

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2259

H. P. 1787

House of Representatives, January 2, 1974

Referred to the Committee on State Government. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Silverman of Calais.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

**AN ACT Correcting Ambiguities in the Statutes Relating to the Maine
Guarantee Authority.**

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

Sec. 1. R. S., T. 10, § 672, sub-§ 4, amended. Subsection 4 of section 672 of Title 10 of the Revised Statutes, as enacted by section 26 of chapter 633 of the public laws of 1973, is amended to read as follows:

4. **Local development corporation.** "Local development corporation", hereinafter in this chapter called the "development corporation," shall mean any organization incorporated under Title 13, chapter 81, for the purposes of fostering, encouraging and assisting the physical location, settlement or re-settlement of industrial, manufacturing and other business enterprises within the State, and to whose members no profit shall inure, but limited to those created ~~by~~ with the approval of a municipality as defined by this chapter.

Sec. 2. R. S., T. 10, § 676, sub-§ 5, amended. Subsection 5 of section 676 of Title 10 of the Revised Statutes, as enacted by section 26 of chapter 633 of the public laws of 1973, is amended to read as follows:

5. Project plans comply with applicable zoning, planning and sanitary regulations in the municipality where it is to be located ~~and also meets with standards established by the Department of Environmental Protection as set forth in Title 38;~~ and, in any event no loan shall be approved and no certificate of approval shall be issued until the Department of Environmental Protection has certified to the authority that all licenses required from the department with respect to the project have been issued or that none are re-

quired. This requirement of certification by the department shall likewise apply to any subsequent enlargement or addition to such project, for which approval is sought from the Authority.

Sec. 3. R. S., T. 10, § 678, amended. Section 678 of Title 10 of the Revised Statutes, as enacted by section 26 of chapter 633 of the public laws of 1973, is amended to read as follows:

§ 678. Taxes

While the community industrial building remains unoccupied and a first mortgage is held by the ~~board or by the State of Maine~~ **Authority**, it is declared to be ~~public~~ **property held for a legitimate public use and benefit** and shall be exempt from all taxes and special assessments of the State or any political subdivision thereof.

STATEMENT OF FACT

The purpose of this Act is to correct ambiguities in the statutes relating to the Maine Guarantee Authority. More particularly, they relate to the community industrial building program approved by the Legislature in regular session in 1973. Without the amendments, the intent of the Legislature in providing a community industrial building program could not be implemented as a practical matter.