

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 541

H.P. 422

House of Representatives, February 17, 1993

An Act to Extend the Deadline for Construction of Salt and Sand Storage Buildings.

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative ANDERSON of Woodland.

Cosponsored by Representatives: AHEARNE of Madawaska, CARROLL of Gray, CLARK of Millinocket, CLUKEY of Houlton, FARREN of Cherryfield, HEINO of Boothbay, HICHBORN of Howland, LORD of Waterboro, PLOURDE of Biddeford, POULIOT of Lewiston, STEVENS of Sabattus, TOWNSEND of Eastport, TUFTS of Stockton Springs, Senators: DUTREMBLE of York, PEARSON of Penobscot.

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

2
3 **Sec. 1. 38 MRSA §451-A, sub-§1-A,** as amended by PL 1991, c.
4 824, Pt. A, §86, is further amended to read:

6 **1-A. Time schedule for salt and sand-salt storage program.**
7 An owner or operator of a salt or sand-salt storage area is not
8 in violation of any ground water classification or
9 reclassification adopted on or after January 1, 1980, at any time
10 prior to October 1, ~~1999~~ 2003, with respect to discharges to the
11 ground water from those facilities, if by that time the owner or
12 operator has completed all steps then required to be completed by
13 the schedules set forth in this subchapter. The commissioner
14 shall administer this schedule according to the project priority
15 list adopted by the board pursuant to section 411 and the
16 provisions of this subsection.

18 A. Preliminary plans and engineers' estimates must be
19 completed and submitted to the Department of Transportation
20 by the following dates:

22 (1) For Priority 1 and 2 projects - January ~~1993~~ 1996;

24 (2) For Priority 3 project - January ~~1994~~ 1997;

26 (3) For Priority 4 project - January ~~1995~~ 1998; and

28 (4) For Priority 5 project - January ~~1996~~ 1999.

30 B. Arrangements for administration and financing must be
31 completed within 12 months of the dates established in
32 paragraph A for each priority category.

34 C. Detailed engineering and final plan formulation must be
35 completed within 24 months of the dates established in
36 paragraph A for each priority category.

38 D. Review of final plans with the Department of
39 Transportation must be completed and construction commenced
40 within 36 months of the dates established in paragraph A for
41 each priority category. The Department of Transportation
42 shall consult with the commissioner in reviewing final plans.

44 E. Construction must be completed and the facility in
45 operation ~~on or before January 1, 1999~~ within 48 months of
46 the dates established in paragraph A for each priority
47 category.

48
49 In no case may violations of the lowest ground water
50 classification be allowed. In addition, no violations of any

2 ground water classifications adopted after January 1, 1980, may
be allowed for more than 3 years from the date of an offer of a
4 state grant for the construction of those facilities or after
January 1, 1999 2003, whichever is earlier.

6 The department may not issue time schedule variances under
subsection 1 to owners or operators of salt or sand-salt storage
8 areas.

10 An owner or operator of a salt or sand-salt storage area who is
in compliance with this section is exempt from the requirements
12 of licensing under section 413, subsection 2-D.

14 An owner or operator is not in violation of a schedule
established pursuant to this subsection if the owner or operator
16 is eligible for a state grant to implement the schedule and the
state grant is not available.

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STATEMENT OF FACT

24 This bill extends the deadlines established in the salt and
sand-salt storage program for the planning, financing and
26 construction of salt and sand-salt storage facilities.