

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE  
4

5 Legislative Document

No. 1421

7 S.P. 526

In Senate, April 29, 1985

8 Submitted by the Department of Environmental Protection pursuant to  
9 Joint Rule 24.

10 Reference to the Committee on Energy and Natural Resources suggested  
and ordered printed.

JOY J. O'BRIEN, Secretary of the Senate

Presented by President Pray of Penobscot.

11 Cosponsored by Representative Diamond of Bangor, Representative  
Jacques of Waterville and Senator Usher of Cumberland.

12 STATE OF MAINE  
13

14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-FIVE  
16

17 AN ACT to Amend the Classification System for  
18 Maine Waters and Change the  
19 Classifications of Certain Waters.  
20

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

23 Sec. 1. 38 MRSA §360 is enacted to read:

24 §360. Classification of Maine waters

25 1. Findings; purpose. The Legislature finds  
26 that the proper management of the State's water re-  
27 sources is of great public interest and concern to  
28 the State in promoting its general welfare, prevent-  
29 ing disease, promoting health, providing habitat for  
30 fish and wildlife and as a source of recreation.

31 The Legislature further finds and declares that the  
32 goal of the State is that all its surface waters  
33 shall be suitable for fishing and for recreation in  
34 and on the water and that certain pristine state wa-  
35 ters be preserved.

1 The Legislature intends by the enactment of this  
2 classification system to establish water quality man-  
3 agement goals for the State's waters. These goals  
4 shall be based on the biological and water quality  
5 criteria necessary to support the characteristics and  
6 designated uses of each classification. This classi-  
7 fication system is intended to protect Maine waters  
8 and improve the quality of those waters which do not  
9 presently meet their goal.

10 2. Procedures for reclassification of Maine wa-  
11 ters. Following public notice, the board may conduct  
12 classification studies and investigations. Informa-  
13 tion collected during these studies and investiga-  
14 tions shall be made available to the public in an ex-  
15 peditious manner. After consultation with other  
16 state agencies and, where appropriate, individuals,  
17 citizen groups, industries, municipalities and feder-  
18 al and interstate water pollution control agencies,  
19 the board may propose changes in water quality clas-  
20 sification.

21 The board shall call public hearings in the affected  
22 area, or reasonably adjacent to the affected area,  
23 for the purpose of presenting to all interested per-  
24 sons the proposed classification for each particular  
25 water body and obtaining public input.

26 In accordance with this section, the board shall rec-  
27 ommend changes in classification to the Legislature.

28 3. General provisions. Where natural condi-  
29 tions, including but not limited to, marshes, bogs  
30 and abnormal concentrations of wildlife cause the  
31 dissolved oxygen or other water quality criteria to  
32 fall below the minimum standards specified in sec-  
33 tions 363, 363-A, 363-B and 364, those naturally af-  
34 ected waters will be considered to be attaining  
35 their classification. The department shall submit to  
36 the First Regular Session of each Legislature a re-  
37 port on the quality of the State's waters which char-  
38 acterizes existing water quality, identifies waters  
39 which are not attaining their classification and  
40 states what measures are necessary for the attainment  
41 of management goals.

1 There shall be no discharge of domestic or industrial  
2 waste waters to Class AA waters, Class SA waters or  
3 to waters with a drainage area of less than 10 square  
4 miles. There shall be no new discharge of domestic  
5 waste waters to tributaries of Class GPA waters.

6 Water quality necessary to protect characteristics  
7 and designated uses shall be maintained and any dis-  
8 charge or activity requiring a waste discharge li-  
9 cence pursuant to section 414-A or a water quality  
10 certification pursuant to Section 401 of the United  
11 States Clean Water Act shall comply with the minimum  
12 standards of the classification. Where the quality  
13 of any classified water exceeds the minimum standards  
14 necessary to support the characteristics and desig-  
15 nated uses of the next highest classification, the  
16 higher water quality shall be maintained, unless the  
17 board finds that degradation of water quality is nec-  
18 essary for economic or social purposes which provide  
19 significant public benefits for the people of the  
20 State.

21 For the purpose of computing whether a discharge will  
22 violate the classification of any river or stream,  
23 the assimilative capacity of the river or stream  
24 shall be computed using the minimum 7-day low flow  
25 which occurs once in 10 years. There shall be no  
26 discharge of sewage, industrial waste, heat, hazard-  
27 ous matter or other substances to waters of the State  
28 which imparts color, taste, turbidity, toxicity, ra-  
29 dioactivity or other characteristics which cause  
30 those waters to be unsuitable for the characteristics  
31 and designated uses ascribed to their class. All  
32 surface waters of the State shall be free of settled  
33 substances which alter the physical or chemical na-  
34 ture of bottom material and of floating substances,  
35 except as naturally occur, which impair the charac-  
36 teristics and designated uses ascribed to their  
37 class. There shall be no discharge to any water of  
38 the State which violates the provisions of sections  
39 363, 363-A, 363-B and 364, except as provided in sec-  
40 tion 451, causes the "pH" of fresh waters to fall  
41 outside of the 6.0 to 8.5 range, causes the "pH" of  
42 estuarine and marine waters to fall outside of the  
43 7.0 to 8.5 range or causes fish to be unsuitable for  
44 human consumption.

1           Sec. 2. 38 MRSA §361-A, sub-§1-A, as enacted by  
2 PL 1973, c. 625, §270, is repealed.

3           Sec. 3. 38 MRSA §361-A, sub-§2, as enacted by PL  
4 1971, c. 470, §1, is amended to read:

5           2. Fresh surface waters. "Fresh surface waters"  
6 means all waters of the State other than ~~tidal~~  
7 estuarine and marine waters and ground water.

8           Sec. 4. 38 MRSA §361-A, sub-§5, as enacted by PL  
9 1971, c. 470, §1, is amended to read:

10           5. Estuarine and marine waters. "~~Tidal~~ Estuarine  
11 and marine waters" means those portions of the Atlan-  
12 tic Ocean within the jurisdiction of the State, and  
13 all other waters of the State subject to the rise and  
14 fall of the tide except those waters listed and clas-  
15 sified in sections 368 and 369.

16           Sec. 5. 38 MRSA §363, as amended by PL 1979, c.  
17 529, is repealed and the following enacted in its  
18 place:

19           §363. Standards for classification of fresh waters

20           The board shall have 4 standards for the classi-  
21 fication of fresh surface waters which are not clas-  
22 sified as lakes and ponds.

23           Class AA shall be the highest classification and  
24 shall be applied to waters which are outstanding nat-  
25 ural resources and should be preserved for reasons of  
26 ecological, social, scenic or recreational impor-  
27 tance. Class AA waters shall be of such quality that  
28 they are suitable for drinking water after disinfect-  
29 ion, water contact recreation, fishing, recreational  
30 activities, navigation and as a free flowing and nat-  
31 ural habitat for fish and other aquatic life.

32           The aquatic life, dissolved oxygen and bacteria  
33 content of these waters shall be as naturally occurs.

34           There shall be no discharge of domestic or indus-  
35 trial waste waters to Class AA waters.

1        Class A shall be the 2nd highest classification  
2 and these waters shall be of such quality that they  
3 are suitable for drinking water after disinfection,  
4 water contact recreation, fishing, recreational ac-  
5 tivities, industrial process and cooling water sup-  
6 ply, hydroelectric power generation, navigation and  
7 as a natural habitat for fish and other aquatic life.

8        The dissolved oxygen content of Class A waters  
9 shall be not less than 7 parts per million or 75% of  
10 saturation, which is higher. The aquatic life and  
11 bacteria content of these waters shall be as natural-  
12 ly occurs.

13        There shall be no discharge of sewage or other  
14 pollutants into water of this classification and no  
15 deposits of such material on the banks of these wa-  
16 ters in any manner that transfer of sewage or other  
17 pollutants into the waters is likely, except that ex-  
18 isting licensed discharges into waters of this clas-  
19 sification will be allowed to continue until practi-  
20 cal alternatives exist.

21        New discharges to these waters will be permitted  
22 only if, in addition to satisfying all the require-  
23 ments of this chapter, the discharged effluent will  
24 be equal to or better than the existing water quality  
25 of the receiving waters. Prior to issuing a dis-  
26 charge license, the board shall require the applican-  
27 t to objectively demonstrate to the board's satisfac-  
28 tion that the discharge is necessary and that there  
29 are no other reasonable alternatives available.

30        Class B shall be the 3rd highest classification  
31 and these waters shall be of such quality that they  
32 are suitable for drinking water supply after treat-  
33 ment, water contact recreation, fishing, recreational  
34 activities, industrial process and cooling water sup-  
35 ply, hydroelectric power generation, navigation and  
36 as an unimpaired habitat for fish and other aquatic  
37 life.

38        The dissolved oxygen content of Class B waters  
39 shall be not less than 7 parts per million or 75% of  
40 saturation, whichever is higher. Between May 15th  
41 and September 30th, the number of Escherichia coli  
42 bacteria of human origin in these waters shall not

1 exceed a geometric mean of 64 per 100 milliliters or  
2 a instantaneous level of 427 per 100 milliliters.

3 Discharges to Class B waters shall not cause ad-  
4 verse impact to aquatic life in that the receiving  
5 waters shall be of sufficient quality to support all  
6 aquatic species indigenous to the receiving water  
7 without detrimental changes in the resident biologi-  
8 cal community.

9 Class C shall be the 4th highest classification  
10 and these waters shall be of such quality that they  
11 are suitable for drinking water supply after treat-  
12 ment, water contact recreation, fishing, recreational  
13 activities, industrial process and cooling water sup-  
14 ply, hydroelectric power generation, navigation and  
15 as a habitat for fish and other aquatic life. The  
16 dissolved oxygen content of Class C waters shall be  
17 not less than 5 parts per million or 60% of  
18 saturation, whichever is higher.

19 Between May 15th and September 30th, the number  
20 of Escherichia coli bacteria of human origin in these  
21 waters shall not exceed a geometric mean of 142 per  
22 100 milliliters or an instantaneous level of 949 per  
23 100 milliliters.

24 Discharges to Class C waters may cause some  
25 changes to aquatic life, provided that the receiving  
26 waters shall be of sufficient quality to support all  
27 indigenous species of fish and maintain the structure  
28 and function of the aquatic community.

29 Sec. 6. 38 MRSA §363-A, as amended by PL 1981,  
30 c. 153, §§1 and 2, is repealed and the following en-  
31 acted in its place:

32 §363-A. Standards for classification of lakes and  
33 ponds

34 The board shall have one standard - Class GPA -  
35 for the classification of lakes and ponds, except  
36 that impoundments of rivers may be otherwise classi-  
37 fied as specified in sections 363, 368 and 369 and  
38 that waters contained in excavations approved by the  
39 board for waste water treatment purposes shall be un-  
40 classified waters. Class GPA waters shall be of such

1 quality that they are suitable for drinking water af-  
2 ter disinfection, water contact recreation, fishing,  
3 recreational activities, industrial process and cool-  
4 ing water supply, hydroelectric power generation,  
5 navigation and as a natural habitat for fish and oth-  
6 er aquatic life.

7 Class GPA waters shall be described by their  
8 trophic state based on measures of the chlorophyll  
9 "a" content, Secchi disk transparency, total phospho-  
10 rus content and other appropriate criteria. Class  
11 GPA waters shall have a stable or decreasing trophic  
12 state, subject only to natural fluctuations, and  
13 shall be free of culturally-induced algal blooms  
14 which impair their use and enjoyment. The number of  
15 Escherichia coli bacteria of human origin in these  
16 waters shall not exceed a geometric mean of 29 per  
17 100 milliliters or an instantaneous level of 194 per  
18 100 milliliters.

