

MAINE STATE LEGISLATURE

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(New Title)
New Draft of: H. P. 684, L. D. 925

ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1770

H. P. 1354

House of Representatives, May 21, 1971

Reported by a Majority of the Committee on Natural Resources and printed under Joint Rules No. 18.

BERTHA W. JOHNSON, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Regulating Roadside Clear Cutting Practices.

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

R. S., T. 12, § 519, additional. Title 12 of the Revised Statutes is amended by adding a new section 519 to read as follows:

§ 519. Prohibited woods harvesting practices

It is unlawful for any person, firm, corporation or other legal entity to cut down trees on land abutting and within a distance of 100 feet from the right-of-way limits of any public road generally used by the public, except:

1. Land used for agricultural purposes and for the cultivation of crops other than forest products;
2. Land used for residential, nonwoodland commercial, industrial or recreational purposes or being developed for such purposes;
3. Thinning and clearing in connection with public improvement and public utility projects, or pursuant to any order of the Public Utilities Commission issued under Title 35, section 1189;
4. Land used for access to abutting land, but in such case the severance shall be limited in width to that authorized under Title 23, section 704;
5. In connection with the removal of dead or dying trees or the removal of trees affected by fire, excessive wind, insect or disease epidemics;
6. Selective cutting which removes not more than 40% of the volume and returns a well distributed screen of tree foliage;

7. Improvement cuttings for purposes of beautification, improving species composition and distribution;
8. Cultured Christmas tree areas.

Whoever violates this section shall on conviction be punished by a fine of not more than \$1,000.