

# MAINE STATE LEGISLATURE

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SECOND SPECIAL SESSION

ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 1780

H. P. 1274

House of Representatives, January 9, 1968

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Brown of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-EIGHT

AN ACT to Reclassify Certain Tidal Waters of Hancock County.

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

**Sec. 1. R. S., T. 38, § 370, amended.** Paragraph B of subsection 1 of that part of section 370 of Title 38 of the Revised Statutes, under the caption "Hancock County" is amended to read as follows:

**B.** Tidewaters within the Town of Bar Harbor not specifically mentioned or described — Class ~~SC~~ **SB-1**.

**Sec. 2. R. S., T. 38, § 370, amended.** Paragraphs A, C, F and G of subsection 4 of that part of section 370 of Title 38 of the Revised Statutes, under the caption "Hancock County" are amended to read as follows:

**A.** 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~~ **SB-1**.

**C.** Orcutt Harbor north of latitude  $44^{\circ} - 20.75'$  — Class ~~SC~~ **SB-1**.

**F.** Tidewater of Bucks Harbor north of latitude  $44^{\circ} - 20' - 10''$  — Class ~~SC~~ **SB-1**.

**G.** Tidewater along the shoreline at Norembega from longitude  $68^{\circ} - 44.5'$  southeast to longitude  $68^{\circ} - 43.25'$  — Class ~~SC~~ **SB-1**.

**Sec. 3. R. S., T. 38, § 370, amended.** Paragraph A of subsection 7 of that part of section 370 of Title 38 of the Revised Statutes, under the caption "Hancock County" is amended to read as follows:

**A.** All tidal waters within the City of Ellsworth — Class ~~SC~~ **SB-1**.

**Sec. 4. R. S., T. 38, § 370, amended.** Subsection 9 of that part of section 370 of Title 38 of the Revised Statutes, under the caption "Hancock County" is repealed and the following enacted in place thereof:

**9. Gouldsboro.**

**A. All tidewaters within the Town of Gouldsboro — Class SB-1.**

**Sec. 5. R. S., T. 38, § 370, amended.** Paragraphs B and C of subsection 10 of that part of section 370 of Title 38 of the Revised Statutes, under the caption "Hancock County", as repealed and replaced by section 1 of chapter 153 of the public laws of 1967, are repealed and the following enacted in place thereof:

**B. Tidewaters of the Town of Hancock not otherwise specified or described — Class SB-1.**

**Sec. 6. R. S., T. 38, § 370, amended.** Paragraph B of subsection 12 of that part of section 370 of Title 38 of the Revised Statutes, under the caption "Hancock County" is amended to read as follows:

**B. Tidewaters within the Town of Mt. Desert not otherwise specified or classified — Class ~~SC~~ SB-1.**

**Sec. 7. R. S., T. 38, § 370, amended.** Subsection 16 of that part of section 370 of Title 38 of the Revised Statutes, under the caption "Hancock County" is amended to read as follows:

**16. Southwest Harbor.**

**A. All tidewaters within the Town of Southwest Harbor — Class ~~SC~~ SB-1.**

**Sec. 8. R. S., T. 38, § 370, amended.** Subsections 20, 21, 22 and 23 of that part of section 370 of Title 38 of the Revised Statutes, under the caption "Hancock County" are amended to read as follows:

**20. Swans Island.**

**A. All tidal waters within the Town of Swans Island — Class ~~SC~~ SB-1.**

**21. Tremont.**

**A. All tidal waters within the Town of Tremont — Class ~~SC~~ SB-1.**

**22. Trenton.**

**A. All tidal waters within the Town of Trenton — Class ~~SC~~ SB-1.**

**23. Winter Harbor.**

**A. All tidal waters within the Town of Winter Harbor — Class ~~SC~~ SB-1.**

**Sec. 9. R. S., T. 38, § 370, amended.** That part of section 370 of Title 38 of the Revised Statutes, as amended, under the caption "Hancock County" is amended by adding 2 new subsections to be numbered 24 and 25, to read as follows:

**24. Cranberry Isles.**

**A. All tidal waters within the Town of Cranberry Isles — Class SB-1.**

**25. Long Island Plantation.****A. All tidal waters within Long Island Plantation — Class SB-1.**

**Sec. 10. R. S., T. 38, § 370, amended.** Subsection 24 of that part of section 370 of Title 38 of the Revised Statutes, under the caption "Hancock County", as repealed and replaced by section 8 of chapter 475 of the public laws of 1967, is repealed and the following enacted in place thereof:

**26. Exceptions.**

**A. A municipality, sewer district, person, firm, corporation or other legal entity shall not be deemed subject to penalty under this subchapter at any time prior to October 1, 1976 with respect to any of said classifications in Hancock County 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:**

(1) Preliminary plans and engineers' estimates shall be completed and submitted to the Water and Air Environmental Improvement Commission on or before October 1, 1969.

(2) Arrangements for administration and financing shall be completed on or before October 1, 1971.

(3) Detailed engineering and final plan formulation shall be completed on or before January 1, 1972.

(4) Detailed plans and specifications shall be approved by the Water and Air Environmental Improvement Commission and construction begun prior to June 1, 1973.

(5) Construction shall be completed and in operation on or before October 1, 1976.