

MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

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THE KNOWLTON AND McLEARY COMPANY
FARMINGTON, MAINE
1973

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature

1973

CHAPTER 190

AN ACT to Increase Outdoor Advertising License and Permit Fees and Extend Controls.

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

Sec. 1. R. S., T. 32, § 2713, amended. The 2nd paragraph of section 2713 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, and as amended by section 22 of chapter 593 of the public laws of 1971, is repealed and the following enacted in place thereof:

Every person, firm or corporation engaged in the business of outdoor advertising shall, before obtaining a license, pay the Department of Transportation the appropriate sum determined from the following schedule of fees:

1. For any person, firm or corporation engaged in the business of outdoor advertising whose advertisements are not income producing through rental or receipt of compensation from any other person, firm or corporation;

A. \$5 on condition that not more than 5 advertising structures are erected or maintained none of which bear a panel size in excess of 20 square feet;

B. \$25 for the erection and maintenance of more than 5 advertising structures or any single panel in excess of 20 square feet;

2. For any person, firm or corporation engaged in the business of outdoor advertising for income through rental or receipt of compensation from any other person, firm or corporation;

A. \$100 for the maintenance of up to 500 permits for advertising structures;

B. \$250 for the maintenance of more than 500 but less than 1,000 permits for advertising structures;

C. \$500 for the maintenance of more than 1,000 permits for advertising structures.

Sec. 2. R. S., T. 32, § 2714, amended. The 3rd paragraph of section 2714 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, and as amended by section 22 of chapter 593 of the public laws of 1971, is further amended to read as follows:

Every person, firm or corporation shall before obtaining a permit pay the ~~department~~ Department of Transportation the sum of:

Sec. 3. R. S., T. 32, § 2714, sub-§§ 1, 2 and 3, amended. Subsections 1, 2 and 3 of section 2714 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, are amended to read as follows:

1. ~~\$2.50~~ \$5 for each panel, affixed to an advertising structure, the total area of which does not exceed ~~100~~ 200 square feet; and
2. ~~\$4.50~~ \$10 for each panel, affixed to an advertising structure, the total area of which exceeds ~~100~~ 200 square feet, but does not exceed ~~300~~ 450 square feet; and
3. \$5 \$15 for each panel, affixed to an advertising structure, the total area of which exceeds ~~300~~ 450 square feet but does not exceed 700 square feet; ~~and.~~

Sec. 4. R. S., T. 32, § 2716, sub-§ 1, ¶ M, amended. Paragraph M of subsection 1 of section 2716 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, is amended to read as follows:

M. Which is or shall be painted upon or annexed to any rock or tree or any other natural features; or

Sec. 5. R. S., T. 32, § 2716, sub-§ 2, ¶ D, sub-¶ (1), div. (c), amended. Division (c) of subparagraph (1) of paragraph D of subsection 2 of section 2716 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, is amended to read as follows:

(c) Maximum height: ~~25~~ 35 feet measured from the average grade level at the base of the advertising structure to the uppermost point of the advertising structure or embellishments, cutouts or dimensional effects;

Sec. 6. R. S., T. 32, § 2717, sub-§ 7, additional. Section 2717 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, and as amended by section 22 of chapter 593 of the public laws of 1971, is further amended by adding a new subsection 7 to read as follows:

7. Compact or built-up section, jurisdiction, exception. Administration of this chapter by the Department of Transportation shall not apply to on-premise advertisements located in compact or built-up sections except those as may be on land adjacent to the interstate system.

Sec. 7. R. S., T. 32, § 2716, sub-§ 1, ¶ I, amended. Paragraph I of subsection 1 of section 2716 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, and as amended by section 3 of chapter 473 of the public laws of 1971, is further amended to read as follows:

I. That shall exceed 700 square feet in area except that embellishments, cutouts or dimensional effects may be used in conjunction with an advertisement, provided that the total overall area of both advertisement and embellishments, cutouts or dimensional effects does not exceed 760 square feet; or

Sec. 8. R. S., T. 32, § 2716, sub-§ 2, ¶ D, sub-¶ (1), div. (a), amended. Division (a) of subparagraph (1) of paragraph D of subsection 2 of section 2716 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, and as amended by section 4 of chapter 473 of the public laws of 1971, is further amended to read as follows:

(a) The maximum area of a sign facing, including all finish mouldings, embellishments, cutouts or dimensional effects but not including lattice work or base trim used only for ornamental purposes, shall be ~~700~~ 760 square feet;

Effective October 3, 1973

CHAPTER 191

AN ACT Relating to Retirement of Forest Rangers in the Forestry Department.

Emergency preamble. Whereas, Acts passed by the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, forest rangers in the Forestry Department render invaluable service to the people of Maine in their zealous efforts to protect and preserve Maine's natural resources; and

Whereas, the present law permits a forest ranger who has not attained 25 years of creditable service at age 60 under the retirement law to continue in his employment until age 63 in order to obtain the 25 years of creditable service; and

Whereas, this law creates hardships for forest rangers who cannot obtain the 25 years of creditable service until age 70; and

Whereas, the following legislation is vitally necessary to prevent such hardships; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

R. S., T. 5, § 1121, sub-§ 1, ¶ E, amended. The 3rd sentence of paragraph E of subsection 1 of section 1121 of Title 5 of the Revised Statutes, as enacted by section 13 of chapter 622 of the public laws of 1971, is amended to read as follows:

Except that any forest ranger **employed before September 23, 1971** in the Forestry Department who will not attain the 25 years of creditable service at age 60 may be permitted to continue in his employment until age ~~63~~ 70 in order to obtain the 25 years of creditable service necessary.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective April 11, 1973