

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

SECOND REGULAR SESSION-2006

Legislative Document

No. 2077

S.P. 811

In Senate, March 16, 2006

An Act To Make Adjustments to the Allagash Wilderness Waterway

(AFTER DEADLINE)

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

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

A handwritten signature in cursive script, reading 'Joy J. O'Brien'.

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator MARTIN of Aroostook.

Cosponsored by Representative JACKSON of Allagash and

Senators: BARTLETT of Cumberland, BRYANT of Oxford, CLUKEY of Aroostook, DAMON of Hancock, DAVIS of Piscataquis, DOW of Lincoln, GAGNON of Kennebec, HASTINGS of Oxford, NUTTING of Androscoggin, PLOWMAN of Penobscot, RAYE of Washington, SCHNEIDER of Penobscot, SULLIVAN of York, Representatives: ASH of Belfast, BEAUDETTE of Biddeford, BLANCHARD of Old Town, BOWLES of Sanford, CARR of Lincoln, CEBRA of Naples, CHURCHILL of Washburn, CLARK of Millinocket, COLLINS of Wells, CRESSEY of Cornish, DAIGLE of Arundel, DRISCOLL of Westbrook, DUGAY of Cherryfield, EDGECOMB of Caribou, FAIRCLOTH of Bangor, FARRINGTON of Gorham, FISCHER of Presque Isle, GERZOFKY of Brunswick, GROSE of Woolwich, HOGAN of Old Orchard Beach, HUTTON of Bowdoinham, JOY of Crystal, LANSLEY of Sabattus, LUNDEEN of Mars Hill, MARRACHÉ of Waterville, MAZUREK of Rockland, McKENNEY of Cumberland, McLEOD of Lee, MILLETT of Waterford, MILLS of Farmington, MOODY of Manchester, PARADIS of Frenchville, PATRICK of Rumford, PILON of Saco, RICHARDSON of Carmel, ROBINSON of Raymond, SAVIELLO of Wilton, SHERMAN of Hodgdon, SMITH of Van Buren, TARDY of Newport, THOMAS of Ripley, TRAHAN of Waldoboro, TUTTLE of Sanford, TWOMEY of Biddeford, WHEELER of Kittery.

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

2 **Sec. 1. 12 MRSA §1882, first ¶**, as enacted by PL 1997, c. 678, §13, is amended
3 to read:

4 The bureau may determine the location of access points, control stations and
5 watercourse crossings, including, but not limited to, Henderson Brook Bridge, within the
6 waterway.

7 **Sec. 2. 12 MRSA §1883-A** is enacted to read:

8 **§1883-A. Revisions to plan**

9 The bureau may not implement any revisions to the Allagash Wilderness Waterway
10 Management Plan without the recommendation of the joint standing committee of the
11 Legislature having jurisdiction over agriculture, forestry and conservation matters and the
12 approval of the Legislature in accordance with the procedure for major substantive
13 rulemaking established in Title 5, chapter 375, subchapter 2-A. For purposes of this
14 section, “Allagash Wilderness Waterway Management Plan” means the plan prepared by
15 the bureau and implemented in January 1999 for the management of the Allagash
16 Wilderness Waterway.

17 **Sec. 3. Maintenance of management plan.** The Department of Conservation,
18 Bureau of Parks and Lands, referred to in this section as “the bureau,” shall ensure that
19 the Allagash Wilderness Waterway Management Plan prepared by the bureau and
20 implemented in January 1999, referred to in this section as “the management plan,”
21 reflects the following requirements. If changes to the management plan have been made
22 that are contrary to the requirements set forth in this section, the bureau shall amend the
23 plan to reflect the following requirements.

24 **1. Ramsay Ledges and Cunliffe campsites and access.** The Ramsay Ledges and
25 Cunliffe campsites and access to those campsites must be continued as provided in the
26 management plan.

27 **2. Umsaskis Lake and Bissonette access.** Access to Umsaskis Lake and Bissonette
28 by motor vehicle must be continued as provided in the management plan.

29 **3. Snowmobile access.** Access by snowmobiles to the watercourse is restricted to
30 the 19 sites allowed under the management plan. Snowmobiles are prohibited on
31 Allagash Lake and Allagash Stream. For purposes of this subsection, “watercourse” has
32 the same meaning as in the Maine Revised Statutes, Title 12, section 1872, subsection 12.

33 **Sec. 4. Findings of fact.** The Legislature finds that the Henderson Brook Bridge
34 in the Allagash Wilderness Waterway, which is designated as a wild river pursuant to the
35 federal Wild and Scenic Rivers Act, 16 United States Code, Section 1273(a)(ii), is an
36 approved watercourse crossing providing a vital economic link to the Town of Allagash
37 and the surrounding areas by providing access:

38 **1. Timber harvesting.** For approved timber harvesting operations of approximately
39 150,000 tons of timber annually, with an economic value to the region of over \$6,500,000
40 per year;

