

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 501

H. P. 346

House of Representatives, January 22, 1963

Referred to Committee on Natural Resources. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Williams of Hodgdon.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Classifying Certain Tidal Waters in Hancock County.

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

R. S., c. 79, § 15, amended. That part of section 15 of chapter 79 of the Revised Statutes under the caption "Tidal Waters, Hancock County", as amended by section 9 of chapter 322 of the public laws of 1957, is repealed and the following enacted in place thereof:

Bar Harbor

I. Tidewater from a point 500 yards south of Bear Brook to the Mt. Desert-Bar Harbor town line, with exception of Otter Cove north of latitude $44^{\circ}-18.75'$ —Class SA.

II. Tidewaters within the Town of Bar Harbor not specifically mentioned or described—Class SB-1.

Blue Hill

I. Tidewater from Sand Point and southerly a distance of 500 yards—Class SB-2.

II. Tidewaters of Salt Pond—Class SB-1.

III. Tidewater from the most southerly bridge crossing at Salt Pond at the "Nub" northerly and easterly including all bays and estuaries to the Blue Hill-Surry town line—Class SB-1.

IV. Tidewater within the Town of Blue Hill not previously mentioned or described—Class SA.

Brooklin

- I. Tidewaters of Herrick Bay north of line drawn due east from a point of land at latitude $44^{\circ}-16'-18''$ —Class SB-2.
- II. Tidewater from the tidal portion of the Benjamin River and including this river, to latitude $44^{\circ}-15.5'$ at Center Harbor—Class SB-1.
- III. Tidewaters of Salt Bay—Class SB-1.
- IV. Tidewater within the Town of Brooklin not otherwise mentioned or described—Class SA.

Brooksville

- I. Tidewater from Blake Point at longitude $68^{\circ}-48'$ to a point of land south of Horseshoe Cove at latitude $44^{\circ}-19.25'$ —Class SC.
- II. Orcutt Harbor north of latitude $44^{\circ}-20.75'$ —Class SC.
- III. Easterly shoreline of Bucks Harbor from latitude $44^{\circ}-20'-10''$ south to longitude $68^{\circ}-44.5'$ —Class SB-2.
- IV. Westerly shoreline of Bucks Harbor south of latitude $44^{\circ}-20'-10''$ easterly to longitude $68^{\circ}-44.5'$ at Norembega—Class SB-2.
- V. Tidewater of Bucks Harbor north of latitude $44^{\circ}-20'-10''$ —Class SC.
- VI. Tidewater along the shoreline at Norembega from longitude $68^{\circ}-44.5'$ southeast to longitude $68^{\circ}-43.25'$ —Class SC.
- VII. Tidewater from longitude $68^{\circ}-42.25'$ near Herricks Village to Sedgwick-Brooksville town line—Class SB-1.
- VIII. Tidewater within this town along its southerly shoreline from Blake Point to the Sedgwick town line not previously mentioned or described—Class SA.

Castine

- I. Tidewaters in the Town of Castine between a point on Dice Head due south of the lighthouse to the point of land at approximately N. $44^{\circ}-24'$, W. $68^{\circ}-47'$ —Class B-2.
- II. Tidewaters forming the estuary known as Bagaduce River bordering on Castine, Penobscot, Blue Hill and Brooksville from a point of land at approximately N. $44^{\circ}-24'$, W. $68^{\circ}-47'$ to a point of land approximately N. $44^{\circ}-24'$ by W. $68^{\circ}-46.3'$ —Class A.

Deer Isle

- I. Tidewater bordering the settled area of Eggemoggin between longitude $68^{\circ}-44'$ and latitude $44^{\circ}-18.25'$ —Class SB-1.
- II. Tidewater of Blastrow Cove in Little Deer Isle—Class SC.
- III. Tidewaters on the westerly shoreline south of latitude $44^{\circ}-14.25'$ to the

Deer Isle-Stonington town line, including Northwest Harbor, Pressey Cove and Sheephead Island—Class SB-1.

IV. Tidewater from the Stonington-Deer Isle town line at the Holt Pond outlet to the northeasterly point of land at latitude $44^{\circ}-13.25'$ at Greenlaw Cove and including Stinson Neck—Class SB-1.

