MAINE STATE LEGISLATURE

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115th WAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 153

H.P. 110

House of Representatives, January 22, 1991

Reference to the Committee on Energy and Natural Resources suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative HOLT of Bath.

Cosponsored by Senator CLARK of Cumberland, Representative COLES of Harpswell and Representative RYDELL of Brunswick.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND NINETY-ONE

An Act to Establish Wastewater Management Districts.



2	C 1 20 A BERGA COMO
	Sec. 1. 30-A MRSA §3429 is enacted to read:
4	
<i>c</i>	§3429. Maintenance of domestic wastewater disposal units
6	1. Wastewater management districts; formation. Pursuant to
8	chapter 115, part or all of one or more municipalities may form
7 7	wastewater management districts for the purpose of regulating and
10	maintaining domestic wastewater disposal units. The question of
	the formation of the proposed district must be submitted to the
12	voters residing within it for approval by majority vote.
14	2. Wastewater management district defined. As used in this
	section, wastewater management district means a quasi-municipal
16	corporation, as defined in section 2604, subsection 3,
	established to eliminate and prevent, through the implementation
18	of inspection and maintenance programs, the contamination of
3.0	state ground and surface waters caused by malfunctioning domestic
20	wastewater disposal units.
22	3. Establishment of maintenance program. A wastewater
22	management district may establish an inspection and maintenance
2.4	program to:
	Program Co.
26	A. Designate district employees who, under section 4452,
	subsection 1, may enter private property when necessary to
28	inspect septic systems;
30	B. Order the maintenance of domestic wastewater disposal
	units in according to an appropriate schedule;
32	
	C. Raise funds for the administration of operations,
34	contractual obligations and services of a wastewater
	management district by:
36	(1)
2.0	 Assessing each unit owner an annual fee;
38	(2) Paracrica has inquire house or makes of the member
40	(2) Borrowing by issuing bonds or notes of the member municipality or municipalities; or
40	municipality of municipalities, or
42	(3) Setting rates for pumping services provided by the
-	district;
44	
	D. Hire the personnel necessary to carry out the functions
46	of the district;
48	E. Provide public education prior to the implementation of
	maintenance requirements to make property owners aware of
50	the proper maintenance and care of domestic wastewater
	disposal units and the need for periodic pumping. After a
52	wastewater management district is greated an education

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

2	program may remain in place to educate new residents and update members of the district on new information or
	procedures;
4	F. Receive grants and establish a revolving fund to make
6	available grants and low-interest loans to individual
8	<pre>property owners for the improvement, correction or replacement of failed septic systems;</pre>
10	G. Authorize contracts with independent septage haulers:
12	H. Contract with other municipalities for septage disposal through sewage treatment plants; or
14	
16	I. Levy fines for noncompliance. A fine may not exceed \$500 for each violation. Each day of a continuing violation constitutes a separate violation. Fines must be deposited
18	into a dedicated fund for the purpose of operating a wastewater management district.
20	Habasinas albarias
22	4. Appeal. Any person may appeal a decision of a wastewater management district to Superior Court.
24	5. Retention of state authority. Nothing in this section affects the authority of the Department of Environmental
26	Protection or the Department of Human Services.
28	Sec. 2. 30-A MRSA §4452, sub-§5, ¶M-1 is enacted to read:
30	M-1. Wastewater management district rules pursuant to section 3429;
32	
34	
36	STATEMENT OF FACT
	This bill enables municipalities or parts of municipalities
38	to establish wastewater management districts. The districts may provide regulation of wastewater disposal units through
40	maintenance and inspection programs. Districts may also establish education programs to inform property owners of proper
42	maintenance for wastewater disposal units.