

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST SPECIAL SESSION

August 21, 1989 to August 22, 1989

and

SECOND REGULAR SESSION

January 3, 1990 to April 14, 1990

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
July 14, 1990

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

J.S. McCarthy Company
Augusta, Maine
1990

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND FOURTEENTH LEGISLATURE

August 21, 1989 to August 22, 1989

the Preserve shall be carried out in a manner approved by the Bureau of Forestry and consistent with the area's scenic beauty and natural features. All motor vehicles, not including vehicles engaged in timber harvesting, shall be restricted to roads designated for their use, except that snowmobiles shall also be allowed on designated trails. Designated roads shall be limited to those easily accessible to automobiles as of the effective date of this Act. No buildings, ski lifts, power transmission facilities, or other structures shall be built in the Preserve except for open trail shelters, essential service facilities, temporary structures used in timber harvesting, small signs, and other small structures that are in keeping with the undeveloped character of the Preserve.

Sec. 4. Utility lines. Notwithstanding sections 1 to 3, the Commissioner of Conservation may authorize the relocation and burial of existing utility lines within the Bigelow Preserve.

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

Effective August 23, 1989.

CHAPTER 96

H.P. 1309 - L.D. 1813

An Act to Allow the Sale of the Electric Portion of the Lubec Electric and Water District

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

Whereas, a referendum needs to be held on the provisions of this Act in November 1989; 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 1951, c. 92, §19 is enacted to read:

19. Sale of electrical business. The district may sell or otherwise transfer any of its real or personal property, tangible or intangible, including without limitation, franchises, property rights, privileges and assets, land, poles, wiring, fixtures, machinery, apparatus and appliances used or capable of being used in connection with its electrical business, to a regulated electric utility incorporated and doing business in the State.

Sec. 2. Agreement between the Lubec Water and Electric District, the purchaser of the electric business and the Town of Lubec. If the Lubec Water and Electric District negotiates a sale or transfer of its electric business, authorized in section 1 of this Act, the provisions shall include an agreement between the Lubec Water and Electric District, the purchaser and the Town of Lubec concerning a renegotiation of the payment of an annual sum to the town under sections 2 and 14 of the district's charter. The agreement may include a continuation of the annual payment at the same or a different rate by either the district or the purchaser or a division of the proceeds of the sale between the district and the town or any of these combinations.

Sec. 3. Sale or transfer. If the district sells or transfers the electric business to another company, the district shall submit legislation to the Legislature proposing a revision of its charter within one year of the sale or transfer. The revised charter shall establish the district as a water district.

Sec. 4. Referendum. The provisions of the sale or transfer and agreements shall be approved by the voters of the Town of Lubec in a referendum conducted in accordance with the law on municipal elections.

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

Effective August 23, 1989.