19 There shall be no new discharge of domestic or  
20 industrial waste waters into Class GPA waters.  
21 Aquatic chemical applications approved by the board  
22 shall be exempt from the no discharge provision. Ex-  
23 isting licensed discharges into these waters shall be  
24 allowed to continue only until practical alternatives  
25 exist. Discharges into tributaries of GPA waters  
26 shall not, by themselves or in combination with other  
27 activities, cause water quality degradation which  
28 would impair the characteristics and designated uses  
29 of downstream GPA waters or cause an increase in the  
30 trophic state of those GPA waters. No materials may  
31 be placed on or removed from the shores or banks of a  
32 Class GPA water body in such a manner that materials  
33 may fall or be washed into the water or that contami-  
34 nated drainage therefrom may flow or leach into those  
35 waters, except as provided in section 391. No change  
36 of land use in the watershed of a Class GPA water  
37 body may, by itself or in combination with other ac-  
38 tivities, cause water quality degradation which would  
39 impair the characteristics and designated uses of  
40 downstream GPA waters or cause an increase in the  
41 trophic state of those GPA waters.

42 Sec. 7. 38 MRSA §364, as amended by PL 1977, c.  
43 373, §§7 to 9, is repealed and the following enacted  
44 in its place:



1 §364. Standards for classification of estuarine and  
2 marine waters

3 The board shall have 3 standards for the classi-  
4 fication of estuarine and marine waters.

5 Class SA shall be the highest classification and  
6 shall be applied to waters which are outstanding nat-  
7 ural resources and should be preserved for reasons of  
8 ecological, social, scenic, economic or recreational  
9 importance. Class SA waters shall be of such quality  
10 that they are suitable for water contact recreation,  
11 fishing, recreational activities, aquaculture propa-  
12 gation and harvesting of shellfish, navigation and as  
13 a free-flowing and natural habitat for fish and other  
14 estuarine and marine life.

15 The estuarine and marine life, dissolved oxygen  
16 and bacteria content of these waters shall be as nat-  
17 urally occurs.

18 There shall be no discharge of domestic or indus-  
19 trial waste waters to Class SA waters.

20 Class SB shall be the 2nd highest classification  
21 and these waters shall be of such quality that they  
22 are suitable for water contact recreation, fishing,  
23 recreational activities, aquaculture propagation and  
24 harvesting of shellfish, industrial process and cool-  
25 ing water supply, hydroelectric power generation,  
26 navigation and as an unimpaired habitat for fish and  
27 other estuarine and marine life.

28 The dissolved oxygen content of Class SB waters  
29 shall be not less than 85% of saturation. Between  
30 May 15th and September 30th, the numbers of  
31 enterococcus bacteria of human origin in these waters  
32 shall not exceed a geometric mean of 8 per 100  
33 milliliters or an instantaneous level of 54 per 100  
34 milliliters.

35 Discharges to Class SB waters shall not cause ad-  
36 verse impact to estuarine and marine life in that the  
37 receiving waters shall be of sufficient quality to  
38 support all estuarine and marine life indigenous to  
39 the receiving water without detrimental changes in  
40 the resident biological community. There shall be no

1 new discharge to Class SB waters which would cause  
2 closure of open shellfish areas by the Department of  
3 Marine Resources.

4 Class SC shall be the 3rd highest classification  
5 and these waters shall be of such quality that they  
6 are suitable for water contact recreation, fishing,  
7 recreational activities, aquaculture propagation of  
8 shellfish, industrial process and cooling water sup-  
9 ply, hydroelectric power generation, navigation and  
10 as a habitat for fish and other estuarine and marine  
11 life.

12 The dissolved oxygen content of Class SC waters  
13 shall be not less than 70% of saturation. Between  
14 May 15th and September 30th, the numbers of  
15 enterococcus bacteria of human origin in these waters  
16 shall not exceed a geometric mean of 14 per 100  
17 milliliters or an instantaneous level of 94 per 100  
18 milliliters.

19 Discharges to Class SC waters may cause some  
20 changes to estuarine and marine life provided that  
21 the receiving waters are of sufficient quality to  
22 support all indigenous species of fish and maintain  
23 the structure and function of the estuarine and ma-  
24 rine communities.

25 Sec. 8. 38 MRSA §365, as amended by PL 1977, c.  
26 300, §15, is repealed.

27 Sec. 9. 38 MRSA §367, as amended by PL 1979, c.  
28 495, §3, is repealed.

29 Sec. 10. 38 MRSA §368, as amended by PL 1979, c.  
30 495, §§4 to 6, is repealed and the following enacted  
31 in its place:

32 §368. Classification of major river basins

33 All surface waters lying within the boundaries of  
34 the State which are in river basins having a drainage  
35 area greater than 100 square miles which are not  
36 classified as lakes or ponds and are not otherwise  
37 classified in this section are Class B waters.

38 1. Androscoggin River Basin.

1 A. Androscoggin River, main stem, including all  
2 impoundments.

3 (1) From the Maine - New Hampshire boundary  
4 to a line formed by the extension of the  
5 Bath-Brunswick boundary across Merrymeeting  
6 Bay in a northwesterly direction - Class C.

7 B. Little Androscoggin River Drainage.

8 (1) Little Androscoggin River, main stem,  
9 including all impoundments.

10 (a) From the outlet of Bryant Pond to  
11 a point located 0.25 mile above the  
12 bridge at West Paris - Class B.

13 (b) From a point located 0.25 mile  
14 above the bridge at West Paris to its  
15 confluence with Andrews Brook - Class  
16 C.

17 (c) From its confluence with Andrews  
18 Brook to the Route 26 bridge in South  
19 Paris - Class B.

20 (d) From the Route 26 bridge in South  
21 Paris to its confluence with the  
22 Androscoggin River - Class C.

23 (2) Little Androscoggin River, tributaries.

24 (a) Bird Brook (Norway) - Class C.

25 (b) Davis Brook (Poland) - Class C.

26 (c) Outlet of Thompson Lake (Oxford) -  
27 Class C.

28 (d) Pennesseewassee Lake Outlet (Nor-  
29 way) - Class C.

30 (e) Unnamed Brook (Auburn) which en-  
31 ters the Little Androscoggin River from  
32 the north about 1.3 miles east of Minot  
33 Village - Class C.

1 C. Androscoggin River, Upper Drainage; that por-  
2 tion within the State lying above the river's  
3 most upstream crossing of the Maine-New Hampshire  
4 boundary.

5 (1) Cupsuptic Stream and its tributaries  
6 above its confluence with Cupsuptic Lake -  
7 Class A.

8 (2) Kennebago River and its tributaries  
9 above its confluence with Mooselookmeguntic  
10 Lake - Class A.

11 (3) Magalloway River and those tributaries  
12 of the Magalloway River which have drainages  
13 lying wholly within the State - Class A.

14 (4) Rapid River, from the outlet of Pond in  
15 the River to the Magalloway Plantation -  
16 Upton boundary - Class AA.

17 D. Androscoggin River, minor tributaries.

18 (1) Austin Brook (Mexico) from Fourth  
19 Street to its confluence with the  
20 Androscoggin River - Class C.

21 (2) Bean Brook (Rumford) from the dam at  
22 the rendering company to its confluence with  
23 the Androscoggin River - Class C.

24 (3) Chapman Brook (Bethel) and its tribu-  
25 taries above the bridge at the highway lead-  
26 ing from Bethel to Gilead on the north side  
27 of the Androscoggin River - Class A.

28 (4) Logan Brook (Auburn) - Class C.

29 (5) No Name Brook (Lewiston) - Class C.

30 (6) Penley Brook (Auburn) - Class C.

31 (7) Sabattus River from Sabattus Pond to  
32 limits of Lisbon urban area - Class C.

33 (8) Spears Stream (Peru) from the sawmill  
34 dam to its confluence with the Androscoggin  
35 River - Class C.

1                   (9) Swift River, from the point at which  
2                   the Mexico - Rumford boundary leaves the  
3                   river at Osgood Avenue to its confluence  
4                   with the Androscoggin River - Class C.

5                   (10) Webb River (Dixfield) from the White  
6                   Bridge to its confluence with the  
7                   Androscoggin River - Class C.

8                   (11) Whitney Brook (Canton) and its tribu-  
9                   taries - Class C.

10           2. Dennys River Basin.

11           A. Dennys River, main stem.

12                   (1) From the outlet of Meddybemps Lake to  
13                   the Route 1 Bridge - Class AA.

14                   (2) From the Route 1 bridge to tidewater -  
15                   Class B.

16           B. Dennys River, tributaries.

17                   (1) All tributaries entering above the  
18                   Route 1 bridge - Class A.

19           3. East Machias River Basin.

20           A. East Machias River, main stem.

21                   (1) From the outlet of Pocomoonshine Lake  
22                   to the Route 191 bridge in East Machias -  
23                   Class AA.

24                   (2) From the Route 191 bridge in East  
25                   Machias to tidewater - Class C.

26           B. East Machias River, tributaries.

27                   (1) All tributaries entering above the  
28                   Route 191 bridge in East Machias - Class A.

29           4. Kennebec River Basin.

30           A. Kennebec River, main stem.

- 1                   (1) From Moosehead Lake (including East and  
2                   West Outlet) to its confluence with Indian  
3                   Pond - Class B.
- 4                   (2) From Harris Dam to a point located  
5                   1,000 feet below Harris Dam - Class B.
- 6                   (3) From a point located 1,000 feet down-  
7                   stream from Harris Dam to its confluence  
8                   with the Dead River - Class AA.
- 9                   (4) From its confluence with the Dead River  
10                  to its confluence with Wyman Lake - Class B.
- 11                  (5) From Wyman Dam to its confluence with  
12                  Fall Brook in Solon, including all  
13                  impoundments - Class B.
- 14                  (6) From its confluence with Fall Brook in  
15                  Solon to the head of the island immediately  
16                  below Great Eddy in Skowhegan, including all  
17                  impoundments - Class C.
- 18                  (7) From the head of the island immediately  
19                  below Great Eddy in Skowhegan to Shawmut  
20                  Dam, including all impoundments - Class B.
- 21                  (8) From Shawmut Dam to the Curran Bridge  
22                  in Augusta, including all impoundments -  
23                  Class C.
- 24                  (9) From the Curran Bridge in Augusta to a  
25                  line drawn across the Tidal Estuary of the  
26                  Kennebec River due east from Abagadasset  
27                  Point - Class C.
- 28                  (10) From a line drawn across the Tidal  
29                  Estuary of the Kennebec River, due east from  
30                  Abagadasset Point, and bounded by a line  
31                  across the southwesterly arm of Merrymeeting  
32                  Bay formed by an extension of the  
33                  Brunswick-West Bath town line across the bay  
34                  in a northwesterly direction to the westerly  
35                  shore of Merrymeeting Bay and to a line  
36                  drawn from Chop Point in Woolwich to West  
37                  Chop Point in Bath - Class B.

1           B. Carrabasset River Drainage.

2                   (1) Carrabasset River, main stem.

3                           (a) Above its confluence with the West  
4                           Branch - Class A.

5                           (b) From its confluence with the West  
6                           Branch to a point located 1.0 mile  
7                           above the railroad bridge in North  
8                           Anson - Class B.

