

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

**THIRD SPECIAL SESSION**

October 1, 1992 to October 6, 1992

**FOURTH SPECIAL SESSION**

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

**FIRST REGULAR SESSION**

December 2, 1992 to July 14, 1993

THE GENERAL EFFECTIVE DATE FOR  
FIRST REGULAR SESSION  
NON-EMERGENCY LAWS IS  
OCTOBER 13, 1993

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  
1993

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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 SIXTEENTH LEGISLATURE**

**1993**

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Stow	283	4.4	44	1	44	4.4%
Sweden	222	3.4	34	1	34	3.4%
Totals	6474	100.0	999	15		

Within 7 days of the approval of this Act, the 3 directors representing the Town of Lovell shall, under the supervision of the board of school directors, choose by lot which one of the Town of Lovell's directors' terms terminates. Following approval of this Act, the municipal officers of the Town of Fryeburg shall fill the vacancy created by the increase in the number of directors from Fryeburg from 5 to 6 by appointment and the new director shall serve until a successor is elected and qualified at the next annual municipal election. Notwithstanding any provision of law to the contrary, the terms of office of the remaining 14 members of the Board of School Directors of Maine School Administrative District No. 72 is not affected in any way by the reapportionment plan enacted by this Act. Any future reapportionment of the Board of School Directors of Maine School Administrative District No. 72 is governed by the provisions of the Maine Revised Statutes, Title 20-A.

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

Effective June 2, 1993.

## CHAPTER 30

### S.P. 430 - L.D. 1340

#### An Act to Amend the Selection Process for the Administration of the Mexico Water District

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

**Sec. 1.** P&SL 1929, c. 102, §8, as amended by P&SL 1983, c. 32, §2, is further amended to read:

**Sec. 8. Managed by board of trustees; bond; organization; tenure of office; compensation; report.** All the affairs of the water district ~~shall be~~ are managed by a board of trustees composed of 3 members, chosen by the municipal officers of Mexico. Before entering upon the duties of their office the trustees shall file a bond for the faithful performance of their trust, with the treasurer of the Town of Mexico, in such sum as may be required, from time to time, by the selectmen of Mexico, the premium for the bond to be paid by the Mexico Water District. As soon as convenient after the members of the board have been chosen and qualified, the

trustees shall hold a meeting and organize by the election of a ~~chairman chair~~. The trustees shall ~~annually~~ choose an administrator who shall manage the day-to-day affairs of the district. The trustees shall annually choose a treasurer and clerk for the district. The trustees may contract with the Town of Mexico to provide operational services to the district. At the first meeting, they shall determine by lot the term of office of each trustee so that one shall serve for one year, one for 2 years and one for 3 years, and whenever the term of office of a trustee expires the body ~~which that~~ appointed the trustee shall appoint a successor to serve the full term of 3 years, and in case any other vacancy arises it ~~shall~~ must be filled in like manner for the unexpired term. They may also adopt such bylaws as are necessary for their own convenience and the proper management of the affairs of the district. The term of office of the trustees first chosen ~~shall be considered to~~ must date from the first Monday of April, 1929. The trustees may procure an office and incur such expenses as may be necessary. Each member ~~shall receive~~ receives in full compensation for ~~his the member's~~ services an allowance of \$300 per year, plus \$15 for each meeting attended up to a total of 20 meetings per year. The district shall have an annual post audit of its accounts which, with its annual report, ~~shall~~ must be published as part of the annual report for the Town of Mexico, at the discretion of the board of selectmen.

See title page for effective date.

## CHAPTER 31

### H.P. 1010 - L.D. 1356

#### An Act to Amend the Charter of the Plymouth Water District

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

**Sec. 1.** P&SL 1991, c. 37, §2 is amended by adding at the end a new paragraph to read:

The district is obligated to supply water for only the 47 residences in the district that would otherwise have access to only contaminated water or water that is in imminent danger of becoming contaminated as identified in the document entitled "AGREEMENT BETWEEN THE STATE OF MAINE AND THE PLYMOUTH WATER DISTRICT REGARDING THE PLYMOUTH WATER SYSTEM," dated April 2, 1993.

**Sec. 2.** P&SL 1991, c. 37, §9, sub-§3 is amended to read:

**3. Bylaws.** The trustees may adopt and establish such bylaws as are necessary for the proper management of the affairs of the district. The trustees may establish

in bylaws the date on which annual meetings will be held for the purpose of electing officers.

See title page for effective date.

## CHAPTER 32

H.P. 62 - L.D. 92

### An Act to Provide for Water Rights to the Town of New Gloucester

**Mandate preamble.** This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.

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

**Sec. 1.** P&SL 1923, c. 72, §2, first sentence, as repealed and replaced by P&SL 1975, c. 48, is amended to read:

For any of the purposes ~~aforsaid set forth in this Act~~, or for the preservation and purity of ~~said its water~~, said the district is hereby authorized to take and use water from Royal River, or from any spring, pond, brook or other source of water in the Towns of Yarmouth and New Gloucester, except that the use of any source of water in the Town of New Gloucester by the district will be allowed only after approval by a joint body of equal number of representatives from both the Yarmouth Water District Board of Trustees and the selectmen of the Town of New Gloucester, or from any springs, brook, pond or other source of water in the Town of North Yarmouth, or to purchase from any other water district or company; to conduct and distribute ~~the same water~~ into and through the ~~said~~ Towns of Yarmouth and North Yarmouth; to survey for, locate, lay, erect and maintain suitable dams, reservoirs and machinery, pipes, aqueducts and fixtures; to carry its pipes or aqueducts under, in and over the Royal River, so called, or under or over any water course or body of water, bridge, street, railroad, highway or other way; and ~~said the~~ district is further authorized to enter upon and excavate any highway or other way, in such manner as least to disturb ~~the same that way~~, and shall leave ~~said those~~ ways in as safe and passable condition as before such excavation; to enter, pass over and excavate any lands, and to take and hold by purchase or otherwise, any real estate, rights of way or of water, and in general to do any acts necessary, convenient or proper

for carrying out any of the purposes hereinbefore specified in this section.

See title page for effective date.

## CHAPTER 33

H.P. 745 - L.D. 1012

### An Act to Amend the Waldoboro Utility District Charter

**Mandate preamble.** This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.

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

**Sec. 1.** P&SL 1963, c. 146, §14, as amended by P&SL 1991, c. 34, §2, is further amended to read:

**Sec. 14. Trustees and officers; tenure of office; election to office; organization; vacancies; compensation.** All of the affairs of said district are managed by a board of 3 trustees, who must be residents of the Town of Waldoboro and who are chosen as provided in this section.

The 3 trustees serving on October 1, 1993 serve to the completion of their current terms. A vacancy in any of these offices is filled for the balance of the term as provided in this section. Successors are elected to 3-year terms as provided in this section.

At the next annual meeting of the town after October 1, 1993, 2 additional trustees must be elected, the first to serve until the annual meeting of the town occurring 2 years after the election of those additional trustees and until the first trustee's successor is elected and qualified and the 2nd to serve until the annual meeting of the town occurring 3 years after the election of the 2nd trustee and until that trustee's successor is elected and qualified. Successors are elected to 3-year terms as provided in this section.

~~As soon as convenient after acceptance of this act, the municipal officers of the Town of Waldoboro shall appoint 3 trustees of said district to hold office as follows: One to serve until the first annual meeting of said town following the acceptance of this act; one to serve until the 2nd annual meeting of said town following said acceptance; and one to serve until the 3rd annual meeting of said town following such acceptance. At each~~