

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

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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

CHAPTER 75

S.P. 681 - L.D. 1859

AN ACT to Amend the Charter of the Jackman Sewer District to Clarify the Limit on Indebtedness and to Clarify Certain Other Language in the Charter.

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

Whereas, the Jackman Sewer District is eligible to receive grant funds from authorized state and federal agencies, and those grants have been approved for its 1984 water pollution control project; and

Whereas, before July, 1984, the district must borrow in excess of \$1,000,000 on a temporary basis in anticipation of receiving the grant funds, in order to complete the design and undertake the construction of that project; and

Whereas, the charter of the district is unclear as to whether temporary borrowing in anticipation of grants is subject to its limitation upon total permitted outstanding indebtedness; and

Whereas, unless the charter is amended to clarify that such temporary borrowing is not included in total permitted outstanding indebtedness, the pollution control project may be frustrated and will be delayed and made more expensive; and

Whereas, the punctuation and certain wording in the first 2 sentences of section 15 of the charter leave unclear the purposes for which long-term indebtedness may be incurred by the district and the district contemplates the issuance of long-term indebtedness in May, 1984; 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P&SL 1969, c. 88, §15, as amended by PL 1983, c. 404, §4, is repealed and the following enacted in its place:

Sec. 15. Authorized to issue notes and bonds; to borrow money. For accomplishing the purposes of this Act, the district, by resolution of its board of trustees, may borrow money temporarily and issue therefor its negotiable notes in anticipation of bonds authorized by this section and of notes in anticipation of the revenues to be collected or received in any year or in anticipation of the receipt of approved federal or state grants. For the purposes of paying and refunding the indebtedness so created, of paying any necessary expenses and liabilities incurred under this Act, including organizational and other necessary expenses and liabilities, and of acquiring properties, paying damages, laying sewers, drains and conduits, constructing, maintaining and operating a sewage plant or system, making renewals, additions, extensions and improvements to the same, and making interest payments during the period of construction and for such period thereafter as the trustees may determine, the district, by resolution of its board of trustees, may also issue, from time to time, bonds, notes or other evidences of indebtedness of the district in one series, or in separate series, in an amount or amounts, at such rates of interest and on such terms and conditions as the trustees determine. The total outstanding indebtedness of the district shall at no time exceed \$1,000,000, provided that amounts temporarily borrowed by the district in anticipation of the receipt of any approved grants from the State Government or Federal Government, or from any agency of either authorized to assist in the financing of water pollution control projects, shall not affect or be included in the total indebtedness of the district permitted to be outstanding. The bonds, notes and other evidences of indebtedness shall be legal obligations of the district and a direct obligation on the taxable property within the district; shall bear the seal of the district and shall be signed by its treasurer and countersigned by the chairman of its Board of Trustees; and any interest coupons attached thereto shall bear the facsimile of the signature of its treasurer. The district may refund and reissue, from time to time, in one or in separate series, its bonds and other evidences of indebtedness, and each authorized issue shall constitute a separate loan. All bonds issued by the district shall be legal investments for savings banks in the State. All bonds, notes or other evidences of indebtedness issued by

the district, and their transfer and the income therefrom, including any profit made on the sale thereof, shall at all times be free from taxation within the State.

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

Effective March 28, 1984.

CHAPTER 76

H.P. 1562 - L.D. 2064

AN ACT to Amend the Charter of the
Van Buren Light and Power District.

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

Whereas, this Act makes changes in the charter of the Van Buren Light and Power District which must be made before the next election for the light and power district; and

Whereas, the election for the light and power district is to be held on the same date as the town election; and

Whereas, the present charter provides for the annual meeting in March after the municipal election while the town elections are now held in June; 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 1917, c. 182, §6, first sentence, as repealed and replaced by P&SL 1979, c. 38, §6, is amended to read:

The annual meeting of the district shall be held within the district in the month of ~~March~~ June after