9                           (c) From a point located 1.0 mile  
10                           above the railroad bridge in North  
11                           Anson to its confluence with the Kenne-  
12                           bec River - Class C.

13                   (2) Carrabasset River, tributaries.

14                           (a) All tributaries entering the  
15                           Carrabasset River above its confluence  
16                           with the West Branch - Class A.

17                           (b) Gilman Stream (New Portland) from  
18                           the bridge at New Portland to its con-  
19                           fluence with the Carrabasset River -  
20                           Class C.

21                           (c) Harris Brook (New Portland) below  
22                           Route 16 in Village of North New Port-  
23                           land to its confluence with Gilman  
24                           Stream - Class C.

25                           (d) Mill Stream (Anson) from the rail-  
26                           road bridge in North Anson Village to  
27                           its confluence with the Carrabasset  
28                           River - Class C.

29                           (e) Stanley Stream (Kingfield) - Class  
30                           C.

31                           (f) West Branch of the Carrabasset  
32                           River and its tributaries - Class A.

33           C. Cobbosseecontee Stream Drainage.

34                   (1) Cobbosseecontee Stream, main stem.

1 (a) Above the dam located at latitude  
2 44° - 13.3', longitude 69° - 47.2' (ap-  
3 proximately) - Class B.

4 (b) From the dam located at latitude  
5 44° - 13.3', longitude 69° - 47.2' (ap-  
6 proximately) to its confluence with the  
7 Kennebec River - Class C.

8 (2) Cobbosseecontee Stream, tributaries.

9 (a) Unnamed stream (Manchester) enter-  
10 ing Cobbosseecontee Lake through golf  
11 course from immediately south of  
12 Manchester Village - Class C.

13 (b) Unnamed brook (Readfield) and its  
14 tributaries entering northerly cove of  
15 Lake Maranacook at Readfield across  
16 Route 17 - Class C.

17 D. Dead River Drainage.

18 (1) Dead River, main stem.

19 (a) From the Long Falls Dam to the up-  
20 stream limit of Big Eddy in T.3, R.4,  
21 B.K.P.W.K.R. - Class B.

22 (b) From the upstream limit of Big  
23 Eddy in T.3, R.4, B.K.P.W.K.R. to its  
24 confluence with the Kennebec River -  
25 Class AA.

26 (2) Dead River, tributaries.

27 (a) North Branch of the Dead River and  
28 its tributaries above its confluence  
29 with Flagstaff Lake - Class A.

30 E. Messalonskee Stream Drainage.

31 (1) Messalonskee Stream, main stem.

32 (a) From the outlet of Messalonskee  
33 Lake to its confluence with the Kenne-  
34 bec River - Class C.



1                   (2) Messalonskee stream, tributaries.

2                   (a) Messalonskee Stream entering be-  
3                   tween the outlet of Messalonskee Lake  
4                   and its junction with the Kennebec Riv-  
5                   er - Class C.

6                   F. Moose River Drainage.

7                   (1) Moose River, main stem.

8                   (a) Above its confluence with Number  
9                   One Brook in Beattie Township - Class  
10                   A.

11                   (b) From its confluence with Number  
12                   One Brook in Beattie Township to its  
13                   confluence with Attean Pond - Class AA.

14                   (c) From the outlet of Attean Pond to  
15                   its confluence with Big Wood Pond -  
16                   Class A.

17                   (d) From the outlet of Big Wood Pond  
18                   to its confluence with Long Pond -  
19                   Class C.

20                   (e) From the outlet of Long Pond to  
21                   its confluence with Brassua Lake -  
22                   Class B.

23                   (f) From the outlet of Brassua Lake to  
24                   its confluence with Moosehead Lake -  
25                   Class B.

26                   (2) Moose River, tributaries.

27                   (a) All tributaries entering above the  
28                   outlet of Big Wood Pond - Class A.

29                   G. Sandy River Drainage.

30                   (1) Sandy River, main stem.

31                   (a) From the outlet of Sandy River  
32                   Ponds to the Route 142 bridge in  
33                   Phillips - Class A.

- 1                   (b) From the Route 142 bridge in  
2                   Phillips to the Route 2 bridge in  
3                   Farmington - Class B.
- 4                   (c) From the Route 2 bridge in  
5                   Farmington to its confluence with the  
6                   Kennebec River - Class C.
- 7                   (2) Sandy River, tributaries.
- 8                   (a) All tributaries entering above the  
9                   Route 142 bridge in Phillips - Class A.
- 10                  (b) Bean Brook (Strong) between its  
11                  confluence with Doctor Brook and its  
12                  confluence with Valley Brook - Class C.
- 13                  (c) Lemon Stream (Starks) from dam in  
14                  Starks Village to its confluence with  
15                  the Sandy River - Class C.
- 16                  (d) Meadow Brook (Wilton) from Depot  
17                  Street to its confluence with Wilson  
18                  Stream - Class C.
- 19                  (e) Temple Stream, between the bridge  
20                  in the Village of Temple and its con-  
21                  fluence with Sandy River - Class C.
- 22                  (f) Unnamed stream (Farmington) in ur-  
23                  ban area, vicinity of Middle Street -  
24                  Class C.
- 25                  (g) Unnamed stream (New Sharon) below  
26                  former canning factory in New Sharon  
27                  Village - Class C.
- 28                  (h) Valley Brook (Strong) between the  
29                  Route 145 Bridge and its confluence  
30                  with the Sandy River - Class C.
- 31                  (i) Wilson Stream, main stem, from  
32                  outlet of Wilson Pond to the Route 133  
33                  crossing - Class C.
- 34                  (j) Wilson Stream, main stem, from  
35                  Route 133 crossing to junction with  
36                  Sandy River - Class C.

1           H. Sebasticook River Drainage.

2           (1) Sebasticook River, main stem, including  
3           all impoundments.

4           (a) From the confluence of the East  
5           Branch and the West Branch to the most  
6           downstream point of the  
7           Pittsfield-Burnham boundary - Class C.

8           (b) From the most downstream point of  
9           the Pittsfield-Burnham boundary to a  
10           point located 0.5 mile above the high-  
11           way bridge at Clinton - Class B.

12           (c) From a point located 0.5 mile  
13           above the highway bridge at Clinton to  
14           a point located 1.0 mile above the  
15           highway bridge at Benton Falls - Class  
16           C.

17           (d) From a point located 1.0 mile  
18           above the highway bridge at Benton  
19           Falls to the Central Maine Power Compa-  
20           ny Dam in Winslow - Class B.

21           (e) From the Central Maine Power Com-  
22           pany Dam in Winslow to its confluence  
23           with the Kennebec River - Class C.

24           (2) Sebasticook River, tributaries.

25           (a) Brackett Brook (Palmyra and New-  
26           port) - Class C.

27           (b) Carlton Stream (Troy) and tribu-  
28           taries - Class C.

29           (c) China Lake Outlet, from the outlet  
30           of China Lake to its confluence with  
31           the Sebasticook River - Class C.

32           (d) Farnham Brook (Pittsfield) below  
33           Route 100 - Class C.

34           (e) Fifteenmile Stream and tributaries  
35           below its confluence with Mill Stream  
36           in Albion - Class C.

- 1 (f) Higgins Brook (Harmony) from the  
2 crossing of Route 154 above Harmony to  
3 its confluence with the Great Moose  
4 Lake - Class C.
- 5 (g) Mill Stream from immediately above  
6 its crossing of the Albion-Benton Road  
7 to its confluence with Fifteenmile  
8 Stream - Class C.
- 9 (h) Sandy Stream, main stem, from the  
10 outlet of Sandy Pond to its confluence  
11 with Halfmoon Stream - Class C.
- 12 (i) Sandy Stream (Unity) from its  
13 junction with Bacon Brook to a point  
14 0.5 mile from the entrance of Mussey  
15 Brook - Class C.
- 16 (j) Sebasticook River, East Branch  
17 main stem, from the outlet of Lake  
18 Wassookeag to its confluence with  
19 Corundel Lake - Class C.
- 20 (k) Sebasticook River, East Branch  
21 main stem, from the outlet of Corundel  
22 Lake to its confluence with Sebasticook  
23 Lake - Class C.
- 24 (l) Sebasticook River, East Branch  
25 main stem, from the outlet of  
26 Sebasticook Lake to its confluence with  
27 the West Branch - Class C.
- 28 (m) Sebasticook River, West Branch  
29 Main Stem, from the outlet of Great  
30 Moose Lake to its confluence with the  
31 East Branch, including all impoundments  
32 - Class C.
- 33 (n) Small streams and tributaries, di-  
34 rect or indirect, not otherwise speci-  
35 fied or classified, entering the  
36 Sebasticook River from the east between  
37 Twentyfive Mile Stream and Fifteenmile  
38 Stream - Class C.

1                   (0) Small streams and their tribu-  
2                   tarries not otherwise specified entering  
3                   the Sebasticook River from the east be-  
4                   tween the outlet of Fifteenmile Stream  
5                   and the point of discharge of China  
6                   Lake Outlet - Class C.

7           I. Kennebec River, minor tributaries.

8                   (1) All tidal portions of tributaries en-  
9                   tering above a line drawn across the tidal  
10                   estuary due east from Abagadasset Point  
11                   which are not otherwise classified - Class  
12                   C.

13                   (2) Austin Stream and its tributaries above  
14                   the highway bridge on Route 201 in the Town  
15                   of Bingham - Class A.

16                   (3) Bond Brook and its tributaries below  
17                   the crossing of Route 11 prior to recon-  
18                   struction of this route in 1955 - Class C.

19                   (4) Currier Brook (Skowhegan) from Fairview  
20                   Avenue to its confluence with the Kennebec  
21                   River - Class C.

22                   (5) Fall Brook (Solon) from the dam up-  
23                   stream of Route 201 in Solon Village to its  
24                   confluence with the Kennebec River - Class  
25                   C.

26                   (6) Mill Stream (Norridgewock) below the  
27                   upstream bridge in the village - Class C.

28                   (7) Twomile Brook (Augusta) from the en-  
29                   trance of the Cushnoc Housing Development  
30                   sewer to the Kennebec River - Class C.

31                   (8) Unnamed stream (Augusta) and tribu-  
32                   tarries crossing Bangor Street near the Coca  
33                   Cola bottling plant - Class C.

34                   (9) Unnamed brook (Bowdoinham) which enters  
35                   the tidal portion of the West Branch of the  
36                   Cathance River approximately 0.7 mile above  
37                   the bridge in Bowdoinham - Class C.

1           5. Machias River Basin.

2           A. Machias River, main stem.

3                   (1) From the outlet of Fifth Machias Lake  
4                   to its confluence with the Whitneyville Mill  
5                   Pond - Class AA.

6                   (2) From the outlet of the Whitneyville  
7                   Mill Pond to the site of the low dam oppo-  
8                   site the ends of West Street and Hardwood  
9                   Street in Machias - Class B.

10                  (3) From the site of the low dam opposite  
11                  the ends of West Street and Hardwood Street  
12                  in Machias to tidewater - Class C.

13           B. Machias River, tributaries.

14                   (1) All tributaries entering above the  
15                   river's confluence with the Whitneyville  
16                   Mill Pond which are not otherwise classified  
17                   - Class A.

18                   (2) Mopang Stream, from the outlet of  
19                   Mopang Second Lake to its confluence with  
20                   the Machias River - Class AA.

