presque Isle; thence northerly along the west line of said lot numbered 26 to the south line of lot numbered 15, in said Presque Isle; thence easterly by the south line of said lot numbered 15 to the southwest corner of lot numbered 14, in said Presque Isle; thence northerly by the west line of lots numbered 14 and 5, in said Presque Isle, to the south line of said Maysville and the place of beginning; said lot numbers and section numbers being according to the original surveys of that part of said Presque Isle which was formerly Maysville and of said Presque Isle, made and returned to the state land office; and in addition, the following area located in said Presque Isle, namely:

Commencing at a granite monument, being the southeast corner of the Town of Mapleton and the northeast corner of the Town of Chapman; thence proceeding in an easterly direction along a line with a true bearing of north ninety (90)

degrees east until said line intersects the center line of the Center Line Road in the City of Presque Isle; thence proceeding in a northerly direction along the center line of said Center Line Road until the projection of said center line intersects the high water line on the south side of the Aroostook River; thence proceeding in a northwesterly direction along the high water line on the south side of the Aroostook River to its intersection with a true east-west line said line being "y" coordinate one million forty-eight thousand five hundred (1,048,500) on the Maine Transverse Mercator System (East Zone); thence proceeding westerly along said "y" coordinate line to its intersection with the east line of the Town of Mapleton; thence proceeding southerly along the said east line of the Town of Mapleton to the southeast corner of the Town of Mapleton and the place of beginning;

is hereby created a body politic and corporate by the name of Presque Isle Sewer District for the purpose of providing in said district a system of public sewerage and drainage for the comfort, convenience and health of the inhabitants of said district, with all the rights, privileges and immunities incident to similar corporations.

Provided, however, that it shall not construct any system of drainage or sewerage, without first having submitted its plans to the Public Utilities Commission, and obtained its approval therefor in writing, under power vested in said commission by ~~section 13 of chapter 62~~ of the Revised Statutes of 1954, **chapter 44, section 13.**

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

Effective March 15, 1963

Chapter 68

AN ACT to Incorporate the Stonington Water District.

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

Sec. 1. Territorial limits; name; purposes. The territory and people comprising the Town of Stonington shall constitute and are hereby created a body politic and corporate under the name of "Stonington Water District" for the purpose of supplying the inhabitants of said district with pure water for domestic, sanitary, commercial and municipal purposes.

Sec. 2. Source of supply. The said district, for the purposes of its incorporation, is hereby authorized to take, hold, divert, use and distribute water from Burnt Land Pond in said Town of Stonington or from any underground brook, spring or vein of water in said Town of Stonington, or from such other source of supply as is approved by the Department of Health and Welfare.

Sec. 3. May exercise eminent domain. The said district, for the purpose of its incorporation, is hereby authorized to take and hold as for public uses, by purchase or otherwise, including the exercise of eminent domain, any land or