

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Third Legislature

OF THE

STATE OF MAINE

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PRIVATE AND SPECIAL LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Third Legislature  
1967

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The County of Penobscot shall choose 19 Representatives to be apportioned as follows: Bangor, 5 Representatives; Brewer, one Representative; Old Town, one Representative; Millinocket, one Representative; Corinna, Exeter, Newport and Stetson, one Representative; Hampden and Newburgh, one Representative; Carmel, Dixmont, Etna, Hermon, Levant and Plymouth, one Representative; Dexter and Garland, one Representative; Alton, Bradford, Charleston, Corinth, Edinburg, Glenburn, Hudson, Kenduskeag, Veazie and the Unorganized Township of Argyle, one Representative; Clifton, Eddington, Holden and Orrington, one Representative; Orono, one Representative; Bradley, Enfield, Howland, Lagrange, Maxfield, Milford and Seboeis Plantation, one Representative; Lincoln, one Representative; Burlington, Chester, Greenbush, Greenfield, Indian Island Voting District, Lee, Lowell, Mattawamkeag, Passadumkeag, Springfield, Winn, Woodville, Carroll Plantation, Drew Plantation, Grand Falls Plantation, Lakeville Plantation, Prentiss Plantation, Webster Plantation and the Unorganized Township of Kingman, one Representative; East Millinocket, Medway, Patten, Stacyville, Mount Chase Plantation and the Unorganized Townships of Grindstone, Herseytown and Soldiertown, one Representative.

Sec. 2. P. & S. L., 1963, c. 233, § 1, amended. That part of section 1 of chapter 233 of the private and special laws of 1963, which relates to Washington County, is amended to read as follows:

The County of Washington shall choose 5 Representatives to be apportioned as follows: Addison, Beals, Beddington, Centerville, Cherryfield, Columbia, Columbia Falls, Deblois, Harrington, Milbridge, Steuben and Whitneyville, one Representative; East Machias, Jonesboro, Jonesport, Machias, Machiasport, Marshfield, Northfield, Roque Bluffs and Wesley, one Representative; Cooper, Crawford, Cutler, Dennysville, Lubec, Pembroke, Whiting, No. 14 Plantation and the Unorganized Townships of Edmunds, Marion and Trescott, one Representative; Alexander, Charlotte, Danforth, Eastport, Indian Township Voting District, Meddybemps, Perry, Pleasant Point Voting District, Robbinston, Talmadge, Topsfield, Vanceboro, Waite, Codyville Plantation, Grand Lake Stream Plantation, No. 21 Plantation and the Unorganized Townships of Brookton, Forest City, Indian Township, Kossuth, Lambert Lake, 10 R-3 and 27 E.D., one Representative; Baileyville, Calais, Princeton and Baring Plantation, one Representative.

Effective October 7, 1967

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## Chapter 138

### AN ACT to Enable City of Portland to Establish Sewer Service Charges.

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

Sec. 1. P. & S. L., 1891, c. 184, §§ 8-12, additional. Chapter 184 of the private and special laws of 1891, as amended, is further amended by adding 5 new sections, 8 to 12, to read as follows:

Sec. 8. Sewer service charge. The said municipal officers, in addition to the assessment provided in section 2, may by ordinance establish and levy upon persons, firms or corporations owning lots or parcels of land abutting on or served by drains and sewers heretofore or hereafter constructed under this

chapter a service charge for the use of and for the services furnished by or available to such lots or parcels of land, whether connected thereto or not, or whether or not such lots or parcels of land are improved. Persons, firms or corporations shall be construed to include those which are public, quasi-municipal or otherwise tax exempt.

Sec. 9. Charges. Such charges shall be uniform wherever the cost to the city of the service is substantially uniform, but nothing contained herein shall preclude the city from establishing a higher charge in special types of cases where for any reason the cost to the city of the service exceeds the average, but such higher charge shall be uniform in such special types of cases.

Sec. 10. Purposes. Such charges shall be used for the following purposes:

1. Current expenses. To pay the current expenses for operating and maintaining such drain or sewer system;

2. Sinking fund. To establish a sinking fund to provide for the payment of interest and principal on any outstanding or future indebtedness of the city for construction of drains and sewers under this chapter or for the construction of a revenue-producing municipal facility. The money deposited in said fund shall be devoted entirely to said purposes and may be invested in such securities as savings banks in this State are allowed to hold.