21                   (3) Old Stream, from the outlet of First  
22                   Lake to its confluence with the Machias Riv-  
23                   er - Class AA.

24                   (4) West Branch of the Machias River, from  
25                   the outlet of Lower Sabao Lake to its con-  
26                   fluence with the Machias River - Class AA.

27           6. Mousam River Basin.

28           A. Mousam River, main stem.

29                   (1) From the outlet of Mousam Lake to a  
30                   point located 0.5 mile above Mill Street in  
31                   Springvale - Class B.

32                   (2) From a point located 0.5 mile above  
33                   Mill Street in Springvale to its confluence  
34                   with Estes Lake - Class C.

1                   (3) From the outlet of Estes Lake to  
2                   tidewater - Class B.

3                   B. Mousam River, tributaries.

4                   (1) East Branch of Shaker Brook from the  
5                   Route 4 bridge to the Alfred-Waterboro  
6                   boundary - Class C.

7                   (2) Hay Brook (Alfred and Sanford) - Class  
8                   C.

9                   (3) Unnamed Brook, entering the East Branch  
10                   of Shaker Brook from the west just below  
11                   Waterboro Village - Class C.

12                   7. Penobscot River Basin.

13                   A. Penobscot River, main stem.

14                   (1) From the confluence of the East Branch  
15                   and the West Branch to the Veazie Dam, in-  
16                   cluding all impoundments - Class C.

17                   (2) From the Veazie Dam to a line extended  
18                   in an east-west direction from the outlet of  
19                   Reed Brook in the Village of Hampden High-  
20                   lands - Class C.

21                   B. Penobscot River, East Branch Drainage.

22                   (1) East Branch of the Penobscot River,  
23                   main stem.

24                   (a) Above its confluence with Grand  
25                   Lake Mattagamon - Class A.

26                   (b) From the dam at the outlet of  
27                   Grand Lake Mattagamon to a point lo-  
28                   cated 1,000 feet downstream from the  
29                   dam at the outlet of Grand Lake  
30                   Mattagamon - Class B.

31                   (c) From a point located 1,000 feet  
32                   downstream from the dam at the outlet  
33                   of Grand Lake Mattagamon to its conflu-  
34                   ence with the West Branch - Class AA.

1                   (2) East Branch of the Penobscot River,  
2                   tributaries.

3                   (a) All tributaries and segments of  
4                   the East Branch of the Penobscot River  
5                   entering above the outlet of Grand Lake  
6                   Mattagamon which are not otherwise  
7                   classified - Class A.

8                   (b) All tributaries and segments of  
9                   the East Branch of the Penobscot River  
10                  entering below the outlet of Grand Lake  
11                  Mattagamon which are not otherwise  
12                  classified - Class B.

13                  (c) All tributaries and segments of  
14                  the East Branch of the Penobscot River  
15                  which are within the boundaries of Bax-  
16                  ter State Park - Class AA.

17                  (d) Sawtelle Brook, from a point lo-  
18                  cated 1,000 feet downstream from the  
19                  dam at the outlet of Sawtelle Deadwater  
20                  to its confluence with the Seboeis Riv-  
21                  er - Class AA.

22                  (e) Seboeis River, from the outlet of  
23                  Snowshoe Lake to its confluence with  
24                  the East Branch - Class AA.

25                  (f) Wassataquoik Stream, from the  
26                  boundary of Baxter State Park to its  
27                  confluence with the East Branch - Class  
28                  AA.

29                  (g) Webster Brook, from a point lo-  
30                  cated 1,000 feet downstream from the  
31                  dam at the outlet of Telos Lake to its  
32                  confluence with Grand Lake Mattagamon -  
33                  Class AA.

34                  C. Penobscot River, West Branch Drainage.

35                   (1) West Branch of the Penobscot River,  
36                   Main Stem.



1 (a) From the dam at the outlet of  
2 Seboomook Lake to a point located 1,000  
3 feet downstream from the dam at the  
4 outlet of Seboomook Lake - Class B.

5 (b) From a point located 1,000 feet  
6 downstream from the dam at the outlet  
7 of Seboomook Lake to its confluence  
8 with Chesuncook Lake - Class AA.

9 (c) From Ripogenus Dam to the T.3,  
10 R.11, W.E.L.S. - T.3, R.10, W.E.L.S.  
11 boundary - Class B.

12 (d) From the T.3, R.11, W.E.L.S. -T.3,  
13 R.10, W.E.L.S. boundary to its conflu-  
14 ence with Ambajejus Lake - Class AA.

15 (e) From the outlet of Elbow Lake to  
16 the outlet of Ferguson and Quakish  
17 Lakes - Class B.

18 (f) From the outlet of Ferguson and  
19 Quakish Lakes to its confluence with  
20 the East Branch of the Penobscot River,  
21 including all impoundments - Class C.

22 (2) West Branch of the Penobscot River,  
23 tributaries.

24 (a) All tributaries and segments of  
25 the West Branch of the Penobscot River  
26 which are within the boundaries of Bax-  
27 ter State Park - Class AA.

28 (b) All tributaries entering above the  
29 dam at the outlet of Seboomook Lake -  
30 Class A.

31 (c) Millinocket Stream, from the rail-  
32 road bridge near the Millinocket-T.3  
33 Indian Purchase boundary to its conflu-  
34 ence with the West Branch of the  
35 Penobscot River - Class C.

36 D. Mattawamkeag River Drainage.

1                   (1) Mattawamkeag River, main stem.

2                   (a) From the confluence of the East  
3                   Branch and the West Branch to the  
4                   Kingman-Mattawamkeag boundary - Class  
5                   B.

6                   (b) From the Kingman-Mattawamkeag  
7                   boundary to its confluence with the  
8                   Penobscot River - Class AA.

9                   (2) Mattawamkeag River, tributaries.

10                  (a) Baskahegan Stream, from the  
11                  narrows in Crooked Brook Flowage ap-  
12                  proximately one mile above the village  
13                  of Danforth to its confluence with the  
14                  Mattawamkeag River - Class C.

15                  (b) Fish Stream, from a point 0.25  
16                  mile upstream of the Route 11 bridge in  
17                  Patten to its confluence with the West  
18                  Branch of the Mattawamkeag River -  
19                  Class C.

20                  (c) Mattakeunk Stream (Lee) from the  
21                  outlet of Mattakeunk Pond to its con-  
22                  fluence with Dwinal Pond - Class C.

23                  (d) Webb Brook (Patten) and its tribu-  
24                  taries - Class C.

25                  (e) West Branch of the Mattawamkeag  
26                  River (Island Falls) from a point 100  
27                  feet upstream of the railroad bridge at  
28                  Island Falls to its confluence with Up-  
29                  per Mattawamkeag Lake - Class C.

30                  E. Piscataquis River Drainage.

31                   (1) Piscataquis River, main stem.

32                   (a) From the confluence of the East  
33                   Branch and the West Branch to the  
34                   Abbot-Guilford boundary - Class B.

1 (b) From the Abbott-Guilford boundary  
2 to its confluence with the Pleasant  
3 River - Class C.

4 (c) From its confluence with the  
5 Pleasant River to the dam at Howland -  
6 Class B.

7 (d) From the dam at Howland to its  
8 confluence with the Penobscot River -  
9 Class C.

10 (2) Piscataquis River, tributaries.

11 (a) Carleton Stream (Sangerville) from  
12 its mouth to the crossing of Route 23 -  
13 Class C.

14 (b) Davee Brook below North Street,  
15 Dunham Brook below Forest Street and  
16 Fox Brook below Grove Street in  
17 Dover-Foxcroft - Class C.

18 (c) East and West Branches of the  
19 Piscataquis River and their tributaries  
20 above their confluence near Blanchard -  
21 Class A.

22 (d) Phillip Brook, Monson, from Lake  
23 Hebron to the junction with Monson  
24 Stream - Class C.

25 (e) Pleasant River, East Branch and  
26 its tributaries - Class A.

27 (f) Pleasant River, main stem, from  
28 the end of Maple Street in Brownville  
29 Junction to its confluence with the  
30 Piscataquis River - Class C.

31 (g) Pleasant River, West Branch, from  
32 the outlet of Fourth West Branch Pond  
33 to its confluence with the East Branch  
34 - Class AA.

35 (h) Pleasant River, West Branch tribu-  
36 taries - Class A.

- 1                   (i) Sebec River, from the dam at Main  
2                   Street in Milo to its confluence with  
3                   the Piscataquis River - Class C.
- 4                   (j) Sebec River and its tributaries  
5                   above the outlet of Monson Stream -  
6                   Class A.
- 7           F. Penobscot River, minor tributaries.
- 8                   (1) All minor tributaries entering from the  
9                   west between Pushaw Stream and the outlet of  
10                   Reed Brook in Hampden which are not other-  
11                   wise classified - Class C.
- 12                   (2) All minor tributaries entering from the  
13                   east between Blackman Stream and a line ex-  
14                   tended in an east-west direction from the  
15                   outlet of Reed Brook in Hampden which are  
16                   not otherwise classified - Class C.
- 17                   (3) Alamoosook Lake Tributaries - Class A.
- 18                   (4) Cambolasee Stream (Lincoln) below the  
19                   Route 2 bridge - Class C.
- 20                   (5) Great Works Stream (Bradley) and its  
21                   tributaries above the Route 178 bridge -  
22                   Class A.
- 23                   (6) Kenduskeag Stream (Bangor) and tribu-  
24                   taries below the Bullseye Bridge - Class C.
- 25                   (7) Mattanawcook Stream (Lincoln) below the  
26                   outlet of Mattanawcook Pond - Class C.
- 27                   (8) Olamon Stream and its tributaries above  
28                   the bridge on Horseback Road - Class A.
- 29                   (9) Passadumkeag River and its tributaries  
30                   above Grand Falls - Class A.
- 31                   (10) Sourdabscook Stream and its tribu-  
32                   taries above the dam of the Hampden Water  
33                   District - Class A.
- 34                   (11) Sunkhaze Stream and its tributaries -  
35                   Class A.

- 1           8. Pleasant River Basin.
- 2           A. Pleasant River, main stem.
- 3                 (1) From the outlet of Pleasant River Lake  
4                 to a point located 1,000 feet above  
5                 tidewater - Class AA.
- 6                 (2) From a point located 1,000 feet above  
7                 tidewater to tidewater - Class B.
- 8           9. Presumpscot River Basin.
- 9           A. Presumpscot River, main stem.
- 10                (1) From the outlet of Sebago Lake to its  
11                confluence with Dundee Pond - Class A.
- 12                (2) From the outlet of Dundee Pond to a  
13                point located below the Village of South  
14                Windham - Class B.
- 15                (3) From a point located below the Village  
16                of South Windham to tidewater - Class C.
- 17           B. Presumpscot River, tributaries.
- 18                (1) Little River (Windham) from canning  
19                plant on Route 114 to its confluence with  
20                the Presumpscot River - Class C.
- 21                (2) Stevens Brook (Bridgton) - Class C.
- 22           10. Narraguagus River Basin.
- 23           A. Narraguagus River, main stem.
- 24                (1) From the outlet of Eagle Lake to the  
25                Maine Central Railroad Bridge - Class AA.
- 26                (2) From the Maine Central Railroad Bridge  
27                to tidewater - Class B.
- 28           B. Narraguagus River, tributaries.
- 29                (1) All tributaries entering above the  
30                river's confluence with the West Branch -  
31                Class A.

