

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1664

H. P. 1384

House of Representatives, April 13, 1977

On Motion of Mr. Blodgett of Waldoboro, referred to the Committee on Natural Resources. Sent up for concurrence and 1,800 ordered printed.

EDWIN H. PERT, Clerk

Presented by Mrs. Trafton of Auburn.

Cosponsors: Mr. Spencer of Standish, Mrs. Huber of Falmouth and Mrs. Masterton of Cape Elizabeth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

**RESOLVE, to Provide for the Development of Recommendations on
Coastal Policy Issues.**

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine coast is a uniquely valuable resource as a source of food, recreation, beauty, employment, residence and safe anchorage for vessels; and

Whereas, the issue of the most appropriate use of coastal resources has been and continues to be a source of conflict; and

Whereas, the demands being placed on coastal resources are increasing because of dramatic increases in Maine's coastal population in the last 5 years; and

Whereas, the State should develop clear explicit policies on several major coastal issues including port development, tourism, heavy industrial siting, fisheries conservation and development, and the cumulative impact of permitted land uses; and

Whereas, the lack of clear policy on these issues has caused uncertainties and inefficiencies in the use of government and private funds; and

Whereas, there are a number of government programs including Shoreland Zoning, administration of the Site Location of Development Law, administration of the Coastal Wetlands Act, administration of the Water Quality Laws, leasing of state-owned submerged lands and others which should be

coordinated more fully through the development of explicit policy on the aforementioned unresolved issues; and

Whereas, state and local decision makers require a better system of resource information distribution in order to make informed land use planning and regulatory decisions; and

Whereas, a coastal program has been undertaken by the State Planning Office working under policy direction provided by the Governor's Advisory Committee on Coastal Development and Conservation and in cooperation with the other relevant state agencies; and

Whereas, it is in the public's best interest to have recommendations on the major unresolved coastal issues prepared for legislative consideration as soon as practicable; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Coastal land use policy recommendation; report. Resolved: That the Governor's Advisory Committee on Coastal Development and Conservation, with its staff work coordinated by the State Planning Office, shall report to the Legislature on the following issues:

1. What areas of the coast present the highest opportunities for development of port facilities for cargo handling, recreation, fish processing and oil handling? How can the state public institutions best capitalize on these opportunities? It shall be the responsibility of the Department of Transportation to formulate the report on this issue.
2. What policies respecting the allocation of public resources, such as promotion, transportation and recreational facility financing, will maximize the benefits accruing to the people of the State from tourism, recreational development and second home development? It shall be the responsibility of the State Development Office working with the Bureau of Parks and Recreation to formulate the report on this issue.
3. Where should heavy industry be sited in coastal Maine? Specific consideration shall be given to oil terminals and refineries, electrical generating plants and other heavy industrial facilities. Factors to be considered on this issue include local and regional social, economic and environmental conditions which should influence siting of such facilities. It shall be the responsibility of the Department of Environmental Protection, working with the Office of Energy Resources, to formulate the report on this issue.
4. What kinds of technical assistance, financial incentives, capital investments and other actions should the public sector undertake to encourage fishing, fish processing and marketing which will conserve the fisheries' resources while bringing value-added economic development to the State? It shall be the responsibility of the Department of Marine Resources to formulate the report on this issue.

5. What means are available to deal with the effects or permitted uses which have minor individual impacts, but major cumulative impacts? It shall be the responsibility of the Department of Conservation to formulate the report on this issue.

6. How can resource data dissemination systems be improved so that state, local and regional data users and land use decision makers will have the information they need readily available to them? It shall be the responsibility of the State Planning Office to formulate the report on this issue; and be it further

Resolved: That in the formulation of these reports, the views of interested persons and officials, public and private, shall be solicited; and be it further

Resolved: That these reports with specific recommendations on these 6 issues shall be coordinated through the State Planning Office, approved by Governor's Advisory Committee on Coastal Development and Conservation and presented to the Legislature no later than January 31, 1978, and shall be accompanied by draft legislation to implement their findings and recommendations. These reports shall specify the substance of the overall policy to be established respecting each issue, how it is to be implemented and what the roles and responsibilities of various agencies and levels of government ought to be in its implementation.

Emergency clause. In view of the emergency cited in the preamble, this resolve shall take effect when approved.

STATEMENT OF FACT

The purpose of this resolve is reflected in the emergency preamble.