

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND SEVENTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 1994 to June 30, 1995

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 29, 1995

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
1995

within existing state funds for purchased social services.

See title page for effective date.

CHAPTER 19

S.P. 424 - L.D. 1147

An Act to Increase Capitalization of the Seal Harbor Water Company

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

Whereas, in order for the Seal Harbor Water Company to furnish the services required, the following legislation is vitally necessary; and

Whereas, the services required should be available in 1995; 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 1893, c. 600, §1 is amended to read:

Sec. 1. Corporators; corporate name; purpose. L. M. Lynam, R. E. Campbell and R. L. Grindle, and such persons as they may associate with themselves in the enterprise, and their successors, are hereby incorporated into a corporation by the name of the Seal Harbor Water ~~Supply~~ Company, for the purpose of supplying the village of Seal Harbor and its vicinity, in the town of Mount Desert, in Hancock county, Maine, with pure water for domestic, sanitary and municipal purposes, and also for the extinguishment of fires.

Sec. 2. P&SL 1893, c. 600, §6, as amended by P&SL 1957, c. 66, §1, is further amended to read:

Sec. 6. May issue bonds and mortgage property. Said company may issue its bonds for the construction of its works, of any and all kinds, upon such rates and time as it may deem expedient, not exceeding the sum of ~~\$300,000~~ \$3,000,000, and secure the same by mortgage of the franchises and property of said company.

Sec. 3. P&SL 1893, c. 600, §7, as amended by P&SL 1957, c. 66, §2, is further amended to read:

Sec. 7. May hold real and personal estate. Said company, for all its purposes, may hold real and personal estate necessary and convenient therefor, not exceeding ~~\$300,000~~ \$3,000,000.

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

Effective May 25, 1995.

CHAPTER 20

H.P. 629 - L.D. 854

An Act to Amend the Charter of the Searsport Water District

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

Whereas, certain provisions of the charter of the Searsport Water District are inadequate for the district to carry out its functions, including supplying the customers served by the district with safe and clean water; and

Whereas, undisputed access to groundwater lying principally within the jurisdiction of the Searsport Water District is the only impediment to providing its customers with safe and clean water; and

Whereas, the charter of the Searsport Water District may not give the district the right to draw groundwater that may lie, in part, within the Town of Prospect; and

Whereas, the Searsport Water District can draw groundwater from an existing well without affecting the existing users of groundwater within the Town of Prospect or, if it ever does so, the district has the capacity to provide these users with water; 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 1947, c. 75, §2, as amended by P&SL 1975, c. 61, §1, is further amended to read:

Sec. 2. Source of supply. For effecting and carrying out the purposes of its incorporation, the ~~said~~ district is ~~hereby~~ authorized to take, hold, divert, use and distribute water from any surface or underground