

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

## **An Act To Amend the Laws Preventing the Pollution of Portland's Water Supply**

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

**Sec. 1. P&SL 1913, c. 157, §1** is amended to read:

**Sec. 1. Trespassing on certain lands near Sebago Lake forbidden; notices must be posted.** All persons are forbidden trespassing on the lands purchased, taken or otherwise acquired by the Portland Water District for the purpose of protecting the purity of the waters of Sebago lakeLake. Notices that the lands are so taken and held, ~~shall~~ **must** be posted in conspicuous places on ~~said~~the lands and along the shore of ~~said~~the lake and abutting ~~thereon~~land and any person trespassing on ~~said~~the lands ~~shall be~~ is liable to a fine, payable to the stateState, of ~~not more than twenty dollars~~\$500 for a first offense, \$1,000 for a second offense and \$2,500 for each subsequent offense.

**Sec. 2. P&SL 1913, c. 157, §2, first ¶,** as amended by P&SL 1991, c. 12, §5, is further amended to read:

**Sec. 2. Bathing, etc., within two miles of intake, forbidden.** A person may not bathe ~~in~~have bodily contact with the waters of Sebago Lake within 2 miles of the intakes of the Portland Water District, nor may any person wash linen or other articles of personal apparel in the waters of the lake. ~~In addition to the foregoing provision, no~~A person ~~shall~~ **may not**, within the following described restricted area near the intakes of the Portland Water District, carry on ice fishing, operate any boat or any motorized vehicle, including snowmobiles, or trespass. The Portland Water District is authorized to place buoys in the waters of Sebago Lake and markers on the ice to define this restricted area. Any ~~such~~ buoys placed in the waters of Sebago Lake ~~shall~~ **must** be plainly marked as required by the Director of the Bureau of Parks and Recreation under the Maine Revised Statutes, Title 3812, Section 323 section 1894. To the extent that this statute prohibits the operation of a boat or vehicles or the carrying on of ice fishing in an area greater than prohibited by the general laws, the Act ~~shall apply~~ **applies** as provided in the Maine Revised Statutes, Title 22, Section 2437 section 2648.

**Sec. 3. P&SL 1913, c. 157, §2, 3rd ¶,** as amended by P&SL 1971, c. 77, is further amended to read:

Any person violating the provisions of this section ~~shall be~~ is liable to a fine, payable to the State, of ~~not more than \$20~~\$500 for a first offense, \$1,000 for a second offense and \$2,500 for each subsequent offense.

### **SUMMARY**

This bill updates and clarifies the private and special law prohibiting bodily contact with the waters of Sebago Lake within 2 miles of the Portland Water District intake pipes. This bill also updates the fines

for such bodily contact and for trespassing on land acquired by the district for protecting its source of supply in the lower bay of Sebago Lake.