

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

**SECOND SPECIAL SESSION**

December 12, 1991 to January 7, 1992

**SECOND REGULAR SESSION**

January 8, 1992 to March 31, 1992

THE GENERAL EFFECTIVE DATE FOR  
SECOND REGULAR SESSION  
NON-EMERGENCY LAWS IS  
JUNE 30, 1992

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  
1992

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**PRIVATE AND SPECIAL LAWS**

**OF THE**

**STATE OF MAINE**

**AS PASSED AT THE**

**SECOND REGULAR SESSION**

**of the**

**ONE HUNDRED AND FIFTEENTH LEGISLATURE**

**1991**

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**CHAPTER 78****S.P. 874 - L.D. 2235****An Act to Provide for the 1992 and 1993 Allocations of the State Ceiling on Private Activity Bonds**

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

**Whereas,** the Maine Revised Statutes, Title 10, section 363 and Public Law 1991, chapter 28 make a partial allocation of the state ceiling on private activity bonds to some issuers for calendar year 1992, but leave a portion of the state ceiling unallocated and do not provide sufficient allocations for certain types of private activity bonds that may require an allocation prior to the effective date of this Act if not enacted on an emergency basis; and

**Whereas,** if these bond issues must be delayed due to lack of available state ceiling, the rates and terms under which these bonds may be issued may be adversely affected, resulting in increased costs to beneficiaries or even unavailability of financing for certain projects; 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. Allocation to the Treasurer of State.**

Ten million dollars of the state ceiling for calendar year 1992 previously allocated to the Treasurer of State remains allocated to the Treasurer of State. Ten million dollars of the state ceiling for calendar year 1993 is allocated to the Treasurer of State to be used in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 5.

**Sec. 2. Allocation to the Finance Authority of Maine.** The \$25,000,000 in state ceiling for calendar year 1992 previously allocated to the Finance Authority of Maine, plus an additional \$10,000,000, is allocated to the Finance Authority of Maine to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 6. Twenty-five million dollars of the state ceiling for calendar year 1993 is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 6.

**Sec. 3. Allocation to the Maine Municipal Bond Bank.** The \$10,000,000 of the state ceiling for

calendar year 1992 previously allocated to the Maine Municipal Bond Bank, plus an additional \$10,000,000 is allocated to the Maine Municipal Bond Bank to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 7 for calendar year 1992. Ten million dollars of the state ceiling for calendar year 1993 is allocated to the Maine Municipal Bond Bank to be used or reallocated in accordance with Title 10, section 363, subsection 7.

**Sec. 4. Allocation to the Maine Educational Loan Authority.** Twenty-five million dollars of the state ceiling for calendar year 1992 is allocated to the Maine Educational Loan Authority for calendar year 1992. None of the state ceiling for calendar year 1993 is allocated to the Maine Educational Loan Authority.

**Sec. 5. Allocation to the Maine State Housing Authority.** Twenty-five million dollars of the state ceiling for calendar year 1992 previously allocated to the Maine State Housing Authority, plus an additional \$15,000,000, is allocated to the Maine State Housing Authority to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 4 in calendar year 1992. Twenty-five million dollars of the state ceiling for calendar year 1993 is allocated to the Maine State Housing Authority for the same uses.

**Sec. 6. Allocation to the Maine Educational Loan Marketing Corporation.** Twenty million dollars of the \$25,000,000 state ceiling for calendar year 1992 previously allocated to the Maine Educational Loan Marketing Corporation remains allocated to the Maine Educational Loan Marketing Corporation to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 8 in calendar year 1992. Twenty-five million dollars of the state ceiling for calendar year 1993 is allocated to the Maine Educational Loan Marketing Corporation to be used or reallocated in accordance with Title 10, section 363, subsection 8.

**Sec. 7. Unallocated state ceiling.** Fifty-five million dollars of the state ceiling for calendar year 1993 is unallocated and must be reserved for future allocation in accordance with applicable laws.

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

Effective March 17, 1992.

