

MAINE STATE LEGISLATURE

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New Draft of: H. P. 940, L. D. 1288

ONE - HUNDRETH LEGISLATURE

Legislative Document

No. 1552

H. P. 1125

House of Representatives, April 20, 1961

Reported by Mr. Brown from Committee on Natural Resources. Printed under Joint Rules No. 10.

HARVEY R. PEASE, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE

AN ACT Revising Laws Relating to Pollution Control.

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

Sec. 1. R. S., c. 79, § 1, amended. The first sentence of the 4th paragraph of section 1 of chapter 79 of the Revised Statutes is amended to read as follows:

'The commission may employ, subject to ~~the provisions of~~ the Personnel Law, and prescribe the powers and duties of such employees and **obtain the services of consultant on a contractual basis or otherwise** as may be necessary to carry out ~~the provisions of~~ this chapter.'

Sec. 2. R. S., c. 79, § 1, amended. The 3rd and 4th sentences of the 7th paragraph of section 1 of chapter 79 of the Revised Statutes, as enacted by chapter 365 of the public laws of 1957, are amended to read as follows:

'Municipalities and sewer districts shall submit to said commission for its advice **and approval** the plans and specifications for any proposed new system of drainage, sewage disposal or sewage treatment, except purely storm water systems and any alterations in existing facilities. The commission shall establish **and enforce reasonable** standards for the operation **and maintenance** of municipal treatment facilities.'

Sec. 3. R. S., c. 79, § 2, amended. The first sentence of the 12th paragraph of section 2 of chapter 79 of the Revised Statutes is amended to read as follows:

'Class D. waters, the lowest classification, shall be considered as primarily devoted to the transportation of sewage and industrial wastes without **causing a public nuisance as defined in chapter 141, section 6, by** the creation of **odor-producing sludge banks and deposits or other** a nuisance condition and such waters shall contain dissolved oxygen at all times.'

Sec. 4. R. S., c. 79, § 4, amended. The first paragraph of section 4 of chapter 79 of the Revised Statutes is amended to read as follows :

'After adoption of any classification by the Legislature for surface waters or tidal flats or sections thereof, it shall be unlawful for any person, corporation, municipality or other legal entity to dispose of any sewage, industrial or other waste, either alone or in conjunction with another or others, in such manner as will, **after reasonable opportunity for dilution and mixture**, lower the quality of ~~the~~ **any significant segment of** said waters, tidal flats or section thereof, **affected by this discharge**, below the minimum requirements of such classification, and notwithstanding any licenses which may have been granted or issued under sections 8, 9 and 10.'