

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

STATE OF MAINE

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

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Whereas, it is geographically impossible to meet the minimum requirement of 300 resident high school pupils in this area ; and

Whereas, the State Board of Education cannot approve the formation of this proposed district under the criteria set out in the Revised Statutes of 1964, Title 20, section 213 ; and

Whereas, said Title 20, section 212, provides that the Legislature may establish such School Administrative Districts ; 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 :

School Administrative District for Atkinson, Lake View Plt. and Milo authorized. The municipalities of Atkinson, Lake View Plt. and Milo are exempted from the limitations provided in the Revised Statutes of 1964, Title 20, section 213 and the State Board of Education is authorized to proceed pursuant to said Title 20, sections 215 to 307, to take the necessary action to allow the municipalities of Atkinson, Lake View Plt. and Milo to form a School Administrative District.

Notwithstanding the provisions of Title 20, section 305, the costs of the district shall be apportioned and the assessments shall be made in proportion to the total sum required each year as that town's state valuation bears to the total state valuation of all the participating towns, except that if the apportionment for maintenance and operation of the schools results in a per pupil cost to any participating town in excess of 150% of the average per pupil cost for operating the schools, the town's apportionment shall be 150% of the average per pupil cost and the balance shall be apportioned among the remaining towns according to the last preceding state valuation.

Nothing contained herein shall be construed to limit the number of times that the above-named municipalities may make application to the State Board of Education, nor shall the authority granted to the State Board of Education under this Act be limited to any specified number of times for the board to authorize the above-named municipalities to act on the formation of a School Administrative District.

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

Effective March 11, 1965

Chapter 69

AN ACT to Clarify the Council-Manager Charter of City of South Portland.

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

Sec. 1. P. & S. L., 1963, c. 162, Art. II, § 218, amended. The 3rd and 4th sentences of section 218 of article II of chapter 162 of the private and special laws of 1963 are amended to read as follows :

'All ordinances, orders and resolves ~~except those pertaining to appropriations~~ shall be confined to one subject which is clearly stated in the title. The appropriation ~~ordinance~~ resolve shall be confined to the subject of appropriations only.'

Sec. 2. P. & S. L., 1963, c. 162, Art. II, § 221, amended. The first sentence of section 221 of article II of chapter 162 of the private and special laws of 1963 is amended to read as follows:

'In addition to such acts of the council as are required by statute or by this charter to be by ordinance, every act of the council establishing a fine or other penalty ~~or providing for the expenditure of funds or for the contracting of indebtedness, excepting emergency appropriations~~ shall be by ordinance.'

Sec. 3. P. & S. L., 1963, c. 162, Art. IV, § 415, amended. Section 415 of article IV of chapter 162 of the private and special laws of 1963 is amended to read as follows:

'**415. Appropriation limitation.** Other than by the one regular annual budget appropriation ~~ordinance~~, the city council shall make no appropriations except "emergency appropriations" as defined and provided under section 416.'

Sec. 4. P. & S. L., 1963, c. 162, Art. VI, § 612, amended. Section 612 of article VI of chapter 162 of the private and special laws of 1963 is amended to read as follows:

'**612. Other proceedings by resolution.** All matters in connection with the authorization, sale and issuance of the bonds or notes not specifically required to be provided in the bond ordinance may be determined or provided by ~~subsequent~~ resolutions adopted **after final passage of said bond ordinance** by the affirmative votes of at least a majority of the members of the council.'

Sec. 5. P. & S. L., 1963, c. 162, Art. VI, § 623, amended. Section 623 of article VI of chapter 162 of the private and special laws of 1963 is amended to read as follows:

'**623. Public sale.** All bonds issued under this charter shall be sold at public sale upon sealed proposals after at least 10 days' notice published at least once ~~in a publication carrying municipal bond notices and devoted primarily to financial news or to the subject of state and municipal bonds and at least 10 days' notice published at least once~~ in a qualified newspaper published in or having a general circulation in the City of South Portland **and after such other notice, if any, as the council may determine.**'

Effective September 3, 1965

Chapter 70

AN ACT Repealing Regulation on Dragging for Scallops in Bagaduce River and Bay.

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

P. & S. L., 1959, c. 154, Chapter C, § 2, repealed. Section 2 of Chapter C of chapter 154 of the private and special laws of 1959 is repealed.

Effective September 3, 1965