- 1                   (2) West Branch of the Narraguagus River  
2                   and its tributaries - Class A.
- 3           11. Royal River Basin.
- 4           A. Royal River, main stem.
- 5                   (1) From the outlet of Sabbathday Pond to  
6                   tidewater - Class B.
- 7           B. Royal River, tributaries.
- 8                   (1) All tributaries of the Royal River  
9                   which are not otherwise classified - Class  
10                   C.
- 11                   (2) Chandler Brook (Pownal) - Class B.
- 12                   (3) Collyer Brook (Gray) - Class B.
- 13           12. Saco River Basin.
- 14           A. Saco River, main stem.
- 15                   (1) From the Maine-New Hampshire boundary  
16                   to its confluence with the impoundment of  
17                   the Swan's Falls Dam - Class AA.
- 18                   (2) From its confluence with the impound-  
19                   ment of the Swan's Falls Dam to a point lo-  
20                   cated 1,000 feet below the Swan's Falls Dam  
21                   - Class B.
- 22                   (3) From a point located 1,000 feet below  
23                   the Swan's Falls Dam to its confluence with  
24                   the impoundment of the Hiram Dam - Class AA.
- 25                   (4) From its confluence with the impound-  
26                   ment of the Hiram Dam to a point located  
27                   1,000 feet below the Hiram Dam - Class B.
- 28                   (5) From a point located 1,000 feet below  
29                   the Hiram Dam to its confluence with the  
30                   Little Ossipee River - Class AA.
- 31                   (6) From its confluence with the Little  
32                   Ossipee River to its confluence with  
33                   Thatcher Brook - Class B.

1                   (7) From its confluence with Thatcher Brook  
2                   to tidewater - Class C.

3           B. Saco River, tributaries.

4                   (1) Brown Brook (Limerick) main stem, from  
5                   the outlet of Sokokis Lake to its junction  
6                   with the Little Ossipee River - Class C.

7                   (2) Kimball Brook (Fryeburg) from a point  
8                   0.5 mile above the Route 113 crossing to  
9                   Charles Pond - Class C.

10                   (3) Little River, from crossing of Route 5  
11                   approximately 1.0 mile above Cornish Village  
12                   to its confluence with the Ossipee River -  
13                   Class C.

14                   (4) Ossipee River from a point located 0.5  
15                   mile upstream of the Route 25 bridge at  
16                   Kezar Falls to its confluences with the Saco  
17                   River - Class C.

18                   (5) Wards Brook (Fryeburg) - Class C.

19           13. St. Croix River Basin.

20           A. St. Croix River, main stem.

21                   (1) From the outlet of Chiputneticook Lakes  
22                   to the Grand Falls Dam, those waters lying  
23                   within the State - Class B.

24                   (2) From the Grand Falls Dam to its conflu-  
25                   ence with Woodland Lake, those waters lying  
26                   within the State - Class C.

27                   (3) From the Woodland Dam to tidewater,  
28                   those waters lying within the State, includ-  
29                   ing all impoundments - Class C.

30           B. St. Croix River, tributaries.

31                   (1) All tributaries which have portions of  
32                   their drainage area in Maine and portions in  
33                   New Brunswick, those waters lying within the  
34                   State - Class B.

- 1                   (2) All tributaries entering upstream from  
2                   the dam at Calais, the drainage areas of  
3                   which are wholly within the State - Class A.
- 4           14. St. George River Basin.
- 5           A. St. George River, main stem.
- 6                   (1) From the outlet of Lake St. George to  
7                   tidewater - Class C.
- 8           B. St. George River, tributaries.
- 9                   (1) All tributaries and segments of the St.  
10                  George River which are not otherwise classi-  
11                  fied - Class C.
- 12                  (2) All tributaries entering above the out-  
13                  let of Lake St. George - Class B.
- 14                  (3) Crawford Pond Outlet and Crawford Pond  
15                  tributaries - Class B.
- 16                  (4) Fuller Brook and its tributaries -  
17                  Class B.
- 18                  (5) North and South Pond tributaries and  
19                  outlet to the St. George River - Class B.
- 20           15. St. John River Basin.
- 21           A. St. John River, main stem.
- 22                   (1) From the confluence of the Northwest  
23                   Branch and the Southwest Branch to a point  
24                   located one mile above the foot of Big Rap-  
25                   ids in Allagash - Class AA.
- 26                   (2) From a point located one mile above the  
27                   foot of Big Rapids in Allagash to the  
28                   Frenchville-Madawaska boundary, those waters  
29                   lying within the State, including all  
30                   impoundments - Class B.
- 31                   (3) From the Frenchville-Madawaska boundary  
32                   to where the international boundary leaves  
33                   the river in Hamlin, those waters lying



1 within the State, including all impoundments  
2 - Class C.

3 B. Allagash River Drainage.

4 (1) Allagash River, main stem.

5 (a) From Churchill Dam to a point lo-  
6 cated 1,000 feet downstream from  
7 Churchill Dam - Class A.

8 (b) From a point located 1,000 feet  
9 downstream from Churchill Dam to its  
10 confluence with Gerald Brook in  
11 Allagash - Class AA.

12 (c) From its confluence with Gerald  
13 Brook in Allagash to its confluence  
14 with the St. John River - Class A.

15 (2) Allagash River, tributaries.

16 (a) All tributaries and segments of  
17 the Allagash River which are not other-  
18 wise classified - Class A.

19 (b) Allagash Stream, from the outlet  
20 of Allagash Pond in T.9, R.15, W.E.L.S.  
21 to its confluence with Chamberlain Lake  
22 - Class AA.

23 (c) Chemguasabamticook Stream, from  
24 the outlet of Chemguasabamticook Lake  
25 to its confluence with Long Lake -  
26 Class AA.

27 (d) Musquacook Stream, from the outlet  
28 of Third Musquacook Lake to its conflu-  
29 ence with the Allagash River - Class  
30 AA.

31 C. Aroostook River Drainage.

32 (1) Aroostook River, main stem.

33 (a) From the confluence of Millinocket  
34 Stream and Munsungan Stream to its con-

- 1 fluence with the Machias River - Class  
2 AA.
- 3 (b) From its confluence with the  
4 Machias River to the Sheridan Dam -  
5 Class B.
- 6 (c) From the Sheridan Dam to its con-  
7 fluence with Presque Isle Stream, in-  
8 cluding all impoundments - Class B.
- 9 (d) From its confluence with Presque  
10 Isle Stream to a point located 3.0  
11 miles upstream of the intake of the  
12 Caribou water supply, including all  
13 impoundments - Class C.
- 14 (e) From a point located 3.0 miles up-  
15 stream of the intake of the Caribou wa-  
16 ter supply to a point located 100 yards  
17 downstream of the intake of the Caribou  
18 water supply, including all impound-  
19 ment- ments - Class B.
- 20 (f) From a point located 100 yards  
21 downstream of the intake of the Caribou  
22 water supply to the international  
23 boundary, including all impoundments -  
24 Class C.
- 25 (2) Aroostook River, tributaries.
- 26 (a) All tributaries and segments of  
27 the Aroostook River entering above the  
28 confluence with St. Croix Stream which  
29 are not otherwise classified - Class A.
- 30 (b) Limestone Stream from the Long  
31 Road Bridge to the international bound-  
32 ary - Class C.
- 33 (c) Little Machias River and its trib-  
34 utaries - Class A.
- 35 (d) Little Madawaska River and its  
36 tributaries, including Madawaska Lake  
37 tributaries above the Route 161 bridge  
38 in Stockholm - Class A.

- 1                   (e) Machias River, from the outlet of  
2                   Big Machias Lake to the Garfield  
3                   Plantation-Ashland boundary - Class AA.
- 4                   (f) Machias River tributaries entering  
5                   above the Garfield-Ashland boundary -  
6                   Class A.
- 7                   (g) Millinocket Stream, from the out-  
8                   let of Millinocket Lake to its conflu-  
9                   ence with Munsungan Stream - Class AA.
- 10                   (h) Munsungan Stream, from the outlet  
11                   of Little Munsungan Lake to its conflu-  
12                   ence with Millinocket Stream - Class  
13                   AA.
- 14                   (i) Pattee Brook (Fort Fairfield) and  
15                   its tributaries above the dam just up-  
16                   stream of the Route 167 bridge - Class  
17                   A.
- 18                   (j) Presque Isle Stream and its tribu-  
19                   aries above its confluence with, but  
20                   not including, the North Branch of  
21                   Presque Isle Stream - Class A.
- 22                   (k) St. Croix Stream from the outlet  
23                   of St. Croix Lake to its confluence  
24                   with Hall Brook in T.9, R.5, W.E.L.S. -  
25                   Class A.
- 26                   (l) St. Croix Stream from its conflu-  
27                   ence with Hall Brook in T.9, R.5,  
28                   W.E.L.S. to its confluence with the  
29                   Aroostook River - Class AA.
- 30                   (m) St. Croix Stream tributaries -  
31                   Class A.
- 32                   (n) Salmon Brook, from the dam immedi-  
33                   ately above Washburn to its confluence  
34                   with the Aroostook River - Class C.
- 35                   (o) Squapan Stream and its tributaries  
36                   above the B&A Railroad bridge - Class  
37                   A.

1                   (p) Unnamed Stream (Presque Isle) near  
2                   Vining Station on Washburn Road - Class  
3                   C.

4           D. Fish River Drainage.

5                   (1) Fish River, main stem.

6                   (a) From the outlet of Mud Pond to its  
7                   confluence with St. Froid Lake - Class  
8                   AA.

9                   (b) From the outlet of St. Froid Lake  
10                   to the Route 11 Bridge - Class A.

11                   (c) From the Route 11 Bridge to the  
12                   bridge at Fort Kent Mills - Class B.

13                   (d) From the bridge at Fort Kent Mills  
14                   to its confluence with the St. John  
15                   River - Class C.

16                   (2) Fish River, tributaries.

17                   (a) All tributaries entering above the  
18                   Route 11 Bridge - Class A.

19           E. Meduxnekeag River Drainage.

20                   (1) Meduxnekeag River, main stem.

21                   (a) From the outlet of Meduxnekeag  
22                   Lake to the international boundary -  
23                   Class B.

24                   (2) Meduxnekeag River, tributaries.

25                   (a) North Branch of the Meduxnekeag  
26                   River and its tributaries above the  
27                   Monticello - T.C, R.2 boundary - Class  
28                   A.

29           F. St. John River, minor tributaries.

30                   (1) All tributaries of the St. Francis Riv-  
31                   er, the drainage areas of which are wholly  
32                   within the State - Class A.

- 1                   (2) All tributaries and branches of the St.  
2                   John River above the outlet of Allagash Riv-  
3                   er, the drainage areas of which are wholly  
4                   within the State, including that portion of  
5                   the river above the St. John Pond Dam- Class  
6                   A.
- 7                   (3) Baker Branch, from a point located 1.5  
8                   miles below Baker Lake to its confluence  
9                   with the Southwest Branch - Class AA.
- 10                  (4) Big Black River, from the international  
11                  boundary to its confluence with the St. John  
12                  River - Class AA.
- 13                  (5) Northwest Branch, from the outlet of  
14                  Beaver Pond in T. 12, R. 17, W.E.L.S. to its  
15                  confluence with the St. John River - Class  
16                  AA.
- 17                  (6) Southwest Branch, from a point located  
18                  5 miles downstream of the international  
19                  boundary to its confluence with the Baker  
20                  Branch - Class AA.
- 21                  (7) Martin Brook (Madawaska) downstream of  
22                  the bridge on the Back Settlement Road -  
23                  Class C.
- 24                  (8) Negro Brook (Allagash Plantation) and  
25                  its tributaries - Class A.
- 26                  (9) Thibodeau Brook (Grand Isle) from Route  
27                  1 to the St. John River - Class C.
- 28                  (10) Violette Brook (Van Buren) below the  
29                  railroad to its confluence with Violette  
30                  Stream - Class C.
- 31                  (11) Violette Stream (Van Buren) below  
32                  Champlain Street to its confluence with the  
33                  St. John River - Class C.
- 34                  16. Salmon Falls River Basin.
- 35                  A. Salmon Falls River, main stem.

