

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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1965

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

One Hundred and Second Legislature

1965

'Sec. 4. Report to Legislature. The Bureau of Public Improvements shall report the results of its study to the ~~next~~ regular session of the 103rd Legislature.'

Effective September 3, 1965

Chapter 125

AN ACT Increasing the Indebtedness of the Veazie Sewer District.

Emergency preamble. Whereas, the existing sewer facilities in the Town of Veazie are inadequate for the needs of the inhabitants of said town, especially in the Chase Road area where the land conditions have been recently found to be inadequate to support the existing septic tanks presently in use; and

Whereas, this condition presently constitutes a menace to the health, welfare and safety of the inhabitants of said town; 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., 1951, c. 114, § 8, amended. The first sentence of section 8 of chapter 114 of the private and special laws of 1951 is amended to read as follows:

'To procure funds for the purposes of this Act, and for such other expenses as may be necessary to carry out said purposes, the said district, by its trustees, is hereby authorized from time to time to borrow money and to issue its bonds and notes therefor, but shall not incur a total indebtedness exceeding the sum of ~~\$50,000~~ \$100,000 at any one time outstanding.'

Emergency clause, referendum; effective date. In view of the emergency cited in the preamble, this Act shall take effect when approved only for the purpose of permitting its submission to the legal voters of the district at a special election or elections called and held for the purpose.

The board of selectmen of the Town of Veazie shall call said election, to be held upon a date to be specified in writing by them. The registrar of voters shall make and provide a separate check list for such of the voters within said district as are then legal voters therein, and all warrants issued to said district shall be varied accordingly to show that only such voters therein are entitled to vote thereon. Such election shall be called, advertised and conducted according to the law relating to municipal elections; providing, however, that the registrar of voters shall not be required to prepare nor the town clerk to post a new check list of voters, and for this purpose said registrar of voters shall be in session the 2 secular days next preceding such election, the first day thereof to be devoted to the registration of voters and the last day to enable the registrar of voters to verify the corrections of said list and to complete and close up the records of said sessions. The town clerk shall reduce the subject matter of this Act to the following question: "Shall the Act to Increase the Indebtedness of the Veazie Sewer District be accepted?"

The voters shall indicate by depositing a ballot in the ballot box with the word "Yes" or "No" on the same, their opinion of the same. This Act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at said election; provided that the total number of votes cast for and against the acceptance of this Act equals or exceeds 20% of the number of voters on said check list. The result shall be declared in open meeting and due certificate thereof filed by the town clerk with the Secretary of State. Twenty per cent of the qualified voters of said district shall constitute a quorum for the purposes of this election, but a less number may adjourn from time to time not exceeding 7 days at one time.

Effective April 26, 1965

Chapter 126

AN ACT Relating to Delinquency in Payments to Winthrop Water District.

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

P. & S. L., 1923, c. 98, § 15-A, additional. Chapter 98 of the private and special laws of 1923 is amended by adding a new section 15-A, to read as follows:

'Sec. 15-A. Lien for payment of rates. There shall be a lien on real estate served or benefited by the sewers of the district to secure the payment of rates which shall take precedence of all other claims on such real estate, excepting only claims for taxes.

The treasurer of the district shall have full and complete authority and power to collect the rates, tolls, rents and other charges and the same shall be committed to him. The treasurer may, after demand for payment, sue in the name of the district in a civil action for any rate, toll, rent or other charge remaining unpaid in any court of competent jurisdiction. In addition to other methods established by law for the collection of rates, tolls, rents and other charges, and without waiver of the right to sue for the same as aforesaid, the lien hereby created may be enforced in the following manner. The treasurer, when a rate, toll, rent or other charge has been committed to him for collection, may, after the expiration of 3 months and within 2 years after date when the same became due and payable, in the case of a person resident in the district, give, or cause to be given to such person, or leave or cause to be left, at his last and usual place of abode, a notice in writing signed by the treasurer stating the amount of such rate, toll, rent or other charge, describing the real estate upon which the lien is claimed, and stating that a lien is claimed on said real estate to secure the payment of said rate, toll, rent or other charge and demanding within 30 days after the service of such notice payment as aforesaid. Several delinquent rates over 3 months past due may be incorporated in one notice. In the case of a non-resident of the district, the aforesaid notice shall be given by registered mail addressed to his last known address or by publication in a newspaper of general circulation within the district once a week for 2 successive weeks, and shall demand payment within 30 days after the mailing thereof or the first publication of notice thereof as aforesaid. After the expiration of said period of 30 days and within one year thereafter, the treasurer may record in the registry of deeds of Kennebec County a certificate signed by the treasurer setting forth the amount of such rate, toll, rent or other charge, describing the real estate on which the lien is claimed, and stating that a lien is claimed on the real estate to secure pay-