

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
115TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "G" to COMMITTEE AMENDMENT "A" to H.P. 86,
L.D. 121, Bill, "An Act to Implement the Recommendations of the
Travel Information Advisory Council Concerning Informational
Signs"

Amend the amendment by striking out all of section 2 and
inserting in its place the following:

'Sec. 2. 23 MRSA §1913-A, sub-§2, ¶F is enacted to read:

F. Signs erected by a farmer who resides in this State and
who operates a produce stand, incidental to that farmer's
farming operations for the sale of vegetables or fruit grown
by that farmer to advertise those fruits and vegetables,
subject to the following.

(1) A farmer may not erect more than 4 signs. Any
official business directional signs advertising that
farmer's produce or produce stand must be included in
calculating the 4-sign maximum.

(2) A sign may not exceed 8 square feet.

(3) A sign may not be placed within 200 feet of any
public monument or cemetery.

(4) A sign may be placed on the land of another person
with the landowner's written permission or in the
rights-of-way of highways that receive no federal aid,
as long as written permission is granted by the
landowner whose land abuts the right-of-way at the
point at which the sign is placed.

(5) In order to identify ownership of a sign, a sign
must have the farmer's name and address printed on the
sign.

2 (6) A sign may be displayed only while the farmer's
3 produce is available for sale and only between June
4 15th and November 1st of each year.

6 (7) A sign erected by a farmer in violation of this
7 paragraph or any applicable municipal ordinance may be
8 removed without liability by the landowner on whose
9 land the sign is located or whose land abuts the
10 right-of-way at the point at which the sign is placed
11 or by any public official or employee.

12 This paragraph does not preempt the authority of a
13 municipality to adopt and enforce ordinances that are more
14 restrictive than this paragraph, or that concern matters not
15 dealt with by this paragraph.'

18 STATEMENT OF FACT

20 This amendment permits farmers to erect signs advertising
21 the sale of fruit and vegetables, subject to a number of
22 conditions. It limits the number of signs to 4 and the maximum
23 size to 8 square feet. It prohibits placement of signs within
24 200 feet of any public monument or cemetery. Signs may be
25 erected on private land with permission and within the
26 rights-of-way of highways not receiving federal aid as long as
27 written permission is granted by the landowner whose land abuts
28 the right-of-way at which point the sign is placed. The
29 amendment also provides that this statutory provision does not
30 preempt the authority of municipalities to adopt and enforce
ordinances that are more restrictive than this provision.

Filed by Rep. Hastings of Fryeburg
Reproduced and distributed under the direction of the Clerk of the
House
(5/22/91) (Filing No. H-413)