

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

July 10, 1973

Fred Holt, Commissioner

Forestry

Lee M. Schepps, Assistant

Attorney General

Public Lot Camp Lots; Minimum Lot Size

In your memo of June 11, 1973, you made inquiry concerning the effect of the Minimum Lot Size Law upon the lessees of camp lots on public lots. As you know, the old Minimum Lot Size Law, 12 M.R.S.A. § 4807, et seq, has been repealed and replaced by Chapter 411, Public Laws of 1973. Chapter 411, Public Laws of 1973, will become effective 90 days after the adjournment of the Legislature. The new law prohibits the disposal of waste from single family residential units (including seasonal units) by means of subsurface waste disposal unless the lot on which the single family residential unit is located, contains at least 20,000 square feet and has 100 feet of frontage, if abutting certain waters. Disposal from smaller lots is permitted only upon approval by the Board of Environmental Protection. The new law exempts only those structures in existence and in place on or before January 1, 1972 which then or theretofore disposed of wastes by means of subsurface waste disposal.

Accordingly, public lot camp lot lessees may not dispose of wastes from single family residential units by a subsurface system on a lot less than 20,000 square feet unless approved by the Board of Environmental Protection or unless the structure upon the lot was in existence and in place on or before January 1, 1972 and then or theretofore disposed of wastes by means of subsurface disposal.

Let me know if we can be of further assistance in this matter.

LEE M. SCHEPPS
Assistant Attorney General

LMS:mfe

NOT A FORMAL OPINION