

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 77**

H. P. 80

House of Representatives, January 19, 1955.

Referred to the Committee on Towns and Counties, sent up for concurrence and 750 copies ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Fuller of South Portland.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-FIVE

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**AN ACT Permitting Regional Planning.**

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

**R. S., c. 91, §§ 99-A - 99-F, additional.** Chapter 91 of the revised statutes is hereby amended by adding thereto 6 new sections to be numbered 99-A to 99-F, to read as follows:

**'Regional Planning.**

**Sec. 99-A. Purposes.** The purpose of sections 99-A to 99-F, inclusive, shall be to enable municipalities and counties to join in the formation of regional planning commissions whose duty it shall be to prepare a coordinated plan for the development of a region, taking into account present and future needs, with a view toward encouraging the most appropriate use of land, such as for agriculture, forestry, industry, commerce and housing; the facilitation of transportation and communications; the proper and economic location of public utilities and services; the development of adequate recreation areas, the promotion of good civic design; and the wise and efficient expenditure of public funds. The aforesaid plan shall be made in order to promote the health, safety, morals and general welfare of the region and its inhabitants.

**Sec. 99-B. Regional planning commissions.** Two or more municipalities having planning boards may by ordinance or resolution, adopted by the respective legislative bodies of said municipalities, join in the formation of a regional planning commission.

Each municipality which shall have joined in the formation of a regional planning commission shall be entitled to 2 representatives on said commission and

shall be entitled to one additional representative for each 80,000 population or fraction thereof over a population of 20,000 as determined by the latest Federal census. Representatives to the regional planning commission shall be nominated by the planning board of each municipality and shall be appointed by the selectmen or the legislative bodies of towns and by the legislative bodies of cities.

The county commissioners of any county or counties in which a regional planning commission has been formed may appoint 2 representatives who shall be members of said commission.

The terms of office of members of the regional planning commission shall be for 4 years, but initial appointments shall be such that the terms of members from any one municipality or county will not expire during the same year. Vacancies shall be filled for the remainder of the unexpired term in the same manner as original appointments.

Sec. 99-C. General powers and duties. The regional planning commission's powers shall be advisory, and shall generally pertain to the development of the region within its jurisdiction as a whole, or to problems which involve a combination of 2 or more municipalities or counties. Nothing in sections 99-A to 99-F, inclusive, shall be deemed to reduce any of the powers, duties or obligations of planning boards in individual municipalities.

The area of jurisdiction of the regional planning commission shall include the areas of the respective municipalities forming such commission and may include all or part of any county which is a member of said regional planning commission.

It shall be the duty of the regional planning commission to prepare a comprehensive master plan for the development of the region within its jurisdiction, including the commission's recommendations, among other things, for the use of land within the region; for the general location, extent, type of use and character of highways, major streets, intersections, parking lots, railroads, aircraft landing areas, waterways and bridges, and other means of transportation, communication and other purposes; for the development, extent and general location of parks, playgrounds, shore front developments, parkways and other public reservations and recreation areas; for the location, type and character of public buildings, schools, community centers and other public property; and for the improvement, redevelopment, rehabilitation or conservation of residential, business, industrial and other areas.

The regional planning commission may authorize its employees or consultants to render assistance on local planning problems to any municipality or county which is a member of said regional planning commission. The cost of such assistance shall be strictly accounted for and shall be kept as a separate item. Such cost shall be paid entirely by the municipality or county to whom the service is rendered or partly by said municipality or county and partly by any gift, grant or contribution which may be available for such work.

Sec. 99-D. Organization, officers and by-laws. The regional planning commission shall elect annually from among its members a chairman, vice-chairman and such other officers as it deems necessary. Meetings shall be held at the call

of the chairman and at such other time as the commission may determine. The commission shall keep minutes of its proceedings; such minutes shall be filed in the office of the commission and shall be a public record. The Commission may adopt such by-laws as it deems necessary to the conduct of its business.

Sec. 99-E. Finances. The regional planning commission shall determine on a reasonable and equitable basis the proportion of its costs to be borne respectively by each municipality or county which is a member of said commission. The commission may accept gifts, grants or contributions from any source, private or governmental, toward its work. Municipalities or counties are hereby authorized to appropriate funds to the use of a regional planning commission and to furnish to the regional planning commission legal or other services which it may deem reasonable. Municipalities or counties are hereby authorized to enter into contracts with the regional planning commission for the furnishing of funds or services in connection with the preparation of a comprehensive regional master plan and any special planning work to be done by the regional planning commission for any member municipality or county. Within the amounts appropriated to it or placed at its disposal by gift, grant or contribution, the regional planning commission may engage employees, contract with professional consultants, rent offices and obtain in such other goods or services as are necessary to it in the carrying out of its proper functions.

Sec. 99-F. Relationship to local planning boards. The regional planning commission may assist the county or the planning board of any municipality which is a member of said commission to carry out any regional plan or plans developed by said commission.

The regional planning commission may make recommendations on the basis of its plans and studies to any planning board, to the legislative body of any city and to the selectmen of any town within its region, to the county commissioners of the county or counties in which said region is located, and to any state or federal authorities.

Upon completion of a comprehensive master plan for the region or any portion of said comprehensive master plan, the regional planning commission may file certified copies of said comprehensive master plan or portion thereof with the planning board of any member municipality. Such planning board may adopt all or any part of such comprehensive master plan which pertains to the area within its jurisdiction as its own master plan, subject to the requirements of section 96.'