

MAINE STATE LEGISLATURE

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

Legislative Document

No. 931

S. P. 359

In Senate, February 21, 1957.

Received by unanimous consent. Referred to the Committee on Natural Resources. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Reed of Aroostook.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-SEVEN

**AN ACT Relating to Enforcement of Water Improvement Commission's
Orders.**

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

R. S., c. 79, § 4, amended. The 2nd paragraph of section 4 of chapter 79 of the Revised Statutes is hereby amended to read as follows:

'The Commission shall enforce the provisions of this section by appropriate orders, and in the event such orders are not complied with within such time as the Commission shall stipulate, appropriate legal action shall be instituted by the Commission to enforce compliance or to punish violators. **Where industrial waste or municipal sewage is disposed of in such manner as will lower the quality of classified waters, tidal flats, or sections thereof, below the minimum requirements of such classification, the Commission shall not issue orders for abatement thereof unless technology and equipment to effect abatement are available at a cost which is economically feasible. Provided, however, that any** Any persons, corporation, municipality or other legal entity aggrieved by any ~~such~~ order of the Commission shall have the right of appeal in similar manner as is provided for appeals under the provisions of section 10. On such evidence as may be pertinent to the issues and on the basis of such evidence and the provisions of this chapter **and after giving consideration to the public interest, any substantial injustice or financial hardship to the petitioner occasioned by such orders,** the Court shall enter its findings and issue its decree sustaining, reversing or modifying such order of the Commission.'