

MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1832

S. P. 696

In Senate, January 18, 1980

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

MAY M. ROSS, Secretary of the Senate

Presented by Senator McBreairty of Aroostook.

Cosponsors: Senator Trotzky of Penobscot, Senator Pray of Penobscot and Senator O'Leary of Oxford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY

AN ACT to Clarify the Board of Environmental Protection's Responsibility to Regulate Roads under the Site Location Law.

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

38 MRSA § 482, sub-§ 6, ¶ B, as enacted by PL 1975, c. 214, is amended by adding at the end the following new sentences:

A project which consists only of a private road, with a total area in excess of 3 acres, any part of which is in a shoreland area zoned pursuant to Title 12, section 4811, et seq., requires a site location approval for only that part which is in a shoreland zoning area. A project consisting only of a private road in an unorganized territory, or not in a shoreland area, requires no site location approval.

STATEMENT OF FACT

This proposal removes from the Site Location Law all roads in excess of 3 acres, except when the road is in a shoreland zoning area. If a road is only partly in a shoreland zoning area, only that part in the zone is subject to the Site Location Law.