

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

## SECOND REGULAR SESSION-1994

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Legislative Document

No. 1653

S.P. 594

In Senate, January 11, 1994

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**An Act to Enable the Use of Former Exit 5 on the Maine Turnpike for Access to an Adjacent Liquor Store and Hotel and Conference Center Facility.**

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26. Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by President DUTREMBLE of York.  
Cosponsored by Senator SUMMERS of Cumberland, Representative NADEAU of Saco and Representatives: KERR of Old Orchard Beach, PENDLETON of Scarborough.

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

2  
3       **Sec. 1. 23 MRSA §1201, sub-§§37 and 38,** as enacted by PL 1985,  
4 c. 506, Pt. A, §47, are amended to read:

6       **37. Norway, South Paris and the Oxford Hills Region.** Such  
7 sign shall be constructed and maintained on the Maine Turnpike no  
8 more than 7 miles southerly from exit 11 and shall be worded as  
9 follows:

10  
11                   EXIT FOR NORWAY, SOUTH PARIS  
12                   AND THE OXFORD HILLS REGION; and

14       **38. Bates College.** The signs shall be provided by Bates  
15 College. The Maine Turnpike shall erect one sign on the side of  
16 the northbound lanes between exits 12 and 13 and one sign on the  
17 side of the southbound lanes north of exit 13. The Maine  
18 Turnpike Authority shall be responsible for the maintenance of  
19 the signs; and

20  
21       **Sec. 2. 23 MRSA §1201, sub-§39** is enacted to read:

22  
23       **39. Saco hotel and convention center and discount liquor**  
24 **store at former exit 5.** Signs must be installed and maintained  
25 **at appropriate distances from former exit 5 of the Maine**  
26 **Turnpike, 2 on each of the northbound and southbound lanes and in**  
27 **addition a pair of signs at former exit 5. The Maine Turnpike**  
28 **Authority, at the expense of the City of Saco, its successors and**  
29 **assigns, shall provide and maintain the signs. Each sign may**  
30 **incorporate commercial, single-colored or multicolored logos or**  
31 **designs used by the State Liquor and Lottery Commission and by**  
32 **the hotel or convention center operator as a means of identifying**  
33 **goods and services and include a brief description of the**  
34 **services available to the traveling public and must include the**  
35 **words "STATE OF MAINE DISCOUNT LIQUOR STORE."**

36  
37       **Sec. 3. 23 MRSA §1967, sub-§1,** as amended by PL 1993, c. 410,  
38 Pt. MM, §6, is further amended to read:

40       **1. Property of the authority.** All property of the  
41 authority and all property held in the name of the State pursuant  
42 to the provisions of this chapter is exempt from levy and sale by  
43 virtue of any execution, and an execution or other judicial  
44 process is not a valid lien upon its property held pursuant to  
45 the provisions of this chapter. The authority may not lease,  
46 sell or otherwise convey, or allow to be used, any of its real or  
47 personal property or easements in that property, franchises,  
48 buildings or structures, with access to any part of the turnpike  
49 or its approaches, for commercial purposes, with the exception of  
50 such intermodal transportation facilities, kiosks at rest areas,

2 gasoline filling stations, service and repair stations,  
3 ~~state-operated-liquor-stores,~~ state and tri-state lottery ticket  
4 agencies, automatic teller machines and restaurants as it  
5 determines necessary to service the needs of the traveling public  
6 while using the turnpike, except that the authority may permit  
7 the erection or installation of electric power, telegraph,  
8 telephone, water, sewer or pipeline facilities; and provided also  
9 that the leasehold interests in such intermodal transportation  
10 facilities, kiosks, gasoline filling stations, service and repair  
11 stations, ~~state-operated--liquor--stores,~~ state and tri-state  
12 lottery ticket agencies, automatic teller machines and  
13 restaurants are subject to taxation as provided in section 1971.

14 **Sec. 4. 23 MRSA §1967, sub-§5** is enacted to read:

16 5. Access. Notwithstanding subsection 1, the authority may  
17 permit the use of the interchange and adjoining land located on  
18 or about former exit 5 on the turnpike by the City of Saco, its  
19 successors or assigns, for access, utilities lines and  
20 appurtenances, parking and related accessory rights for the  
21 benefit of a liquor store, regional information center and a  
22 full-service hotel, restaurant, banquet and conference center  
23 facility, to be located on property adjacent to the access way  
24 that formerly connected that interchange with North Street in the  
25 City of Saco, upon such terms and conditions as are mutually  
26 agreed upon by the authority and the City of Saco, its successors  
27 or assigns. Access to and from the turnpike by means of the  
28 interchange at former exit 5 is restricted to the liquor store,  
29 regional information center and a full-service hotel, restaurant,  
30 banquet and conference center and the interchange may not be a  
31 means for gaining access to public roads other than the turnpike.  
32

#### 34 STATEMENT OF FACT

36 This bill allows the Maine Turnpike Authority to permit the  
37 use of former exit 5 on the Maine Turnpike in Saco for access  
38 from the turnpike to a liquor store, conference center,  
39 restaurant and hotel complex to be developed on land now owned by  
40 the City of Saco and to be developed for the described purposes  
41 by a private developer to be selected by the city. It is  
42 intended that the provision of specific authorization in this bill  
43 not be interpreted in derogation of any express or inherent  
44 powers the authority already may have to accomplish these  
45 purposes.  
46

48  
49 This document has not yet been reviewed to determine the  
50 need for cross-reference, stylistic and other technical  
51 amendments to conform existing law to current drafting standards.  
52