

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

## **An Act To Clarify the Intergovernmental Relationship between the Town of Boothbay Harbor and Bayville Village Corporation**

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

**Sec. 1. P&SL 1911, c. 227, §2** is amended to read:

**Sec. 2. Authorized to raise money.** Said corporation is hereby authorized and vested with the power at any legal meeting called for the purpose to raise money for the following purposes: ~~To create and maintain a fire department with all the necessary equipment, appliances and apparatus for the prevention and extinguishment of fires; to build, repair and maintain roads, streets and ways, sidewalks, sewers and other sanitary works, including the collection and removal of offal and garbage; to provide for the schooling of scholars within the corporate limits as may be required by the laws of the state of Maine; to care for and beautify that portion of the corporate territory of Bayville which may hereafter be reserved for and dedicated to public uses to be enjoyed in common by all the owners of lots of said Bayville and to that end to build roads and walks upon and through said public lands and to plant and care for trees in the roads and streets and upon said public lands; to build, repair and maintain public wharves and landings; to establish and maintain police and night watch; to procure water for fire, domestic and other purposes and to produce or procure light for public use and for the use of the inhabitants of said village corporation, and for such purposes to contract with the town of Boothbay Harbor only to furnish such water, and with any individual, firm or corporation to furnish such light for either or both of the purposes named; and to establish reasonable rates to be paid by the inhabitants of said Bayville using said light for domestic purposes, if produced by said corporation~~ any purpose for which a municipal corporation may raise and appropriate money pursuant to the laws of the State and the Constitution of Maine.

**Sec. 2. P&SL 1911, c. 227, §3** is repealed and the following enacted in its place:

**Sec. 3. Bayville Village Corporation considered residents.** The residents of Bayville Village Corporation are considered residents of the Town of Boothbay Harbor in all respects and are entitled to benefit from the same services delivered in the same manner as any other residents of the town.

**Sec. 3. P&SL 1911, c. 227, §5** is repealed.

**Sec. 5. Proportion of taxes town of Boothbay Harbor shall pay to Village Corporation.** The town of Boothbay Harbor shall annually pay over to the treasurer of said corporation out of the taxes collected from the inhabitants and estates within the territory of the Bayville Village Corporation, aforesaid, a sum equal to sixty per centum of all the town taxes, exclusive of the state and county tax collected from said inhabitants and estates.

**Sec. 4. P&SL 1911, c. 227, §10** is repealed.

**Sec. 10. Statement of expenditures shall be filed with municipal officers of Boothbay Harbor.** The overseers and the treasurer of said corporation shall file with the municipal officers of the town of Boothbay Harbor, on or before the first day of April of each year, a full and

detailed statement of all expenditures of money which have been paid to them under the provisions of section five of this act. And should there then be any unexpended balance of the moneys paid to said corporation, according to section five of this act, the treasurer of said corporation shall then pay the same to the treasurer of the town of Boothbay Harbor, but this unexpended balance so paid shall be returned to the treasurer of this corporation upon written request of the overseers, or a majority thereof, to be used by said corporation for any purposes authorized by this act and to all interests and purposes this money shall be deemed and held by the town of Boothbay Harbor as a deposit for the corporate purposes of this corporation payable upon written demand as aforesaid to said corporation.

### **SUMMARY**

This bill amends Private and Special Law 1911, chapter 227, which created the Bayville Village Corporation, by repealing the provision that required 60% of property taxes raised by the Town of Boothbay Harbor on property located in Bayville Village Corporation to be annually paid over to the corporation for use in providing municipal-type services to the residents within the territory of the Bayville Village Corporation. This bill clarifies that the residents of Bayville Village Corporation are considered residents of the Town of Boothbay Harbor in all respects and that they are entitled to receive the same municipal services delivered in the same manner as any other residents of the town.