

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Third Legislature

OF THE

STATE OF MAINE

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AS PASSED BY THE
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collection of taxes and any such leasehold estate may be sold or taken by the municipality for the nonpayment of any taxes assessed as aforesaid in the manner provided by law for the sale or taking of real estate for nonpayment of local taxes.

The municipality shall include in any lease of such air rights a provision whereby the lessee agrees, in the event that the foregoing tax provision is determined by a court of competent jurisdiction to be inapplicable, to pay annually to the municipality a sum of money in lieu of such taxes which would otherwise be assessed thereon in such year.

§ 4994. Parties in interest

Each lease made hereunder shall require that the lessee file with the municipality a statement under oath containing the names and addresses of the officers and directors, in the case of a corporation, and in the case of a partnership or other voluntary association, the name and address of all persons having a financial interest in said lease. A copy of all leases granted by the municipality shall be kept on file and such leases shall be open to public inspection.

§ 4995. Limitations

Municipalities shall not execute any leases which would either impair the use and safety of any highway, be solely for outdoor advertising structures or which would violate any provision of those regulations promulgated by the Administrator of the Federal Aviation Agency.

Effective October 7, 1967

Chapter 309

AN ACT to Restrict Purse Seining Near Certain Stop Seines.

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

R. S., T. 12, § 4208, additional. Title 12 of the Revised Statutes is amended by adding a new section 4208, to read as follows:

§ 4208. Purse seines not to be set near certain stop seines

It shall be unlawful, from June 1st to September 30th of each year, to fish with, set or assist in setting any purse seine within 1,500 feet of any stop seine which at the time of the act complies with subsection 1.

1. Stop seine requirements. Any commercial fisherman using a stop seine who desires to take advantage of this section must comply with all the provisions of this subsection:

A. The stop seine he is using must include a net intended to be set across the mouth of a cove or arc of a beach;

B. There shall be 4 floating kegs to mark the position of the pocket, said kegs to be marked with the commercial fishing number;

C. He must have a boat capable of housing the crew and nets anchored within 100 feet of said kegs and shall be manned by a crew sufficient to fish the cove from 6 p.m. to 6 a.m.

2. Exception. The operator of said stop seine may use a purse seine inside said pocket to remove the fish caught.

3. Penalty. Whoever fishes with, sets or assists in setting any purse seine in violation of this section shall be punished by a fine of not less than \$100 nor more than \$500 for each offense, or by imprisonment for not more than 30 days.

Effective October 7, 1967

Chapter 310

AN ACT Relating to Guides Under Fish and Game Laws.

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

Sec. 1. R. S., T. 12, § 2053, amended. The 3rd paragraph of section 2053 of Title 12 of the Revised Statutes, as revised, is repealed and the following enacted in place thereof:

The commissioner may license as guides such persons as qualify in accordance with rules and regulations which he shall establish.

Sec. 2. R. S., T. 12, § 2053, amended. The 5th paragraph of section 2053 of Title 12 of the Revised Statutes, as revised, is repealed and the following enacted in place thereof:

Whenever a licensed guide is convicted of having violated any provisions of the inland fish and game laws, the Maine boat law or any provision of Title 17, section 2251, or any of the rules and regulations established by the commissioner for the licensing of guides, said commissioner may suspend a guide's license in accordance with section 2302.

Sec. 3. R. S., T. 12, § 2053, amended. The last paragraph of section 2053 of Title 12 of the Revised Statutes, as revised, is amended to read as follows:

Nothing in this section shall be construed so as to prevent a councilor at a bona fide children's summer camp, said camp being licensed by the Department of Health and Welfare, from performing his usual duties as such councilor without obtaining a guide's license on the lake or pond adjacent to which the main camp is located.

Effective October 7, 1967