

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

AS PUBLIC LAWS AND CONSTITUTIONAL RESOLUTIONS

at the

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

AND

AS PRIVATE AND SPECIAL LAWS AND RESOLVES

at the

FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

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

Twin City Printery
Lewiston, Maine
1989

RESOLVES

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

Spruce Run	2,500
2050 — Insurance	
Contractual Services	69,830
2080 — Airport	
Personal Services	47,612
Contractual Services	32,160
Commodities	11,650
Capital Expenditures	26,700
2075 — Capital Reserve Fund	
Contractual Services:	
Airport	10,000
Bridges	5,000
Court House and Jail	15,000
2090 — Miscellaneous	
Contractual Services	15,555
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TOTAL GENERAL FUND	\$1,917,234

; and be it further

Sec. 3. Revenue sharing expenditures authorized. Resolved: That the following additional sums, based on the county budget filed in the office of the Secretary of State, are authorized as expenditures by the county during the calendar year 1987, from federal revenue sharing funds received by the county, in the specific total amounts of expenditures for personal services, contractual services, commodities and capital expenditures for the account in the county budget:

<u>APPROPRIATION</u>	<u>APPROPRIATIONS</u>
<u>ACCOUNT NUMBER</u>	
1095 — Debt Service	
Payment on Debt	\$5,000
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TOTAL FEDERAL REVENUE SHARING	\$5,000

; and be it further

Sec. 4. Summary. Resolved: That the figures appearing in this resolve represent the total amount of taxes and the total specific expenditures authorized for the calendar year 1987. The following is a summary of revenues and appropriations:

Total Appropriations	\$1,922,234
Available Credits:	
Estimated Revenue	\$445,100
Transfer from Surplus	150,000
Federal Revenue Sharing	5,000
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Total Available Credits	600,100
Amount to be raised by taxation	\$1,322,134

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

Effective April 27, 1987.

CHAPTER 10

H.P. 926 — L.D. 1238

Resolve, Clarifying the Harbor Management Jurisdictions of the Towns of Bar Harbor and Gouldsboro.

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

Whereas, the Town of Bar Harbor has developed a mooring plan that is ready to be implemented which will be necessary before the tourist season commences; and

Whereas, by legislative enactment creating what are now the Towns of Bar Harbor and Gouldsboro, certain islands in Frenchman's Bay known as Bar Island, Sheep Porcupine Island and Bald Porcupine Island are all made part of the Town of Gouldsboro; and

Whereas, these islands lie directly offshore of the built-up portion of Bar Harbor, but are a considerable distance from the mainland portion of the Town of Gouldsboro; and

Whereas, considerable confusion has arisen in recent years regarding which town has harbor management jurisdiction with respect to these areas; and

Whereas, for purposes of assignment of moorings and other harbor management responsibilities, the waters lying between these islands and the Town of Bar Harbor can be most efficiently and reasonably managed by Bar Harbor because of the proximity of the waters to that town; 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

Harbor management jurisdictions. Resolved: That for purposes of assignment and regulation of moorings and other harbor management responsibilities pursuant to the Maine Revised Statutes, Title 38, chapter 1, sub-chapters I and VII, and all other laws relating to municipal harbor management, the Town of Bar Harbor exclusively shall have the responsibilities for the waters lying between the shore of Bar Harbor and the high-water mark of the shores of Bar Island, Sheep Porcupine Island and Bald Porcupine Island, delineated as follows: Beginning at the northwestern point of Bar Island and running along the high-water mark of Bar Island southeasterly and easterly to the southeasterly point of Bar Island; thence from the southeasterly point of Bar Island easterly to the southern tip of Sheep Porcupine Island; thence from the southern tip of Sheep Porcupine Island southeasterly to the western tip of Bald Porcu-

pine Island; thence running along the high-water mark of Bald Porcupine Island southeasterly to the southern tip of Bald Porcupine Island, including all waters lying westerly; and southerly of that line to the shore of Bar Harbor.

It being the intention of the Legislature that the waters described in this resolve shall be subject to the exclusive jurisdiction of the Town of Bar Harbor for purposes of administration and management of harbors, but it is not the intent of the Legislature to amend or alter the respective geographic or legal jurisdictions of Bar Harbor, Gouldsboro or any other municipality, except as expressly provided in this resolve.

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

Effective April 27, 1987.

CHAPTER 11

H.P. 858 — L.D. 1152

Resolve, for Laying of the County Taxes and Authorizing Expenditures of Franklin County for the Year 1987.

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

Whereas, Franklin County has certain expenses and liabilities which must be met as they become due; and

Whereas, it is necessary that the taxes for the year 1987 hereinafter mentioned be immediately assessed, in order to provide the required revenue for the county; 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. Franklin County; taxes apportioned. Resolved: That the following sum is granted as a tax on Franklin County to be apportioned, assessed, collected and applied to the purposes of paying debts and necessary expenses of the county as authorized herein, and for other purposes of law, for the calendar year 1987:

1987 TAX

\$1,200,650

; and be it further

Sec. 2. General Fund expenditures authorized.

Resolved: That the following sums, based on the county budget filed in the office of the Secretary of State, are authorized as General Fund expenditures by the county during the calendar year 1987, in the specific total amounts of expenditures for personal services, contractual services, commodities and capital expenditures for each account in the county budget:

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>APPROPRIATIONS</u>
1000 — District Court	
Personal Services	\$ 6,400
Contractual Services	700
1005 — Superior Court	
Personal Services	10,600
Contractual Services	22,028
1010 — Civil Emergency Preparedness	
Personal Services	14,401
Contractual Services	1,815
Commodities	200
Capital Expenditures	645
1015 — District Attorney	
Personal Services	21,243
Contractual Services	9,400
Commodities	1,600
Joint Budget	2,600
Capital Expenditures	1,600
1020 — County Commissioners	
Personal Services	29,799
Contractual Services	16,800
Commodities	1,050
1025 — County Treasurer	
Personal Services	11,805
Contractual Services	1,350
Commodities	400
1040 — Court House	
Personal Services	14,020
Contractual Services	92,180
Commodities	11,300
Capital Expenditures	9,100
1050 — Jail — Support of Prisoners	
Personal Services	209,481
Contractual Services	126,166
Commodities	24,200
Capital Expenditures	600
1065 — Register of Deeds	
Personal Services	41,378
Contractual Services	41,875
Commodities	2,725
Capital Expenditures	4,250
1070 — Register of Probate	
Personal Services	38,224
Contractual Services	7,175
Commodities	700
1075 — Sheriff	
Personal Services	217,491
Contractual Services	70,270
Commodities	6,100
Capital Expenditures	22,300
1080 — Advertising and Promotion	
Contractual Services:	
Maine Publicity Bureau	1,000