

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 1216

S. P. 412

In Senate, March 10, 1981

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 O'Leary of Oxford.

Cosponsors: Senator McBreairty of Aroostook, Representative Dexter of Kingfield and Representative Perry of Mexico.

STATE OF MAINE

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

AN ACT to Amend the Law Relating to the Public Reserved Lands.

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

Sec. 1. 30 MRSA § 4162, sub-§ 2, ¶ A, as repealed and replaced by PL 1973, c. 628, § 14, is amended by adding at the end a new sentence to read:

The leasing of seasonal, residential campsites shall be deemed to be the most judicious use of the land where the use of such campsites is in harmony with the environment, terrain and aesthetics of the land.

Sec. 2. 30 MRSA § 4162, sub-§ 4, ¶ D, as amended by PL 1979, c. 224, § 2, is further amended to read:

D. Lease ~~campsites~~ garages, depots, warehouses and other structures, or sites for the same, for a term of years not exceeding 5; grant options to renew such leases for a further term of years not to exceed 15 in the case of a commercial use which in the opinion of the director requires such option to secure adequate financing for the maintenance or improvement of facilities located upon public reserved land; and ~~in the case of leases acquired by the State on lands exchanged for public reserved lands, shall authorize, upon reasonable terms and conditions, the transfer of leasehold interests from a lessee of a residential campsite to another;~~ and sell storehouses and other structures and fixtures surplus to the needs of the bureau;

Sec. 3. 30 MRSA § 4162, sub-§ 4, ¶M is enacted to read:

M. Lease seasonal, residential campsites for a term of years not exceeding 5, in consideration of a yearly rental of no more than 2% of the full valuation of the campsite, the valuation determined by the director pursuant to reasonable and accepted valuation methods. The leasing shall be accomplished pursuant to the following procedure:

The director shall publish in a newspaper of general circulation in the area in which the campsite to be leased is located and in any other newspaper he deems reasonable, a notice setting forth the location, size, general description, lease period and rent of the campsite, address to which requests to lease the campsite should be sent and the date by which the requests must be received. This notice must be published at least one time between 10 and 20 days prior to the date by which such requests must be received. If more than one request to lease is received for a single campsite, the director shall choose the lessee by a lottery system, to be approved by the Bureau of Purchases. If the person chosen by lottery fails to enter into the lease the director shall choose the lessee by lottery from the remaining requests. In the case of leases acquired by the State on lands exchanged for public reserved lands the director shall authorize, upon reasonable terms and conditions the transfer of leasehold interests from a lessee of a residential campsite to another. Fifty percent of all revenues received under this paragraph shall be used by the director to accomplish the purposes of paragraph E.

STATEMENT OF FACT

The purpose of this legislation is to establish a state policy for leasing public reserved lands.