

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTY-FIRST LEGISLATURE

FIRST SPECIAL SESSION
August 21, 2003 to August 22, 2003

The General Effective Date For
First Special Session
Non-Emergency Laws Is
November 22, 2003

SECOND REGULAR SESSION
January 7, 2004 to January 30, 2004

The General Effective Date For
Second Regular Session
Non-Emergency Laws Is
April 30, 2004

SECOND SPECIAL SESSION
February 3, 2004 to April 30, 2004

The General Effective Date For
Second Special Session
Non-Emergency Laws Is
July 30, 2004

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Penmor Lithographers
Lewiston, Maine
2004

2002 Freedom"; thence north 79 degrees, 41 minutes, 42 seconds west, passing through several monuments identified on the plan hereinafter referenced, along the northeasterly line of the Town of Freedom and then the northeasterly line of the Town of Albion a total distance of 33,463.31 feet to a set granite monument with a brass plaque stamped "Unity 2002 Albion" marking the southwesterly corner of the Town of Unity; thence north 10 degrees, 42 minutes, 6 seconds east, passing through several monuments identified on the plan hereinafter referenced, along the southeasterly line of the Town of Albion, Kennebec County and then the southeasterly line of Unity Township, Kennebec County, a total distance of 32,987.28 feet to a set granite monument with a brass plaque stamped "Unity Burnham 2002 Unity Township" marking the northwesterly corner of the Town of Unity; thence south 82 degrees, 13 minutes, 31 seconds east, along the same line as shown on a plan entitled "Burnham-Unity-Unity Township Corporate Boundary" recorded in Plan Book 12, Page 78 at the Waldo County Registry of Deeds, with bearing referred to as south 81 degrees, 39 minutes, 20 seconds east, passing through several monuments identified on the plan hereinafter referenced, a total distance of 11,276.65 feet to a found granite monument with a brass plaque stamped "Unity 1981 Burnham" which monument is at or near the easterly right-of-way line of the Belfast and Moosehead Lake Railroad; thence south 79 degrees, 8 minutes, 42 seconds east, and shown on said plan entitled "Burnham-Unity-Unity Township Corporate Boundary" as south 78 degrees, 34 minutes, 15 seconds east, along a southerly line of the Town of Burnham a distance of 311.02 feet to a found granite monument stamped "Unity 1981 Burnham", on the westerly shore of Unity Pond; thence generally southeasterly, easterly and then northeasterly about 29,850 feet along the high-water line of said Unity Pond to the point of beginning, on a tie line from the previously mentioned found monument north 53 degrees, 48 minutes, 25 seconds east a distance of 10,721.66 feet, containing 25,143 acres.

Bearings recited in the above description are referenced to grid north.

The above described boundary is the same as shown on a plan entitled "Town of Unity, Corporate Boundary," dated March 2003, prepared by Reynolds Land Surveying, to be recorded at the Waldo County Registry of Deeds.

Sec. 2. P&SL 1821, c. 36 is repealed.

Sec. 3. P&SL 1868, c. 398 is repealed.

Sec. 4. P&SL 1983, c. 9 is repealed.

See title page for effective date.

CHAPTER 38

H.P. 1364 - L.D. 1838

An Act To Provide for the 2004 and 2005 Allocations of the State Ceiling on Private Activity Bonds

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

Whereas, the Maine Revised Statutes, Title 10, section 363 and Private and Special Law 2003, chapter 17 make a partial allocation of the state ceiling on private activity bonds to some issuers for calendar year 2004 but leave a portion of the state ceiling unallocated and do not provide sufficient allocations for certain types of private activity bonds that may require an allocation prior to the effective date of this Act if not enacted on an emergency basis; and

Whereas, if these bond issues are delayed due to lack of available state ceiling, the rates and terms under which these bonds may be issued may be adversely affected, resulting in increased costs to beneficiaries or even unavailability of financing for certain projects; 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 to Treasurer of State.

No portion of the state ceiling for calendar year 2004 was previously allocated to the Treasurer of State. No portion of the state ceiling for calendar year 2005 is allocated to the Treasurer of State.

