

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

FIRST SPECIAL SESSION

July 11, 1991 to July 18, 1991

THE GENERAL EFFECTIVE DATE FOR

FIRST REGULAR SESSION

NON-EMERGENCY LAWS IS

OCTOBER 9, 1991

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
1991

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

FIRST REGULAR SESSION

of the

ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

CHAPTER 1

H.P. 85 - L.D. 119

An Act to Amend the Long Pond Water District Charter

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

Whereas, the Long Pond Water District must take action as soon as possible to purchase the Long Pond Water Company and become operational; and

Whereas, the appointment of the initial trustees is essential to the administration of the water district; 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 P&SL 1989, c. 121, §9, sub-§1 is repealed and the following enacted in its place:

1. First board. The municipal officers of the Town of Sullivan and the Town of Sorrento shall appoint the first board of trustees. The officers of the Town of Sullivan shall appoint one trustee and the officers of the Town of Sorrento shall appoint 4 trustees. One trustee serves for a term of one year, 2 trustees serve for a term of 2 years and 2 trustees serve for a term of 3 years. At the first meeting, the initial trustees shall determine by agreement, or failing to agree they shall determine by lot, the term of office of each trustee. Thereafter, trustees are elected to serve 3-year terms. Vacancies are filled pursuant to subsection 4.

Sec. 2. P&SL 1989, c. 121, §9, sub-§4, first 2 sentences are repealed and the following enacted in their place:

Whenever the term of office of a trustee expires, the trustee's successor is elected by a plurality vote by the inhabitants of the district. For the purpose of election, a special election must be called and held during the last 2 weeks of July, the election to be called by the trustees of the district in the same manner as town meetings are called and for this purpose the trustees are vested with the powers of municipal officers.

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

Effective April 9, 1991.

CHAPTER 2

H.P. 306 - L.D. 436

An Act to Increase the Limit of Indebtedness of the Newport Water District from \$1,500,000 to \$3,500,000

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 immediate need for an increase in funds available to the Newport Water District to address current and foreseeable expenses of the Newport Water District; 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 1975, c. 29, §14, first ¶, as amended by P&SL 1981, c. 31, is further amended to read:

For accomplishing the purposes of this Act, said water district, through its trustees, without vote of the inhabitants, is authorized to borrow money temporarily and to issue therefor the negotiable notes of the district, for the purpose of refunding the indebtedness so created, for paying any necessary expenses and liabilities incurred under the provisions of this Act, including the expenses incurred in the creation of a district, in acquiring the properties and franchises of said Maine Water Company by purchase or otherwise, of assuming and paying all mortgages, liens and encumbrances thereon as provided in sections 10 and 11, of securing sources of supply, taking water and land, paying damages, laying pipes, constructing, maintaining and operating a water plant and making renewals, extensions, additions and improvements to the same, and protecting the watershed, to an amount or amounts necessary in the judgment of the trustees therefor, provided the total indebtedness ~~shall~~ may not exceed the sum of ~~\$1,500,000~~ \$3,500,000 at any one time outstanding.

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

Effective April 16, 1991.

CHAPTER 3

H.P. 860 - L.D. 1240

An Act Regarding the Authority of Cumberland County to Take Land by Eminent Domain