

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND TWENTIETH LEGISLATURE**  
**FIRST REGULAR SESSION**  
**December 6, 2000 to June 22, 2001**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 21, 2001**

**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**  
**2001**

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

**Sec. 1. P&SL 1963, c. 226, §1**, as amended by P&SL 1973, c. 27, §1, is further amended to read:

**Sec. 1. Territorial limits; incorporation.**

That part of the Town of South Berwick, in the County of York, and the inhabitants therein, which is bounded and described as follows: Beginning on the Maine bank of the Salmon Falls River at the southerly boundary line of the Boston and Maine Railroad bridge; thence turning and running northeasterly and southeasterly, by and along land of said Boston and Maine Railroad right-of-way and the division line between the Towns of Berwick and South Berwick, to the northwesterly sideline of Route 4, and continuing on said last course across Route 4 to the southeasterly sideline thereof; thence turning and running in a southerly direction, by the southeasterly sideline of Route 4 to the southerly sideline of the old Boston and Maine Railroad right-of-way; thence turning and running in an easterly direction, by and along the southerly sideline of said Boston and Maine Railroad right-of-way to the center line of Agamenticus Road; thence turning and running in a southwesterly direction, by the center line of said Agamenticus Road, to the center line of the right-of-way of the Central Maine Power Company 38 K.V. transmission line and which center line is taken to be the pole line of said transmission facility; thence turning and running south 23°-56' West through pole number 86 at station 244+66; thence continuing on said course to pole number 93 at station 262+82.13; thence turning and running South 8°-54' East to pole number 5 at station 268+61.28; thence turning and running South 35°-41' East to pole number 99 at station 281+60; thence turning and running South 40°-50' West to pole number 101 at station 287+79; thence turning and running South 66°-23' West through pole number 102 to a point which is 200 feet measured on said course from the northeasterly sideline of Academy Street, so called; thence turning and running southeasterly, on a line 200 feet, more or less, from the northeasterly sideline of said Academy Street, to a point on the center line of said Academy Street which point is determined by measuring 300 feet southeasterly from the intersection of the center lines of Route 236 and Liberty Street, so called; thence turning and running southwesterly to a point which is determined by measuring on a perpendicular whose base is at said last point a distance of 200 feet from said last point; thence turning and running in a general northwesterly direction on a line which is 200 feet from the center line of Academy Street across Route 236, and 200 feet from the center line of Liberty Street, so called, to a point on the property line of the Central Maine Power Company and a fence, which point is approximately 40 feet southerly on said fence line from a 48-inch Elm tree, and which is further determined by measur-

ing 200 feet southerly on a perpendicular whose base line is on the center line of said Liberty Street; thence turning and running southerly by said Central Maine Power Company's fence line to a corner; thence turning and running westerly by said Central Maine Power Company's fence line to a 48-inch Willow tree on the bank of the Salmon Falls River; thence turning and running northwesterly and northerly, by the Salmon Falls River, to the point of beginning; and including the following territory: Beginning at the South Berwick-Berwick town line, at Route 4, thence running by said Route 4 to the Pond Road; thence easterly to the Cross Road; thence southeasterly to Knight's Pond Road; thence westerly to the junction of Agamenticus Road and Emery's Bridge Road; thence easterly to Agamenticus Bridge; thence southerly along the Great Works River to the Salmon Falls River; and thence northwesterly along Salmon Falls River to existing South Berwick Sewer District plant; and including the following territory: Beginning at the point where the Great Works River intersects with the Central Maine Power line right-of-way approximately 6,000 feet from Route 91; thence running southwesterly along the westerly sideline of the Central Maine Power line right-of-way to the centerline of Route 91; thence turning and running southerly along the centerline of Route 91 to a point on a line 1,500 feet from the centerline and parallel to the centerline of Route 236; thence running southwesterly on said line that is 1,500 feet from and parallel with the centerline of Route 236 to the South Berwick-Eliot town line; thence turning and running westerly along the South Berwick-Eliot town line to the Salmon Falls River; thence turning and running northerly along the Salmon Falls River to the Great Works River; is hereby created a body politic and corporate under the name of "South Berwick Sewer District", hereinafter called the district, for the purposes of providing and maintaining within the district a system of sewers, drains, sewage facilities and sewage disposal plant when, as and if, such disposal plant becomes necessary, for public purposes and for the health, comfort, convenience and welfare of the inhabitants of said district.

