

# MAINE STATE LEGISLATURE

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**LAWS**

OF THE

**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND FOURTEENTH LEGISLATURE

**FIRST REGULAR SESSION**

December 7, 1988 to July 1, 1989

THE GENERAL EFFECTIVE DATE FOR  
NON-EMERGENCY LAWS IS  
SEPTEMBER 30, 1989

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

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J.S. McCarthy Company  
Augusta, Maine  
1989

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**PRIVATE AND SPECIAL LAWS**

**OF THE**

**STATE OF MAINE**

**AS PASSED AT THE**

**FIRST REGULAR SESSION**

**of the**

**ONE HUNDRED AND FOURTEENTH LEGISLATURE**

**1989**

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meeting to be called and held for the purpose within 3 months of the approval of this Act. This special meeting shall be called, advertised and conducted according to the law relating to municipal elections; provided, however, 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 and for the purpose of registration of voters the board of voter registration 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 the town clerk shall reduce the subject matter of this Act to the following question:

"Shall 'An Act to Increase the Total Authorized Indebtedness of the Kennebunk Sewer District from \$3,000,000 to \$8,000,000,' passed by the 114th Legislature, be accepted?"

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 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 municipal officers of the Town of Kennebunk and due certificate thereof shall be filed by the town clerk with the Secretary of State.

Effective March 23, 1989, unless otherwise indicated.

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## CHAPTER 4

S.P. 102 - L.D. 121

### **An Act to Establish a Portion of the Boundary Between the Town of Lincoln and the Town of Enfield in the County of Penobscot from the Penobscot River to the Westerly Shore of Cold Stream Pond**

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

**Boundary line between Town of Lincoln and Town of Enfield.** The boundary line between the Town of Lincoln and the Town of Enfield in the County of Penobscot shall be as follows: the beginning point being north 57°, 45 minutes, 0 seconds west, a distance of 325 feet, more or less, from a granite monument with an aluminum disk marked in part "Town of Lincoln - Town of Enfield Municipal Boundary," set on the easterly bank of the Penobscot River, thence south 57°, 45 minutes, 0 seconds east, a distance of 325 feet, more or less, to the granite monument mentioned above, thence continuing on the same course, south 57°, 45 minutes, 0 seconds east, passing through other intermediate monuments identified on the plan mentioned below, a distance of 21,382.2 feet to a granite monument with an aluminum disk marked in part "Town of Lincoln - Town of Enfield Municipal Boundary," set on the westerly shore of Cold Stream Pond.

All bearings are oriented to true north as determined by a survey of the above described boundary line depicted on a plan entitled "Survey Plan showing location of a portion of the Municipal Boundary between Town of Lincoln and Town of Enfield, Penobscot County, Maine," dated October 14, 1988, prepared by Plisga and Day, Land Surveyors, to be recorded in the Penobscot County Registry of Deeds.

See title page for effective date.

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## CHAPTER 5

S.P. 109 - L.D. 164

### **An Act to Validate and Approve the Town of China's Town Meeting and School Construction Referendum and Related Proceedings**

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

**Whereas,** there is an urgent need to construct a new kindergarten through grade 3 elementary school in the Town of China in order to provide adequate educational programs to the pupils of the Town of China; and

**Whereas,** the Town of China voted at referendum on October 29, 1988 by a vote of 262 to 146 to authorize a majority of the municipal officers and treasurer of the Town of China to issue bonds or notes in the name of the Town of China for school construction purposes in an amount not to exceed \$3,313,000 to construct and equip a new kindergarten through grade 3 elementary school in the Town of China; and

**Whereas,** certain problems occurred in conducting the town meeting and school construction referendum, including without limitation, the failure to complete the balloting for election of the moderator in time to open the polls at the time stated in the warrant with the result that the polls did not remain open for 4 hours as required by the former Maine Revised Statutes, Title 30, section 2061; and

**Whereas,** there is also a question concerning the right to the issuance of an absentee ballot between the time the meeting began and the time the polls were opened; and

**Whereas,** these problems and questions may prevent the Town of China from issuing bonds or notes for the project unless the Legislature validates and approves proceedings of the town meeting and school construction referendum; 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,