

MAINE STATE LEGISLATURE

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L.D. 2195

(Filing No. H-512)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
113TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1604, L.D. 2195,
Bill, "AN ACT to Amend the Law Allowing the Town of
York to Repair Certain Private Roads."

Amend the bill by inserting after the title and
before the enacting clause the following:

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

Whereas, it is desired to begin repair of Old
County Road during 1988; and

Whereas, for the Town of York to be authorized to
repair such private roads, a petition concerning the
road in question must be presented at the annual
budget meeting; and

Whereas, this meeting is generally held in April;
and

Whereas, the required authorization by the State
Legislature for this repair will not take effect until
after this town meeting unless passed on an emergency
basis; and

Whereas, in the judgment of the Legislature, these
facts create an emergency within the meaning of the

COMMITTEE AMENDMENT "A" to H.P. 1604, L.D. 2195

1 Constitution of Maine and require the following
2 legislation as immediately necessary for the
3 preservation of the public peace, health and safety;
4 now, therefore,'

5 Further amend the bill in the 4th line after the
6 enacting clause (page 2, line 1 in L.D.) by inserting
7 after the word "subdivisions" the following: 'and on
8 the road within the Town of York known as Old County
9 Road, which runs south from Mt. Agamenticus Road'

10 Further amend the bill by striking out all of the
11 last underlined sentence before the statement of fact.

12 Further amend the bill by inserting at the end
13 before the statement of fact the following:

14 'Emergency clause. In view of the emergency
15 cited in the preamble, this Act shall take effect when
16 approved.'

17 STATEMENT OF FACT

18 This amendment makes the bill an emergency measure
19 in order that authorization for repair of the Old
20 County Road in the Town of York may be given at the
21 annual meeting in April. Since the present status of
22 the road, as to whether it is a public or private road
23 and as to whether it is in a subdivision, is
24 undeterminable, this amendment includes the road
25 within the provision of the current legislation
26 without trying to classify it. This amendment does
27 not change the January 1, 1991 sunset of the current
28 legislation.

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Reported by the Committee on State and Local Government
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