

MAINE STATE LEGISLATURE

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REVISED STATUTES
OF THE
STATE OF MAINE
1954

1963 CUMULATIVE SUPPLEMENT

ANNOTATED

IN FIVE VOLUMES

VOLUME 1

Discard Previous Supplement

THE MICHIE COMPANY
CHARLOTTESVILLE, VIRGINIA
1963

such operator for such time as it may consider necessary for the protection of the safety of the public. (1961, c. 325; c. 417, § 113.)

Effect of amendment.—The 1961 amendment substituted “board or the hearing officer issued under sections 19 and 20.”

Sec. 24. Penalty.—Any operator convicted of operating a passenger tramway without having been registered by the board, or after his registration has been suspended, shall be punished by a fine of \$50 per day for each day of such illegal operations. (1961, c. 325; c. 417, § 114.)

Effect of amendment.—The 1961 amendment deleted “by the board” after “has been suspended.”

Sec. 25. Application.—This chapter removes ski tows, lifts and tramways from regulation under any other law covering mechanical rides. (1961, c. 325.)

Sec. 26. Provisions in lieu of others.—The provisions for regulation, registration and licensing of passenger tramways under this chapter shall be in lieu of all other regulations, registration or licensing requirements by the insurance commissioner under chapter 100, sections 69-A and 69-F. (1961, c. 325; c. 417, § 115.)

Effect of amendment.—The 1961 amendment substituted “sections 69-A and 69-F” for “sections 69 and 70” at the end of the section.

Chapter 35-B.

Allagash River Authority.

Expiration date of chapter.—P. L. 1963, c. 415, § 2, provided that in the event the 102nd legislature, or the 101st legislature meeting in special session, shall not take action to approve the tentative agree-ments referred to in this chapter, then this chapter shall terminate June 30, 1965, unless otherwise expended by legislative action.

Sec. 1. Policy.—It is declared to be the policy of the state of Maine to provide for the preservation of the natural beauty and wilderness character of the Allagash river watercourse while utilizing the natural economic resources of the watercourse. (1963, c. 415, § 1.)

Sec. 2. Definitions.—The following terms as used in this chapter are defined as follows:

I. Agreements. “Agreements” includes leases, easements, cooperative agreements, gifts and options for purchase of land or the development rights to land.

II. Authority. “Authority” means the Allagash river authority established under this chapter.

III. Development rights. “Development rights” means the right to construct buildings or improvements on land and the right to lease such constructed buildings or improvements to any person, corporation or governmental authority. The term shall not be applied to prohibit the cutting and harvesting of timber or removal of minerals and shall not be applied to restrict the exercise of those rights commonly known as flowage and driving rights as they may now exist. (1963, c. 415, § 1.)

Sec. 3. Allagash river authority.—There is created the Allagash river authority to administer this chapter. The authority shall consist of 5 members, viz: The forest commissioner, the director of state parks and recreation, the commissioner of inland fisheries and game, the director of the school of forestry

at the University of Maine and the attorney general. The members of the authority shall elect a chairman who shall preside at all meetings of the authority when present. The authority shall meet as often as necessary, at such times and places as the chairman may designate. Any 3 members shall constitute a quorum for the transaction of the business of the authority. The forestry department, state park and recreation commission, department of inland fisheries and game and department of attorney general shall cooperate with the authority in the administration of its duties. The members of the authority shall serve without compensation. (1963, c. 415, § 1.)

Sec. 4. Allagash advisory committee.—An advisory committee consisting of 7 members shall be appointed by the governor, with the advice and consent of the council, who shall serve until the termination of the authority. A vacancy shall be filled for the unexpired term in the same manner in which a regular appointment is made. The members of the advisory committee shall receive no compensation for their services. The advisory committee shall meet upon the call of the chairman of the authority. The committee shall render to the authority information and advice concerning the administration of the authority. (1963, c. 415, § 1.)

Sec. 5. Duties of the authority.—The authority shall formulate plans and proposals for preserving the Allagash river watercourse so that the people of the state and its visitors may be assured of the continued opportunity to enjoy the benefits of the Allagash river watercourse as a place of natural interest and scenic beauty. The duties and functions of the authority shall include, but not be restricted to, the following:

I. Examination. Examine the Allagash river watercourse in order to determine those features that should be preserved.

II. Negotiation. Negotiate tentative agreements between the landowners along the Allagash river watercourse and the state of Maine to assure people of the continued opportunity to enjoy the benefits and scenic beauty of the Allagash.

III. Consultation. Consult with and seek the advice of conservation and naturalist groups in the planning and development of the watercourse.

IV. Rules and standards. Formulate rules and standards for the use, maintenance and operation of the Allagash river watercourse. (1963, c. 415, § 1.)

Sec. 6. Tentative agreements.—The authority, in the name of the state, shall enter into tentative agreements with the landowners in respect to lands, interest in land, leases, cooperative agreements, agreements and development rights, consistent with the policy and provisions of this chapter. Tentative agreements shall be entered into under such terms and subject to such conditions and restrictions as the authority, after consultation with the advisory committee, may determine. (1963, c. 415, § 1.)

Sec. 7. Approval by legislature.—The plans, proposals, rules and standards for the use, maintenance and operation of the Allagash river watercourse and the tentative agreements shall all be subject to the final approval of the 102nd legislature or subject to the approval of any prior special session of the 101st legislature. (1963, c. 415, § 1.)

Sec. 8. Construction.—Nothing in this chapter shall be construed to impair the authority of any public body, heretofore or hereafter created by the legislature, in the exercise of the powers granted to any such public body. (1963, c. 415, § 1.)