

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 electronic originals
(may include minor formatting differences from printed original)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

SECOND REGULAR SESSION
January 2, 2002 to April 25, 2002

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 25, 2002

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
2002

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

Sec. 1. Separation and incorporation. The territory described in section 2, now within the Town of Falmouth, Cumberland County, being uninhabited, is separated and set off from the Town of Falmouth and incorporated into the City of Portland, Cumberland County.

Sec. 2. Territory. The territory affected by this Act, referred to in this Act as the "territory," is as follows:

A certain lot or parcel of land situated in the Town of Falmouth, County of Cumberland, and State of Maine bounded and described as follows:

Beginning at a granite monument on the southerly bank of the Presumpscot River which monument marks the Falmouth-Portland Town line;

Thence south 31 degrees, 28 feet, 15 inches west along said Falmouth-Portland Town line, 1,409.32 feet to a granite monument;

Thence north 58 degrees, 27 feet, 10 inches west along said Falmouth-Portland Town line, 1,047.77 feet to a granite monument;

Thence north 30 degrees, 42 feet, 40 inches east along said Falmouth-Portland Town line, 290.49 feet to a granite monument;

Thence north 59 degrees, 9 feet, 11 inches west along said Falmouth-Portland Town line, 482.24 feet to a granite monument and the Maine Turnpike spur;

Thence north 64 degrees, 31 feet, 49 inches east along said Turnpike Spur, 1,690.60 feet to the Presumpscot River;

Thence southeasterly along said Presumpscot River 700 feet more or less to the point of beginning.

The territory described above includes all of the land, buildings, intertidal land, submerged land, freshwater or saltwater ponds and river beds, generally referred to as the Adams/Wolfe property, containing 37.73 acres, more or less.

Sec. 3. Property taxes; municipal services. The territory remains a part of the Town of Falmouth for all purposes, including liabilities, obligations and the collection and disbursement of property taxes, up to the effective date of separation, and the Town of Falmouth shall maintain its customary level of municipal services to the territory until

that date. After the effective date of separation, the City of Portland shall assess and collect property taxes and provide municipal services to the territory.

Sec. 4. Effective date of separation. The effective date of separation and annexation of the territory is the effective date of this Act.

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

Effective April 2, 2002.

CHAPTER 63

H.P. 1429 - L.D. 1926

An Act to Amend the Boundaries Between Ripley and St. Albans

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

Sec. 1. P&SL 1862, c. 181 is repealed.

Sec. 2. Boundary line between the Town of St. Albans and the Town of Ripley. The boundary line between the Town of St. Albans and the Town of Ripley is restored as it existed prior to 1862 and as evidenced, current as of the effective date of this Act, by maps issued by the United States Government.

See title page for effective date.

CHAPTER 64

H.P. 1613 - L.D. 2110

An Act to Establish Municipal Cost Components for Unorganized Territory Services to be Rendered in Fiscal Year 2002-2003

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

Whereas, prompt determination and certification of the municipal cost components in the Unorganized Territory Tax District are necessary to the establishment of a mill rate and the levy of the Unorganized Territory Educational and Services Tax; 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. Municipal cost components for services rendered. In accordance with the Maine Revised Statutes, Title 36, chapter 115, the Legislature determines that the net municipal cost component for services and reimbursements to be rendered in fiscal year 2002-03 is as follows:

Audit - Fiscal Administration	\$108,207
Education	10,452,001
Forest Fire Protection	150,000
Human Services - General Assistance	77,610
Property Tax Assessment - Operations	621,641
Maine Land Use Regulation Commission - Operations	197,177
TOTAL STATE AGENCIES	\$11,606,636
County Reimbursements for Services:	
Aroostook	\$626,178
Franklin	590,661
Hancock	105,824
Kennebec	5,694
Oxford	331,888
Penobscot	766,807
Piscataquis	514,639
Somerset	770,189
Washington	430,162
TOTAL COUNTY SERVICES	\$4,142,042
TOTAL REQUIREMENTS	\$15,748,678
COMPUTATION OF ASSESSMENT	
Requirements	\$15,748,678
Less Deductions:	
General -	
State Revenue Sharing	\$210,000
Homestead Reimbursement	100,000
Miscellaneous Revenues	50,000
Transfer from Undesignated Fund Balance	1,557,443
TOTAL	\$1,917,443
Educational -	
Lands Reserve Trust	\$110,000

Tuition - Travel	320,000
Miscellaneous	1,500
Special - Retirement	190,000
TOTAL	\$621,500
TOTAL DEDUCTIONS	(\$2,538,943)
TAX ASSESSMENT	\$13,209,735

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

Effective April 2, 2002.

CHAPTER 65

S.P. 800 - L.D. 2159

An Act to Amend the Charter of the Corinna Water District to Allow for the Appointment of Trustees

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

Whereas, the requirements in the charter of the Corinna Water District that all members of the board of trustees of the district be elected and be customers of the district have made it costly and difficult to fill those offices; and

Whereas, this legislation eliminates the need for costly elections and provides for more flexibility in the selection of a member of the board of trustees; 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 2001, c. 13, §§4 and 5 are repealed and the following enacted in their place:

Sec. 4. Trustees. The board of trustees of the district is composed of 3 trustees appointed by the municipal officers of the Town of Corinna. A trustee must be a resident of the district.

Sec. 5. Terms of trustees; vacancies. Trustees are appointed to 3-year terms. If a vacancy arises, it must be filled for the remainder of the unexpired term.