

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

AS PUBLIC LAWS AND CONSTITUTIONAL RESOLUTIONS

at the

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

AND

AS PRIVATE AND SPECIAL LAWS AND RESOLVES

at the

FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Twin City Printery
Lewiston, Maine
1989

**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

to the legal voters within the Town of Perry and the legal voters of the Town of Pembroke at separate elections called and held in the towns on or before June 1, 1988. These elections shall be called, held and conducted by the Secretary of State in the same manner as local option elections under Title 28-A are conducted in the towns, except that no petitions for the elections shall be required.

This Act shall take effect for all purposes immediately upon its acceptance by a majority of the legal voters of each town voting in its own election, provided that the number of votes cast for and against the acceptance of this Act in each election equals or exceeds 10% of the total number of qualified voters in the towns, respectively, that voted in the last gubernatorial election.

The result of the vote shall be declared by the Secretary of State and certificate thereof filed by him in his office.

Effective pending referendum.

CHAPTER 33

H.P. 1201 — L.D. 1638

AN ACT Relating to Terms of Office for Trustees of the Kennebec Water District.

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

Sec. 1. P&SL 1899, c. 200, §5, as amended by P&SL 1981, c. 41, §1, is repealed and the following enacted in its place:

Sec. 5. Trustees. All the affairs of the water district shall be managed by a board of trustees composed of 7 members. Two of the trustees shall be chosen by the municipal officers of Waterville, 2 by the municipal officers of Fairfield, 2 by the municipal officers of Winslow and one shall be appointed by the county commissioners of Kennebec County to fill a seat which alternates every 3 years between the residents of the Towns of Benton and Vassalboro. As soon as convenient after the members of the board have been chosen, the trustees shall hold a meeting at the city rooms in the City of Waterville and organize by the election of a president and clerk, adopt a corporate seal and, when necessary, may choose a treasurer and all other necessary officers and agents for the proper conduct and management of the affairs of the district. Whenever the term of office of a trustee expires, the body which appointed the trustee shall appoint a successor to serve a full term of 3 years; and, in case any other vacancy arises, it shall be filled in like manner for the unexpired term. The trustees may also ordain and establish such bylaws as necessary for their convenience and the proper management of the district's affairs. The trustees may procure an office and incur such expenses as may be necessary.

The trustees shall receive as compensation for their services \$20 for each meeting attended and reimbursement for travel and expenses up to a maximum of \$500 per year, unless changed in accordance with the Maine Revised Statutes, Title 35, chapter 262.

The term of office for trustees shall be 3 years, beginning on the first Monday in April as follows: The term of the trustee from the Towns of Benton or Vassalboro shall begin in April 1988, with a trustee from Vassalboro and continue with a trustee from Benton beginning in April 1991, continuing to alternate between the towns every 3 years thereafter; the terms of one trustee from Waterville, one from Fairfield and one from Winslow shall begin in April 1989, and every 3 years thereafter; and the terms of one trustee from Waterville, one from Fairfield and one from Winslow shall begin in April 1990, and every 3 years thereafter. No person may serve more than 2 full terms consecutively without a break in service before reappointment.

Sec. 2. Transition clause. The term of the trustee presently appointed by the county commissioners and scheduled to expire in 1988 is unchanged; the term of the trustee from Fairfield scheduled to expire in 1989 is unchanged; the term of the trustee from Winslow scheduled to expire in 1990 is unchanged; the term of the trustee from Winslow scheduled to expire in 1991 is changed to expire in 1989; the term of the trustee from Waterville scheduled to expire in 1992 is changed to expire in 1989; the term of the trustee from Fairfield scheduled to expire in 1993 is changed to expire in 1990; and the term of the trustee from Waterville scheduled to expire in 1994 is changed to expire in 1990.

Effective September 29, 1987.

CHAPTER 34

H.P. 952 — L.D. 1281

AN ACT to Extend the Boundaries of the Presque Isle Sewer District and the Presque Isle Water District.