Sec. 2. Allocation to Finance Authority of Maine.

The \$30,000,000 of the state ceiling for calendar year 2004 previously allocated to the Finance Authority of Maine remains allocated to the Finance Authority of Maine to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 6 for calendar year 2004. Thirty million dollars of the state ceiling for calendar year 2005 is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 6.

Sec. 3. Allocation to Maine Municipal Bond Bank.

The \$10,000,000 of the state ceiling for calendar year 2004 previously allocated to the Maine Municipal Bond Bank remains allocated to the Maine

Municipal Bond Bank to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 7 for calendar year 2004. Ten million dollars of the state ceiling for calendar year 2005 is allocated to the Maine Municipal Bond Bank to be used or reallocated in accordance with Title 10, section 363, subsection 7.

Sec. 4. Allocation to Maine Educational Loan Authority. No portion of the state ceiling for calendar year 2004 was previously allocated to the Maine Educational Loan Authority. Ten million dollars of the state ceiling for calendar year 2005 is allocated to the Maine Educational Loan Authority to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 8.

Sec. 5. Allocation to Maine State Housing Authority. The \$40,000,000 of the state ceiling for calendar year 2004 previously allocated to the Maine State Housing Authority remains allocated to the Maine State Housing Authority to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 4 for calendar year 2004. Forty million dollars of the state ceiling for calendar year 2005 is allocated to the Maine State Housing Authority to be used or reallocated in accordance with Title 10, section 363, subsection 4 for calendar year 2005.

Sec. 6. Unallocated state ceiling. The amount of \$153,795,000 of the state ceiling for calendar year 2004 is unallocated and must be reserved for future allocation in accordance with applicable laws. The amount of \$143,795,000 of the state ceiling for calendar year 2005 is unallocated and must be reserved for future allocation in accordance with applicable laws.

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

Effective March 17, 2004.

CHAPTER 39

H.P. 1248 - L.D. 1672

**An Act Concerning the Charter of
the Dover and Foxcroft Water
District**

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

Whereas, this legislation increases the number of trustees of the Dover and Foxcroft Water District from 3 to 5; and

Whereas, the trustees are to be elected at the district's annual meeting, which is held in February; 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:

PART A

Sec. A-1. P&SL 1985, c. 107, Pt. B, §2-A is enacted to read:

Sec. 2-A. Particular rights and franchise. The district has all the rights, privileges, franchise and property of the former Dover and Foxcroft Village Fire Company the same as though originally granted or conveyed to the district, and all liabilities and obligations of the former Dover and Foxcroft Village Fire Company are the liabilities and obligations of the district, the same as if incurred by the district, and all suits brought by or against the company must be in the name of the district whether the cause of action accrued before or after the change of the name of the Dover and Foxcroft Village Fire Company to the Dover and Foxcroft Water District pursuant to Private and Special Law 1903, chapter 11.

Sec. A-2. P&SL 1985, c. 107, Pt. B, §3 is repealed.

Sec. A-3. P&SL 1985, c. 107, Pt. B, §3-A is enacted to read:

Sec. 3-A. Territorial limits; corporate name. That part of the Town of Dover-Foxcroft described as follows: beginning at the point of intersection of 45 degrees, 12 minutes, 30 seconds north latitude and 69 degrees, 11 minutes, 26 seconds west longitude; thence due south to 45 degrees, 11 minutes, 29 seconds north latitude; thence due west to 69 degrees, 12 minutes, 12 seconds west longitude; thence south to 45 degrees, 10 minutes, 30 seconds north latitude; thence west to 69 degrees, 16 minutes, 00 seconds west longitude; thence north to 45 degrees, 11 minutes, 28 seconds north latitude; thence west 69 degrees, 18 minutes, 18 seconds west longitude; thence north to 45 degrees, 12 minutes, 00 seconds north latitude; thence east to 69 degrees, 13 minutes, 45 seconds west longitude; thence north to 45 degrees, 12 minutes, 30 seconds north longitude; thence east to the point of the beginning; and its inhabitants constitute a standard water district under the name "Dover and Foxcroft Water District," referred to in this Act as "the district."