

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

**FIRST REGULAR SESSION**

December 5, 1984 to June 20, 1985

Chapters 1-384

PUBLISHED BY THE REVISOR OF STATUTES IN ACCORDANCE WITH  
MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 163-A,  
SUBSECTION 4.

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J.S. McCarthy Co., Inc.  
Augusta, Maine  
1986

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

AS PASSED AT THE  
FIRST REGULAR SESSION

of the  
ONE HUNDRED AND TWELFTH LEGISLATURE

1985

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	<u>1985-86</u>
All Other	\$7,500

This allocation provides funds to carry the Low-level Waste Siting Commission through the transitional period.

1985-86

ENVIRONMENTAL PROTECTION,  
DEPARTMENT OF

Positions	(1)
Personal Services	\$7,228
All Other	<u>1,687</u>
Total	\$8,915

This allocation provides funds to carry the Department of Environmental Protection's support function through the transitional period.

Effective September 19, 1985.

## CHAPTER 310

S.P. 251 - L.D. 646

AN ACT Concerning Variances for  
Elevators.

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

26 MRSA §474, as repealed and replaced by PL 1977, c. 694, §455, is amended to read:

§474. Appeals

Any person aggrieved by an order or act of the supervising inspector or the state inspector or the bureau under this subchapter may, within 15 days after notice thereof, appeal from the order or act to the board which shall hold a hearing pursuant to Title 5, ~~section 9051 et seq~~ chapter 375, subchapter IV. The board shall, after the hearing, issue an appropriate order either approving or disapproving the order or act.

Any person who is or will be aggrieved by the application of any law, code or rule relating to the installation or alteration of elevators or tramways may file a petition for a variance with the board, whether or not compliance with that provision is required at the time of filing or at a future date when that provision becomes effective. The filing fee for a petition for a variance is \$50. The board shall hold a hearing pursuant to Title 5, chapter 375, subchapter IV. The board shall grant a variance if, owing to conditions especially affecting the particular building or installation involved, the enforcement of any law, code or rule relating to elevators or tramways, would do manifest injustice or cause substantial hardship, financial or otherwise, to the petitioner or any occupant of the petitioner's building or would be unreasonable under the circumstances or condition of the property, provided that desirable relief may be granted without substantial detriment to the public good and without nullifying or substantially derogating from the intent or purpose of that law, code or rule. In exercising its powers under this section, the board may impose limitations both of time and of use and a continuation of the use permitted may be conditioned upon compliance with rules made and amended from time to time. The board shall immediately send a copy of its decision by registered mail to all interested parties.

Any order or decision of the board or any rule formulated by the board shall be subject to review by the Superior Court pursuant to Title 5, section 8058 or ~~section 11001 et seq~~ chapter 375, subchapter VII.

Effective September 19, 1985.

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## CHAPTER 311

S.P. 294 - L.D. 783

AN ACT to Promote Free Enterprise in the  
Banking and Insurance Industries.