

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

Sec. 2. First meeting, how called. The board of assessors of the plantation shall issue their warrant, in accordance with the general laws, for an annual meeting to be held, at a time consistent with the normal annual meeting time in 1976. Notification of such meeting shall be filed by the plantation clerk with the Secretary of State for determining the effective date of sections 1 and 3.

Sec. 3. Legislative district. Until the next legislative apportionment of Representatives, the Town of Allagash shall remain in the same legislative district in which Allagash Plantation is now classed.

Sec. 4. Referendum; effective date; certificate to Secretary of State. This Act shall take effect when approved, only for the purpose of permitting its submission to the legal voters within the territory embraced within the limits of said proposed Town of Allagash, voting by ballot at an election to be specially called and held for the purpose at a date after 90 days after the adjournment of the regular session of the 107th Legislature and before April 1, 1976. This meeting shall be called, advertised and conducted according to Title 30, sections 2061 to 2065. The plantation clerk shall prepare the required ballots, on which he shall reduce the subject matter of sections 1 and 3 of this Act to the following question:

“Shall ‘An Act Converting Allagash Plantation into the Town of Allagash,’ passed by the 107th 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. Upon its acceptance by a majority of the legal voters voting at said meeting, sections 1 and 3 of this Act shall take effect for all purposes hereof at the annual meeting in 1976; provided that the total number of votes cast for and against the acceptance of sections 1 and 3 of this Act at said meeting equaled or exceeded 50% of the total number of votes cast in the plantation at the last gubernatorial election.

The result of the vote shall be declared by the board of assessors of the Plantation of Allagash and due certificate shall be filed by the plantation clerk with the Secretary of State.

Effective May 27, 1975

CHAPTER 63

AN ACT Repealing the York Harbor Village Corporation.

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

Whereas, the York Harbor Village Corporation, under the provisions of its charter as set forth in the private and special laws of 1901, chapter 481, section 4, as repealed and replaced by the private and special laws of 1951, chapter 30, can no longer continue to preserve the high standards and qualities of the York Harbor Village Corporation because of the lack of funding to do so; and

Whereas, for this reason, the said York Harbor Village Corporation can no longer provide the necessary services for its citizens; 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. P&SL 1901, c. 481, as last amended by P&SL 1951, c. 30, is repealed. Subject to the provisions of section 7 of this Act, chapter 481 of the private and special laws of 1901, as amended, entitled "An Act to Incorporate the York Harbor Village Corporation," is repealed.

Sec. 2. Rights, etc. of the York Harbor Village Corporation vested in the Town of York. Upon the acceptance of this Act as provided in section 7 hereof, all real and personal property, or any interests therein, then owned by the York Harbor Village Corporation, together with all accounts receivable, choses in action and all other rights and benefits that may be either then due and payable to, or would accrue to, or for the benefit of said York Harbor Village Corporation but for this Act, shall be and become the property of the Town of York without the payment of any consideration; said town being hereby vested with all rights and powers of holding, disposing of or enforcing of such rights so acquired. All litigation pending in any court involving the York Harbor Village Corporation shall not abate and shall be prosecuted or defended, as the case may be, by the Town of York and said Town of York shall, in all instances, be held to be the successor in interest to said York Harbor Village Corporation.

Sec. 3. Contracts, etc. to be assumed by the Town of York. Upon the acceptance of this Act as provided in section 7 hereof, all contracts, obligations and liabilities of said York Harbor Village Corporation, incurred prior to the acceptance of this Act, shall be assumed and performed by the Town of York. The term "liabilities" shall include the maintenance and snow plowing of all roads and ways customarily maintained and plowed by said Village Corporation as of the date of the acceptance of this legislation by the voters of the Town of York.

Sec. 4. Existing ordinances to remain in force. Upon the acceptance of this Act as provided in section 7 hereof, all valid ordinances then in force in the York Harbor Village Corporation, including the zoning bylaws, the building code and those relating to traffic and parking control, to the bathing beaches and to public health and safety, shall become valid and enforceable ordinances within the Town of York. All building permits, variances, special permits and other licenses issued or granted by the York Harbor Village Corporation prior to the acceptance of this legislation by the voters of the Town of York shall remain in full force and effect in accordance with their terms when issued or granted.

Sec. 5. Existing facilities to be maintained. Upon and after the acceptance of this Act as provided in section 7 hereof, the Town of York shall maintain all street lights and signs, fire hydrants, corporation-owned sewer system, traffic signals and signs, public beaches, public walks, including fisherman's walk, so called, and public parks as they exist at the time of such acceptance or as they may be from time to time improved.

Sec. 6. Authority; documents. The assessors of York Harbor are authorized and empowered to execute any and all such documents, including but

not limited to, instruments of conveyance and assignments, as may be necessary to carry this Act into effect and their authority to so act shall extend until such date as their terms would have expired but for the passage and acceptance of this Act.

Sec. 7. Referendum; effective date; 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 Town of York at a special meeting thereof held on or before September 1, 1975, providing that the warrant calling such meeting contains an appropriate article for that purpose. Said meeting shall be called and conducted according to the law governing annual and special meetings of said town except voting on the article relating to this action shall be accomplished by written ballot to be prepared for said meeting by the town clerk. Said town clerk shall prepare proper ballots upon which this action will be reduced to the following question :

“Shall ‘An Act Repealing the York Harbor Village Corporation,’ as jointly agreed to by the municipal boards of York and York Harbor and as passed by the 107th Legislature, be accepted?” Qualified voters of said town shall record by a cross or check mark placed in the box next to the words “Yes” or “No” their opinion of the same.

This Act will take effect for all purposes hereof on October 1, 1975, if accepted by the inhabitants of the Town of York by a majority of the legal voters present and voting at said meeting.

The result of the vote taken at the meeting above specified shall be declared in open meeting by the municipal officers of said town and a certificate of the result of the voting shall be filed by the clerk of said town with the Secretary of State.

Effective May 27, 1975

CHAPTER 64

AN ACT to Authorize the Self-liquidating Bond Issue in the Amount of \$900,000 for Renovations of Housing Facilities at the University of Maine.

Preamble. Two-thirds of both Houses of the Legislature deeming it necessary in accordance with Section 14 of Article IX of the Constitution to authorize the issuance of self-liquidating bonds on behalf of the State of Maine to provide for renovations for the University of Maine.

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

Sec. 1. Issue of self-liquidating bonds to provide for renovations for the University of Maine. The Treasurer of State is authorized, under the direction of the Governor and Council, to issue from time to time serial coupon bonds in the name and behalf of the State to an amount not exceeding \$900,000 for the purpose of raising funds to provide for such renovations as authorized by section 9. Said bonds shall be deemed a pledge of the faith and credit of the State. Said bonds shall not run for a longer period than 20 years from the date of the original issue thereof. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor and Council.