

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 135

H. P. 102

House of Representatives, January 8, 1981

Speaker laid before the House and referred to the Committee on Energy and Natural Resources. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Murphy of Kennebunk.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

AN ACT Defining Responsibility over Septic Systems in Municipalities having a Sanitary District.

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

38 MRSA § 1305, sub-§ 6, as enacted by PL 1979, c. 383, § 9, is amended to read:

6. Municipal septage sites. Each municipality or sanitary district, as the case may be, shall provide for the disposal of all refuse, effluent, sludge and any other materials from all septic tanks and cesspools located within the municipality or the district. In addition, any person may provide a site for disposal of septage. Before making application to the Department of Environmental Protection for approval of any site, that person shall first have written approval for the site location from the municipality or district in which it is located. The municipality or, the municipal officers authorized to act for the municipality or the sanitary district trustees, as the case may be, after hearing, shall approve any such private site if it finds that the site does not constitute a hazard to the health or safety of the residents of the municipality.

STATEMENT OF FACT

This bill clarifies the responsibility over disposal of refuse from septic tanks and cesspools and site location for disposal of septage within a municipality. If the municipality is located in a sanitary district the responsibility should belong to the sanitary district trustees, not the municipality officers.