

MAINE STATE LEGISLATURE

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(New Draft of S.P. 115, L.D. 288)
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1239

S.P. 399

In Senate, April 10, 1987

Reported by Senator Tuttle of York for the Committee on State and Local Government and printed under Joint Rule 2. Original Bill sponsored by Senator Randall of Washington. Cosponsored by: Representative Hussey of Milo, Representative Look of Jonesboro.

JOY J. O'BRIEN, Secretary of the Senate

STATE OF MAINE

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

AN ACT to Require State Compliance with
Municipal Ordinances.

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4 Be it enacted by the People of the State of Maine as
5 follows:

6 5 MRSA §1742-B, first ¶, as enacted by PL 1985,
7 c. 625, is repealed and the following enacted in its
8 place:

9 If a municipality files with the Bureau of Public
10 Improvements a notice of intent to review and issue
11 building permits on state construction projects and
12 public improvements, such projects and improvements
13 to state-owned or leased buildings shall comply with
14 municipal ordinances governing the construction and
15 alteration of buildings, provided that the municipal

1 building code standards are as stringent as, or more
2 stringent than, the code for state buildings. Prior
3 to requesting bids, the bureau shall obtain or it
4 shall require the project designer to obtain municipi-
5 pal approval of the project plans and specifications.
6 Contractors and subcontractors shall obtain all nec-
7 essary municipal building permits and the project
8 shall be subject to municipal inspections.

9 STATEMENT OF FACT

10 This new draft moves the burden from the Bureau
11 of Public Improvements to the municipalities for ini-
12 tiating the procedure to determine whether municipal
13 building permits for the construction of or improve-
14 ments to state-owned buildings in municipalities will
15 be required. Under this new draft, a municipality is
16 required to notify the Bureau of Public Improvements
17 if the municipality intends to require the State to
18 comply with municipal building codes. The State,
19 with respect to the construction of or improvements
20 to state-owned or leased buildings, will comply with
21 municipal building codes when the municipalities make
22 the request, provided that municipal building codes
23 are as stringent as or more stringent than the state
24 building code.

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