

MAINE STATE LEGISLATURE

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E I G H T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 864

H. P. 1589

House of Representatives, February 14, 1939.

Referred to Committee on Judiciary. Sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Brown of Corinna.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT Relative to Depositing Slabs, Edgings, Sawdust, in Streams.

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

R. S., c. 38, § 36, amended. Section 36 of chapter 38 of the revised statutes, as revised, is hereby amended to read as follows:

'Sec. 36. Deposit of slabs, edgings, sawdust in streams, etc., prohibited; special provisions in various localities; penalty. No person ~~or corporation~~ shall place or deposit in inland waters, or on the banks thereof, in such manner that the same shall fall or be washed into such waters any slabs, edgings, sawdust, chips, bark, mill waste, shavings or fibrous materials created in the manufacture of lumber or other wood products, or ~~so deposit~~ any oil ~~regardless of its source or sewerage~~.

If any person, ~~firm or corporation~~ believes it to be necessary in the prosecution of its business to deposit some or all of the materials mentioned in the preceding paragraph in some inland water, or on the banks thereof, where such depositing is now prohibited, such person ~~firm or corporation~~ may make application to the commissioner and the director of health who shall give notice thereof and hold a hearing, and shall have authority to issue such permit as they deem advisable and necessary, or to deny such petition.

The following rivers ~~and their branches~~ are exempted from the provi-

sions of the preceding paragraphs: Salmon Falls river, Mousam river, Saco river, Presumpscot river, Androscoggin river, Kennebec river, Penobscot river, St. Croix river, St. John river, and Fish river. ~~Whoever violates any provision of this section shall pay a fine of not less than \$5 nor more than \$100 and costs for each offense.~~

~~Provided, further, that the commissioner and the forest commissioner shall have authority, upon petition of 25 citizens of this state, and after due notice and public hearing in the locality of the waters to be affected, at which hearing all parties interested may be heard, to promulgate rules and regulations prohibiting the pollution of any of the brooks, streams or rivers in this state with slabs, edgings, sawdust, chips, bark, mill waste, shavings, or other fibrous material created in the manufacture of lumber. A copy of any regulations promulgated by virtue of this section shall be filed in the office of the clerk of courts, in the county in which the waters are situated, and shall be published 3 times in a newspaper printed in the county wherein the waters are situated. Whoever violates any provision of any rules and regulations of the commissioner and the forest commissioner promulgated by virtue of this section, shall be punished by a fine of not less than \$5 nor more than \$100 and costs for each offense.~~