V. Tidewaters of Town of Deer Isle not otherwise mentioned or described—Class SA.

Ellsworth

I. All tidal waters within the City of Ellsworth—Class SB-1.

Franklin

I. All tidewaters within the Town of Franklin—Class SB-1.

Gouldsboro

I. Tidewaters from Schieffelin Point to Hall Point—Class SC.

II. Tidewater of Morancy Cove in Flanders Bay north of latitude $44^{\circ}-28.75'$ —Class SB-2.

III. Tidewater from Prospect Harbor Point to the southern point of Corea Harbor at latitude $44^{\circ}-23.75'$ —Class SA.

IV. Tidewater from the southern point of Corea Harbor at latitude $44^{\circ}-23.75'$ to the easterly end of Youngs Point—Class SC.

V. Tidewaters of the northerly portion of West Bay north of latitude $45^{\circ}-28'-50''$ —Class SC.

VI. Tidewater bordering the Town of Gouldsboro not otherwise mentioned or described—Class SB-1.

Hancock

I. Tidewater of Kilkenney Cove northerly of an imaginary line from a point on its east shore at N $44^{\circ}-32.2'$ W $68^{\circ}-18.5'$ to a point on its west shore at N $32^{\circ}-32.2'$ W $68^{\circ}-18.6'$ —Class SD.

II. Tidewater southerly from the above mentioned imaginary line to a line drawn from a point in Hancock at N $44^{\circ}-31.25'$ W $68^{\circ}-18'$ to a point in Lamoine at N $44^{\circ}-31.25'$ W $68^{\circ}-18.25'$ —Class SC.

III. Tidewater from Pecks Point southeasterly and in a counterclockwise direction to a point of land just south of Jellison Cove at latitude $44^{\circ}-29.2'$ (approximately)—Class SC.

IV. Tidewaters of Town of Hancock not otherwise specified or described—Class SB-1.

Lamoine

I. Tidewaters from the Hancock-Lamoine town line at Kilkenney Cove south to a point at N $44^{\circ}-31.25'$ W $68^{\circ}-18.25'$ —Class SC.

II. Tidewaters within the Town of Lamoine not otherwise specified or classified—Class SB-1.

Mt. Desert

I. Tidewater from Otter Cove south of latitude $44^{\circ}\text{-}18.75'$ to Ingraham Point—Class SA.

II. Tidelwaters within the Town of Mt. Desert not otherwise specified or classified—Class SB-1.

Sedgwick

I. Remaining tidewaters within the Town of Sedgwick not otherwise specified or classified—Class SB-1.

Sorrento

I. All tidewaters within the Town of Sorrento—Class SB-1.

Southwest Harbor

I. All tidewaters within the Town of Southwest Harbor—Class SB-1.

Stonington.

I. Tidewater from the Moose Island bridge to the easternmost point of land on Green Head including waters of Moose Island—Class SB-2.

II. Tidelwaters from the easternmost point of land at Green Head to Ames Pond outlet—Class SC.

III. Tidelwaters within the Town of Stonington not otherwise specified or classified—Class SB-1.

Sullivan

I. All tidal waters within the Town of Sullivan—Class SB-1.

Surry

I. All tidal waters within the Town of Surry—Class SB-1.

Swans Island

I. All tidal waters within the Town of Swans Island—Class SB-1.

Tremont

I. All tidal waters within the Town of Tremont—Class SB-1.

Trenton

I. All tidal waters within the Town of Trenton—Class SB-1.

Winter Harbor

I. All tidal waters within the Town of Winter Harbor—Class SB-1.

The classification set forth in subsections I and II, Bar Harbor, shall become effective October 1, 1963. A municipality, sewer district, person, firm, corporation or other legal entity shall not be deemed subject to penalty under this chapter at any time prior to October 1, 1971 with respect to any of said classi-

fications if by such time he or it, with regard to facilities designed to achieve compliance with the applicable classification, shall have completed all the steps required to be then completed by the following schedule:

- A. Preliminary plans and engineer's estimates shall be completed and submitted to the Water Improvement Commission on or before October 1, 1965.
- B. Arrangements for administration and financing shall be completed on or before October 1, 1968.
- C. Detailed engineering and final plan formulation shall be completed on or before January 1, 1969.
- D. Detailed plans and specifications shall be approved by the Water Improvement Commission and construction begun prior to October 1, 1970.
- E. Construction shall be completed on or before October 1, 1971.'