

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINETEENTH LEGISLATURE

FIRST REGULAR SESSION
December 2, 1998 to June 19, 1999

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 18, 1999

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
1999

dinary emergency transfers, the 30-day prior submission requirement may be waived by vote of the committee. These financial statements must include information specifying the accounts that are affected, amounts to be transferred, a description of the transfer and a detailed explanation as to why the transfer is needed.

Sec. 3. Encumbered balance at year-end. At the end of each calendar year, encumbered balances may be carried to the next calendar year.

Sec. 4. Supplemental information. As required by the Maine Revised Statutes, Title 23, section 1961, subsection 6, the following statement of the revenues in 2000 that are necessary for capital expenditures and reserves and to meet the requirements of any resolution authorizing bonds of the Maine Turnpike Authority during 2000, including debt service and the maintenance of reserves for debt service and reserve maintenance, is submitted.

2000

**Turnpike Revenue Bond
Resolution Adopted April 18,
1991; Issuance of Bonds
Authorized Pursuant to the
Maine Revised Statutes, Title
23, section 1968, subsections 1
and 2.**

Debt Service Fund	\$10,262,196
Reserve Maintenance Fund	18,500,000
General Reserve Fund, to be applied as follows:	
Capital Improvements	3,520,706
Debt Service Fund under the General Special Obligation Bond Resolution adopted May 15, 1996; Issuance of bonds authorized pursuant to the Maine Revised Statutes, Title 23, section 1968, subsection 2-A.	2,467,766
TOTAL	\$34,750,668

See title page for effective date.

CHAPTER 20

H.P. 1153 - L.D. 1650

An Act Confirming the Charter of the Addison Point Water District

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

Whereas, pursuant to Private and Special Law 1953, chapter 73, the Addison Point Water District presently owns, operates and maintains a water system that provides the water supply, including public drinking water, to its residents; and

Whereas, it is now necessary for the district to borrow funds in order to provide new transmission mains and pump stations to comply with an administrative consent order between the Addison Point Water District and the drinking water program of the Department of Human Services, referred to as the "project"; and

Whereas, the district voters have authorized the district trustees to issue bonds or notes of the district to accomplish the project; and

Whereas, certain technical deficiencies in the adoption of the charter by district residents in the Town of Addison as directed by Private and Special Law 1953, chapter 73 may be resolved by an act of the Legislature confirming the charter and existence of the district; 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. Charter confirmation. Notwithstanding the requirements of Private and Special Law 1953, chapter 73 regarding adoption of the charter, the valid existence of the Addison Point Water District is confirmed as a water district since commencement of operations in 1953, with all of the powers contained in its charter and the public laws of this State governing water districts, with authorization to incur debt and issue bonds or notes in accordance with the provisions of Private and Special Law 1953, chapter 73. The district trustees may file a certificate of organization with the Secretary of State.

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

Effective May 19, 1999.

CHAPTER 21

S.P. 702 - L.D. 1977

An Act to Create the Farmington Falls Standard Water District

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

Whereas, uninterrupted collection and distribution of water is essential to the health and welfare of inhabitants of Chesterville and Farmington; and

Whereas, the formation of the water district is urgently needed to ensure that the collection and distribution of water is not interrupted; and

Whereas, the water district may apply for and receive grants to ensure uninterrupted water service; 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. Pursuant to the Maine Revised Statutes, Title 35-A, section 6403, subsection 1, paragraph B and subject to section 6 of this Act, that part of the towns of Farmington and Chesterville described as follows: Starting at a point on the northerly side of U. S. Route #2 at its intersection with the Farmington-New Sharon town line, thence southerly along the town line to the Sandy River and continuing in the same line across the river and Thomas Road to a point on the westerly side of an unnamed brook, thence along the westerly side of the brook to the most southerly spring now or formerly owned by the Farmington Falls Water Company, thence northwesterly to the easterly abutment of the Wilson Stream Bridge, also known as the Green Bridge, thence northeasterly to an iron post at the southeast corner of the Blake Cemetery, so-called, thence southeasterly to a point on the aforementioned Farmington-New Sharon town line, thence southerly along the town line a distance of 300 feet to the point of beginning; and its inhabitants constitute a

standard district under the name "Farmington Falls Standard Water District" and referred to in this Act as the "district."

Sec. 2. Powers; authority; duties. The district has all the powers and authority and is subject to all the requirements and restrictions provided in the Maine Revised Statutes, Title 35-A, chapter 64.

The district is authorized to take and use water from any source of supply within the legal boundaries of the Town of Farmington and the Town of Chesterville.

The Farmington Falls Standard Water District has the authority to serve customers that reside in New Sharon.

Sec. 3. Number of trustees. The board of trustees of the district is composed of 3 trustees, one from the Town of Chesterville and 2 from the Town of Farmington. A trustee must be a resident of the district and reside in a household to which the district's service is provided.

Sec. 4. Appointment of first board. The first board is selected by the municipal officers of the Town of Farmington and the Town of Chesterville within 6 months of approval of this Act by the voters in accordance with section 8.

Sec. 5. Terms of trustees. After the selection of the first board, trustees are elected to 3-year terms in accordance with the Maine Revised Statutes, Title 35-A, section 6410, subsection 1.

Sec. 6. Authorized to acquire property of Farmington Falls Water Company. Pursuant to the Maine Revised Statutes, Title 35-A, section 6403, subsection 2, paragraph C, the district, through its trustees, may acquire by purchase all or part of the plants, properties, franchises, rights and privileges owned by the Farmington Falls Water Company, including all lands, waters, water rights, reservoirs, pipes, machinery, fixtures, hydrants and tools and all apparatus and appliances used or usable in supplying water in the area of the district. The district may acquire by the exercise of the right of eminent domain, a right expressly delegated to the district for that purpose, all or part of the plants, properties, franchises, rights and privileges except cash assets and accounts receivable owned by the Farmington Falls Water Company, including all lands, waters, water rights, dam structures, reservoirs, pipes, machinery, fixtures, hydrants and tools and all apparatus and appliances used or usable in supplying water in the area of the district, and if and when so acquired, the district, in addition to the powers conferred by this Act, may exercise all rights, privileges and franchises of the Farmington Falls Water Company.