

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)

ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 1098

S. P. 395

In Senate, February 6, 1963

Referred to Committee on Public Utilities. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Philbrick of Penobscot.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Right of Electric Power Companies to Take Lands for Lines by Right of Eminent Domain.

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

R. S., c. 50, § 9, amended. Section 9 of chapter 50 of the Revised Statutes is amended to read as follows:

'Sec. 9. Electric power companies may take land for lines by right of eminent domain; approval. Corporations organized under the provisions of section 3 and corporations chartered by special acts of the Legislature for the purpose of making, generating, selling, distributing and supplying electricity for lighting, heating or other public purposes are authorized and empowered to take and hold by right of eminent domain such lands and easements as may be necessary for the proper location of their transmission lines which are designed to carry voltages of ~~5,000~~ 4,000 volts or more and of necessary appurtenances thereto, located within the territory in which said corporations are authorized to do a public utility business, in the same manner and under the same conditions as set forth in ~~sections 11 to 22, inclusive, of~~ chapter 52, **sections 11 to 22.**

This right shall not apply to lands or easements located within ~~300~~ 100 feet of an inhabited dwelling **except that the Public Utilities Commission may authorize a location less than 100 feet from an inhabited dwelling when it shall find upon evidence submitted by the utility that such location is required by public convenience and necessity,** nor to lands and easements on or adjacent to any developed or undeveloped water power, nor to lands or easements so closely paralleling existing wire lines of other utility corporations that the proposed transmission lines would substantially interfere with service rendered over said

existing lines, except with the consent of the owners thereof, nor to lands and easements owned or used by railroad corporations.

Any location to be so taken for such transmission lines shall be approved by the Public Utilities Commission.'