

**TOWN OF BUCKFIELD
NORTH POND SWIMMING PROHIBITION ORDINANCE**

SECTION I: Title

This Ordinance shall be known and cited as the North Pond Water Swimming Prohibition Ordinance, and will be referred to as this "Ordinance".

SECTION II: Purpose

The purpose of this Ordinance is to protect the health, safety and general welfare of the inhabitants of the Town of Buckfield and the customers of the Buckfield Village Corporation's Water System by providing water quality protection by prohibiting swimming in North Pond.

SECTION III: Authority

This Ordinance is hereby adopted and hereafter amended pursuant to and consistent with Article VII-A of the Maine Constitution and the provisions of Title 22 M.R.S.A. Section 2642.

SECTION IV: Applicability

This Ordinance applies to the area of that portion North Pond located within the boundaries of Buckfield. No person shall swim in that area of North Pond located within the boundaries of Buckfield.

SECTION V: Amendments, Validity and Severability and Effective Date

A. Amendments

1. An Amendment to this Ordinance may be initiated by:
 - a. The Board of Selectmen provided a majority of the Board has so voted;
or
 - b. Written petition of a number of voters equal to at least 10% of the number of votes cast in the municipality in the last gubernatorial election.
2. The Selectmen shall hold a public hearing on the proposed amendment. At least fifteen (15) days prior to the hearing notice shall be published in a news paper in general circulation in Oxford County and such notice shall be sent by registered mail to each of property abutting North Pond.
3. An amendment to this Ordinance may be adopted by the majority vote of the Board of Selectmen.

B. Validity and Severability

Should any section or provision of this Ordinance be declared by any court to be invalid, such decision shall not invalidate any other section or provision.

C. Effective Date

The effective date of this Ordinance is the date of adoption by the Board of Selectmen. This Ordinance shall become void upon the expiration of one year from the date of adoption unless sooner adopted by vote of Town Meeting.

SECTION VI: ENFORCEMENT

A. Code Enforcement Officer

It shall be the duty of the Code Enforcement Officer to enforce the provisions of this Ordinance.

B. Fines

Whoever willfully violates the provisions of this Ordinance shall, upon conviction, be penalized in accordance with Title 30-A M.R.S.A. Section 4452.

SECTION VII: DEFINITIONS

Swim: Bathing and other human contact with the waters of North Pond.

Note: This Ordinance was adopted by Town Meeting on June 26, 1996 – Warrant Article #56.