1                   (1) From the outlet of Great East Lake to  
2                   tidewater, those waters lying within the  
3                   State - Class B.

4                   17. Sheepscot River Basin.

5                   A. Sheepscot River, main stem.

6                   (1) From its origin in Montville to  
7                   tidewater - Class AA.

8                   B. Sheepscot River, tributaries.

9                   (1) West Branch of the Sheepscot River,  
10                   main stem, from the outlet of Branch Pond to  
11                   its confluence with the Sheepscot River -  
12                   Class AA.

13                   18. Union River Basin.

14                   A. Union River, main stem

15                   (1) From the outlet of Graham Lake to the  
16                   Route 1A bridge in Ellsworth Falls - Class  
17                   B.

18                   (2) From the Route 1A bridge in Ellsworth  
19                   Falls to tidewater - class C.

20                   Sec. 11. 38 MRSA §369, as amended by PL 1979, c.  
21                   495, §§7 and 8, is repealed and the following enacted  
22                   in its place:

23                   §369. Classifications of minor drainages

24                   All surface waters lying within the boundaries of  
25                   the State which are in basins having a drainage area  
26                   less than 100 square miles which are not classified  
27                   as lakes or ponds and which are not otherwise classi-  
28                   fied in this section are Class B waters.

29                   1. Cumberland County. Those waters draining di-  
30                   rectly or indirectly into tidal waters of Cumberland  
31                   County, with the exception of the Androscoggin River  
32                   Basin, the Presumpscot River Basin, the Royal River  
33                   Basin and tributaries of the Androscoggin River  
34                   Estuary and Merrymeeting Bay, entering above the  
35                   Chops.

- 1           A. All minor drainages of Cumberland County  
2           which are not otherwise classified - Class C.
- 3           B. Brunswick.
- 4                 (1) Unnamed Stream entering tidewater of  
5                 New Meadows River at Middle Bay - Class A.
- 6           C. Cape Elizabeth.
- 7                 (1) Alewife Brook - Class A.
- 8           D. Falmouth.
- 9                 (1) Mill Creek and its tributaries - Class  
10                B.
- 11           E. Freeport.
- 12                 (1) Harvey Brook - Class B.
- 13                 (2) Frost Gully Brook - Class A.
- 14                 (3) Merrill Brook and its tributaries en-  
15                 tering below the Maine Central Railroad  
16                 crossing - Class B.
- 17                 (4) Collins Brook and its tributaries -  
18                 Class B.
- 19                 (5) Mill Stream and its tributaries - Class  
20                 B.
- 21                 (6) Little River and its tributaries -  
22                 Class B.
- 23           F. Portland.
- 24                 (1) Stroudwater River from its origin to  
25                 its confluence with Indian Camp Brook -  
26                 Class B.
- 27           G. Scarborough.
- 28                 (1) Finnard Brook - Class B.
- 29                 (2) Stuart Brook - Class B.

- 1           H. South Portland.
- 2                   (1) Red Brook and its tributaries from the  
3                   Rye Pond outlet dam to its origin - Class B.
- 4           I. Yarmouth.
- 5                   (1) Pratts Brook - Class B.
- 6           2. Hancock County. Those waters draining di-  
7           rectly or indirectly into tidal waters of Hancock  
8           County, with the exception of the Union River Basin.
- 9           A. All brooks, streams and segments of those  
10           brooks and streams which are within the bounda-  
11           ries of Acadia National Park - Class AA.
- 12           B. All minor drainages entering tidewater be-  
13           tween the Bucksport-Orrington boundary and a  
14           point located due east from Fort Point - Class C.
- 15           C. Blue Hill.
- 16                   (1) Carleton Stream, main stem, between  
17                   First Pond and Second Pond - Class C.
- 18                   (2) Carleton Stream, main stem, from the  
19                   outlet of First Pond to tidewater at Salt  
20                   Pond - Class C.
- 21                   (3) Unnamed Stream at edge of Blue Hill  
22                   Village entering tidewater near "Big Rock" -  
23                   Class C.
- 24                   (4) Unnamed Stream flowing from near "Old  
25                   Cemetery" to the Town Wharf - Class C.
- 26                   (5) Unnamed Stream about 100 yards east of  
27                   Mill Brook Stream - Class C.
- 28           D. Brooksville.
- 29                   (1) Shepardson Brook (or Mill Brook), main  
30                   stem, from Route 176 to its outlet at  
31                   tidewater - Class C.
- 32           E. Bucksport.



1           (1) All minor drainages which enter  
2           tidewater between the head of tide on Marsh  
3           Stream and the head of tide on the Orland  
4           River which are not otherwise classified -  
5           Class C.

6           (2) Silver Lake Outlet, above the village  
7           limits of Bucksport - Class B.

8           F. Ellsworth.

9           (1) Unnamed Stream south of Laurel Street  
10           in Ellsworth - Class C.

11           G. Franklin.

12           (1) Unnamed Stream flowing near railroad  
13           station in Franklin Village to Hog Bay -  
14           Class C.

15           H. Gouldsboro.

16           (1) All coastal streams, direct and indi-  
17           rect segments, discharging to tidewater on  
18           the easterly mainland of Gouldsboro - Class  
19           C.

20           I. Lamoine.

21           (1) Spring Brook below washer at Grindle's  
22           gravel pit - Class C.

23           J. Penobscot.

24           (1) Winslow Stream, main stem, from  
25           tidewater to dam at the sawmill of S.C.  
26           Condon - Class C.

27           K. Sedgewick.

28           (1) Sargent Brook at Sargentville Village,  
29           main stem, from tidewater to a point 300  
30           feet upstream of the highway - Class C.

31           (2) Three Unnamed Streams entering  
32           tidewater immediately north of Sedgewick  
33           Village - Class C.

1           L. Trenton.

2                   (1) Stony Brook from Route 3 crossing to  
3                   tidewater - Class C.

4           M. Winter Harbor.

5                   (1) Coastal streams, brooks and segments of  
6                   those streams and brooks between the Winter  
7                   Harbor-Gouldsboro boundary and the bounda-  
8                   ries of Acadia National Park - Class C.

9           3. Knox County. Those waters draining directly  
10           or indirectly into tidal waters of Knox County, with  
11           the exception of the St. George River Basin.

12           A. Friendship.

13                   (1) Goose River, main stem, from tidewater  
14                   to the dam at the Herbert Tibbetts' sawmill  
15                   - Class C.

16           B. Owls Head.

17                   (1) All coastal streams, direct and indi-  
18                   rect segments of those streams, draining to  
19                   tidewater in the Town of Owls Head - Class  
20                   C.

21           C. Rockland.

22                   (1) All coastal streams, direct and indi-  
23                   rect segments of those streams, draining to  
24                   tidewater in the City of Rockland - Class C.

25           D. Rockport.

26                   (1) All coastal streams, direct and indi-  
27                   rect segments of those streams, draining to  
28                   tidewater in the Town of Rockport, unless  
29                   otherwise described or classified - Class C.

30                   (2) Goose River and its tributaries - Class  
31                   B.

32                   (3) Lily Pond Outlet - Class B.

1           E. St. George.

2                   (1) All coastal streams, direct and indi-  
3                   rect segments of those streams, draining to  
4                   tidewater in the Town of St. George, unless  
5                   otherwise described or classified - Class C.

6           F. South Thomaston.

7                   (1) All coastal streams, direct and indi-  
8                   rect segments of those streams, draining to  
9                   tidewater in the Town of South Thomaston -  
10                   Class C.

11          G. Thomaston.

12                   (1) Mill River, main stem, from tidewater  
13                   to a point 0.5 mile above tidewater - Class  
14                   C.

15                   (2) Oyster River, main stem, from tidewater  
16                   to a point 200 feet upstream of Packard's  
17                   Mill - Class C.

18          H. Warren.

19                   (1) Unnamed Stream to St. George River  
20                   tidewater near Warren-Cushing boundary be-  
21                   tween a point 500 feet above the South  
22                   Warren-North Cushing Road to tidewater -  
23                   Class C.

24           4. Lincoln County. Those waters draining di-  
25           rectly or indirectly into tidal waters of Lincoln  
26           County, with the exception of the Sheepscot River Ba-  
27           sin and tributaries of the Kennebec River Estuary and  
28           Merrymeeting Bay, entering above the Chops.

29          A. Bristol.

30                   (1) Pemaquid River, main stem, from dam up-  
31                   stream of Bristol Village to the entrance of  
32                   Boyd Pond - Class C.

33          B. Waldoboro.

1                   (1) Goose River, main stem, from tidewater  
2                   to the dam at Herbert Tibbetts' sawmill -  
3                   Class C.

4                   C. Westport.

5                   (1) All coastal streams and segments of  
6                   those streams draining to tidewaters in the  
7                   Town of Westport - Class C.

8                   5. Penobscot County. Those waters draining di-  
9                   rectly or indirectly into tidal waters of Penobscot  
10                   County, with the exception of tributaries of the  
11                   Penobscot River Estuary entering north of a line ex-  
12                   tended in an east-west direction from the outlet of  
13                   Reed Brook in the Village of Hampden Highlands.

14                   A. Minor drainages of Penobscot County which are  
15                   not otherwise classified - Class C.

16                   B. Reed Brook (Hampden) - Class C.

17                   6. Sagadahoc County. Those waters draining di-  
18                   rectly or indirectly into tidal waters of Sagadahoc  
19                   County, with the exception of tributaries of the  
20                   Androscoggin River Estuary, the Kennebec River  
21                   Estuary and Merrymeeting Bay, entering above the  
22                   Chops.

23                   A. All minor drainages of Sagadahoc County which  
24                   are not otherwise classified - Class C.

25                   7. Waldo County. Those waters draining directly  
26                   or indirectly into tidal waters of Waldo County.

27                   A. All minor drainages of Waldo County which are  
28                   not otherwise classified and which enter  
29                   tidewater between head of tide on the Goose River  
30                   and head of tide on Marsh Stream in Frankfort -  
31                   Class C.

32                   B. Belfast.

33                   (1) Goose River, below the upstream cross-  
34                   ing of Route 141 - Class C.

35                   C. Searsport.

1 (1) Mill Brook and its tributaries upstream  
2 of a bridge site on an abandoned road about  
3 1.5 miles northerly of Searsport Village -  
4 Class B.

5 (2) Unnamed Stream and its tributaries en-  
6 tering tidewater at the northwest corner of  
7 Long Cove - Class B.

8 8. Washington County. Those waters draining di-  
9 rectly or indirectly into tidal waters of Washington  
10 County, with the exception of the Dennys River Basin,  
11 the East Machias River Basin, the Machias River Ba-  
12 sin, the Narraguagus River Basin and the Pleasant  
13 River Basin.

