

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 240

H.P. 193

House of Representatives, February 1, 2011

An Act To Allow the Removal of Gravel Bars in the Sandy River

Reference to the Committee on Environment and Natural Resources suggested and ordered printed.

A handwritten signature in cursive script, reading "Heather J.R. Priest".

HEATHER J.R. PRIEST
Clerk

Presented by Representative BLACK of Wilton.
Cosponsored by Senator SAVIELLO of Franklin and
Representatives: CRAFTS of Lisbon, CURTIS of Madison, DAVIS of Sangerville, DUNPHY
of Embden, HARVELL of Farmington, LONG of Sherman, TIMBERLAKE of Turner,
WOOD of Sabattus.

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

2 **Sec. 1. 38 MRSA §480-P, sub-§20**, as enacted by PL 1987, c. 809, §2, is
3 repealed.

4 **Sec. 2. 38 MRSA §480-Q, sub-§28**, as enacted by PL 2009, c. 75, §4, is
5 amended to read:

6 **28. Release of water from dam after petition by owner for release from dam**
7 **ownership or water level maintenance.** Activity associated with the release of water
8 from a dam pursuant to an order issued by the department pursuant to section 905; ~~and~~

9 **Sec. 3. 38 MRSA §480-Q, sub-§29**, as enacted by PL 2009, c. 75, §5, is
10 amended to read:

11 **29. Dam safety order.** Activity associated with the breach or removal of a dam
12 pursuant to an order issued by the Commissioner of Defense, Veterans and Emergency
13 Management under Title 37-B, chapter 24-; and

14 **Sec. 4. 38 MRSA §480-Q, sub-§30** is enacted to read:

15 **30. Removal or displacement of sediment within the Sandy River.** Removal or
16 displacement of a point gravel bar within the Sandy River in the Town of Farmington.
17 For the purposes of this subsection, "point gravel bar" means an accumulation of gravel,
18 sand and silt deposited on the inside edge of a stream bend.

19 **SUMMARY**

20 This bill allows the removal or displacement of point gravel bars from the Sandy
21 River in the Town of Farmington without a Natural Resources Protection Act permit from
22 the Department of Environmental Protection.