

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 1459

H.P. 1090

House of Representatives, March 8, 2001

An Act to Regulate Clear-cutting.

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

Presented by Representative HAWES of Standish.

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

2
4 **Sec. 1. 12 MRSA §8869, sub-§2-B** is enacted to read:

6 2-B. Clear-cuts over 5 acres. Notwithstanding any other
8 provision of this section, a clear-cut of over 5 acres must have
10 a permit from the commissioner prior to the clear-cutting. An
12 application for a permit under this subsection must include
14 documentation that:

16 A. The clear-cut will not cause damage to the environment;

18 B. There is no reasonable alternative to the clear-cut; and

20 C. The clear-cut is silviculturally justified.

22 The commissioner shall adopt routine technical rules as defined
24 in Title 5, chapter 375, subchapter II-A to carry out the
26 purposes of this subsection.

SUMMARY

28 This bill requires a permit for a clear-cut over 5 acres,
30 with the applicant showing that the clear-cut will not cause
32 environmental damage, that there is no reasonable alternative and
34 that the clear-cut can be silviculturally justified.