

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)



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 642

S.P. 232

In Senate, February 21, 2013

An Act To Exempt All-terrain Vehicle Trail Management from Storm Water Management Requirements

Reference to the Committee on Environment and Natural Resources 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 SAVIELLO of Franklin.
Cosponsored by Senators: JACKSON of Aroostook, SHERMAN of Aroostook,
Representatives: BLACK of Wilton, HARVELL of Farmington, TIMBERLAKE of Turner.

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

2 **Sec. 1. 38 MRSA §420-D, sub-§7, ¶H,** as enacted by PL 2011, c. 359, §1 and
3 amended by c. 657, Pt. W, §5, is further amended to read:

4 H. Trail management activities that are part of the development and maintenance of
5 the statewide snowmobile or all-terrain vehicle trail system developed as part of the
6 Maine Trails System under Title 12, section 1892, including new construction and
7 maintenance of trails, do not require review pursuant to this section if, for each trail
8 being managed:

9 (1) The trail is constructed and maintained in accordance with best management
10 practices for motorized trails established by the Department of Agriculture,
11 Conservation and Forestry;

12 (2) The trail is the minimum feasible width for its designated use; and

13 (3) No lane exceeds 12 feet in width and no trail includes more than 2 lanes.

14 As used in this paragraph, "trail management activities" includes the construction and
15 maintenance of motorized trails used for motorized or multiple use.

16 **SUMMARY**

17 Current law exempts from review by the Department of Environmental Protection for
18 a storm water permit a project that involves the development, construction and
19 maintenance of the statewide snowmobile trail system as long as certain criteria are met.
20 This bill extends that same exemption to all-terrain vehicle trails.