

# MAINE STATE LEGISLATURE

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# 129th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2019

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Legislative Document

No. 1473

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S.P. 453

In Senate, April 2, 2019

### **An Act To Provide Consistency in the Laws Governing Culvert Replacement**

(AFTER DEADLINE)

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

Reference to the Committee on Transportation 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 MIRAMANT of Knox.

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

2           **Sec. 1. 23 MRSA §705, last ¶**, as amended by PL 1999, c. 473, Pt. C, §2, is  
3 further amended to read:

4           For locations on town ways and on state and state aid highways within the compact  
5 area of an urban compact municipality pursuant to section 754, the municipality must be  
6 petitioned by the abutter pursuant to section 704. Should a permit be issued, the abutter  
7 shall provide, at the abutter's expense, a culvert satisfactory to the municipality, which  
8 must be installed at the abutter's expense by, or under the direction of, the municipality  
9 shall install and maintain. The culvert must be maintained by the municipality, except  
10 that when the municipality determines a culvert replacement is required, the abutter is  
11 responsible for the cost of a replacement culvert.

12   **SUMMARY**

13           This bill makes the cost of replacing a culvert the expense of the abutter.