

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

AT THE

SECOND REGULAR SESSION

January 2, 1980 to April 3, 1980

AND AT THE

THIRD SPECIAL SESSION

May 22, 1980

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
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PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION

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ONE HUNDRED AND NINTH LEGISLATURE

January 2, 1980 to April 3, 1980

CHAPTER 83

H. P. 1798 — L. D. 1920

AN ACT to Constitute and Validate the Establishment of the Monson Utilities District.

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

Whereas, on June 18, 1973, the legal voters of the Town of Monson voted at a special meeting to accept and approve the Private and Special Laws of 1973, chapter 50; and

Whereas, the vote took place prior to the effective date of chapter 50, thus raising doubts as to the effectiveness of the vote and other proper establishment of the Monson Utilities District; and

Whereas, these doubts impair the ability of the Monson Utilities District to borrow money and accomplish its vital public purposes; 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. Monson Utilities District constituted and established. The inhabitants of and territory within the Town of Monson are hereby constituted to be and to have been since June 18, 1973, a body politic and corporate under the name of "Monson Utilities District" for the purposes and with all the powers set forth in the Private and Special Laws of 1973, chapter 50. The proceedings taken in the Town of Monson on June 18, 1973, to accept the provisions of the Private and Special Laws of 1973, chapter 50, and establish the Monson Utilities District are hereby validated, confirmed and made effective.

Sec. 2. Validation. The trustees of the Monson Utilities District, appointed by the board of selectmen of the Town of Monson to serve as such, and their predecessors in office are declared to be and to have been duly appointed and qualified for the respective terms for which each was appointed. All of the proceedings of the board of trustees, as from time to time constituted as shown in the records of the Monson Utilities District, and all of the actions duly taken in accordance therewith and, in accordance with the provisions of the Private and Special Laws of 1973, chapter 50, by the officers and agents of the district are validated, confirmed and made effective.

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

Effective March 17, 1980

CHAPTER 84

H. P. 1821 — L. D. 1949

AN ACT to Amend the Kennebunk, Kennebunkport and Wells Water District Charter to Include the Town of Ogunquit.

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

Sec. 1. P&SL 1921, c. 159, § 1, as last amended by P&SL 1973, c. 177, § 1, is repealed and the following enacted in its place:

Sec. 1. Territorial limits, corporate name and purpose. The territory and people constituting the Towns of Kennebunk, Kennebunkport, Wells and Ogunquit shall constitute a body politic and corporate under the name of the Kennebunk, Kennebunkport and Wells Water District, for the purpose of supplying the inhabitants of the district and of the Town of Arundel and the inhabitants of those portions of the Town of York and the City of Biddeford now being served by the district with pure water for domestic and municipal purposes.

Sec. 2. P&SL 1921, c. 159, § 2, first ¶, as last amended by P&SL 1969, c. 35, § 2, is further amended to read:

Said district, for the purposes of its incorporation, is hereby authorized to take, hold, divert, use and distribute water from any surface or underground river, lake, pond, stream, brook, spring or other source of water, natural or artificial, in the Towns of Kennebunk, Kennebunkport and Wells, **Ogunquit and Arundel**, and in the portions of the Town of York and the City of Biddeford above described and in the Town of Arundel, including, without limitation by the foregoing, water from Branch Brook and the Merriland River and their tributaries from their sources to their mouths, or from any of said sources, or to contract to do any or all of the foregoing things **and to purchase water from the Biddeford and Saco Water Company.**

Sec. 3. P&SL 1921, c. 159, § 4, as amended by P&SL 1969, c. 35, § 3, is further amended to read:

Sec. 4. May lay pipes, etc., along public ways and across private lands. Said district is hereby authorized to lay in and through the streets, roads and ways in said district and in the portions of the Town of York and the City of Biddeford