

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

SECOND SPECIAL SESSION

September 25, 1981

AND

THIRD SPECIAL SESSION

December 9, 1981

AND

SECOND REGULAR SESSION

January 6, 1982 to April 13, 1982

AND AT THE

FOURTH SPECIAL SESSION

April 28, 1982 to April 29, 1982

AND AT THE

FIFTH SPECIAL SESSION

May 13, 1982

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ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co.
Augusta, Maine
1981

**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION

and

FIFTH SPECIAL SESSION

of the

ONE HUNDRED AND TENTH LEGISLATURE

1981

CHAPTER 107

H.P. 1970 - L.D. 1945

**AN ACT to Revise the Greater Portland
Public Development Commission.**

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

P&SL 1945, c. 123, §3 is amended to read:

Sec. 3. Management. Said The corporation shall be is managed by a board of 5 directors who shall be are citizen residents of Portland and/ or South Portland and who shall be are appointed by the Governor with the advice and consent of his council for a term of 5 years, except that in the first appointment one director shall be is appointed for 1 one year, one for 2 years, one for 3 years, one for 4 years, and one for 5 years. Directors are chosen so that the residencies of the members of the board of directors are, as nearly as possible, in proportion to the corporation's relative property holdings, based on fair market value, in the 2 municipalities at the time of the appointment; provided that at all times no less than 2 directors shall be residents of Portland and no less than 2 directors shall be residents of South Portland. Before making an appointment, the Governor shall consult with the city council of the municipality from which the director is chosen. The council shall nominate 3 candidates from among whom the Governor makes the appointment. Said The directors shall elect or appoint such officers and agents as they shall determine are necessary for the transaction of the business of the corporation.

Effective July 13, 1982.

CHAPTER 108

H.P. 2257 - L.D. 2105

**AN ACT to Amend the Charter of the
Lucerne-in-Maine Village Corporation.**

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

Sec. 1. P&SL 1927, c. 43, §2, 2nd sentence, as enacted by P&SL 1979, c. 30, §1, is amended to read:

The total expenditures, within a fiscal year, shall not exceed the total appropriations made for that year by the voters at the annual ~~winter~~ meeting unless another village corporation meeting is held within the fiscal year at which additional appropriations are made.

Sec. 2. P&SL 1927, c. 43, §7, first ¶, last sentence, as repealed and replaced by P&SL 1979, c. 30, §2, is amended to read:

At the ~~annual~~ summer meeting of the village corporation, one overseer, who is a resident voter as defined in section 12, shall be elected to a one-year term by the resident voters; one overseer, who is a nonresident voter as defined in section 12, shall be elected to a one-year term by the nonresident voters; and there shall be a President of the Board of Overseers to be elected as set forth in subsections 1 and 2.

Sec. 3. P&SL 1927, c. 43, §7, sub-§1, first sentence, as enacted by P&SL 1979, c. 30, §2, is amended to read:

At the summer meeting in ~~every July~~ of odd-numbered years, the resident voters shall nominate and elect by written ballot a resident voter as a candidate for President of the Board of Overseers.

Sec. 4. P&SL 1927, c. 43, §7, sub-§2, first sentence, as enacted by P&SL 1979, c. 30, §2, is amended to read:

At the summer meeting in ~~every July~~ of even-numbered years, the nonresident voters shall nominate and elect by written ballot a nonresident voter as a candidate for President of the Board of Overseers.

Sec. 5. P&SL 1927, c. 43, §9-A, as enacted by P&SL 1979, c. 30, §4, is repealed and the following enacted in its place:

Sec. 9-A. Village meetings; dates of meetings; business of meetings; special meetings. The purpose of village meetings is to provide a means for voters to exercise their powers under the town meeting form of government and to provide for the election of village officers and other elected officials, appropriation of funds, levying of taxes, approval of warrants, adoption of bylaws and ordinances and

any other business that may legally come before the meeting. There shall be 2 regular village meetings, one to be known as the annual meeting and held at such time as the overseers shall determine and one to be known as the summer meeting and held at such time in the month of July or the month of August as the overseers shall determine. The primary business of the annual meeting is to appropriate and vote to raise, or to appropriate or vote to raise, by tax levy the moneys necessary to carry on the business of the corporation and for any other legal purpose which the village corporation is authorized to undertake. Any other business of the village may be dealt with at the annual meeting, except the election of officers. The primary business of the summer meeting is to elect the officers for the ensuing year. Any other business of the village may be dealt with at this meeting, except voting to raise moneys by tax levy. Notwithstanding the preceding provisions, a vacancy in any office arising from any cause prior to a regularly scheduled meeting shall be filled in accordance with section 16. Appropriations from the General Fund or from other funds that may from time to time exist may be made at the summer meeting in the event of cogent circumstances that demand that action. The Board of Overseers may call special meetings whenever deemed necessary. On the written petition of at least 25 legal voters, the Board of Overseers shall either insert a particular article in the next warrant issued or shall within 60 days call a special meeting for its consideration. If the overseers unreasonably refuse to call a corporation meeting upon petition of the voters, it may be called in the manner provided for by law for the calling of town meetings in the same circumstances. All meetings shall be held within the territorial limits of the village corporation or within the Town of Dedham or within an adjacent town at a readily accessible and convenient location. Copies of all budget proposals, the warrant and the document entitled "Lucerne-In-Maine Village Corporation Ballot for Election of Officers and Referendum Questions," when appropriate, shall be mailed to each legal voter at his last known address at least 15 days prior to the date of any meeting. The annual meeting may be held in conjunction with the summer meeting at the discretion of the overseers.

Sec. 6. P&SL 1927, c. 43, §11, first 2 sentences, as amended by P&SL 1979, c. 30, §5, are further amended to read:

Each and every year an the annual winter meeting shall be held at the time and place determined in accordance with section 9-A, at which a majority of the legal voters there assembled shall determine the amount of money to be raised for the corporate purposes during and for that year, or the ensuing fiscal year if the annual meeting is held prior to

the beginning of the fiscal year. A certificate signed by the President of the Board of Overseers and attested by the clerk shall thereupon, ~~and before~~ within 45 days after the final adjournment of the annual meeting of the Town of Dedham, be filed with the assessors of the Town of Dedham, which certificate shall recite the amount of money to be raised in accordance with the vote of ~~the said~~ that meeting of the village corporation.

Sec. 7. P&SL 1927, c. 43, §12, 7th sentence, as repealed and replaced by P&SL 1979, c. 30, §6, is amended to read:

Each year a document entitled "Lucerne-In-Maine Village Corporation Ballot for Election of Officers and/or Referendum Questions" shall be mailed to all voters prior to the ~~annual~~ summer meeting and may be mailed to all voters prior to the annual ~~winter~~ meeting.

Sec. 8. P&SL 1927, c. 43, §16, first sentence, as amended by P&SL 1979, c. 30, §7, is further amended to read:

In the event of the death or resignation of any overseer or officer, his place may be filled by vote of a majority of the board of overseers, and the new officer or overseer so elected shall hold his office until the next ~~annual or summer or winter~~ meeting at which time ~~said~~ the office shall become vacant and his successor shall be elected at that meeting.

Effective July 13, 1982.

CHAPTER 109

S.P. 832 - L.D. 1940

AN ACT making Allocations Related to the Alcoholism Prevention, Education, Treatment and Research Fund for the Expenditures of State Government for the Fiscal Year ending June 30, 1983.

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

Sec. 1. Allocation. The following funds are allocated