

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

SECOND REGULAR SESSION-2006

Legislative Document

No. 1998

H.P. 1400

House of Representatives, February 7, 2006

An Act To Grandfather Owners of Property with Respect To Highway Cuts

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Transportation suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative JACKSON of Allagash.
Cosponsored by Senator MARTIN of Aroostook and
Representatives: HOGAN of Old Orchard Beach, MARLEY of Portland, MAZUREK of
Rockland, PARADIS of Frenchville, PATRICK of Rumford, SMITH of Van Buren.

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

2 **Sec. 1. 23 MRSA §704, sub-§3**, as amended by PL 2003, c. 571, §1, is further
3 amended to read:

4 **3. Arterial highways.** For arterial highways that lie outside the compact area of an
5 urban compact municipality, the Department of Transportation shall limit the number,
6 spacing, design, location and construction of driveways, entrances or approaches to
7 promote the maintenance of existing posted speeds and ensure safe travel. This
8 subsection does not apply to land that was owned by a person prior to July 30, 2004.

9 **SUMMARY**

10 This bill exempts land that was owned by a person prior to July 30, 2004 from the
11 law that requires the Department of Transportation to limit the number, spacing, design,
12 location and construction of driveways, entrances or approaches.