

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

SECOND SPECIAL SESSION

November 18, 1983

AND AT THE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

AND AT THE

THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

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

J.S. McCarthy Co., Inc.
Augusta, Maine
1986

**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE

SECOND REGULAR SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

vember 4, 1983, prepared by Plisga & Day, Land Surveyors, to be recorded in the Waldo County, Kennebec County and Somerset County Registries of Deeds.

Effective July 25, 1984.

CHAPTER 67

H.P. 1532 - L.D. 2009

AN ACT to Enable the City of
Portland to Charge Reasonable Interest
on Delinquent Sewer Accounts.

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

Whereas, the City of Portland currently charges interest of 6% per annum on delinquent sewer accounts; and

Whereas, other cities, by action of the First Regular Session of the 111th Legislature, were permitted to charge interest at the rate charged for unpaid taxes, which is a higher amount up to a maximum established by the Treasurer of State; and

Whereas, the City of Portland needs to increase its interest charge for delinquent sewer accounts to encourage compliance and to improve the efficient and timely collection of accounts; and

Whereas, assessments are made April 1st of each year; 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 P&SL 1891, c. 184, §5, as repealed and replaced by P&SL 1961, c. 116, is amended to read:

Sec. 5. Liens. All assessments made under this Act shall create a lien upon each and every lot or parcel of land so assessed, which lien shall continue

for one year after said assessments are payable, and within 10 days after they are made the clerk of said city shall make out a list of all such assessments, the amount of each assessment, and the name of the person, if known, against whom the same is assessed, to be by him certified; and he shall deliver the same to the treasurer of said city, and if said assessments are not paid within 3 months from the date of said assessments, then the treasurer shall proceed to collect said assessments, with or without interest at a rate ~~of not more than 6% per annum~~ not to exceed the highest lawful rate set by the Treasurer of State for municipal taxes, as the municipal officers of said city shall determine, and with costs and incidental charges, in the manner provided for collection of taxes by enforcement of lien procedure, which lien shall be enforced not less than 8 months nor more than one year from the date said assessments are made.

Sec. 2. P&SL 1891, c. 184, §6, first sentence, as repealed and replaced by P&SL 1961, c. 116, is amended to read:

Any person to whom the right by law belongs may, at any time within 18 months from the date of the filing of said lien certificate, redeem such real estate by paying to the treasurer the sum for which the lien was placed on such real estate, with or without interest at a the rate of not more than 6% per annum as the municipal officers of said city shall determine, with costs of redemption.

Sec. 3. P&SL 1891, c. 184, §7, as repealed and replaced by P&SL 1961, c. 116, is amended to read:

Sec. 7. Civil action for collection. If said assessments are not paid, and said city does not proceed to collect said assessments by said lien procedure, or is in any manner delayed or defeated in completing said lien procedure, then the said city in the name of the inhabitants of said city, or in the name of such city, may sue for and maintain a civil action against the party so assessed for the amount of said assessment as for money paid, laid out and expended, in any court competent to try the same, and in such action may recover the amount of such assessment with 6% interest at the rate as the municipal officers of said city shall determine on the same from the date of said assessment and costs; provided, however, that if such city should in any manner accept less than the amount of said assessment with such interest thereon as may have been charged for its right, title and interest in the real estate, the party so assessed shall be under no personal liability for the remainder of said assessment.

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

Effective March 13, 1984.

CHAPTER 68

H.P. 1707 - L.D. 2229

AN ACT Concerning the Issuance of Bonds by Lincoln County.

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

Whereas, this legislation is vitally necessary to avoid the undue burden of temporary financing; 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 1983, c. 20, §3, 2nd sentence is amended to read:

Each authorized issue shall be payable in such annual installments, beginning not more than 2 years from the date thereof and not earlier than the year 1986 1985, as will extinguish each loan in not more than 20 years from its date.

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

Effective March 16, 1984.
