

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE
AT THE

SECOND REGULAR SESSION

January 4, 1978 to April 6, 1978

FIRST SPECIAL SESSION

(No laws enacted)

September 6, 1978 to September 15, 1978

SECOND SPECIAL SESSION

October 18, 1978

THIRD SPECIAL SESSION

December 6, 1978

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

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Augusta, Maine
1979

PRIVATE AND SPECIAL LAWS
OF THE

STATE OF MAINE

AS PASSED AT THE

SECOND REGULAR SESSION

of the

ONE HUNDRED AND EIGHTH LEGISLATURE

January 4, 1978 to April 6, 1978

CHAPTER 91

AN ACT to Increase the Authorized Indebtedness of the Kennebunk Sewer District and to Limit the Use of that Increase.

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

P&SL 1955, c. 69, § 16, 3rd sentence, as repealed and replaced by P&SL 1957, c. 8, § 1, is amended to read:

Said district, by resolution of its board of trustees, is for said purposes or any of them also authorized to issue, from time to time, notes, bonds or other evidence of indebtedness of the district, maturing serially or otherwise, in an amount or amounts, at such rates of interest, and on such terms and conditions as the board of trustees shall determine; provided, however, that the total indebtedness of said district, at any one time outstanding, shall not exceed the sum of ~~\$1,000,000~~ \$3,000,000, with the condition that the increase in the debt limit shall be used solely for the design, construction and administration of the interceptor sewers, force mains, pump stations and modifications to the district's wastewater treatment facilities in accordance with the requirements of the Maine Department of Environmental Protection and the United States Environmental Protection Agency; and provided further, that indebtedness of the district shall not be deemed to be outstanding if funds adequate for the payment thereof together with any interest due thereon and premium payable on account thereof, shall have been deposited with the paying agent named in the notes or bonds evidencing such indebtedness in trust for the purpose of making such payment. Any change in the limitation on the expenditure of funds as provided in this section shall first be submitted to the residents of the district for their approval by referendum vote before any change is made in the expenditure of funds.

Referendum; effective date. This Act shall be submitted to the legal voters of the Town of Kennebunk, resident in the district, at the next regular town meeting to be held on the 6th day of March, 1978, or at a special town meeting to be called and held for the purpose within 3 months of the approval of this Act. This special meeting shall be called, advertised and conducted according to the law relating to municipal elections; provided, however, that the selectmen of the town shall not be required to prepare for posting, nor the town clerk to post, a new list of voters, and for the purpose of registration of voters the board of voter registration shall be in session on the secular day next preceding that special election. The town clerk of the town shall prepare the required ballots, on which he shall reduce the subject matter of this Act to the following question:

“Shall ‘An Act to Increase the Authorized Indebtedness of the Kennebunk Sewer District and to Limit the Use of that Increase,’ passed by the second regular session of the 108th Legislature, be accepted?” And the voters shall indicate by a

cross or check mark placed against the words "Yes" or "No" their opinion of the same. After its acceptance by a majority of the legal voters voting at that election, this Act shall take effect 90 days after the adjournment of the second regular session of the 108th Legislature; provided that the total number of votes cast for and against the acceptance of this Act equals or exceeds 20% of the total vote for all candidates for Governor cast in that district at the last gubernatorial election.

The result of the vote shall be declared by the municipal officers of the Town of Kennebunk and due certificate thereof shall be filed by the town clerk with the Secretary of State.

Effective July 6, 1978

CHAPTER 92

AN ACT to Extend until July 1, 1979, the Date for the Newport Water District to Purchase the Property of the Maine Water Company.

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

Whereas, the Newport Water District charter requires the water district to acquire the Maine Water Company by July 1, 1978; and

Whereas, the Newport Water District is still in negotiation with the Maine Water Company for acquisition of the company; and

Whereas, the negotiations are expected to continue beyond the July 1, 1978, deadline; 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&SL 1975, c. 29, § 20, as amended by P&SL 1977, c. 27, is further amended to read:

Sec. 20. Certain sections inoperative on failure to acquire Maine Water Company plant. If said water district shall fail to acquire before July 1, ~~1978~~1979,