14 A. Calais.

15 (1) Unnamed Stream entering tidewater por-  
16 tion of St. Croix River between Beech and  
17 Union Streets - Class C.

18 B. Columbia.

19 (1) Dyke Brook, East Branch, from tidewater  
20 to the crossing of the Maine Central Rail-  
21 road - Class C.

22 C. Columbia Falls.

23 (1) Unnamed Stream, from the Maine Central  
24 Railroad Bridge near the Pleasant River Can-  
25 ning Company plant to tidewater - Class C.

26 D. Harrington.

27 (1) Unnamed Stream passing through the vil-  
28 lage, from a point immediately upstream of  
29 the school sewer to tidewater - Class C.

30 E. Jonesboro.

31 (1) Chandler River and its tributaries  
32 above the Highway Bridge on Route 1 - Class  
33 A.

34 F. Robbinston.

- 1                   (1) Unnamed Stream entering northerly end  
2                   of Brooks Cove - Class C.
- 3                   (2) Unnamed Stream immediately north of  
4                   Schoolhouse Lane - Class C.
- 5           G. Stuben and T7, S.D.
- 6                   (1) Whitten Parrin Stream - Class C.
- 7           H. Trescott.
- 8                   (1) Wiggins Brook at South Trescott, main  
9                   stem, between Route 191 and tidewater -  
10                   Class C.
- 11           I. Whiting.
- 12                   (1) Orange River and its tributaries above  
13                   the highway bridge on Route 1 - Class A.
- 14           9. York County. Those waters draining directly  
15           or indirectly into tidal waters of York County, with  
16           the exception of the Saco River Basin, the Salmon  
17           Falls River Basin and the Mousam River Basin.
- 18           A. All coastal streams above tidewater between  
19           Roaring Rock Point (York) and the head of tide on  
20           Branch River (Wells), except as otherwise speci-  
21           fied or classified - Class C.
- 22           B. All coastal streams and their tributaries not  
23           otherwise specified between Walker Point  
24           (Kennebunkport) and Fletchers Neck in Biddeford -  
25           Class C.
- 26           C. Biddeford.
- 27                   (1) Moors Brook and its tributaries - Class  
28                   C.
- 29                   (2) West Brook and its tributaries - Class  
30                   C.
- 31           D. Saco.
- 32                   (1) Goosefare Brook from its origin to head  
33                   of tide - Class C.

1                   (2) Milliken Brook - Class C.

2           Sec. 12. 38 MRSA §370, as amended by PL 1979, c.  
3 495, §§9 and 10, is repealed and the following en-  
4 acted in its place:

5   §370. Classifications of estuarine and marine waters

6           All estuarine and marine waters lying within the  
7 boundaries of the State and which are not otherwise  
8 classified are Class SB waters.

9           1. Cumberland County.

10          A. Cape Elizabeth.

11                   (1) Tidal waters lying westerly of a line  
12 beginning at Portland Head Light and run-  
13 ning northerly to the southernmost point of  
14 land on Cushing Island - Class SC.

15          B. Cumberland.

16                   (1) Tidal waters located within a line be-  
17 ginning at a point located on the  
18 Cumberland-Portland boundary at approximate-  
19 ly latitude 43°41'-18"N., longitude 70° -  
20 05'-48"W. and running northeasterly to a  
21 point located on the Cumberland-Harpswell  
22 boundary at approximately latitude 43° -  
23 42'-57"N., longitude 70° - 03'-50" W.;  
24 thence running southwesterly along the  
25 Cumberland-Harpswell boundary to a point  
26 where the Cumberland, Harpswell and Portland  
27 boundaries meet; thence running northeaster-  
28 ly along the Cumberland-Portland boundary to  
29 point of beginning - Class SA.

30          C. Falmouth.

31                   (1) Tidal waters located within a line be-  
32 ginning at a point located on the shore at  
33 latitude 43° - 42'-03"N. longitude 70° -  
34 15'-22" W. and running southwesterly along  
35 the Falmouth-Portland boundary to the shore  
36 of Mackworth Island; thence running norther-  
37 ly along the western shore of Mackworth Is-

1 land and the Mackworth Island Causeway to a  
2 point located at latitude 43° - 41'-42" N.,  
3 longitude 70° - 14'-25" W.; thence running  
4 along the shore of the Presumpscot River  
5 Estuary to point of beginning - Class SC.

6 D. Harpswell.

7 (1) Tidal waters located within a line be-  
8 ginning at a point located on the  
9 Cumberland-Harpswell boundary at approxi-  
10 mately latitude 43° - 42'-57" N., longitude  
11 70° - 03'-50" W. and running northeasterly  
12 to a point located at latitude 43° - 43'-08"  
13 N., longitude 70° - 03'-36"W.; thence run-  
14 ning southeasterly to a point located at  
15 latitude 43° - 42'-02" N., longitude 70° -  
16 00'-00" W.; thence running due south to the  
17 Harpswell-Portland boundary; thence running  
18 northwesterly along the Harpswell-Portland  
19 boundary to a point where the Cumberland,  
20 Harpswell and Portland boundaries meet;  
21 thence running northwesterly along the  
22 Cumberland-Harpswell boundary to point of  
23 beginning - Class SA.

24 E. Portland.

25 (1) Tidal waters located within a line be-  
26 ginning at a point located on the  
27 Cumberland-Portland boundary at approximate-  
28 ly latitude 43° - 41'-18" N., longitude 70°  
29 - 05'-48" W. and running southeasterly along  
30 the Cumberland-Portland boundary to a point  
31 where the Cumberland, Harpswell and Portland  
32 boundaries meet; thence running southeaster-  
33 ly along the Harpswell-Portland boundary to  
34 longitude 70° - 00'-00" W.; thence running  
35 due south to a point located at latitude 43°  
36 - 38'-21" N., longitude 70° - 00'-00" W.;  
37 thence running due west to a point located  
38 at latitude 43° - 38'-21" N., longitude 70°  
39 - 09'-06" W.; thence running northeasterly  
40 to point of beginning - Class SA.

41 (2) Tidal waters lying northwesterly of a  
42 line beginning at Portland Head Light and



1 running northerly to the southernmost point  
2 of land on Cushing Island; thence running  
3 northerly along the western shore of Cushing  
4 Island to the northernmost point of land on  
5 Cushing Island; thence running northerly to  
6 the southernmost point of land on Peaks Is-  
7 land; thence running northerly along the  
8 western shore of Peaks Island to a point lo-  
9 located at latitude 43° - 40'-10" N., longi-  
10 tude 70° - 11'-34" W.; thence running north-  
11 westerly to the southernmost point of land  
12 on Great Diamond Island; thence running  
13 northwesterly along the westerly shore of  
14 Great Diamond Island to a point located at  
15 latitude 43° - 40'-36" W., longitude 70° -  
16 11'- 34" W.; thence running northwesterly  
17 for 0.7 mile to a point where the  
18 Falmouth-Portland boundary forms a right an-  
19 gle; thence running northwesterly along the  
20 Falmouth-Portland boundary to a point lo-  
21 located at latitude 43° - 42'-03" N., longi-  
22 tude 70° - 15'-22" W. - Class SC.

23 F. South Portland.

24 (1) All tidal waters - Class SC.

25 G. Yarmouth.

26 (1) Tidal waters of the Royal River and its  
27 tidal tributaries lying westerly of longi-  
28 tude 70° - 09'-00" W. Class SC.

29 2. Hancock County.

30 A. Bar Harbor.

31 (1) Tidal waters, except those lying within  
32 500 feet of privately owned shoreline, lying  
33 northerly of latitude 44° - 16'-36" N.,  
34 southerly of latitude 44° - 20'-27" N., and  
35 westerly of longitude 68° - 09'-28" W. -  
36 Class SA.

37 B. Bucksport.

38 (1) All tidal waters - Class SC.

- 1            C. Cranberry Isles.
- 2            (1) Tidal waters, except those lying within  
3            500 feet of privately owned shoreline, lying  
4            within 0.5 mile of the shore of Baker Island  
5            - Class SA.
- 6            D. Mount Desert.
- 7            (1) Tidal waters, except those lying within  
8            500 feet of privately owned shoreline, lying  
9            northerly of latitude 44° - 16'-36" N. and  
10           easterly of longitude 68° - 13'-08" W. -  
11           Class SA.
- 12           (2) Tidal waters of Somes Sound lying  
13           northerly of a line beginning at a point lo-  
14           ated at latitude 44° - 18'-18", longitude  
15           68° - 18'-42" N. and running northeasterly  
16           to a point located at latitude 44° - 18'-54"  
17           N., longitude 68° - 18'-22" W. and lying  
18           southerly of a line beginning at a point lo-  
19           ated at latitude 44° - 19'-37" N., longi-  
20           tude 68° - 18'-52" W. and running northeast-  
21           erly to a point located at latitude 44° -  
22           19'-45", longitude 68° - 18'-23" W. - Class  
23           SA.
- 24           E. Orland.
- 25           (1) Tidal waters lying northerly of the  
26           southernmost point of land on Verona Island  
27           - Class SC.
- 28           F. Southwest Harbor.
- 29           (1) Tidal waters lying northerly of lati-  
30           tude 44° - 12'-44" N., southerly of latitude  
31           44° - 14'-13" N. and westerly of longitude  
32           68° - 18'-27" W. - Class SA.
- 33           (2) Tidal waters of Somes Sound lying  
34           northerly of a line beginning at a point lo-  
35           ated at latitude 44° - 18'-18" N., longi-  
36           tude 68° - 18'-42" W. and running northeast-  
37           erly to a point located at latitude 44° -  
38           18'-54" N., longitude 68° - 18'-22" W. -  
39           Class SA.

1           G. Tremont.

2                   (1) Tidal waters lying northerly of lati-  
3                   tude 44° - 12'-44" N., southerly of latitude  
4                   44° - 14'-13" N. and easterly of longitude  
5                   68° - 20'-30" W. - Class SA.

6           H. Verona.

7                   (1) Tidal waters lying northerly of the  
8                   southernmost point of land on Verona Island  
9                   - Class SC.

10          3. Knox County.

11          A. Isle Au Haut.

12                   (1) Tidal waters, except those lying within  
13                   500 feet of privately owned shoreline, lying  
14                   northerly of latitude 44° - 00'-00" N.,  
15                   southerly of latitude 44° - 03'-06" N.,  
16                   easterly of longitude 68° - 41'-00" W. and  
17                   westerly of longitude 68° - 35'-00" W. -  
18                   Class SA.

19          B. Owls Head.

20                   (1) Tidal waters lying westerly of a line  
21                   running between the southernmost point of  
22                   land on Jameson Point and the northernmost  
23                   point of land on Battery Point - Class SC.

24          C. Rockland.

25                   (1) Tidal waters lying westerly of a line  
26                   running between the southernmost point of  
27                   land on Jameson Point and the northernmost  
28                   point of land on Battery Point - Class SC.

29          4. Penobscot County.

30          A. Hampden.

31                   (1) Tidal waters lying southerly of a line  
32                   extended in an east-west direction from the  
33                   outlet of Reed Brook in the Village of  
34                   Hampden Highlands - Class SC.

1           B. Orrington.

2                   (1) Tidal waters lying southerly of a line  
3                   extended in an east-west direction from the  
4                   outlet of Reed Brook in the Village of  
5                   Hampden Highlands - Class SC.

6           5. Sagadahoc County.

