

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

AT THE

**SECOND REGULAR SESSION**

January 2, 1980 to April 3, 1980

AND AT THE

**THIRD SPECIAL SESSION**

May 22, 1980

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

---

K. J. Printing Co.  
Augusta, Maine

---

---

**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED AT THE  
**SECOND REGULAR SESSION**  
of the  
ONE HUNDRED AND NINTH LEGISLATURE  
January 2, 1980 to April 3, 1980

---

---

**CHAPTER 714**  
**S. P. 696 — L. D. 1832****AN ACT to Clarify the Board of Environmental Protection's Responsibility to Regulate Roads under the Site Location Law.**

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

38 MRSA § 488, as last amended by PL 1977, c. 374, § 4, is further amended by adding at the end the following:

**Developments which consist only of a municipal or private road or way are exempt from the requirements of this Article as follows.**

**1. Unorganized areas. Within those areas of the State which are subject to the jurisdiction of the Maine Land Use Regulation Commission under Title 12, chapter 206-A, such roads and ways are exempt provided they are located, constructed and maintained in accordance with the following provisions:**

**A. In protection and development districts, the standards adopted by the Maine Land Use Regulation Commission for such districts; and**

**B. In management districts, the guidelines of the Maine Land Use Regulation Handbook, section 6, "Erosion Control on Logging Jobs," or as revised. The Maine Land Use Regulation Commission may adopt such definitions as are necessary to implement the provisions of this paragraph.**

**2. Organized areas. Within all areas of the State not subject to the jurisdiction of the Maine Land Use Regulation Commission, such roads and ways are exempt provided they are located, constructed and maintained in accordance with standards adopted by the board in accordance with this section. The board shall consider road construction standards adopted by the Maine Land Use Regulation Commission in promulgating these standards.**

**3. Standards, guidelines, definitions and revisions. Standards, guidelines, definitions and any revisions adopted pursuant to this section shall be in effect until 90 days after adjournment of the next regular session of the Legislature following enactment of this subsection, unless approved by legislative resolve.**

Effective July 3, 1980