

# 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.

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J.S. McCarthy Company  
Augusta, Maine  
1991

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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 FIFTEENTH LEGISLATURE**

**1991**

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nated officer of the district the rates established by the board of trustees for the water used by them. The rates must be established in accordance with the Maine Revised Statutes, Title 35-A, chapter 61, to provide for the purposes set forth therein.

The management and allocation by the Plymouth Water District of a contribution of funds by the State under the Maine Revised Statutes, Title 38, section 1364, subsection 5, and the income from those funds, are not subject to investigation or review by the Public Utilities Commission under Title 35-A, section 310, 1302 or 1303, except upon request by the Department of Environmental Protection.

**Sec. 14. Existing laws not affected; rights conferred subject to provisions of law.** Nothing contained in this Act is intended to repeal, or may be construed as repealing, the whole or any part of any existing law, and all the rights and duties mentioned in this Act must be exercised and performed in accordance with all the applicable provisions of and amendatory acts to the Maine Revised Statutes, Title 35-A to the extent that that Title and its amendments affect the operations of the district.

**Sec. 15. Separability clause.** If any section or part of a section of this Act is held invalid by a court of competent jurisdiction, the holding does not affect the remainder of this Act, it being the intention that the remaining portions of this Act stand, notwithstanding the unconstitutionality or invalidity of any section, sentence, clause or phrase.

**Sec. 16. Acceptance subject to referendum.** This Act must be submitted to the legal voters within the district at an election called for that purpose and held by December 31, 1992. The election must be called, advertised and conducted according to the law relating to municipal elections, except that the registrar of voters is not required to prepare or the clerk to post a new list of voters and, for this purpose, the registrar of voters must be in session the 3 secular days preceding the election, of which the first 2 days must be devoted to registration of the voters and the last day to verification of the list and completion of the records of these sessions by the registrar. The subject matter of this Act is reduced to the following question:

“Shall the Plymouth Water District be created?”

The voters shall indicate by a cross or check mark placed against the words “Yes” or “No” their opinion of the same.

The results must be declared by the municipal officers of the Town of Plymouth and the due certificate of the results filed by the clerk with the Secretary of State.

This Act takes effect for all purposes immediately upon its acceptance by a majority of the legal voters within the district voting at the special election. Failure of the approval by the necessary majority of voters at any such election does not prevent a subsequent election or elections from being held for that purpose.

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

Effective pending referendum.

## CHAPTER 38

H.P. 1339 - L.D. 1931

### An Act to Amend the Berwick Sewer District Charter

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

**Sec. 1. P&SL 1963, c. 154, §24** is enacted to read:

**Sec. 24. Dissolution.** The district may be dissolved by affirmative vote of a majority of the legal voters voting at a municipal election on the question: “Shall the Berwick Sewer District, created as a quasi-municipal corporation by Private and Special Act, be dissolved?” Prior to dissolution, the district shall adequately provide for the transfer of the district’s assets, liabilities and responsibilities.

**Sec. 2. Town of Berwick; duties upon dissolution.** Upon dissolution of the Berwick Sewer District, as created by Private and Special Law 1963, chapter 154, the Town of Berwick shall assume the assets, liabilities and responsibilities of the district.

See title page for effective date.

## CHAPTER 39

H.P. 1341 - L.D. 1933

### An Act to Amend the Quorum Requirements for Special Town Meetings in Vassalboro

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

**P&SL 1957, c. 9** is amended to read:

**Special town meetings.** No action of a special town meeting of the town of Vassalboro, Kennebec County, shall be is valid unless the ~~number of~~ 125 registered