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

Effective April 6, 2001.

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**CHAPTER 3**

**S.P. 10 - L.D. 2**

**An Act to Clarify the Division Line  
Between the Towns of Deer Isle and  
Stonington**

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

**Sec. 1. P&SL 1897, c. 359, §1** is amended to read:

**Sect. 1. Town of Deer Isle, divided; bounds; New Town of Stonington.** All that part of the ~~town~~ Town of Deer Isle in the ~~county~~ County of Hancock and ~~state of Maine~~ the State, lying southerly of the following described lines, namely: Beginning at the center of Warren's bridge at South East Harbor, thence over the waters of Holt's pond westerly to the head of tide waters in said pond, at the southwesterly corner of lot number twenty-three, as shown on Peters' plan of said Deer Isle, at a granite post marked 'L;' thence northerly by lots numbered twenty-three and twenty-six to the Stephen Babbidge one hundred acre lot; thence by said Babbidge lot and common land southwesterly to the shore of George's pond; thence by the shore of said pond northwesterly to the southeasterly corner of the Samuel Small one hundred acre lot; thence by said Small's lot northerly seventy rods to the northeast corner of said lot; thence by said lot southwesterly to the head of Crockett's cove; thence by the thread of said cove southwesterly to the waters of Penobscot bay; together with all islands now belonging to the town of Deer Isle, lying southerly of said line extended westerly over the waters of Penobscot bay, and easterly through the waters of South East Harbor, leaving Bray's mountain and Stinson's neck on the north, and Whitmore's neck on the south, leaving Shabby Island to the northeast in Deer Isle and Eastern Mark Island in Stonington to the southwest, the line between the 2 islands Shabby and Eastern Mark to join the 1868 line that set off the Town of Deer Isle, together with the inhabitants thereof, is incorporated into a separate town by the name of Stonington, and said ~~town~~ Town of Stonington is hereby invested with all the powers and privileges and subject to all the duties and obligations incident to other towns of the ~~state~~ State.

**Sec. 2. Retroactivity.** This Act applies retroactively to April 1, 2000.

See title page for effective date.

**CHAPTER 4**

**H.P. 25 - L.D. 25**

**An Act to Establish the Administrative Operating Budget for the Maine State Retirement System for the Fiscal Year Ending June 30, 2002**

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

**Whereas,** the 90-day period may not terminate until after the beginning of the next fiscal year; and

**Whereas,** certain obligations and expenses incident to the operation of the Maine State Retirement System will become due and payable before the 90-day period may terminate; 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 of funds.** Administrative operating expenses of the Maine State Retirement System for the fiscal year ending June 30, 2002 must be paid from the retirement system's Expense Fund in accordance with the following schedule.

**2001-02**

**MAINE STATE RETIREMENT SYSTEM**

Personal Services	\$6,292,676
All Other	2,760,570

**MAINE STATE RETIREMENT SYSTEM**

<b>TOTAL ALLOCATIONS</b>	<b>\$9,053,246</b>
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**Sec. 2. Attribution of costs.** The expenses identified in section 1 are attributed as follows.

**2001-02**

**MAINE STATE RETIREMENT SYSTEM**

General Fund	\$5,839,344
Non-General Fund	1,484,732
Participating Local District and Other	1,729,170

**MAINE STATE RETIREMENT SYSTEM**

<b>TOTAL ATTRIBUTIONS</b>	<b>\$9,053,246</b>
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**Sec. 3. Transfers of allocations; year-end balances.** Transfers of allocations and carry-forwards of unexpended balances must be carried out in accordance with the Maine Revised Statutes, Title 5, section 17103, subsection 13.