

# MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
123RD LEGISLATURE
FIRST SPECIAL SESSION

SENATE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1488, L.D. 2102, Bill, "An Act To Allow Road Associations To Determine Assessments According to Majority Vote Cast at a Duly Held Meeting"

Amend the amendment in section 1 in §3101 by striking out all of subsection 2 and inserting the following:

'2. Call of meeting. When 4 or more parcels of land are benefited by a private road, private way or bridge as an easement or by fee ownership of the private road, private way or bridge, the owners of any 3 or more of the parcels, as long as at least 3 of the parcels are owned by different persons, may make written application to a notary public to call a meeting. The notary may issue a warrant or similar written notice setting forth the time, place and purpose of the meeting. Copies of the warrant or similar written notice must be mailed by means of the United States Postal Service to the owners of all the parcels benefited by the private road, private way or bridge at the addresses set forth in the municipal tax records at least 30 days before the date of the meeting. If mailing copies of the warrant or similar written notice to all such owners is not possible, the notary shall post a notice in a public place. The notice must inform the owners of the planned meeting's agenda and specify all items to be voted on. Subsequent meetings may be called in the same manner or by a commissioner or board appointed at a previous meeting pursuant to subsection 5.'

SUMMARY

This amendment incorporates the changes made by Senate Amendment "A" except that it removes language requiring the mailing of proxy forms or posting of information regarding proxy forms. It removes the language that stipulates that a person acting as a

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1 proxy may not be an owner of a parcel benefited by the private road, private way or  
2 bridge that is the subject of the meeting. It, like Senate Amendment "A", does not  
3 include a provision for absentee balloting.

4 SPONSORED BY: 

5 (Senator DAMON)

6 COUNTY: Hancock