7           A. Georgetown.

8                   (1) Tidal waters located within a line be-  
9                   ginning at a point on the shore located at  
10                   latitude 43° - 47'-16" N., longitude 69° -  
11                   43'-09" W. and running due east to longitude  
12                   69° - 42'-00" W.; thence running due south  
13                   to latitude 43° - 42'-52" N.; thence running  
14                   due west to longitude 69° - 44'-25" W.;  
15                   thence running due north to a point on the  
16                   shore located at latitude 43° - 46'-15" N.,  
17                   longitude 69° - 44'-25" W.; thence running  
18                   northerly along the shore to point of begin-  
19                   ning - Class SA.

20           6. Waldo County.

21           A. Frankfort.

22                   (1) All tidal waters - Class SC.

23           B. Prospect.

24                   (1) All tidal waters - Class SC.

25           C. Searsport.

26                   (1) Tidal waters located within a line be-  
27                   ginning at the southernmost point of land on  
28                   Kidder Point and running due east to the  
29                   Searsport-Stockton Springs boundary; thence  
30                   running southerly along the  
31                   Searsport-Stockton Springs boundary; to lat-  
32                   itude 44° - 25'-25" N.; thence running due  
33                   west to latitude 44° - 25'-25" N., longitude  
34                   68° - 54'-30" W.; thence running due north  
35                   to the shore of Mack Point at longitude 68°  
36                   - 54'-30" W.; thence running along the shore

1 in an easterly direction to point of begin-  
2 ning - Class SC.

3 D. Stockton Springs.

4 (1) Tidal waters lying northerly of the  
5 southernmost point of land on Verona Island  
6 - Class SC.

7 E. Winterport.

8 (1) All tidal waters - Class SC.

9 7. Washington County.

10 A. Calais.

11 (1) Tidal waters of the St. Croix River and  
12 its tidal tributaries lying westerly of lon-  
13 gitude 67° - 09'-48" W. - Class SC.

14 B. Eastport.

15 (1) Tidal waters lying southerly of lati-  
16 tude 44° - 54'-50" N., easterly of longitude  
17 67° - 02'-00" W. and northerly of latitude  
18 44° - 53'-15" N. - Class SC.

19 C. Lubec.

20 (1) Tidal waters, except those lying within  
21 500 feet of West Quoddy Head Light, located  
22 within a line beginning at a point located  
23 on the northern shore of West Quoddy Head at  
24 latitude 44° - 49'-08" N., longitude 66° -  
25 57'-30" W. and running due north to the in-  
26 ternational boundary; thence running south-  
27 easterly and southwesterly along the inter-  
28 national boundary to latitude 44° - 47'-00"  
29 N.; thence running due west to longitude 66°  
30 - 58'-45" W.; thence running due north to a  
31 point located in Carrying Place Cove at lat-  
32 itude 44° - 48'-36", longitude 66° - 58'-45"  
33 W.; thence running along the shore of West  
34 Quoddy Head to point of beginning - Class  
35 SA.

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D. Trescott.

(1) Tidal waters located within a line beginning on the shore at latitude 44° - 45'-02" N., longitude 67° - 04'-16" W., and running due east to longitude 67° - 03'00" W.; thence running due south to latitude 44° - 43'-30" N.; thence running due west to longitude 67° - 05'-14" W.; thence running due north to a point located on the shore at latitude 44° - 44'-28" N., longitude 67° - 05'-14" W.; thence running along the shore of Eastern Head to point of beginning - Class SA.

8. York County.

A. Biddeford.

(1) Tidal waters of the Saco River and its tidal tributaries lying westerly of longitude 70° - 22'-54" W. - Class SC.

B. Kennebunk.

(1) Tidal waters of the Kennebunk River and its tidal tributaries lying northerly of latitude 43° - 20'-50" N. - Class SC.

C. Kennebunkport.

(1) Tidal waters of the Kennebunk River and its tidal tributaries lying northerly of latitude 43° - 20'-50" N. - Class SC.

D. Kittery.

(1) Tidal waters of the Piscataqua River and its tidal tributaries lying westerly of longitude 70° - 42'-52" W.; southerly of Maine Route 103 and easterly of Interstate Route 95 - Class SC.

E. Old Orchard Beach.

(1) Tidal waters of Goosefare Brook and its tidal tributaries lying westerly of longitude 70° - 22'-55" W. - Class SC.

1           F. Saco.

2                   (1) Tidal waters of Goosefare Brook and its  
3                   tidal tributaries lying westerly of longi-  
4                   tude 70° - 22'-55" W. - Class SC.

5                   (2) Tidal waters of the Saco River and its  
6                   tidal tributaries lying westerly of longi-  
7                   tude 70° - 22'-54" W. - Class SC.

8           Sec. 13. 38 MRSA §371-A, as amended by PL 1983,  
9           c. 743, §9, is repealed.

10   STATEMENT OF FACT

11           This bill revises the system for classification  
12           of the waters of the State and provides interim clas-  
13           sifications for the waters of the State. This revi-  
14           sion of classification standards is necessary to es-  
15           tablish appropriate levels of water quality among  
16           classes, base the classes' water quality on scientifi-  
17           cally defensible criteria and to provide additional  
18           protection for waters of the State.

19           Section 1 clarifies the purpose of these classi-  
20           fications in that they represent a series of goals  
21           for the waters of the State. Section 1 also estab-  
22           lishes procedures for reclassification of the waters  
23           of the State and establishes general provisions for  
24           the administration of the classifications.

25           Sections 2, 3 and 4 revise definitions relating  
26           to protection and improvement of waters of the State.

27           Section 5 establishes 4 classes of fresh surface  
28           waters which are not classified as lakes and ponds.  
29           Class AA is the highest classification and shall be  
30           applied to waters which are outstanding resources for  
31           reasons of ecological, social, scenic or recreational  
32           importance. The discharge to Class AA waters of do-  
33           mestic or industrial waste waters is prohibited. Ac-  
34           tivities which would cause Class AA waters to be oth-  
35           er than a free flowing and natural habitat for fish  
36           and other aquatic life are prohibited. Class A wa-  
37           ters have water quality and discharge provisions  
38           which are essentially unchanged from present law.

1 Class B is anticipated to be the most frequently ap-  
2 plied classification for the State's rivers, streams  
3 and brooks. Discharges to Class B waters are al-  
4 lowed, provided that they cause no harm to aquatic  
5 life and meet bacteriological standards necessary to  
6 protect swimmers. Class C is anticipated to be ap-  
7 plied to rivers and streams which presently receive  
8 major discharges. Discharges to Class C waters are  
9 allowed, provided they meet bacteriological standards  
10 necessary to protect swimmers and are of sufficient  
11 quality that all indigenous species of fish and a  
12 diverse community of aquatic life are supported in  
13 Class C waters.

14 Section 6 establishes 1 Class - GPA - for lakes  
15 and ponds. To protect and improve lakes and ponds,  
16 there are restrictions established for discharges and  
17 changes of land use in the watersheds of lakes and  
18 ponds.

19 Section 7 establishes 3 classes of estuarine and  
20 marine waters. Class SA is the highest classifica-  
21 tion and shall be applied to waters which are out-  
22 standing resources for reasons of ecological, social,  
23 economic, scenic or recreational importance. The  
24 discharge to Class SA waters of domestic or industri-  
25 al waste waters is prohibited. Activities which  
26 would cause Class SA waters to be other than a natu-  
27 ral and free flowing habitat for fish and other  
28 estuarine and marine life are prohibited. Class SB  
29 is anticipated to be the most frequently applied  
30 classification for the State's estuarine and marine  
31 waters. Discharges to Class SB waters are allowed,  
32 provided that they cause no harm to estuarine and ma-  
33 rine life, meet bacteriological standards necessary  
34 to protect swimmers and do not adversely affect the  
35 State's shellfish resources. Class SC is anticipated  
36 to be applied to estuarine and marine waters which  
37 presently receive major discharges or are likely to  
38 receive major discharges as a result of the State's  
39 economic development policy. Discharges to Class SC  
40 waters are allowed, provided they meet bacteriologi-  
41 cal criteria necessary to protect swimmers and are of  
42 sufficient quality to support all indigenous species  
43 of fish and a diverse community of estuarine and ma-  
44 rine life.



1 Sections 8 and 9 repeal the present procedures  
2 for classification of waters of the State. Section  
3 13 repeals the present 2-class description for clas-  
4 sification of great ponds.

5 Section 10 revises the description of classifica-  
6 tions, the Maine Revised Statutes, Title 38, section  
7 368, of major river basins. Section 10 describes the  
8 classification of all rivers, streams and brooks  
9 which are in drainages with an area greater than 100  
10 square miles. Several of these river basins are  
11 presently contained in the Maine Revised Statutes,  
12 Title 38, section 369. Unlike the present law, sec-  
13 tion 10 describes classifications in standardized  
14 outline form to aid readability and subsequent revi-  
15 sions. Section 10 also differs from the present law  
16 by describing the classification of all segments of  
17 the main stems of major river basins as well as the  
18 main stems of major tributaries. Since most minor  
19 drainages described in section 10 are Class B, the  
20 section is headed by an overall classification of  
21 Class B for waters which are not otherwise classi-  
22 fied. This aspect of the revision results in a  
23 shorter, more understandable text and will aid subse-  
24 quent revision. Section 10 also corrects a few geo-  
25 graphical inconsistencies and errors in the present  
26 law.

27 Section 10 changes the classification of certain  
28 waters of the State. The following waters are  
29 upgraded to Class AA:

30 1. All rivers, streams, brooks or segments  
31 thereof within the boundaries of Baxter State Park;  
32 and

33 2. Outstanding river and stream segments which  
34 merit special protection as specified in the Maine  
35 Revised Statutes, Title 12, section 403 and which al-  
36 so do not presently receive licensed discharges.

37 All waters currently classified as B-1 or B-2 are  
38 reclassified as "B" except for a few which are  
39 upgraded to Class AA. All waters currently classi-  
40 fied as "C" remain assigned to that classification.  
41 All waters currently classified as "D" are upgraded  
42 to Class C.

1 Section 11 revises the description of classifica-  
2 tions of minor drainages. Like those of section 10,  
3 these revisions are intended to aid public participa-  
4 tion in the procedures for reclassification by de-  
5 scribing classifications in a shorter, more under-  
6 standable form.

7 Section 11 also changes the classification of  
8 certain waters of the State. All streams, brooks or  
9 segments thereof within the boundaries of Acadia Na-  
10 tional Park are upgraded to Class AA. All waters  
11 currently classified as "B-1" or "B-2", except for  
12 those in Acadia National Park, are reclassified as  
13 "B".

14 Section 12 repeals the present description of  
15 classifications of estuarine and marine waters of the  
16 State and describes the classification of all  
17 estuarine and marine waters of the State. This com-  
18 plete revision is necessary for implementation of the  
19 standards for classification established in section  
20 7. Section 12 is headed by an overall classification  
21 of SB for estuarine and marine waters which are not  
22 otherwise classified. Section 12 classifies certain  
23 areas of the estuarine and marine waters of the State  
24 as Class SC waters. These SC areas presently receive  
25 major discharges or are likely to receive major dis-  
26 charges as a result of the State's economic develop-  
27 ment policy. Section 12 also classifies certain ar-  
28 eas of the estuarine and marine waters as Class SA.  
29 Waters classified as Class SA in section 12 comprise  
30 much of the estuarine and marine waters adjacent to  
31 lands owned by the State Government or Federal Gov-  
32 ernment.

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