

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 1980 to June 19, 1981

AND AT THE

FIRST SPECIAL SESSION
August 3, 1981

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**PRIVATE AND
SPECIAL LAWS**

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legal voters voting at the special election, provided that the total number of votes cast for and against the acceptance of sections 1 and 2 of this Act at the election equaled or exceeded 50% of the total number of votes cast in the plantation for Governor at the last gubernatorial election.

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

Emergency clause. In view of the emergency set out in the preamble, section 4 of this Act shall take effect upon its acceptance by a majority of the legal voters at the special election. Sections 1 and 2 of this Act shall take effect for all purposes hereof at the first town meeting.

Effective pending referendum, unless otherwise indicated.

CHAPTER 12

H. P. 148 — L. D. 174

AN ACT to Revise the Charter of the South Berwick Water District.

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

Whereas, the South Berwick Water District needs an increase in the debt limit to allow it to start replacing the old water main this spring; 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 1959, c. 61, § 1, first ¶ is amended to read:

That part of the ~~Town~~ **Towns** of South Berwick and **Berwick** within the area hereinafter described, and the inhabitants of the ~~Town~~ **Towns** of South Berwick and **Berwick** within that area, are created a body politic and corporate under the name of "South Berwick Water District" for the purposes of supplying inhabitants and others in the district and the Town of South Berwick with pure water for domestic, sanitary, commercial, industrial, agricultural and municipal purposes. All incidental rights, powers and privileges, necessary to the accomplishment of the main objects herein set forth, are granted to the ~~said~~ South Berwick Water District.

Sec. 2. P&SL 1959, c. 61, § 1, 2nd ¶ is amended to read:

The area within ~~said Town~~ **the Towns** of South Berwick and Berwick comprising the ~~said~~ district is bounded and described as follows:

Sec. 3. P&SL 1959, c. 61, § 1, is amended by adding after the 3rd paragraph 2 new paragraphs to read:

Beginning at the junction of the South Berwick and Berwick town line with the Salmon Falls River; thence in a southerly direction by the Salmon Falls River to the junction of the Great Works River; thence in a southeasterly direction by the Great Works River to the Great Works Bridge, so-called, at Brattle Street; thence running in a general northeasterly and northerly direction by and along the Great Works River to the intersection of the Great Works River and the Agamenticus Road, so-called; thence turning and running by and along the Agamenticus Road in a general westerly and southerly direction to the marker which is 3,775 feet easterly from the junction of Portland Street and Agamenticus Road; thence northwesterly to the junction of Portland Street, called Route #4 and the Berwick — South Berwick town line; thence in a due northerly direction a distance of 3,500 feet; thence in a due westerly direction a distance of 2,800 feet; thence in a due southerly direction a distance of 4,000 feet, more or less, to the Berwick — South Berwick town line; thence in a westerly direction to the point of beginning.

Sec. 4. P&SL 1959, c. 61, § 2, first ¶, as amended by P&SL 1961, c. 35, § 1, is further amended to read:

The ~~said~~ district for the purposes of its incorporation is authorized to take, hold, divert, use and distribute water from any river, lake, pond, stream, brook, spring, well or other source, natural or artificial, in ~~said the~~ Town of South Berwick or in that part of the Town of Berwick ~~which is bounded and described as follows set out in section 1:~~

Sec. 5. P&SL 1959, c. 61, § 2, 2nd ¶, as enacted by P&SL 1961, c. 35, § 1, is repealed.

Sec. 6. P&SL 1959, c. 61, § 6, 4th ¶, last sentence is amended to read:

The trustees as such, shall receive as compensation for their services an amount to be determined by them not to exceed ~~\$100~~ **\$300** each per year; ~~but~~ **and** the treasurer may be allowed such compensation as the trustees shall determine.

Sec. 7. P&SL 1959, c. 61, § 11, first ¶, as amended by P&SL 1961, c. 35, § 2, is further amended to read:

For accomplishing the purposes of this ~~act~~ **Act**, and for such other expenses as may be necessary for the carrying out of said purposes, said district, through its trustees, without district vote, is authorized to borrow money temporarily and to issue therefor its negotiable notes; and for the purpose of renewing and refunding

the indebtedness so created, of paying any necessary expenses and liabilities incurred under this ~~act~~ Act, including organizational and other necessary expenses and liabilities whether incurred by the district or the Town of South Berwick, the district being authorized to reimburse said Town of South Berwick for any such expense incurred by it and in acquiring properties, paying damages, laying pipes, mains, aqueducts and conduits, constructing, maintaining and operating a water plant or system and making renewals, additions, extensions and improvements to the same and to cover interest payments during the period of construction, said district, through its trustees, without district vote, is also authorized to issue, from time to time, bonds, notes or other evidences of indebtedness of the district in one series, or in separate series, in such amount or amounts, bearing interest at such rate or rates, and having such terms and provisions as the trustees shall determine; provided the total indebtedness of the ~~said~~ district shall not exceed the sum of ~~\$400,000~~ \$2,000,000.

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

Effective March 30, 1981

CHAPTER 13

S. P. 174 — L. D. 454

AN ACT to Continue the Joint Select Committee on Decommissioning of Nuclear Generating Facilities.

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

Whereas, loss of continuity would hamper the select committee in completing its business; 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 1979, c. 59, § 3, first sentence is amended to read:

The Joint Select Committee on Decommissioning of Nuclear Generating Facilities as reconstituted by this Act shall complete the study and report its findings and recommendations and any necessary implementing legislation on or before ~~January 5, 1981~~ **December 2, 1981**, to the 110th Legislature.