

MAINE STATE LEGISLATURE

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L.D. 1508

Date: 6-4-07

(Filing No. H-422)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 531,
L.D. 1508, Bill, "An Act To Protect the Scenic Value of the Kennebec River"

Amend the amendment by inserting after the title the following:

'Amend the bill by inserting before the enacting clause the following:

'Emergency preamble. Whereas, acts and resolves of the Legislature do not
become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation needs to take effect immediately so that the banks of the
Kennebec River will be preserved; and

Whereas, in the judgment of the Legislature, these facts create an emergency within
the meaning of the Constitution of Maine and require the following legislation as
immediately necessary for the preservation of the public peace, health and safety; now,
therefore,'

Amend the amendment by inserting after section 1 the following:

'Sec. 2. 38 MRSA §490-D, sub-§5-A, ¶A, as enacted by PL 1995, c. 287, §11, is
amended to read:

A. A natural buffer strip at least 100 feet wide must be maintained between the
working edge of the excavation and the normal high water line of a great pond
classified as GPA or a river flowing to a great pond classified as GPA or a segment
of the Kennebec River identified in Title 12, section 403, subsection 7.

Sec. 3. 38 MRSA §490-Z, sub-§5, ¶A, as enacted by PL 1995, c. 700, §35, is
amended to read:

A. A natural buffer strip at least 100 feet wide must be maintained between the
working edge of the excavation and the normal high water line of a great pond
classified as GPA or a river flowing to a great pond classified as GPA or a segment
of the Kennebec River identified in Title 12, section 403, subsection 7.'

Amend the amendment by inserting after section 2 the following:

HOUSE AMENDMENT

R. of S.

HOUSE AMENDMENT "*A*" to COMMITTEE AMENDMENT "A" to S.P. 531, L.D. 1508

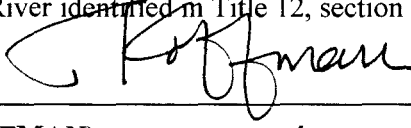
1 **Emergency clause.** In view of the emergency cited in the preamble, this
2 legislation takes effect when approved.

3 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
4 section number to read consecutively.

5 **SUMMARY**

6 This amendment adds an emergency preamble and emergency clause. This
7 amendment requires that a 100-foot-wide natural buffer be maintained between the
8 working edge of an excavation for borrow, clay, topsoil or silt and the normal high water
9 line of a segment of the Kennebec River identified in the Maine Revised Statutes, Title
10 12, section 403, subsection 7.

11 This amendment also requires that a 100-foot-wide natural buffer be maintained
12 between the working edge of a quarry excavation and the normal high water line of a
13 segment of the Kennebec River identified in Title 12, section 403, subsection 7.

14 **SPONSORED BY:** 

15 **(Representative KOFFMAN)**

16 **TOWN: Bar Harbor**