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

Sec. 1. P&SL 1937, c. 80, §4, as amended by P&SL 1963, c. 67, is repealed and the following enacted in its place:

Sec. 4. Territorial limits; name; purposes. That part of the City of Presque Isle, and the inhabitants within the same, which is bounded and described as follows: Commencing at a granite monument, being the southeast corner of the Town of Mapleton and the northeast corner of the Town of Chapman; thence proceeding in a southerly direction along the east line of the Town of Chapman (also being the west line of the City of Presque Isle) to its intersection with a true east-west line said line

being "Y" coordinate one million twenty seven thousand (1,027,000) on the Maine Transverse Mercator System (East Zone); thence proceeding easterly along said "Y" coordinate line to its intersection with a true north-south line said line being "X" coordinate six hundred thirty-two thousand (632,000) on the Maine Transverse Mercator System (East Zone); thence proceeding northerly along said "X" coordinate line to its intersection with the high water line on the south side of the Aroostook River; thence proceeding in a westerly direction along the high water line on the south side of the Aroostook River to its intersection with the east line of the Town of Mapleton; thence proceeding southerly along said east line of the Town of Mapleton to the southeast corner of the Town of Mapleton and the place of beginning; is hereby created a body politic and corporate by the name of Presque Isle Sewer District for the purpose of providing in said district a system of public sewerage and drainage for the comfort, convenience and health of the inhabitants of said district, with all the rights, privileges and immunities incident to similar corporations.

Sec. 2. P&SL 1941, c. 67, §1, 3rd ¶, as amended by PL 1963, c. 50, §1, is repealed and the following enacted in its place:

Commencing at a granite monument, being the southeast corner of the Town of Mapleton and the northeast corner of the Town of Chapman; thence proceeding in a southerly direction along the east line of the Town of Chapman (also being the west line of the City of Presque Isle) to its intersection with a true east-west line said line being "Y" coordinate one million, twenty-seven thousand (1,027,000) on the Maine Transverse Mercator System (East Zone); thence proceeding easterly along said "Y" coordinate line to its intersection with a true north-south line said line being "X" coordinate six hundred thirty-two thousands (632,000) on the Maine Transverse Mercator System (East Zone); thence proceeding northerly along said "X" coordinate line to its intersection with the high water line on the south side of the Aroostook River; thence proceeding in a westerly direction along the high water line on the south side of the Aroostook River to its intersection with the east line of the Town of Mapleton; thence proceeding southerly along said east line of the Town of Mapleton to the southeast corner of the Town of Mapleton and the place of beginning; are hereby created a body politic and corporate by the name of Presque Isle Water District for the purpose of supplying the inhabitants of said district with pure water for domestic, sanitary, commercial and municipal purposes.

Sec. 3. **Referendum; effective date.** This Act shall be submitted to the legal voters of the districts and the legal voters of the territory to be added to the sewer and water districts at a special election or elections to be called and held for that purpose. The elections shall be called by the municipal officers of the City of Presque Isle and shall be held at the regular voting places. The dates of the elections shall be determined by the municipal officers, but the first election in the district

shall not be later than the first day of June, 1988. These special elections shall be called, advertised and conducted according to the law relating to municipal elections; except that the board of registration shall not be required to prepare nor the city clerk to post a new list of voters and for this purpose the board of registration shall be in session on the 3 secular days next preceding the elections, the first and 2nd days to be devoted to registration of voters and the last day to enable the board to verify the corrections of the lists and to complete and close up their records of the session. The city clerk shall reduce the subject matter of this Act to the following questions:

- (1) "Shall the boundaries of the Presque Isle Sewer District be extended?"
- (2) "Shall the boundaries of the Presque Isle Water District be extended?"

The voters shall indicate by a cross (X) or check mark (✓) placed against the word "Yes" or "No" their opinion of the same.

Section 1 of this Act shall take effect for all purposes immediately upon the acceptance of the question of extension of the sewer district boundaries by a majority of the legal voters of the sewer district and a majority of the voters of the territory to be added to the sewer district, voting at the elections, but only if the total number of votes cast for and against the acceptance of this Act in the special elections equals or exceeds 10% of the registered voters of the district and 10% of the registered voters of the territory to be added to the district, but failure of approval by the necessary percentage of voters shall not prevent subsequent elections.

Section 2 of this Act shall take effect for all purposes immediately upon the acceptance of the question of extension of the water district boundaries by a majority of the legal voters of the water district and a majority of the voters of the territory to be added to the water district, voting at the elections, but only if the total number of votes cast for and against the acceptance of this Act in the special elections equals or exceeds 10% of the registered voters of the district and 10% of the registered voters of the territory to be added to the district, but failure of approval by the necessary percentage of voters shall not prevent subsequent elections.

The results of the elections shall be declared by the municipal officers of the city and due certificates thereof shall be filed by the city clerk with the Secretary of State.

Effective pending referendum.