Sec. 11. Computation. The charges so established may be based or computed either upon the quantity of water used; or upon the number and size of drain or sewer connections; or upon the number and kind of plumbing fixtures in use in the premises connected with the drain or sewer; or upon the number or average number of persons residing or working in or otherwise connected with such premises; or upon the type or character of such premises; or upon any other factor affecting the use of the facilities furnished; or upon any combination of the foregoing. Such charges covering services to manufacturing and industrial plants, obtaining all or a part of their water supply from sources other than the water system of the city may be determined by gauging or metering or in any other manner approved by the municipal officers. In cases where the character of the sewage from any manufacturing or industrial plant, building or premises is such that it imposes an unreasonable burden upon the drain or sewer or upon the treatment facilities, an additional charge may be made therefor, or the municipal officers may, if they deem it advisable, compel such manufacturing or industrial plant, building or premises to treat such sewage in such manner as shall be specified by the municipal officers before discharging such sewage into any drain or sewer owned or maintained by the city.

In the event it is determined to compute such charges on the basis of the quantity of water used, the Portland Water District shall provide to the city water consumption records for premises indicated by the city and served by the district for periods agreed upon by the district and the city. The city shall pay to the Portland Water District therefor all of its cost and expense in furnishing such data. The Portland Water District shall have no liability to any person, firm or corporation for releasing to the city any information or data requested of it by the city.

Sec. 12. Lien. Such charges shall create a lien upon each and every lot or parcel of land on which they are imposed and shall be levied and collected as provided in sections 5, 6 and 7.

Sec. 2. P. & S. L., 1891, c. 184, §§ 8 and 9, renumbered. Sections 8 and 9 of chapter 184 of the private and special laws of 1891 are renumbered to be sections 13 and 14 respectively.

Effective October 7, 1967

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## Chapter 139

### AN ACT Relating to Retirement Benefits for Policemen and Firemen of the Lewiston Police and Fire Departments Under the State Retirement System.

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

P. & S. L., 1939, c. 8, Art. XVI, § 21-B, additional. Article XVI of chapter 8 of the private and special laws of 1939, as amended, is further amended by adding a new section 21-B, to read as follows:

Sec. 21-B. Retirement benefits for policemen and firemen under State Retirement System. Notwithstanding other provisions of this charter to the contrary, policemen of the Lewiston police department and firemen of the Lewiston fire department who now are or hereafter become members of the Maine State Retirement System, shall become entitled on and after January 2, 1968 to the retirement benefits as provided in the Revised Statutes of 1964, Title 5, section 1092, subsection 3, except that the number of years of completed service shall be set at 25 years of such service in either department; provided that the last sentence of said section 1092, subsection 3, shall be of no force and effect, since the City of Lewiston has accepted that provision known as "cost of living for retired persons" as set forth in the Revised Statutes of 1964, Title 5, section 1128 whereby retirement allowances are automatically adjusted when general salary adjustments are granted; and it is intended that said section 1128 shall govern.

The finance board and city council of the City of Lewiston shall perform all acts, file all certifications, furnish all statements of data and agreements as are necessary or required by the administrators or trustees of the Maine State Retirement System, or both, to implement the effect of this section.

Referendum; effective date; certificate to Secretary of State. This Act shall take effect 90 days after adjournment of the Legislature only for the purpose of permitting its submission to the legal voters of the City of Lewiston at the next regular city election.

The city clerk shall prepare the required ballots on which he shall reduce the subject matter of this Act to the following question: "Shall the Act Relating to Retirement Benefits for Policemen and Firemen of the Lewiston Police and Fire Departments Under the State Retirement System, passed by the 103rd Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This Act shall take effect for all purposes hereof upon its acceptance by a majority vote of the legal voters voting at said election; provided that the total number of votes cast for and against the acceptance of this Act at said election equals or exceeds 20% of the total vote for all candidates for Governor in said city at the next preceding gubernatorial election.