

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE

FIRST SPECIAL SESSION
August 29, 2013

SECOND REGULAR SESSION
January 8, 2014 to May 2, 2014

THE EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
EMERGENCY LAW IS
SEPTEMBER 6, 2013

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 1, 2014

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

Augusta, Maine
2014

CHAPTER 23
S.P. 714 - L.D. 1790

**An Act To Designate Maine
State Housing Authority To
Receive Funds from the
National Housing Trust Fund**

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 Maine State Housing Authority is being designated by this legislation as the entity to receive and allocate funds from the National Housing Trust Fund established by the federal Housing and Economic Recovery Act of 2008; and

Whereas, it is possible that funds from the National Housing Trust Fund will be available before the general effective date of legislation enacted in the Second Regular Session of the 126th Legislature; and

Whereas, it is in the State's best interest to have the Maine State Housing Authority designated as the entity to receive and allocate these funds as soon as possible so that when the funds are available there will be an entity to receive the funds; 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. State designee for National Housing Trust Fund. The Maine State Housing Authority is designated as the entity to receive and allocate funds from the National Housing Trust Fund established by the federal Housing and Economic Act of 2008.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 22, 2014.

CHAPTER 24
S.P. 635 - L.D. 1644

**An Act To Allow the City of
Saco To Stabilize the Coastline
and Coastal Sand Dune System
Adjacent to the Saco River**

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

Sec. 1. Stabilization measures for coastline and coastal sand dune system adjacent to Saco River. Prior to completion of a River and Harbor Act of 1968, Section 111 project for prevention or mitigation of shore damages for the Saco River and Camp Ellis Beach by the United States Army Corps of Engineers and the City of Saco, the following provisions apply to protection, rehabilitation, maintenance and nourishment activities along the coastline and within the coastal sand dune system and waterways of the Saco River Harbor area, the Saco River Federal Navigation Project area, the Camp Ellis Beach area and the Ferry Beach area.

1. Notwithstanding the Maine Revised Statutes, Title 38, section 480-C, a permit is not required of the City of Saco for the following activities:

A. Maintenance of the portions of Camp Ellis Beach having armor stone, but only to the geographic extent they existed on January 1, 2014, to an elevation 3 feet above the adjacent roadways or surrounding upland topography. Armor stone may be replaced and rocks may be restacked as necessary to maintain that elevation. Extension to the north of the portions of Camp Ellis Beach having armor stone existing on January 1, 2014 is not authorized under this paragraph; and

B. Maintenance, replacement and installation of sand-filled geosynthetic or similar structures north of the portions of Camp Ellis Beach having armor stone, so long as the structures are within the footprint of existing roadways or infrastructure areas and not in natural frontal dune areas. If the Department of Environmental Protection grants prior written approval, the City of Saco may install the structures in areas adjacent to municipal infrastructure where the natural frontal dune area is completely eroded by one or more storm events and the structures are intended to protect and preserve that infrastructure.

Any measures taken pursuant to this subsection must to the maximum extent practicable avoid disturbance of and retain dune grass and other native vegetation. Any areas where disturbance of dune grass and other native vegetation cannot be avoided must, to the maximum extent practicable, be replaced or revegetated following completion of the measures.

Prior to the commencement of any activity exempted from the permitting requirements of the Maine Revised Statutes, Title 38, section 480-C by this subsection, the City of Saco shall provide the Department of Environmental Protection with written notice of the proposed activity.

2. The City of Saco may file an application with the Department of Environmental Protection for an

individual 7-year permit to undertake annual maintenance dredging and use of materials from the Saco River channel and harbor as part of Camp Ellis Beach and Ferry Beach nourishment measures. The Department of Environmental Protection shall issue a 7-year dredging permit authorizing annual maintenance dredging if it determines that the City of Saco's application is complete and meets all otherwise applicable criteria and standards. The City of Saco may seek renewal of the dredging permit for an additional 7-year period through a permit by rule as authorized in the Maine Revised Statutes, Title 38, section 480-E, subsection 8.

See title page for effective date.

CHAPTER 25

S.P. 693 - L.D. 1752

An Act To Preserve Certain Rights Granted to Maine Public Service Company before Its Merger with Bangor Hydro Electric Company

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

Sec. 1. Preservation of rights. In order to facilitate the implementation of the merger of Maine Public Service Company and Bangor Hydro Electric Company, which occurred on December 31, 2013, all of the rights, privileges, immunities and franchises granted by private and special law to Maine Public Service Company and all the duties and liabilities imposed by private and special law upon Maine Public Service Company are transferred to and assumed by Bangor Hydro Electric Company in the same manner and to the same extent as those rights, privileges, immunities, franchises, duties and liabilities applied to Maine Public Service Company.

See title page for effective date.

CHAPTER 26

H.P. 1190 - L.D. 1618

An Act To Enhance the Sustainability of the Corinna Water District

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

Sec. 1. P&SL 2001, c. 13, §1 is amended to read:

Sec. 1. Territorial limits; corporate name. Pursuant to the Maine Revised Statutes, Title 35-A,

section 6403, subsection 1, paragraph B, that part of the Town of Corinna described as follows: Beginning at a point ~~where the west line of Lot 13 in Corinna intersects State Aid Highway #1 leading from Corinna village to St. Albans village; thence running southerly along the west line of Lot 13 to a point, on the same line extended 100 rods southerly from the north line of Range 2 in said Corinna; thence easterly on a line parallel to the north line of Range 2 to a point where said line intersects the center line of the road leading from Southard's Mills, so called, southeasterly to the White school house district; thence northerly in a straight line to the easterly end of the bridge crossing Alder Stream on State Aid Highway #1 leading from Corinna village to Exeter; thence northerly in a straight line to a point where the north line of Range 4 in Corinna intersects State Highway J leading from Corinna village to Dexter; thence westerly in a straight line to the point of beginning; 44°55'28"N, 69°16'37"W, on St. Albans Road; then south southeasterly to a point 44°54'57"N, 69°16'28"W, on Nokomis Road; then southeasterly to a point 44°54'45"N, 69°15'52"W, on Newport Road; then northeasterly to a point 44°55'6"N, 69°15'1"W, on the western upland edge of Alder Stream; then northerly along the upland edge of Alder Stream to a point 44°55'31"N, 69°14'59"W, on Exeter Road; then west to a point 44°55'31"N, 69°15'40"W, on the east shore of the East Branch of the Sebasticook River; then southwesterly along the east shore of the East Branch of the Sebasticook River to a point 44°55'27"N, 69°15'43"W, then northwesterly across the East Branch of the Sebasticook River to a point 44°55'28"N, 69°15'47"W, along the western shore of the East Branch of the Sebasticook River; then west to the point of beginning; and its inhabitants constitute a standard water district under the name "Corinna Water District," referred to in this Act as the "district."~~

Sec. 2. P&SL 2001, c. 13, §4, as repealed and replaced by P&SL 2001, c. 65, §1, is amended to read:

Sec. 4. Trustees. The board of trustees of the district is composed of 3 trustees appointed by the municipal officers of the Town of Corinna. A trustee must be a resident of the ~~district~~ Town of Corinna.

See title page for effective date.

CHAPTER 27

H.P. 1283 - L.D. 1792

An Act To Protect Jobs in the Forest Product Industry

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