

# MAINE STATE LEGISLATURE

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# 120th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2002

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Legislative Document

No. 2082

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H.P. 1576

House of Representatives, January 18, 2002

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**An Act to Amend the Subdivision Review Criteria for Traffic.**

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Reported by Representative KOFFMAN for the Joint Study Committee to Study Growth Management pursuant to Joint Order 2001, H.P. 1330.

Reference to the Joint Standing Committee on Natural Resources suggested and printing ordered under Joint Rule 218.

*Millicent M. MacFarland*

MILLICENT M. MacFARLAND, Clerk

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

4 **Sec. 1. 30-A MRSA §4301, sub-§§10-A and 14-B** are enacted to read:

6 **10-A. Mobility arterial.** "Mobility arterial" means an arterial highway, as defined in Title 23, section 704, subsection 1, paragraph A, that has a posted speed limit of 40 miles per hour or more; is located between urban compact areas, as defined in Title 23, section 754, subsection 2, or service center communities; and carries an average annual daily traffic of at least 5,000 vehicles per day for at least 50% of its length.

14 **14-B. Retrograde arterial.** "Retrograde arterial" means a mobility arterial where the access-related crash-per-mile rate exceeds the 1999 statewide average for arterial highways with the same posted speed limit.

18 **Sec. 2. 30-A MRSA §4404, sub-§5,** as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, is amended to read:

22 **5. Traffic.** The proposed subdivision will not cause unreasonable highway or public road congestion or unsafe conditions with respect to the use of the highways or public roads existing or proposed and, if the proposal includes access to a mobility arterial or retrograde arterial, the proposed subdivision will not cause a reduction in the posted speed of that mobility arterial or retrograde arterial;

30 **SUMMARY**

32 This bill is the recommendation of the Joint Standing Committee to Study Growth Management. It amends the subdivision review criteria for traffic by requiring a determination that the proposed subdivision will not reduce the posted speed of a mobility arterial or retrograde arterial.