

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fourth 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.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1969

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

October 2-3, 1967
January 9-26, 1968
September 18, 1968

For accomplishing the purposes of this Act, said district, through its trustees, is authorized to borrow money from time to time, not exceeding ~~\$100,000~~ \$500,000 and to issue therefor the interest-bearing negotiable notes or bonds of the district, maturing serially or otherwise, and to make subsequent renewals of the same in whole or in part, and for said purposes and for the purpose of refunding any notes, bonds or other lawful indebtedness, to establish a fund therefor, and for the purpose of obtaining or providing money to pay or to meet any necessary expenses and liabilities incurred or assumed under the provisions of this Act, including expenses in the creation of this district, in securing sources of supply, taking water and land, paying damages, laying pipes, constructing, maintaining and operating a water plant and making extensions, additions and improvements to the same, the said district, through its trustees, may, from time to time, issue bonds of the district to an amount necessary in the judgment of the trustees therefor, maturing at one time or in uniform or varying installments, with or without call provisions and at such rates of interest and on such terms and conditions as the trustees shall determine.

Sec. 2. P. & S. L., 1957, c. 121, § 9, amended. The 2nd sentence of section 9 of chapter 121 of the private and special laws of 1957 is amended to read as follows:

For the purpose of obtaining or providing money to pay or to meet any necessary expenses and liabilities under the provisions of this Act, including expenses in the creation of this district, in securing sources of supply, taking water and land, paying damages, laying pipes, constructing, maintaining and operating a water plant, and making extensions, additions and improvements to the same, the said district, through its trustees, may from time to time issue bonds of the district to an amount not exceeding ~~\$250,000~~ \$500,000, maturing and payable at such time or times, in uniform or varying installments, with or without such call provisions, and with or without such a premium or premiums, as said trustees shall determine.

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

Effective January 19, 1968

Chapter 216

AN ACT to Increase the Borrowing Capacity of the Winthrop Water District.

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

Whereas, it is necessary for the Winthrop Water District to construct additional sewerage facilities in order to alleviate pollution problems in Lake Annabessacook and other waters; and

Whereas, in order to do so it is necessary for the district to increase its debt limit in order to borrow funds for said purpose; and

Whereas, it is imperative that action be taken at the earliest possible time to

eliminate such condition ; 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., 1923, c. 98, § 13, amended. The first sentence of section 13 of chapter 98 of the private and special laws of 1923, as last amended by chapter 138 of the private and special laws of 1957, is further amended to read as follows : For accomplishing the purposes of this Act, said water district, through its trustees, is authorized to borrow money temporarily and to issue therefor the interest-bearing negotiable notes of the district, and for the purpose of paying or refunding the indebtedness so created, of paying any necessary expenses or liabilities, incurred under the provisions of this Act, including the expenses incurred in the creating of the district, in acquiring the plants, properties and franchises of said Hillside Water Company, of the Winthrop Water Company, of the Towle Packing Company and of said Carleton, by purchase or otherwise or in the purchase or acquisition of the properties and franchises of said defendant companies and of said Carleton, of securing sources of supply, taking water and lands, paying damages, laying pipes, constructing, maintaining and operating a water plant and a sewerage system and making renewals, extensions, additions and improvements to the same, the said water district, through its trustees, may from time to time issue bonds of the district ; provided, however, that bonds for sewerage facilities shall not exceed the sum of ~~\$600,000~~ \$1,200,000.

Emergency clause; referendum; certificate to Secretary of State. 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 territory embraced within the limits of said district and the legal voters of the Town of Winthrop who own real estate within said district, present and voting at a special election or elections called and held for the purpose on petition therefor, signed by at least 20 legal voters resident within said district. Such special election or elections shall be called, advertised and conducted according to the law relating to municipal elections ; provided, however, that the board of registration in said Town of Winthrop shall prepare and furnish separate check lists for such of the voters within said district as are then legal voters of said town and reside in said district and any additional individuals owning real estate within said district who are legal voters of the Town of Winthrop and all notices, warrants or other proceedings shall be varied accordingly so as to show that only such voters as reside in said district or town as aforesaid are entitled to vote at such meeting. At such meeting the vote shall be by ballot bearing the question : "Shall the Act Relating to the Winthrop Water District, passed by the 103rd Legislature in the 2nd special session, whereby the district is authorized to increase its borrowing capacity, 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 the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at said meeting ; 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. Failure of approval by the necessary majority or percentage of voters shall not prevent subsequent elections.

The result of the vote in said district shall be declared by the selectmen of

the Town of Winthrop and due certificate thereof filed by the town clerk with the Secretary of State.

Effective January 19, 1968

Chapter 217

AN ACT Relating to School Construction Aid in Certain Administrative Units.

Emergency preamble. Whereas, the administrative units of Rumford, South Portland and School Administrative District No. 51 voted to construct school projects anticipating state reimbursement of school construction aid in full on completion of the projects; and

Whereas, a change in legislation has created inequities for these administrative units; and

Whereas, financial hardships will result in these particular units without corrective legislation; 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:

Sec. 1. South Portland. The percentage of state school construction aid on the projects, authorized by the City of South Portland by bond ordinances as finally passed by its city council on April 18, 1966 and on March 20, 1967, shall be fixed at 30%. Not later than 90 days after the city has filed a full report of the capital outlay expenditures of said projects with the Commissioner of Education and has submitted proof that said projects have been completed in accordance with approved plans, the commissioner shall certify the total eligible amount of such capital outlay expenditures which the city is then entitled to receive for said projects pursuant to the Revised Statutes, Title 20, section 3457, which amount shall be 30% of the total eligible capital outlay expenditures approved by the commissioner less any amounts theretofore paid to the city as school construction aid on account of said projects. The amount so certified by the commissioner and, to any extent not included in the amount so certified, an amount equal to 30% of the aggregate amount of interest paid or payable by the city over the entire term of bonds or notes issued by the city to finance the aforesaid projects, shall be paid to the city out of moneys appropriated for this purpose, in 5 annual installments. Notwithstanding any provisions of the city charter to the contrary, the city may issue bonds or notes for said projects in 3 separate issues, each of which issues may include other projects as permitted by the city charter and shall be made payable in annual serial and approximately equal installments as pertains to principal.

Sec. 2. Rumford. The percentage of state school construction aid on the project authorized by the Town of Rumford on February 6, 1967 shall be fixed at