

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)



125th MAINE LEGISLATURE

SECOND REGULAR SESSION-2012

Legislative Document

No. 1876

H.P. 1388

House of Representatives, March 14, 2012

**Resolve, Establishing Surface Use Restrictions on Great Meadow
Stream and the Northern Portion of North Bay on Great Pond**

(AFTER DEADLINE)

(EMERGENCY)

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

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

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

HEATHER J.R. PRIEST
Clerk

Presented by Representative KESCHL of Belgrade.
Cosponsored by Senator SAVIELLO of Franklin and
Representative: DUCHESNE of Hudson.

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

3 **Whereas,** this legislation establishes surface use restrictions on certain bodies of
4 water in order to enable effective suppression of the invasive aquatic plant variable-leaf
5 water milfoil and to prevent the spread of this plant; and

6 **Whereas,** this legislation needs to take effect before the expiration of the 90-day
7 period in order for these surface use restrictions to be in place for the upcoming boating
8 season; and

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

13 **Sec. 1. Definitions. Resolved:** That, as used in this resolve, unless the context
14 otherwise indicates, the following terms have the following meanings.

15 1. "Fish" has the same meaning as in the Maine Revised Statutes, Title 12, section
16 10001, subsection 23.

17 2. "Great Meadow Stream and the northern portion of North Bay on Great Pond" or
18 "restricted area" means Great Meadow Stream south of where State Route 225 crosses
19 Great Meadow Stream in the towns of Rome and Smithfield southward into the northern
20 portion of North Bay on Great Pond in the towns of Rome and Belgrade to a line on the
21 water marked by buoys maintained by the Department of Environmental Protection, with
22 assistance from the Department of Conservation, that designate the restricted area.

23 3. "Invasive aquatic plant" has the same meaning as in Title 38, section 410-N,
24 subsection 1, paragraph B.

25 4. "Watercraft" has the same meaning as in Title 12, section 13001, subsection 28;
26 and be it further

27 **Sec. 2. Surface use restrictions. Resolved:** That temporary surface use
28 restrictions are established on Great Meadow Stream and the northern portion of North
29 Bay on Great Pond in the towns of Belgrade, Rome and Smithfield. A person may not
30 operate a watercraft in the restricted area except in the case of an emergency in which
31 property or human safety is endangered or if the operation of a watercraft is authorized by
32 the Department of Environmental Protection to survey for and remove invasive aquatic
33 plants or to deploy and maintain fragment nets and buoys. A person may not fish in the
34 restricted area; and be it further

35 **Sec. 3. Repeal. Resolved:** That this resolve is repealed January 1, 2013.

36 **Emergency clause.** In view of the emergency cited in the preamble, this
37 legislation takes effect April 1, 2012.

1
2
3
4
5
6
7
8
9

SUMMARY

This resolve imposes temporary surface use restrictions on Great Meadow Stream and the northern portion of North Bay on Great Pond in the towns of Belgrade, Rome and Smithfield. A person may not operate a watercraft in the restricted area except in the case of an emergency in which property or human safety is endangered or if the operation of a watercraft is authorized by the Department of Environmental Protection to survey for and remove invasive aquatic plants or to deploy and maintain fragment nets and buoys. A person may not fish in the restricted area. The restrictions begin April 1, 2012 and end January 1, 2013.