

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 381

H.P. 295 House of Representatives, February 18, 1987
Reference to the Committee on State and Local Government
suggested and ordered printed.

EDWIN H. PERT, Clerk
Presented by Representative SALSBURY of Bar Harbor.

STATE OF MAINE

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

1 Resolve, Clarifying the Harbor Management
2 Jurisdictions of the Towns of Bar
3 Harbor and Gouldsboro.
4

5 Preamble. Whereas, by legislative enactment cre-
6 ating what are now the Towns of Bar Harbor and
7 Gouldsboro, certain islands in Frenchman Bay known as
8 Bar Island, Sheep Porcupine Island and Bald Porcupine
9 Island are all made part of the Town of Gouldsboro;
10 and

11 Whereas, these islands lie directly offshore of
12 the built-up portion of Bar Harbor, but are a consid-
13 erable distance from the mainland portion of the Town
14 of Gouldsboro; and

15 Whereas, considerable confusion has arisen in re-
16 cent years regarding which town has harbor management
17 jurisdiction with respect to these areas; and

1 Whereas, for purposes of assignment of moorings
2 and other harbor management responsibilities, the wa-
3 ters lying between these islands and the Town of Bar
4 Harbor can be most efficiently and reasonably managed
5 by Bar Harbor because of the proximity of the waters
6 to that town; now, therefore, be it

7 Harbor management jurisdictions. Resolved: That
8 for purposes of assignment and regulation of moorings
9 and other harbor management responsibilities pursuant
10 to the Maine Revised Statutes, Title 38, Chapter 1,
11 subchapters I and VII, and all other laws relating to
12 municipal harbor management, the Town of Bar Harbor
13 exclusively shall have the responsibilities for the
14 waters lying between the shore of Bar Harbor and the
15 high water mark of the shores of Bar Island, Sheep
16 Porcupine Island and Bald Porcupine Island, deline-
17 ated as follows: Beginning at the northwestern point
18 of Bar Island and running along the high water mark
19 of Bar Island southeasterly and easterly to the
20 southeasterly point of Bar Island; thence from the
21 southeasterly point of Bar Island easterly to the
22 southern tip of Sheep Porcupine Island; thence from
23 the southern tip of Sheep Porcupine Island southeast-
24 erly to the western tip of Bald Porcupine Island;
25 thence running along the high water mark of Bald Por-
26 cupine Island southeasterly to the southern tip of
27 Bald Porcupine Island; including all waters lying
28 westerly and southerly of said line to the shore of
29 Bar Harbor.

30 It being the intention of the Legislature that
31 the waters described in this resolve shall be subject
32 to the exclusive jurisdiction of the Town of Bar Har-
33 bor for purposes of administration and management of
34 harbors, but it is not the intent of the Legislature
35 to amend or alter the respective geographic or legal
36 jurisdictions of Bar Harbor, Gouldsboro or any other
37 municipality, except as expressly provided in this
38 resolve.

39 STATEMENT OF FACT

40 The purpose of this resolve is described in the
41 preamble.

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