

# MAINE STATE LEGISLATURE

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# 119th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1999

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Legislative Document

No. 924

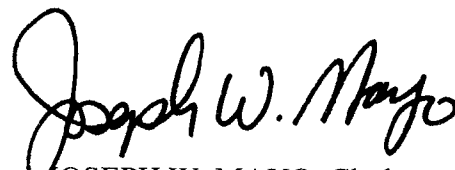
H.P. 668

House of Representatives, February 2, 1999

**An Act to Require That a Harbor Master be Appointed by the Municipal Officers.**

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

  
JOSEPH W. MAYO, Clerk

Presented by Representative SKOGLUND of St. George.  
Cosponsored by Representatives: BOLDUC of Auburn, PINKHAM of Lamoine.

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

4 **Sec. 1. 38 MRSA §7, as amended by PL 1997, c. 89, §1, is**  
further amended to read:

6 **§7. Relation to other laws**

8 ~~Nothing Subject to the requirement that the municipal~~  
9 ~~officers appoint a harbor master, nothing~~ in this subchapter may  
10 be construed to be a limitation on the authority of  
11 municipalities to enact ordinances to regulate the assignment or  
12 placement of moorings and other activities in their harbors.  
13 These ordinances may include, but are not limited to: A process  
14 for assigning mooring privileges and determining the location of  
15 moorings; a waiting list for the assignment of mooring  
16 privileges; a fee schedule; construction standards for moorings;  
17 time limits on the mooring of vessels; a process for appeals from  
18 decisions of the harbor master; provisions that recognize that  
19 mooring privileges in lawful existence on the effective date of  
20 an ordinance may be preserved or continued after adoption of that  
21 ordinance, the location and use to be determined by the harbor  
22 master or other appropriate local authority; and provisions that  
23 establish a harbor commission or committee to administer the  
24 ordinance or ordinances and oversee the duties of the harbor  
25 master. Regulations adopted by the municipal officers under  
26 section 2 remain in effect unless the municipality's legislative  
27 body enacts an ordinance pertaining to the same matter pursuant  
28 to the Constitution of Maine, Article VIII, Part 2, and Title  
29 30-A, section 3001.

30  
31 **SUMMARY**

32  
33 **This bill clarifies that harbor masters must be appointed by**  
34 **the municipal officers.**