

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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.

J.S. McCarthy Company
Augusta, Maine
1992

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

SECOND REGULAR SESSION

of the

ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

remaining portions of this Act stand, notwithstanding the unconstitutionality or invalidity of any section, sentence, clause or phrase.

Sec. 17. 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, 1993. 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 Searsmont Village 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 Searsmont and the due certificate of the results filed by the clerk with the Secretary of State.

This Act takes effect 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.

Sec. 18. Local referendum impact. Notwithstanding the Maine Revised Statutes, Title 30-A, section 5684, additional costs, if any, imposed on any municipality by the provisions of this Act providing for a local referendum are not funded by the State.

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

Effective pending referendum.

CHAPTER 86

H.P. 1667 - L.D. 2343

An Act to Amend the Charter of the Dexter Utility District

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

Sec. 1. P&SL 1971, c. 29, §14, 3rd ¶ is amended to read:

In addition to other methods previously established by law for the collection of the rates, the lien ~~herein created~~ may be enforced in the following manner. The treasurer, when a rate has become due and payable, may, after the expiration of 3 months and within one year after the date ~~said~~ the rate becomes due and payable, in the case of a person resident in the town where the rate is assessed, ~~give send by registered mail~~ to the person against whom the rate is assessed ~~or leave at his last and usual place of abode~~, a notice in writing signed by the officer stating the amount of such rate, describing the real estate upon which the lien is claimed, alleging that a lien is claimed on the real estate to secure the payment of the rate and demanding the payment of the rate within 10 days after the service of such notice. After the expiration of the 10 days and within ~~10 60~~ 60 days ~~thereafter, in the case of a resident, and in all other cases, within a year from the date, of the expiration~~ the treasurer shall record in the registry of deeds of Penobscot County a certificate signed by the officer setting forth the amount of such rate, a description of the real estate on which the lien is claimed and an allegation that a lien is claimed on the real estate to secure the payment of the rate, that a demand for payment of the rate has been made in accordance with the provisions of this section and that the rate remains unpaid. ~~In the case of a nonresident, the aforesaid notice of lien and demand for payment shall be given by certified or registered mail or by publication in a newspaper published in the Town of Dexter once a week for 2 successive weeks, and after the expiration of 10 days from the date of mailing said notice or after the expiration of 10 days from the last publication of said notice and within 10 days after said expiration periods, the treasurer shall record said certificate. The board of trustees may assess reasonable interest charges on unpaid rate charges as they may from time to time establish. No interest charged by the district on the late payment of any overdue rate charge may exceed the maximum interest charge that may be assessed by public utilities, as established by rule by the Public Utilities Commission. At the time of the recording of the certificate in the registry of deeds as herein provided in this section, in all cases such~~ the treasurer shall file in the office of the district a true copy of the certificate and also at the time of recording ~~as aforesaid~~, the officer shall mail by registered or certified mail to each record holder of a mortgage on ~~said~~ the real estate, addressed to ~~him~~ the record holder at ~~his~~ the record holder's last and usual place of abode ~~or place of business~~, a true copy of the certificate. The fee to be charged to the ratepayer for such notice and filing ~~shall not exceed \$6~~ is determined by the trustees and the fee to be charged by the register of deeds for such filing ~~shall not exceed \$3~~ is that sum required by the register for the recording of the lien certificate.

See title page for effective date.
