MAINE STATE LEGISLATURE

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1	(EMERGENCY)
2 3	SECOND REGULAR SESSION
4 5	ONE HUNDRED AND ELEVENTH LEGISLATURE
6 7	Legislative Document No. 1827
, 8 9	H.P. 1405 House of Representatives, January 4, 1984 Reference to the Committee on Appropriations and Financial Affairs.
10	Ordered printed and sent up for concurrence. Approved for introduction by the Legislative Council pursuant to Joint Rule 26.
11	EDWIN H. PERT, Clerk
12	Presented by Representative Carter of Winslow.
13 14	STATE OF MAINE
15 16 17	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-FOUR
18 19 20 21	RESOLVE, Authorizing the Commissioner of Marine Resources to Lease Land and Buildings in West Boothbay Harbor.
22 23 24 25	Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and
26 27 28	Whereas, the Department of Marine Resources owns certain research facilities at McKown Point, West Boothbay Harbor; and
29 30 31 32	Whereas, pursuant to Resolves, 1977, chapter 46, the Bigelow Laboratory for Ocean Sciences leased from the department a portion of these facilities for purposes of conducting marine research therein; and
33 34	Whereas, Bigelow Laboratory and the department

modify other terms and conditions in order to enable Bigelow to construct and finance certain improvements therein; and

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Whereas, the research being conducted by Bigelow Laboratory is of vital importance to the long-range understanding of the biological, chemical, physical and ecological processes occurring in the Gulf of Maine and the understanding of these processes is vital to proper management of the marine resources in the Gulf of Maine; and

Whereas, the state's interest in the protection and management of its marine resources would be furthered by the continuation of research being conducted by Bigelow Laboratory; and

Whereas, a long-term commitment of these facilities is necessary to allow the development of future plans for Bigelow Laboratory in concert with the department's master plan for the facility; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Boothbay Lease of land in West Harbor. Resolved: That the Commissioner of Marine Resources, in the name of the State, may enter a new lease, consistent with the state's obligations to the Federal Government with respect to the facilities, portions of a certain lot or parcel of for all or land and the buildings thereon, situated in Boothbay Harbor in the County of Lincoln and the State of Maine: Being the parcel known as the Biological Laboratory and described in the deed of the United States to the State of Maine, dated September 26, 1978, and recorded in the Lincoln County Registry of Deeds at Book 973, Page 43. The new lease may be for a term of 50 years, together with any renewals or replacements thereof, and shall be to the Bigelow Laboratory for Ocean Sciences. The commissioner may from time to time enter into the amendments of lease as he deems in furtherance of the public interest.

If Bigelow Laboratory enters into this lease, it shall submit from time to time, as requested by the department, a report on its uses of the land and buildings, the research undertaken, the expenditures for maintenance and improvement and the plans for new uses and improvements of the facilities.

Emergency clause. In view of the emergency cited in the preamble, this resolve shall take effect when approved.

STATEMENT OF FACT

The purpose of this resolve is to authorize the Commissioner of Marine Resources to enter into a new lease with the Bigelow Laboratory for Ocean Sciences, a basic marine research group which has shared facilities at the department's marine research station at West Boothbay Harbor since 1974. The Department of Marine Resources and the Bigelow Laboratory for Ocean Sciences entered into a 20-year lease in 1981 based on a legislative resolve which specified that term. The Bigelow group seeks to construct new facilities on the property. In order to encourage philanthropic interest in such an undertaking, a lease term of 50 years will be very important. This resolve extends the lease term for that purpose.

The extended residence of the Bigelow group at the McKown Point research facility is in the state's interest as a continuing opportunity to improve the understanding of the Gulf of Maine, the base of Maine's fishing industry, and as a means of enhancing cost effective shared use and improvement of the facility by the 2 major marine research institutions.

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