

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

PORTLAND LITHOGRAPH COMPANY
PORTLAND, MAINE
1977

PUBLIC LAWS
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by such register shall be filed in the office of the Secretary of State, who shall enter the date of filing thereon, and on the original certificate to be kept by the corporation and shall record said copy in a book kept for that purpose. A fee of \$5 shall be paid to the ~~Attorney General and Secretary of State respectively~~, and a fee of \$8 shall be paid to registers of deeds ~~shall receive~~ for recording such certificate ~~a fee of \$5~~ and certifying copies thereof for filing with the Secretary of State.

Sec. 9. 13 MRSA § 1825, sub-§ 2, last sentence, is amended to read:

For filing or recording an amendment to the articles, the association shall pay to the registers of deeds a fee of \$5, and a fee of \$5 shall be paid to the ~~Attorney General and Secretary of State respectively~~.

Sec. 10. 13 MRSA § 1951, 2nd sentence, is amended to read:

Such a consolidation may be effected by a vote of the directors, trustees or managing board, however designated, of each of said associations at a legal meeting thereof ratifying a proposed agreement of consolidation and approved by the affirmative vote of $\frac{2}{3}$ of the members of each of said associations voting thereon at any regular meeting or at a special meeting called for the purpose, which agreement shall then be submitted to the ~~Attorney General Secretary of State~~ for his certification as conformable to the laws of this State and when certified by him shall then be recorded in the registry of deeds in the county where the consolidated association is located and in the county or counties where each of the constituent associations is located and a copy thereof certified by the register of deeds shall be filed in the office of the Secretary of State.

Sec. 11. 13-A MRSA § 1301, sub-§ 4, 1st sentence, is amended to read:

The ~~Attorney General Secretary of State~~, upon application by any corporation and satisfactory proof that it has ceased to transact business and that it is not indebted to the State on account of franchise taxes, shall file a certificate of the fact ~~with the Secretary of State in his office~~ and shall give a duplicate certificate to the corporation.

Effective October 24, 1977

CHAPTER 523

AN ACT to Control Conversion of Seasonal Dwellings to Year-round Use in Shoreland Areas.

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

Sec. 1. 30 MRSA § 3223, sub-§ 3 is enacted to read:

3. Conversion permit. Any person, prior to converting a seasonal dwelling

to a year-round dwelling, which dwelling is located in an area zoned under Title 12, section 4811, et seq., mandatory shoreland zoning, shall obtain from the local plumbing inspector a conversion permit. For the purposes of this subsection, a seasonal dwelling is one which is not adapted to year-round habitation due to the absence of sufficient insulation, heating system or year-round water supply and which was not occupied on a year-round basis during the 1977 calendar year. This subsection shall not be construed to require a permit for any dwelling which will not be occupied on a year-round basis or is not the principal dwelling place of the occupant. For the purposes of this subsection, conversion of a seasonal dwelling to a year-round dwelling means the installation of sufficient insulation, heating systems or year-round water supply to make the dwelling suitable for year-round habitation.

No permit for conversion of a seasonal dwelling to a year-round dwelling shall be issued unless one of the following conditions is met:

- A. Records of the municipality, applicant, installer of sewage disposal systems or the State show that the dwelling's sewage disposal system meets the standards of the Maine State Plumbing Code, if such system is a sub-surface system, or the requirements of Title 38 if such system is a surface discharge;
- B. Based upon a site evaluation performed by a licensed evaluator, licensed under Title 22, section 42, subsection 3-A, the applicant can demonstrate that site conditions will permit the installation of a sewage disposal system meeting the requirements of the Maine State Plumbing Code or the requirements of Title 38 in the event of future malfunction of the system; or
- C. The dwelling unit's sewage disposal system is connected to an approved sanitary sewer system.

Sec. 2. 30 MRSA § 3223, sub-§ 4 is enacted to read:

4. Variances. The owner of a seasonal dwelling who applies for a conversion permit under subsection 3 may be granted a variance from the requirements of subsection 3 if, based upon the site evaluation, the plumbing inspector finds that in the event of a malfunction of the existing system a new sewage system can be installed which will be in substantial compliance with the Maine State Plumbing Code and that the new system will not be likely to endanger the quality of the adjacent water bodies or of adjacent private water supplies. In the event of a malfunction, the owner of the converted seasonal dwelling shall repair or replace the existing sewage system so as to bring the system into substantial compliance with the Maine State Plumbing Code and insure that the system will not endanger the quality of adjacent water bodies or of adjacent private water supplies.

Effective October 24, 1977

CHAPTER 524

AN ACT to Amend the State Tuition Equalization Fund.