

# MAINE STATE LEGISLATURE

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# 122nd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2005

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Legislative Document

No. 1038

S.P. 355

In Senate, March 1, 2005

### An Act To Improve Landowners' Access to Their Land

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Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator MAYO of Sagadahoc. (BY REQUEST)

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

4 **Sec. 1. 23 MRSA §704, sub-§10** is enacted to read:

6 10. Requirements waived. The department shall waive the  
8 requirements of rules adopted pursuant to this section and shall  
10 issue a permit for a driveway when the property abuts no other  
12 road affording vehicular access to a person's property and the  
14 property is outside the compact area of an urban compact  
16 municipality. The department may not deny a person the right to  
18 build on or to have vehicular access to property owned by that  
person.

### SUMMARY

This bill requires the Department of Transportation to waive certain requirements in rule and issue a permit for a driveway when no other location exists for vehicular access to a property.