**CHAPTER 79****S.P. 920 - L.D. 2359****An Act Regarding the Charter for Kennebunk, Kennebunkport and Wells Water District**

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

**Sec. 1. P&SL 1921, c. 159, §5,** as repealed and replaced by P&SL 1979, c. 84, §4, is amended by amending the last paragraph to read:

The trustees may also ordain and establish the by-laws, not inconsistent with the laws of the State, as are necessary for their own convenience and the proper management of the affairs of the district. The terms of office of the trustees shall begin on the first Monday of ~~April~~ July. The trustees shall make and publish an annual report and include therein the report of the treasurer. Each trustee shall receive in full compensation for ~~his~~ the trustee's services an allowance of \$200 per year.

**Sec. 2. Transition.** Any trustee serving the district during 1992 whose term commenced on the first Monday of April, unless otherwise removed, remains as trustee, duly authorized to conduct the affairs and business of the district for the remainder of the trustee's 3-year term and for the additional period ending the day immediately preceding the first Monday of July.

See title page for effective date.

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## CHAPTER 80

### H.P. 1593 - L.D. 2247

#### An Act to Create the Waterboro Water District

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

**Whereas,** wells in the Waterboro area have become contaminated with petroleum and pose a serious threat to the health and well-being of residents of that area; and

**Whereas,** an adequate supply of pure water is essential to the health and well-being of the inhabitants of Waterboro; and

**Whereas,** it is desirable that a public district be formed in Waterboro to be able to supply water to the people of the area; 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. Territorial limits; corporate name; purposes.** Subject to section 15, the inhabitants and terri-

tory of that part of the Town of Waterboro in York County comprised of the area beginning at the Waterboro, Lyman and Alfred town line; thence running northwest along the Waterboro and Alfred town line to a point 500 feet beyond Federal Street; thence turning north and running parallel to Federal Street to the West Road; thence crossing West Road to a point 500 feet from the intersection of West Road and Ossipee Hill Road; thence turning northeast and running parallel to the Ossipee Hill Road to a point 500 feet from the McLucas Road; thence turning northwest and running parallel to the McLucas Road to the southeastern shore of Little Ossipee Pond; thence turning northeast and running along the southeastern shore of Little Ossipee Pond to a point 500 feet beyond the outlet stream of the Big Rock Trout Pond; thence turning east and running parallel to the outlet stream of the Big Rock Trout Pond to a point 500 feet from the Townhouse Road; thence turning northeast and running parallel to the Townhouse Road to the Waterboro and Hollis town line; thence turning south and running along the Waterboro and Hollis town line to the Waterboro and Lyman town line; thence turning southwest and running along the Waterboro and Lyman town line to the point of beginning constitutes a body politic and corporate under the name of "Waterboro Water District" for the purposes of supplying the inhabitants and others of the district with pure water for domestic, sanitary, commercial, industrial, agricultural and municipal purposes.

**Sec. 2. Powers of Waterboro Water District.** The Waterboro Water District, for the purposes of its incorporation, may take, collect, store, flow, use, divert, distribute and convey to the district, or any part of the district, water from any source approved by the Department of Human Services, natural or artificial, within the area of the Town of Waterboro and from any other source from which the Waterboro Water District may take water. It may also locate, construct and maintain aqueducts, pipes, conduits, dams, wells, reservoirs, standpipes, hydrants, pumping stations and other necessary structures and equipment and do anything necessary to furnish water for public purposes and for the public health, comfort and convenience of the inhabitants and others of the district, or to contract to do any and all of the foregoing things.

All incidental powers, rights and privileges necessary to the accomplishment of the main objectives set forth in this Act are granted to the district created by this Act.

**Sec. 3. Authorized to lay mains, pipes, conduits, aqueducts, fixtures and appurtenances through public ways and across private lands.** The district may lay in and through the streets, roads, ways, highways and bridges in the Town of Waterboro and across private lands in the Town of Waterboro and maintain, repair and replace all such pipes, mains, conduits, aqueducts and fixtures and appurtenances as may be nec-