

# MAINE STATE LEGISLATURE

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# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 262

S.P. 95

In Senate, February 5, 2013

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**An Act To Restore to Jimmy J. Soucy the Right To Maintain  
Existing Structures on Property in Sinclair**

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Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT  
Secretary of the Senate

Presented by Senator JACKSON of Aroostook.  
Cosponsored by Representative AYOTTE of Caswell.

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

2 **Sec. 1. Property of Jimmy J. Soucy in Sinclair.** Notwithstanding the  
3 requirements of the Maine Revised Statutes, Title 12, chapter 206-A and the conditions of  
4 a Consent Order entered into on May 1, 2012 in the case of State of Maine and Maine  
5 Land Use Regulation Commission v. Jimmy J. Soucy, Superior Court, Kennebec County  
6 Docket No. CV-12-10, with regard to property deeded to Jimmy J. Soucy and his heirs  
7 and assigns by the State of Maine and recorded in the Aroostook County Registry of  
8 Deeds, Book 1487, Page 158 and Book 1536, Page 264 and described in state property  
9 tax records as T17, R4 WELS, Sinclair, Aroostook County, Map AR021, Plan 04, Lot  
10 83.2, .25 acres +/- with building, the following conditions apply:

11 **1. Structures.** The structures existing on the property on May 1, 2012 must be  
12 considered, for all purposes, a permissible use and may be maintained for residential  
13 purposes for the use of Jimmy J. Soucy, his heirs and assigns as long as the structures  
14 exist on the property in livable condition. In the event of natural deterioration or damage,  
15 the structures may be maintained and repaired as long as there is no expansion of the use  
16 of the property or the size of the structures. Any expansion or change of use of the  
17 existing structures is subject to approval by the Maine Land Use Planning Commission;

18 **2. Time limitation.** The conditions specified in the Superior Court Consent Order  
19 that the existing structure may be maintained on the property only for the life of Jimmy J.  
20 Soucy and the life of his wife, or until December 31, 2040, and requiring demolition of  
21 the property after that date may not be enforced; and

22 **3. Other conditions.** Conditions of the Superior Court Consent Order regarding the  
23 water source and usage, wastewater disposal, electrical hookup and vegetative buffer for  
24 the property that is the subject of the Consent Order may be enforced by the Maine Land  
25 Use Planning Commission.

26 **SUMMARY**

27 This bill specifies the permissible uses of certain property in Sinclair and structures  
28 on that property acquired by Jimmy J. Soucy in 2009 from the State of Maine.