

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

to complete and close up their records of said session. The town clerk shall reduce the subject matter of this Act to the following question:

"Shall 'The Act to Incorporate the Baileyville Utilities District,' 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. This Act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters of said district voting at such elections, but only if the total number of votes cast for and against the acceptance of this Act in said special elections equals or exceeds 20% of the total number of names on the check list of voters of said town provided for herein, which check list shall be used at such elections; but failure of approval by the necessary majority or percentage of voters shall not prevent subsequent elections.

The results of such elections shall be declared by the municipal officers of said town and due certificates thereof filed by the town clerk with the Secretary of State.

Effective June 12, 1975

CHAPTER 80

AN ACT to Authorize the Withdrawal of the Town of Nobleboro from the Damariscotta-Newcastle-Nobleboro Community School District, also known as the Great Salt Bay Community School District.

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

Whereas, the Towns of Damariscotta, Newcastle and Nobleboro voted in 1974 to form a Community School District; and

Whereas, on April 30, 1975, the Town of Nobleboro, at a special meeting called and held in the manner provided by law for the calling and holding of town meetings, voted by a vote of 190 to 28 to withdraw from said Community School District; and

Whereas, withdrawal from said school district must be approved by a special Act of the Legislature; and

Whereas, the Community School District is unable to adequately plan for budget matters, school construction and other necessary matters until the withdrawal of the Town of Nobleboro is resolved; and

Whereas, the Town of Nobleboro is unable to plan for its budget matters and other related school matters until the matter of its withdrawal is resolved; 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. Authorization. The inhabitants of the Town of Nobleboro are hereby authorized to withdraw from the Damariscotta-Newcastle-Nobleboro Community School District, also known as the Great Salt Bay Community School District, upon the terms that are contained in this Act.

Sec. 2. Continued existence. The withdrawal of the Town of Nobleboro shall not be deemed to effect a dissolution of the Great Salt Bay Community School District and the trustees of the community school district shall file with the State Board of Education a return reflecting the withdrawal of Nobleboro from the original community school district and reflecting the removal from the board of trustees of the community school district of the trustees representing the Town of Nobleboro. The original of the return shall be on file in the commissioner's office and a copy of the return, manually signed by the Secretary of the Board of Education, shall be filed and retained in the office of the commissioner.

Sec. 3. Budget meetings. Notwithstanding any law to the contrary, the Town of Nobleboro is authorized to raise and appropriate school funds for elementary school purposes at a duly called special town meeting within 30 days after this Act is signed by the Governor.

Notwithstanding any law to the contrary, the Great Salt Bay Community School District comprised of the Towns of Damariscotta and Newcastle is authorized to raise and appropriate school funds for operational and capital expenditures of the community school district at a duly called special budget meeting within 30 days after this Act is signed by the Governor.

Sec. 4. Indebtedness. At the end of the budget year of the Great Salt Bay Community School District on June 30, 1975, there will be no indebtedness on the part of that community school district. The balance remaining on June 30, 1975 shall be used to pay off the following nonbudgeted items:

- A. School bus reimbursement to the Town of Damariscotta in the amount of \$11,100;
- B. Architectural fees due Allied Engineering in the amount of \$4,271.75; and
- C. All ordinary and necessary expenses incurred to effectuate the withdrawal of Nobleboro from the community school district.

These moneys shall first be applied to the first item and if any balance remains, then to the 2nd item and if any balance remains, then to the 3rd item. These moneys shall be paid on or before June 30, 1975.

In the event that the balance is not sufficient to fully pay off these items, then the amount necessary to fully pay off these items shall be paid for by the Towns of Damariscotta, Newcastle and Nobleboro within 3 months from the effective date of this Act by making a payment to the Great Salt Bay Community School District comprised of the Towns of Damariscotta and Newcastle, the amount due in the following respective percentages:

Damariscotta	46% of amount due
Newcastle	32% of amount due
Nobleboro	22% of amount due

The Great Salt Bay Community School District shall then pay off the balance due on these unbudgeted items.

Sec. 5. Nobleboro School. The Town of Nobleboro shall assume the existing indebtedness due from the community school district for the Nobleboro school addition in the amount of \$4,140, together with accrued interest and shall release the community school district from said indebtedness.

Sec. 6. Assets. The community school district shall transfer, release and assign all of its right, title and interest in and to the following assets to the Town of Nobleboro:

All school supplies and school equipment used by the community school district in the Nobleboro school building and the 2 school buses which were formerly the property of the Town of Nobleboro.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect on June 30, 1975, except as otherwise provided herein.

Effective June 30, 1975

CHAPTER 81

AN ACT to Amend the Charter of the Ogunquit Sewer District.

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

Sec. 1. P&SL 1963, c. 87, § 2, is amended by adding a new paragraph after the first paragraph to read:

Notwithstanding the aforementioned authority, the board of trustees shall hold a public hearing at least 7 days prior to an anticipated vote of said board upon any proposal for the construction of lateral lines or for any plan extension. Such public hearing shall be held after providing a minimum 7 days' notice of such hearing by publication and shall be held for the purpose of enabling the trustees to learn of the approval, disapproval or suggested changes of the voters of the district to such proposals.

Sec. 2. P&SL 1963, c. 87, § 14, is amended by adding after the 3rd paragraph a new paragraph to read:

At each annual meeting of said district, the board of trustees shall present a proposed budget for the next fiscal year of the district to solicit the approval, disapproval or suggested changes of the voters of the district to such proposed budget. The board of trustees shall adopt a budget for the next fiscal year of the district following such public consideration thereof.

Sec. 3. P&SL 1963, c. 87, § 14, 4th ¶, is repealed and the following enacted in place thereof: