

MAINE STATE LEGISLATURE

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L.D. 1189

2

(Filing No. H- 355)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
111TH LEGISLATURE
FIRST REGULAR SESSION

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HOUSE AMENDMENT "A" to H.P. 910, L.D. 1189,
8 Bill, "AN ACT to Amend the Motor Vehicle Salvage Laws
9 of the State."

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Amend the Bill by inserting before the enacting
clause the following:

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'Emergency preamble. Whereas, Acts of the Legis-
lature do not become effective until 90 days after
adjournment unless enacted as emergencies; and

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Whereas, the citizens of Maine and of the United
States have determined that, in recognition of the
services rendered to the State and the Nation by its
veterans, provisions for suitable final resting
places should be made for those who have served their
country; and

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Whereas, 2 cemeteries have been established for
such a purpose in the County of Kennebec, one owned
by the State Government in the City of Augusta and
one at the Veterans' Administration facility at Togus
owned by the United States; and

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Whereas, the operation of recycling or scrap pro-
cessing facilities in the immediate vicinity of these
cemeteries is inimicable to their purpose in that it
detracts from the visual and peaceful aspects of the
cemeteries as they are currently consituted; and

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Whereas, the operation of a recycling or scrap
processing facility is currently proposed immediately
next to the state veterans cemetery in Augusta; and

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Whereas, in the judgment of the Legislature,
these facts create an emergency within the meaning of
the Constitution of Maine and require the following

HOUSE AMENDMENT "A" to H.P. 910, L.D. 1189

1 legislation as immediately necessary for the preser-
2 vation of the public peace, health and safety; now,
3 therefore,'

4 Further amend the Bill in section 6 in that part
5 designated "§2454." by adding at the end the follow-
6 ing:

7 '2. Location. No license may be granted if the
8 place of business of the recycler or scrap processor
9 is within one mile of a state or federally-owned vet-
10 erans' cemetery, unless the Secretary of State finds
11 that:

12 A. The conduct of the business by the licensee
13 will not unduly interfere or degrade the purposes
14 of the cemetery;

15 B. The business and location will be adequately
16 screened for sight and noise; and

17 C. There is adequate distance, not less than
18 1,500 feet, between the cemetery and place of
19 business.'

20 Further amend the Bill by inserting at the end
21 before the statement of fact the following:

22 'Emergency clause. In view of the emergency
23 cited in the preamble, this Act shall take effect
24 when approved.'

HOUSE AMENDMENT "A" to H.P. 910, L.D. 1189

1 STATEMENT OF FACT

2 The purpose of this amendment is to add an emer-
3 gency preamble and emergency clause to the bill and
4 to provide protection to veterans' cemeteries.

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Filed by Rep. Hickey of Augusta
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