

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth Legislature

OF THE

STATE OF MAINE

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THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1971

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Fifth Legislature
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Sales of any water pollution control facility, certified as such by the Environmental Improvement Commission, and any part or accessories thereof, or any materials for the construction, repair or maintenance of such facility.

Sec. 2. R. S., T. 36, § 1760, sub-§ 30, amended. The first sentence of subsection 30 of section 1760 of Title 36 of the Revised Statutes, as enacted by chapter 471 of the public laws of 1969, is amended to read as follows:

Sale of any air pollution control facility, certified as such by the Environmental Improvement Commission, and any part or accessories thereof, or any materials for the construction, repair or maintenance thereof.

Effective September 23, 1971

Chapter 354

AN ACT Relating to Parking on Paved or Improved Portions of Ways and Removal of Vehicles.

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

R. S., T. 29, § 1111, amended. The last paragraph of section 1111 of Title 29 of the Revised Statutes, as repealed and replaced by chapter 174 of the public laws of 1967, is repealed and the following enacted in place thereof:

An officer may cause any vehicle parked, disabled or abandoned on any way so as to interfere with or hinder the removal of snow or the normal movement of traffic, or parked within the limits of a highway right-of-way, to be removed from the way and placed in a suitable parking place, at the expense of the person in whose name such vehicle is registered. The person bearing the expense of such removal, such as garage or parking lot owner, or service station owner or manager, shall, by registered mail, notify such registered owner, or holder of a security interest thereon if his identity can reasonably be ascertained, of the place where such vehicle may be reclaimed and mail a copy of the notice to the Chief of State Police. If the owner, or holder of a security interest thereon, has not reclaimed the vehicle within 30 days from the date of such removal, the vehicle shall be deemed to have been abandoned and shall become the property of the person bearing the expense of removal, as detailed above. If he has not ascertained the identity of such owner, or holder of a security interest thereon, he shall cause notice of his claim to the vehicle to be published once a week for 2 successive weeks in a newspaper circulated in the county where such vehicle is located. Neither the State nor political subdivisions thereof nor the officer shall be liable for any damage that may be caused by such removal. The same procedure as described in this paragraph shall apply to vehicles towed to or left at a garage, service station or parking lot, on the orders given by the owner or operator of the vehicle.

Removal of any part or accessory of such vehicle while it is in the possession or on the premises of such garage, parking lot or service station, without the express written permission of the owner or manager of such garage, parking lot or service station shall be considered a misdemeanor and the

person doing the removing of such part or accessory shall be liable to prosecution. This shall apply to removal without written permission of the vehicle itself, and shall include any person or persons whatsoever, including the owner of the vehicle.

Effective September 23, 1971

Chapter 355

AN ACT Phasing out Log Driving in the Inland Waters of the State.

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

R. S., T. 38, § 418, additional. Title 38 of the Revised Statutes is amended by adding a new section 418 to read as follows:

§ 418. Log driving and storage

1. Prohibitions. No person, firm, corporation or other legal entity shall place logs or pulpwood into the inland waters of this State after October 1, 1976 for the purpose of driving the same to pulp mills.

No person, firm, corporation or other legal entity shall place logs or pulpwood on the ice of any inland waters of this State after October 1, 1976.

No person, firm, corporation or other legal entity shall place logs or pulpwood into the inland waters of this State after October 1, 1976 for the purpose of storage or curing the same, or for other purposes incidental to the processing of forest products, without a permit from the commission as described in subsection 2.

2. Storage; permit. Whoever proposes to use the inland waters of this State after October 1, 1976 for the storage or curing of logs or pulpwood, or for other purposes incidental to the processing of forest products, shall apply to the commission for a permit for such use. Applications for such permits shall be in such form and require such information as the commission may determine, and shall be accompanied by a processing fee of \$75.

Within 45 days of receipt of an application, the commission shall either grant the application or hold a public hearing thereon as provided.

If the commission is able to find, on the basis of the application, that the proposed use will not lower the existing quality or the classification, whichever is higher, of any waters, nor adversely affect the public rights of fishing and navigation therein, and that inability to conduct such use will impose undue economic hardship on the applicant, it shall grant the permit for a period not to exceed 3 years, with such terms and conditions as, in its judgment, may be necessary to protect such quality, standards and rights.

In the event the commission deems it necessary to solicit further evidence regarding the proposed use, it shall schedule a public hearing on the application, and shall give public notice by publication in a newspaper circulated