

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
THIRD SPECIAL SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

CHAPTER 142

S.P. 1025 — L.D. 2681

AN ACT to Amend the Limitation of Indebtedness for the Starks Water District.

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

Whereas, the water supply for domestic purposes in the Town of Starks is not in compliance with state rules for drinking water; and

Whereas, this legislation is immediately necessary so that the town may borrow the funds to remedy the situation; 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 1961, c. 40, §9, 2nd sentence is amended to read:

For the purpose of obtaining or providing money to pay or to meet any necessary expenses and liabilities under the provisions of this act, including expenses in the creation of this district, in securing sources of supply, taking water and land, paying damages, laying pipes, constructing, maintaining and operating a water plant, and making extensions, additions and improvements to the same, the said district, through its trustees, may from time to time issue bonds of the district to an amount not exceeding ~~\$15,000~~ \$100,000, maturing and payable at such time or times, in uniform or varying installments, with or without such call provisions, and with or without such a premium or premiums, as said trustees shall determine.

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

Effective September 19, 1988.

CHAPTER 143

H.P. 1976 — L.D. 2674

AN ACT to Make Technical Changes in the Charter of the Waterville Sewerage District.

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

Whereas, language was inadvertently omitted from previous amendments to the Waterville Sewerage District; and

Whereas, it is necessary to restore the omitted language in order to resolve ambiguities in the district's authority resulting from that omission; 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 1949, c. 211, §10, as amended by P&SL 1987, c. 22 is repealed and the following enacted in its place:

Sec. 10. Rates; applications of revenue; sinking fund. All individuals, firms and corporations, whether private, public or municipal, shall pay to the treasurer of the district the rates and assessments established by the commissioners to pay for the cost of the works and for the service used by them. The rates shall not be discriminatory within the territory served by the district. Prior to adoption of a new rate schedule, the commissioners shall hold a public hearing regarding the proposed rate schedule. The commissioners shall publish the proposed rates and notice of the hearing not less than once in a newspaper of general circulation in the City of Waterville not less than 7 days prior to the hearing. The district shall mail to each ratepayer a notice of the public hearing and the proposed new rate at least 14 days prior to the hearing.

The rates may include a readiness-to-serve charge against owners or persons in possession, or against whom taxes are assessed, of all buildings or premises intended for human habitation or occupancy, which are accessible to sewers or drains of the district, but not actually connected to them, whether or not the buildings or premises are occupied. Buildings or premises shall be deemed to be accessible to a sewer or drain of the district for purposes of this section if the buildings or premises, or any private sewer or drain directly or indirectly connected to it or carrying waste water or commercial or industrial waste from it, comes at any point within 100 feet of a sewer or drain of the district, provided that the owner of the building is not required to acquire any real property or easement in real property for the sole purpose of making the connection.

The rates shall be so established as to provide revenue for the following purposes:

1. To pay the current expenses for operating and maintaining the sewerage system;
2. To provide for the payment of the interest on the indebtedness created or assumed by the district; and