

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 453-End

AND AT THE
FIRST SPECIAL SESSION
September 6, 1983 to September 7, 1983
Chapters 583-588

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J.S. McCarthy Co., Inc.
Augusta, Maine
1983

**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION
and
FIRST SPECIAL SESSION
of the
ONE HUNDRED AND ELEVENTH LEGISLATURE
1983

"Shall the borrowing capacity of the Winterport Water District be increased from \$400,000 to \$800,000?"

This Act shall take effect for all purposes immediately upon its acceptance by a majority of the legal voters voting at the election. The result of the vote shall be declared by the trustees and due certificate thereof shall be filed by the clerk of the district with the Secretary of State.

In the event that no sufficient petition for a referendum is submitted within 7 days after the special district meeting, this Act shall take effect immediately, and the trustees shall so declare. Due certificate thereof shall be filed by the clerk of the district with the Secretary of State.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved only for the purposes specified in section 2. This Act shall take effect for all purposes as specified in section 2.

Effective May 24, 1983, unless otherwise indicated.

CHAPTER 32

H.P. 422 - L.D. 505

AN ACT to Revise the Mexico Water District Charter.

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

Sec. 1. P&SL 1929, c. 102, §1 is repealed and the following enacted in its place:

Sec. 1. Territorial limits. The following territory and the people within the territory, namely: All of the people and territory included within the boundaries of the Town of Mexico shall constitute a public municipal corporation under the name of the Mexico Water District, for the purpose of supplying the inhabitants of the district with pure water for domestic, sanitary and municipal purposes.

Sec. 2. P&SL 1929, c. 102, §8, as amended by P&SL 1963, c. 29, is further amended to read:

Sec. 8. Managed by board of trustees; bond;

organization; tenure of office; compensation; report. All the affairs of said the water district shall be managed by a board of trustees composed of 3 members, chosen by the municipal officers of Mexico. Before entering upon the duties of their office the said trustees shall file a bond for the faithful performance of their trust, with the treasurer of said the Town of Mexico, in such sum as may be required, from time to time, by the selectmen of said Mexico, the premium for said the bond to be paid by the Mexico Water District. As soon as convenient after the members of said the board have been chosen and qualified, said the trustees shall hold a meeting and organize by the election of a president chairman and clerk; adopt a corporate seal and when necessary may choose a treasurer and all other needful officers and agents for the proper conduct and management of the affairs of said district. The trustees shall annually choose an administrator who shall manage the day-to-day affairs of the district. The trustees shall annually choose a treasurer and clerk for the district. The trustees may contract with the Town of Mexico to provide operational services to the district. At said the first meeting, they shall determine by lot the term of office of each trustee so that one shall serve for one year, one for 2 years and one for 3 years, and whenever the term of office of a trustee expires the body which appointed said the trustee shall appoint a successor to serve the full term of 3 years, and in case any other vacancy arises it shall be filled in like manner for the unexpired term. They may also adopt by-laws as are necessary for their own convenience and the proper management of the affairs of the district. The term of office of said the trustees first chosen shall be considered to date from the first Monday of April, in the year of our Lord nineteen hundred and twenty-nine 1929. Said The trustees may procure an office and incur such expenses as may be necessary. Each member shall receive in full compensation for his services an allowance of ~~\$200~~ \$300 per year, plus \$15 for each meeting attended up to a total of 20 meetings per year. At the close of each fiscal year the trustees shall make a detailed report of their doings, of the receipts and expenditures of said water district, of its financial and physical condition, and of such other matters and things pertaining to said district as shall show the inhabitants of said district how said trustees are fulfilling the duties and obligations of their trust, such reports to be made and filed with the municipal officers of the town of Mexico. The district shall have an annual post audit of its accounts which, with its annual report, shall be published as part of the annual report for the Town of Mexico, at the discretion of the board of selectmen.

repealed.

Sec. 4. P&SL 1929, c. 102, § 14 is amended to read:

Sec. 14. Rates regulated. All individuals, firms and corporations, whether private, public or municipal, shall pay to the treasurer of ~~said~~ the district the rates established by ~~said~~ the board of trustees for the water used by them, and ~~said~~ the rates shall be uniform within the territory supplied by the district. ~~Said~~ The rates shall be so established as to provide revenue for the following purposes:

I. To pay the current expenses for operating and maintaining the water system;

II. To provide for the payment of interest on the indebtedness created by the district; and

III. To provide each year a sum equal to not less than ~~one-half of one per cent~~ 1% nor more than ~~five per cent~~ 10% of the entire indebtedness created by the district, which sum shall be turned into a sinking fund and there kept to provide for the extinguishment of ~~said~~ the indebtedness. The money set aside for the sinking fund shall be devoted to the retirement of the obligations of the district or invested in such securities as savings banks are allowed to hold.

Sec. 5. Referendum; effective date; certificate to Secretary of State. This Act shall be submitted to the legal voters of the Town of Mexico at any regular town meeting or at any special town meeting or meetings called and held for the purpose on or before April 1, 1984. The special town meeting shall be called, advertised and conducted according to the law relating to municipal elections, provided 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. For the purpose of registration of voters, the registrar of voters shall be in session on the secular day next preceding the 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 the Mexico Water District Charter be revised?"

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 purposes when it is accepted by a majority of the legal voters voting at such an election, 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 Mexico at the next previous gubernatorial election.

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

Effective September 23, 1983.

CHAPTER 33

H.P. 24 - L.D. 29

AN ACT to Create a Student Seat on the Board of Trustees of the University of Maine.

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

Sec. 1. P&SL 1865, c. 532, §4, as amended by PL 1977, c. 696, §354, is repealed and the following enacted in its place:

Sec. 4. Board of Trustees. The Board of Trustees of the University of Maine shall consist of 16 members.

1. Commissioner of Educational and Cultural Services. The Commissioner of Educational and Cultural Services shall serve as a voting member ex officio.

2. Members appointed by the Governor. Fourteen members shall be appointed for 7-year terms by the Governor, subject to review by the Joint Standing Committee on Education and confirmation by the Legislature. Each term shall expire on May 26th of the appropriate year, except that the retiring member shall serve until a successor is appointed by the Governor and confirmed by the Legislature. No person accepting such appointment may be a member of the State Board of Education. Trustees may serve a maximum of 2 terms, except that an individual appointed to fill an unexpired term of 3 years or