



114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 546

H.P. 403

House of Representatives, March 6, 1989

Reference to the Committee on State and Local Government suggested and ordered printed.

Pers

EDWIN H. PERT, Clerk

Presented by Representative GARLAND of Bangor. (BY REQUEST) Cosponsored by Senator BALDACCI of Penobscot.

STATE OF MAINE

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

Resolve, Concerning a Right-of-way Across the Elizabeth Levinson Center in Bangor.

Resolve 1983, c. 23, amended. Resolved: That Resolve 1983, c. 23, §§1 and 2, be amended as follows:

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1. The easement shall be 25 <u>50</u> feet in width and shall extend from the Hogan Road to John Burke's property. The easement shall be located so as to provide the greatest degree of safety to the persons served by the Elizabeth Levinson Center.

2. The easement shall be for the limited purpose of providing access from the Hogan Road to the property owned by John Burke. The easement shall be conveyed upon the condition that the property owned by John Burke, his heirs or assigns, shall be used exelusively as a site for a single-family or <u>multifamily</u> residence. In the event that there is a change in the use of the property owned by John Burke, his heirs or assigns, the easement shall become null and void, and access along the easement described in this resolve shall be denied to John Burke, his heirs or assigns.

; and be it further

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Easement appraisal. Resolved: That the price of the additional 25 feet of the easement authorized by this resolve shall be determined by appraisal, all costs of which shall be borne by John Burke. The appraisal shall be conducted in the same manner as stated in Resolve 1983, chapter 23, section 5.

STATEMENT OF FACT

31 This bill provides for an increase in the width of the easement conveyed to John Burke in Resolve 1983, chapter 23 and 33 allows access to a multifamily residence.