

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

SECOND SPECIAL SESSION

September 25, 1981

AND

THIRD SPECIAL SESSION

December 9, 1981

AND

SECOND REGULAR SESSION

January 6, 1982 to April 13, 1982

AND AT THE

FOURTH SPECIAL SESSION

April 28, 1982 to April 29, 1982

AND AT THE

FIFTH SPECIAL SESSION

May 13, 1982

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

J.S. McCarthy Co.
Augusta, Maine
1981

RESOLVES
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND SPECIAL SESSION
and
SECOND REGULAR SESSION
and
FIFTH SPECIAL SESSION
of the
ONE HUNDRED AND TENTH LEGISLATURE
1981

CHAPTER 65

S.P. 961 - L.D. 2109

RESOLVE, Authorizing Washington County Vocational-Technical Institute to Lease the Fishing Vessel, Fish Finder.

Washington County Vocational-Technical Institute; authorized to lease the vessel Fish Finder. Resolved: That Washington County Vocational-Technical Institute is authorized to lease the vessel, Fish Finder, subject to the terms in this resolve. The proceeds of the lease shall be dedicated to the maintenance of the vessel, maintenance or purchase of equipment for the vessel, and for the purchase of insurance as may become necessary, with any balance to be used for the benefit of the Commercial Fishing Program operated by Washington County Vocational-Technical Institute.

1. The vessel lease agreement shall be subject to approval by the State Board of Education or its designee.
2. The lease agreement shall require that the lessee obtain and pay for hull insurance equal to the replacement costs of the vessel.

Effective July 13, 1982.

CHAPTER 66

H.P. 2297 - L.D. 2129

RESOLVE, Requiring the State Planning Office to Conduct a Follow-up Study on Municipal Practices Relating to Manufactured Housing and Report Its Findings to the Local and County Government Committee.

Preamble. Whereas, Resolve 1979, chapter 54, directed

the Department of Business Regulation and the State Planning Office to conduct a study of municipal land use practices pertaining to manufactured housing; and

Whereas, Resolve 1981, chapter 34, directed the State Planning Office to undertake an educational program on manufactured housing; and

Whereas, the first of these efforts determined that 120 Maine municipalities have ordinances which restrict manufactured housing, and the Review Committee on Manufactured Housing noted that some of these ordinances may be reasonable, but "others have an exclusionary effect that may not be justified by public health, safety or general welfare"; and

Whereas, the educational program recently completed was undertaken to provide municipalities with current information on manufactured housing, housing needs and costs, and also in hopes that municipalities, given time and up-to-date information, would act on their own to amend local land use ordinances to eliminate exclusion and insure that Maine citizens would have access to affordable housing in all Maine towns on individual lots and in parks, and would thereby make enactment of state legislation unnecessary; and

Whereas, since these issues were raised, it has become apparent that additional time is needed for municipal officials to update comprehensive plans, amend ordinances and resolve the problems locally; and

Whereas, the housing needs of Maine citizens have become more acute, mortgage interest rates remain high, conventional housing costs are not affordable to many Maine people and manufactured housing may be an affordable choice for many of Maine's citizens; and

Whereas, in view of these facts, it is necessary and appropriate for the Legislature to determine precisely what progress has been, and is being, made in removing the exclusionary barriers to manufactured housing in municipal ordinances and to give municipal officials additional time to effect such changes; now, therefore, be it

State Planning Office to update siting study.
Resolved: That the State Planning Office shall update the portion on municipal practices and requirements relating to the siting of manufactured housing of the study report produced pursuant to Resolve 1979. The Senate Chairman and the House Chairman of the Joint Standing Committee on Local and County Government shall assist with the study and be kept informed of its progress; and be it further

State Planning Office to report findings. Resolved: That the State Planning Office shall report its findings to the Joint Standing Committee on Local and County Government by the end of April, 1983; and be it further

Joint standing committee to review findings. Resolved: That the Joint Standing Committee on Local and County Government shall review the findings and recommend any appropriate legislation to the First or Second Regular Session of the 111th Legislature for its consideration.

Effective July 13, 1982.

CHAPTER 67

S.P. 981 - L.D. 2140

RESOLVE, to Establish a Commercial Whitewater Study Commission.

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

Whereas, serious environmental degradation of Maine's rafting rivers shall occur if permits for rafting are not limited; and

Whereas, the increased number of whitewater rafters creates serious safety problems; and

Whereas, this limit must be enacted and enforced immediately prior to the upcoming season so that a review of the level of activity these rivers may sustain can be made; 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

Sec. 1. Study commission created. Resolved: That there is established a commission to study commercial whitewater rafting on the Penobscot and Kennebec Rivers,