

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature
1ST SPECIAL SESSION
JANUARY 2, 1974 TO MARCH 29, 1974
AND BY THE
One Hundred and Seventh Legislature
REGULAR SESSION
JANUARY 1, 1975 TO JULY 2, 1975

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
1975

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Seventh Legislature

1975

Whereas, the State Board of Education inadvertently neglected to so increase the statutory debt limitation of School Administrative District No. 15 at the time of the initial approval of said new school construction project; and

Whereas, the State Board of Education did subsequently increase the statutory debt limitation of School Administrative District No. 15 by resolution adopted at its regular meeting of January 9, 1975; and

Whereas, doubt exists whether the subsequent action of the State Board of Education in raising said statutory debt limitation was sufficient under law, thus raising doubts as to the borrowing capacity of School Administrative District No. 15; 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:

Authorization. The School Directors of School Administrative District No. 15 are hereby authorized to borrow in the name and on behalf of said district a sum not to exceed \$2,800,000 pursuant to the authorization by the voters of said district on July 24, 1974, notwithstanding any limit of indebtedness contained in any other law.

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

Effective March 27, 1975

CHAPTER 25

AN ACT to Authorize the Plantation of Matinicus to Establish an Electric Power Generating Facility.

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

Whereas, the existing electric power generating facility for the Plantation of Matinicus is inadequate and outdated; and

Whereas, the present Matinicus Light and Power Company has no electrical power generating capacity; and

Whereas, electric power is presently provided by a single town-owned Civil Defense emergency portable unit built in 1953; and

Whereas, it is imperative that the plantation be served by an adequate electric power generating facility with emergency backup capability; and

Whereas, a plantation is not authorized under the general laws of the State of Maine to establish an electric power generating facility; 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. The Plantation of Matinicus is hereby authorized to acquire, construct, reconstruct, improve, extend, enlarge, equip, repair, own, operate and maintain an electric power generating facility, and for this purpose is vested with the power to raise money at its annual meeting, or at any legal meeting called for that purpose, for the purchase or lease of lands, water power, dams, manufactures and works for providing and supplying electricity, and for the purchase of apparatus necessary for equipping and properly maintaining an electric power generating facility.

Sec. 2. The plantation is also authorized to construct and maintain lines for the transmission of electricity upon, along and over any and all public ways within the limits of the plantation, and for that purpose to erect, establish and maintain in and along said streets and roads all necessary poles, pipes and apparatus; which shall be so erected, established and maintained as not to unreasonably interfere with the public use of streets and roads.

Sec. 3. The plantation is also authorized to use the electricity manufactured and generated by it to light its streets, roads, public squares, and all buildings owned, used or occupied by it; and it is further authorized to sell, distribute and furnish electricity for lighting, heating and power to individuals and corporations within the limits of the plantation.

Sec. 4. The plantation is also authorized to issue general obligation bonds, not to exceed the general law, to pay the cost of the acquisition, construction, reconstruction, improvement, extension and enlargement of, and equipment for, the electric power generating facility. Schedules for the payment of the principal and interest on the bonds shall be established in conformance with the rules and regulations of the Public Utilities Commission.

Sec. 5. The plantation is also authorized, after it has issued general obligation bonds for the electric power generating facility, to raise by taxation and appropriate a sum not to exceed 50% of the cost of the principal and interest payments on the general obligation bonds in any year and 50% of the current operating costs for that year.

Sec. 6. The municipal officers are authorized to fix by regulation and revise from time to time and to collect rates, fees and other charges for the use of or for the services and facilities furnished or to be furnished by the electric power generating facility; and they are further authorized to appoint a person to collect the rates, fees and other charges, who may be required by the municipal officers to be bonded according to Title 30, section 5001, before assuming the duties of collection.

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