

**§1234. Powers**

Except as provided in this section, a community sanitary district has the powers, privileges and duties and is subject to the requirements and restrictions of a sanitary district under chapter 11. [PL 2005, c. 556, §4 (NEW).]

**1. Powers.** A community sanitary district may, within the district, construct, operate and maintain one or more subsurface wastewater disposal systems in accordance with rules adopted pursuant to Title 22, section 42, subsection 3 and applicable municipal ordinances. A district may contract for necessary and appropriate services, including, but not limited to, pumping and disposal services, and do any or all other things necessary or incidental to accomplish the purposes of the district. [PL 2005, c. 556, §4 (NEW).]

**2. Limited purposes.** A community sanitary district may exercise powers granted under this chapter only for the limited purpose of providing subsurface wastewater collection, treatment and disposal services to accommodate residential development.

A. A community sanitary district may not provide services to nonresidential users. [PL 2005, c. 556, §4 (NEW).]

B. The provisions of section 1160 apply only to residential buildings. [PL 2005, c. 556, §4 (NEW).]  
[PL 2005, c. 556, §4 (NEW).]

**3. Certain powers not available.** The following provisions relating to sanitary districts do not apply to a district formed under this chapter:

A. Section 1103, relating to transfer of municipal property and assets; [PL 2005, c. 556, §4 (NEW).]

B. Section 1151, relating to certain sanitary district powers; [PL 2005, c. 556, §4 (NEW).]

C. Section 1151-A, relating to certain enforcement powers; [PL 2005, c. 556, §4 (NEW).]

D. Sections 1152, 1152-A, 1153 and 1154, relating to powers of eminent domain; and [PL 2005, c. 556, §4 (NEW).]

E. Section 1157, relating to certain contracting powers. [PL 2005, c. 556, §4 (NEW).]  
[PL 2005, c. 556, §4 (NEW).]

**SECTION HISTORY**

PL 2005, c. 556, §4 (NEW).

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