

# MAINE STATE LEGISLATURE

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# ONE HUNDRED AND FOURTH LEGISLATURE

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**Legislative Document**

**No. 960**

H. P. 742

House of Representatives, February 20, 1969

Referred to Committee on State Government. Sent up for concurrence and 1,000 ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Eustis of Dixfield.

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## STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-NINE

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### **AN ACT** Relating to the Responsibilities of the State Planning Office.

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

**R. S., T. 5, § 3308, additional.** Title 5 of the Revised Statutes is amended by adding a new section 3308, to read as follows :

#### **§ 3308. Review of development**

Before any proposed industrial or recreational development may be acted upon by any agency established by Title 10, chapters 101, 103 and 701, and Title 30, chapter 242, such agency must submit a complete and detailed proposal describing the development to the State Planning Office, which proposal shall describe the effect of the development upon the human and natural resources of the State, taking into consideration existing and proposed transportation systems; the availability of existing and proposed housing and educational facilities; the potential effect of the development with respect to water, air, noise and visual pollution, and the facilities proposed for abatement of the same; the availability of labor; the potential effect of the development on existing economic activities, including, but not limited to, agriculture, fishing, forest products, recreation-based enterprises, tourism and property ownership; the effect upon existing and potential stocks of wildlife; and the general quality of the environment.

The State Planning Office shall submit copies of such proposal to the Chairman of the Water and Air Environmental Improvement Commission, to the Commissioner of Health and Welfare, to the Commissioner of Education, to the Commissioner of Labor and Industry, to the Chairman of the State Highway Commission, to the Commissioner of Sea and Shore Fisheries, to the

Commissioner of Inland Fisheries and Game, to the Forest Commissioner, to the Chairman of the State Park and Recreation Commission and to the Commissioner of Agriculture each of whom shall study the proposal or refer the same for study to the agency headed by him for study, and shall report the findings made upon the proposal within 60 days thereafter, and the State Planning Office shall take such findings into consideration in reviewing the proposal.

After the proposal has been considered and has been reported upon by the state agencies, the State Planning Office shall publish the proposal, together with the findings of the state agencies thereon, not less than 30 days thereafter and shall schedule one or more public hearings with respect to such proposal, for the purpose of receiving testimony and statements from members of the public with respect to the proposal. Such hearings shall be held at a convenient time and place for attendance by those affected by the proposal.

Following the public hearing, the State Planning Office shall review the proposal, the reports of the state agencies thereon, and the testimony and statements given at the public hearing for the purpose of determining whether the proposal is consistent with the Maine Comprehensive Plan and with plans undertaken by state agencies and governmental subdivisions of the State. If such review results in a determination that the proposal is consistent with the Maine Comprehensive Plan, the proposal shall receive the approval of the State Planning Office, and may be acted upon by the submitting agency. If it is determined that the proposal is not consistent with the Maine Comprehensive Plan, the proposal shall be disapproved and shall not be further acted upon by the submitting agency.