

# MAINE STATE LEGISLATURE

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# 124th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2009

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Legislative Document

No. 482

H.P. 344

House of Representatives, February 10, 2009

### **An Act To Limit the Use of Seaplanes on West Harbor Pond**

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Reference to the Committee on Inland Fisheries and Wildlife suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative MacDONALD of Boothbay.

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

2 Sec. 1. 12 MRSA §13001, sub-§24-A is enacted to read:

3 24-A. Seaplane. "Seaplane" means a fixed-wing aircraft capable of taking off from  
4 and landing on water.

5 Sec. 2. 12 MRSA §13074 is enacted to read:

6 §13074. Operating seaplanes on West Harbor Pond

7 1. Pond. A person may not operate a seaplane on West Harbor Pond in Boothbay  
8 Harbor.

9 2. Exempt. A person who owns land on West Harbor Pond may operate a seaplane  
10 on that pond for occasional personal or recreational use.

11 3. Penalty. The penalties in this subsection apply to violations of this section.

12 A. A person who violates this section commits a civil violation for which a fine of  
13 not less than \$100 nor more than \$500 may be adjudged.

14 B. A person who violates this section after having been adjudicated as having  
15 committed 3 or more civil violations under this Part within the previous 5-year period  
16 commits a Class E crime.

17 **Sec. 3. Maine Revised Statutes headnote amended; revision clause.** In the  
18 Maine Revised Statutes, Title 12, chapter 935, in the chapter headnote, the words  
19 "watercraft and airmobiles" are amended to read "watercraft, airmobiles and seaplanes"  
20 and the Revisor of Statutes shall implement this revision when updating, publishing or  
21 republishing the statutes.

22 **SUMMARY**

23 This bill prohibits and provides penalties for the use of seaplanes on West Harbor  
24 Pond in Boothbay Harbor. An exemption is provided for a person who owns property on  
25 the pond.