

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1256

H. P. 1023

House of Representatives, March 16, 1979

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

EDWIN H. PERT, Clerk

Presented by Mr. Doukas of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

**AN ACT to Allow the Board of Environmental Protection to Exempt Snow Dumps
from the Waste Discharge Licensing Provisions of the Statutes.**

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

Sec. 1. 38 MRSA, § 361-A, sub-§ 4-A-1 is enacted to read:

4-A-1. Snow dump. "Snow dump" means a facility that is used for the storage of snow and incidental materials collected from public or private ways.

Sec. 2. 38 MRSA § 413, sub-§ 2-A, as enacted by PL 1977, c. 373, § 32, is amended to read:

2-A. Exemptions. The Board of Environmental Protection may by regulation exempt holders of a pesticide permit, issued by the Board of Pesticides Control ~~categories of snow dumps~~ from the need to obtain a license under this section ~~for the activity covered by the regulation~~ when it finds that the exempted activity would ~~leave not have~~ ~~no~~ a significant adverse effect on the quality or ~~classifications~~ of the waters of the State.

STATEMENT OF FACT

Discharges from snow dumps require a waste discharge license, under the terms of the existing statute, even though they may not have a significant impact on water quality. These discharges have not been licensed by the Board of Environmental Protection due to their insignificance and priorities to control industrial and municipal discharges. This bill allows the board to exempt this activity from the licensing requirements if it determines that snow dumps do not have an adverse impact on water quality or classification of the waters of the State.