

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

# ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

# STATE OF MAINE

Published by the Director of Legislative Research in accordance with  
the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

---

KENNEBEC JOURNAL

AUGUSTA, MAINE

1965

---

---

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

One Hundred and Second Legislature

1965

---

---

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

Effective March 2, 1965

---

---

## Chapter 31

### AN ACT Relating to Dissolution of York Sewer District.

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

Sec. 1. P. & S. L., 1951, c. 63, § 23, additional. Chapter 63 of the private and special laws of 1951 is amended by adding a new section 23, to read as follows:

‘Sec. 23. Trustees authorized to receive and accept money. The trustees of the district are authorized and empowered, from time to time, to receive and accept any and all sums of money which the Town of York may vote to turn over to the district to aid it in carrying out its purposes hereunder.’

Sec. 2. P. & S. L., 1951, c. 63, § 24, additional. Chapter 63 of the private and special laws of 1951 is amended by adding a new section 24, to read as follows:

‘Sec. 24. Dissolution. The trustees of the district are authorized and empowered at any time to enter into negotiations with the Town of York for the purpose of dissolving the district and transferring its entire assets and liabilities to the Town of York. If an agreement to dissolve the district is reached with the municipal officers of the Town of York, the district may be dissolved upon the unanimous vote of the trustees, and upon a referendum vote being taken at the next annual town meeting in the Town of York. The town clerk of the Town of York shall reduce the subject matter to the following question: “Shall the York Sewer District be dissolved and all of its assets and liabilities assumed by, and become the responsibility of, the Town of York?” 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. The result shall be declared by the selectmen and due certificate thereof filed by said town clerk with the Secretary of State, and if said result so filed shows that a majority of the voters is for the approval of the dissolution of the York Sewer District, it shall take complete effect upon filing with said town clerk, of an attested copy of the unanimous vote of the trustees of the district to dissolve the district according to the terms hereof; provided that the total vote cast for and against the dissolution of the York Sewer District equals, or exceeds, 25% of the total vote for all candidates for Governor cast at the last, previous gubernatorial election.’

Effective September 3, 1965

---

---

## Chapter 32

### AN ACT to Increase Borrowing Capacity of Topsham Sewer District and to Provide a Lien for Charges.

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

Sec. 1. P. & S. L., 1957, c. 128, § 9, amended. The first sentence of section 9 of chapter 128 of the private and special laws of 1957, as amended by section 1 of

chapter 49 of the private and special laws of 1963, is further amended to read as follows:

'For accomplishing the purposes of this Act and for such other expenses as may be necessary for the carrying out of said purposes, the district, through its trustees, without district vote, is authorized to issue its notes and bonds in one series or in separate series from time to time and to make subsequent renewals of the same in whole or in part to an amount not exceeding the sum of ~~\$300,000~~ \$350,000.'

**Sec. 2. P. & S. L., 1957, c. 128, § 14, additional.** Chapter 128 of the private and special laws of 1957, as amended, is further amended by adding a new section 14 to read as follows:

'**Sec. 14. Owner's and occupant's liability for charges; lien.** The owner and occupant of real estate serviced by the district are jointly and severally liable to the district for all charges, rates, tolls, rents, assessments and other lawful charges for that service. The owner is liable for all assessments, rates and charges by reason of the availability of sewer facilities to the real estate. The owner and occupant may contract or agree otherwise between themselves, but no such contract or agreement shall affect the rights of the district under this section.

The district has a lien on all real estate serviced by it and all real estate adjacent to its water mains or lines to which the district's water is available to the amount of all rates, charges, assessments and interest due the district from the owner or occupant of the real estate. The district's lien has priority over all other liens, mortgages, attachments and encumbrances, except liens, attachments and claims for taxes.

**I. Enforcement of lien.** At any time after 6 months and before 2 years from the due date of any charge or assessment for which the district has a lien, the district may proceed to enforce its lien under the following procedure:

**A.** The treasurer of the district shall send a notice to the record owner of the real estate by certified or registered mail stating the amount then due and a statement that the district will record its lien in the registry of deeds if the bill is not paid in full within 30 days from the date of mailing of the notice.

**B.** If the amount stated in the notice, plus accrued interest, if any, is not paid in full within the 30 day period provided in paragraph A, the treasurer shall record a statement of the district's lien in the Sagadahoc County registry of deeds within 30 days thereafter. The statement of the lien must contain the following information:

1. A statement that the district claims a lien.
2. An itemized statement of the charges for which the lien is claimed, to whom they were billed, and the name of the owner or owners of the real estate against which the real estate lien is claimed.
3. A sufficient description to identify the real estate against which the lien is claimed.
4. A statement as to when, to whom and to what address the notice provided in paragraph A was sent.

5. A statement that title to the real estate described in the lien will vest in the district unless the charges for which the lien is made plus accrued interest are paid in full within 2 years after the recording date of the lien.

C. If all the charges for which the lien is made plus accrued interest and recording fees are not paid to the district in full within 2 years after the lien is recorded in the registry of deeds, title to the premises covered by the lien vests in the district and the trustees of the district may hold or sell the same at public or private sale.

1. The district, however, takes title to the premises subject to any mortgage duly recorded before the lien, unless the district notifies the mortgagee in writing of the recording of the lien within 6 months after it is recorded.

D. If the amount claimed under the lien plus accrued interest and all recording fees are paid in full within 2 years after the recording date of the lien, the treasurer of the district shall execute a release of the lien and record the same in the registry of deeds.'

Effective September 3, 1965

---

## Chapter 33

### AN ACT Relating to Minimum Hour and Wage Standards for Firefighting Personnel of Lewiston Fire Department.

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

Sec. 1. P. & S. L., 1939, c. 8, Art. XII, § 4-A, additional. Article XII of chapter 8 of the private and special laws of 1939, as amended, is further amended by adding a new section 4-A to read as follows:

'Sec. 4-A. Minimum wage and hour standards, firefighting personnel. Notwithstanding the provisions of section 4, the commission shall employ a sufficient number of firefighting personnel to constitute 3 platoons, each platoon to consist of a minimum strength roster as follows: One deputy chief, 2 captains, 6 lieutenants and 17 privates. Except as otherwise provided in this section, the firefighting personnel of the department shall not be employed for a work week longer than an average of 56 hours per week over each 9-week cycle under a 3-platoon system, each platoon to be on duty for 24 hours per day in consecutive rotating shifts. The commission shall set the compensation of the aforesaid firefighting personnel, subject to the approval of the finance board; provided that they shall receive a weekly rate of compensation in an amount no less than that of equivalent officers and privates in the Lewiston police department. The chief fire department engineer may in his discretion recall off-duty firefighting personnel to duty to meet any emergency conditions and to maintain platoon strength where a shortage of personnel is caused by sickness, sick leave, vacation leave or temporary vacancies; provided that such off-duty personnel shall receive appropriate compensation for such overtime at a rate to be set by the commission, subject to the approval of the finance board.'

Sec. 2. Effective date. The provisions of this Act shall become effective January 2, 1966.

Effective January 2, 1966