

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST REGULAR SESSION

December 7, 1988 to July 1, 1989

Chapters 1 - 502

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
SEPTEMBER 30, 1989

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

J.S. McCarthy Company
Augusta, Maine
1989

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND FOURTEENTH LEGISLATURE

1989

The court may enforce a support order as provided in chapter 14-A.

See title page for effective date.

CHAPTER 157

H.P. 107 - L.D. 144

An Act Regarding Traffic and Residential Areas Adjacent to Proposed Solid Waste Facilities

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

38 MRSA §1310-N, sub-§§2-B and 2-C are enacted to read:

2-B. Traffic movement. In addition to any requirements under section 482, the board shall not issue a license for a solid waste facility when it finds that the developer has not made adequate provision for traffic movement of all types into, out of or within the proposed solid waste facility. The board shall consider traffic movement both on-site and off-site. In making its determination, the board shall consider the following factors:

- A. Vehicular weight limits;
- B. Road construction and maintenance standards;
- C. Vehicle types;
- D. Public safety and congestion on any public or private road traveled by vehicles transporting waste to or from the proposed facility; and
- E. Other relevant factors.

The board shall establish vehicle weight limits for any vehicle transporting solid waste to or from the proposed facility. The board shall base the vehicle weight limits on the road construction and maintenance standards of the roads likely to be traveled by vehicles transporting solid waste to or from the proposed facility.

2-C. Proximity to residential areas. The board shall not issue a license for a municipal solid waste transfer station in which the handling site will be located within 250 feet of any property boundary.

See title page for effective date.

CHAPTER 158

S.P. 68 - L.D. 56

An Act to Correct Liquor License Fees

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

Whereas, a restructuring of license fees for the sale of beer and wine to be consumed off the premises where sold was undertaken in the revision of liquor laws during the First Regular Session of the 113th Legislature; and

Whereas, the restructuring was designed to produce no net loss of revenue to the State because, as some license fees were lowered, others were raised; and

Whereas, one of the license fee increases was omitted from the legislation which made the changes; and

Whereas, without the collection of the additional \$5 intended in the restructuring, the State will experience a loss in revenue; 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 enacted by the People of the State of Maine as follows:

Sec. 1. 28-A MRSA §2, sub-§15, ¶B, as repealed by PL 1987, c. 45, Pt. A, §4, is reenacted to read:

B. "Auditorium" means any commercially operated facility designed or used for the gathering of an audience for speeches and live performances of theater, music, dance or other performing arts, which charges a fee and which has adequate facilities for the sale and consumption of liquor.

Sec. 2. 28-A MRSA §122, sub-§1, as amended by PL 1987, c. 147, §2, and as repealed and replaced by PL 1987, c. 342, §17, is repealed and the following enacted in its place:

1. No local option election. No local option election may be held in unincorporated places.

Sec. 3. 28-A MRSA §1001, sub-§3, ¶B, as repealed by PL 1987, c. 45, Pt. A, §4, is reenacted to read:

B. Auditoriums;

Sec. 4. 28-A MRSA §1003, sub-§3, ¶B, as repealed by PL 1987, c. 45, Pt. A, §4, is reenacted to read:

B. Auditoriums;

Sec. 5. 28-A MRSA §1004, sub-§3, ¶B, as repealed by PL 1987, c. 45, Pt. A, §4, is reenacted to read:

B. Auditoriums;