

# MAINE STATE LEGISLATURE

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S.  
D. OF R.

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L.D. 1820  
(Filing No. S-419)

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STATE OF MAINE  
SENATE  
110TH LEGISLATURE  
SECOND REGULAR SESSION

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COMMITTEE AMENDMENT "A " to S.P. 762, L.D. 1820, Bill,  
"AN ACT to Require Municipal Approval Prior to Issuing Per-  
mits to Discharge Petroleum Products into the Tidal Waters  
of the State."

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Amend the bill by striking out everything after the  
enacting clause and inserting in its place the following:

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'38 MRS A §362-A, as enacted by PL 1973, c. 423, §3, is  
amended by adding at the end a new paragraph to read:

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Prior to applying for approval of any project involving  
discharge of petroleum products to tidal waters under this  
section, the applicant shall first obtain written approval  
from the municipal officers of the municipality in which the  
project is proposed to take place. The applicant shall pro-  
vide the municipal officers with a complete description of  
the project at least 90 days prior to the proposed date of  
the project. The municipal officers may hold a public hear-  
ing, provided that it is held within 45 days of the filing  
of the application with the municipality. The municipal  
officers shall approve a project within 60 days of receipt  
if they find that the project will not constitute a hazard  
to the health, safety or welfare of the residents of the  
municipality.

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STATEMENT OF FACT

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This amendment establishes procedures and criteria for  
municipalities to approve or disapprove petroleum discharges  
into the tidal waters of their municipality.

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Reported in Report "A" by the Committee on Energy and Natural  
Resources.

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March 18, 1982

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