

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-SIX

—
H.P. 1493 - L.D. 2214

**An Act to Confirm and Finalize the Boundary Between the Town of Kittery
and the Town of York**

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 communities of Kittery and York have experienced a history of border disputes and disagreement over the municipal boundary line between the 2 towns; and

Whereas, the 2 towns have reached a mutually agreed-upon description of their common boundary in an amicable manner; and

Whereas, it is in the public interest to immediately acknowledge the amicable settlement of the boundary line dispute between the 2 towns as mutually agreed upon; 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. Boundary line. Notwithstanding any provision of law to the contrary, the boundary line between the Town of Kittery and the Town of York is as described:

Beginning at the base of a 5-foot tall 3-inch by 9-inch granite monument found at the northwesterly corner of the Town of Kittery and the southwesterly line of the Town of York, located N 35°48'52" E, a distance of 48.45 feet from a 2-foot tall 6-inch by 6-inch granite monument found with disc stamped "1995 YORK ELIOT STA 202-49.63 CIVIL CONSULTANTS PLS 1302" at the northeasterly corner of the Town of Eliot and common line of the Towns of York and Kittery;

1. Thence S 74°55'57" E, a distance of 151.79 feet to the centerline of a discontinued road known as Gee Road or Old Cutts Road;
2. Thence S 58°04'52" E, a distance of 1,591.44 feet;

3. Thence S 53°25'18" E, a distance of 2,048.07 feet to a 5/8-inch iron rebar with identifying cap marked "U.S. DEPT. OF INTERIOR – FISH AND WILDLIFE SERVICE – TR 22 COR 241 – PLS 2384 – 2023";
4. Thence S 53°22'19" E, a distance of 468.58 feet to a 3/4-inch iron pipe;
5. Thence S 53°21'17" E, a distance of 399.80 feet to a 3/4-inch iron pipe;
6. Thence S 56°49'54" E, a distance of 150.33 feet to a point near the westerly sideline of Betty Welch Road;
7. Thence S 43°27'47" E, a distance of 50.31 feet to a point near the easterly sideline of said Betty Welch Road;
8. Thence S 55°12'35" E partially along remains of a stone wall, a distance of 92.38 feet;
9. Thence S 57°55'09" E along said stone wall remains, a distance of 41.51 feet to the end of said stone wall remains;
10. Thence S 52°42'17" E, a distance of 106.31 feet to the beginning of stone wall remains;
11. Thence S 53°18'12" E, a distance of 38.26 feet to a point to the end of said stone wall remains and a barbed wire fence;
12. Thence S 53°15'32" E, a distance of 307.11 feet to a tree embedded with barbed wire fence;
13. Thence S 48°52'46" E along a barbed wire fence, a distance of 60.39 feet;
14. Thence S 53°41'38" E, a distance of 320.72 feet to the beginning of a stone wall;
15. Thence S 52°33'59" E along said stone wall, a distance of 55.50 feet;
16. Thence S 55°26'51" E along said stone wall, a distance of 145.46 feet;
17. Thence S 53°49'54" E along said stone wall, a distance of 28.65 feet;
18. Thence S 42°54'12" E along said stone wall, a distance of 17.66 feet;
19. Thence S 58°22'49" E along said stone wall, a distance of 42.47 feet;
20. Thence S 54°56'50" E along said stone wall, a distance of 30.63 feet to a stone wall end;
21. Thence S 55°26'19" E, a distance of 922.07 feet to a 6-inch by 6-inch concrete highway monument;
22. Thence S 56°02'51" E, a distance of 335.90 feet to a 6-inch by 6-inch concrete highway monument with a drill hole on the northwesterly sideline of Interstate 95;
23. Thence S 56°34'41" E, a distance of 635.55 feet to the intersection of a stone wall and the southeasterly sideline of Interstate 95;
24. Thence S 63°01'42" E partially along said stone wall, a distance of 167.51 feet to the beginning of a stone wall;
25. Thence S 60°20'38" E along said stone wall, a distance of 242.94 feet to stone wall intersection;

26. Thence S 31°49'29" W along said stone wall, a distance of 78.87 feet to a drill hole in said stone wall on the northeasterly sideline of Parsons Lane;
27. Thence S 52°04'31" E along said Parsons Lane, a distance of 224.58 feet to the beginning of stone wall remains;
28. Thence S 50°06'32" E along said Parsons Lane and partially along said stone wall remains, a distance of 289.81 feet to a 1 1/2-inch iron pipe in said stone wall remains;
29. Thence S 50°53'17" E along said Parsons Lane, a distance of 284.70 feet to a 2-inch iron pipe;
30. Thence S 55°33'32" E along said Parsons Lane, a distance of 173.02 feet;
31. Thence S 54°30'52" E along said Parsons Lane, a distance of 174.14 feet to a 2-inch iron pipe;
32. Thence S 57°29'03" E along said Parsons Lane, a distance of 316.82 feet to a point near the westerly sideline of U.S. Route 1;
33. Thence S 35°12'57" E, a distance of 72.80 feet to a 2-inch iron pipe near the easterly sideline of U.S. Route 1;
34. Thence S 48°59'32" E, a distance of 282.64 feet to the beginning of a stone wall;
35. Thence S 49°50'11" E along said stone wall, a distance of 90.31 feet to the end of said stone wall;
36. Thence S 47°40'32" E, a distance of 52.39 feet to the beginning of a stone wall;
37. Thence S 49°29'55" E along said stone wall, a distance of 116.45 feet;
38. Thence S 46°13'38" E along said stone wall, a distance of 29.30 feet;
39. Thence S 51°58'56" E along said stone wall, a distance of 59.64 feet;
40. Thence S 47°59'13" E along said stone wall, a distance of 11.38 feet to a stone wall corner;
41. Thence S 48°09'08" E, a distance of 283.55 feet to the beginning of a stone wall;
42. Thence S 54°57'32" E along said stone wall, a distance of 38.47 feet;
43. Thence S 53°57'44" E along said stone wall, a distance of 77.39 feet;
44. Thence S 35°50'06" E along said stone wall, a distance of 31.78 feet;
45. Thence S 55°04'41" E along said stone wall, a distance of 24.83 feet to the end of said stone wall;
46. Thence S 51°16'02" E, a distance of 104.86 feet to a stone wall corner with a 1 1/2-inch iron pipe;
47. Thence S 51°23'43" E along said stone wall, a distance of 59.27 feet to stone wall intersection;
48. Thence S 52°08'10" E along said stone wall, a distance of 58.42 feet to the end of said stone wall;
49. Thence S 62°19'16" E, a distance of 7.44 feet to the beginning of a stone wall;
50. Thence S 56°16'09" E along said stone wall, a distance of 13.62 feet;

51. Thence S 49°22'29" E along said stone wall, a distance of 25.03 feet;
52. Thence S 60°31'13" E along said stone wall, a distance of 20.02 feet;
53. Thence S 51°26'03" E along said stone wall, a distance of 18.51 feet;
54. Thence S 42°28'29" E along said stone wall, a distance of 34.80 feet;
55. Thence S 47°57'25" E along said stone wall, a distance of 46.77 feet to a drill hole in said stone wall;
56. Thence S 53°33'49" E along said stone wall, a distance of 53.92 feet;
57. Thence S 51°39'23" E along said stone wall, a distance of 77.61 feet;
58. Thence S 53°00'16" E along said stone wall, a distance of 36.97 feet to the end of said stone wall;
59. Thence S 50°54'28" E, a distance of 17.95 feet to the beginning of a stone wall;
60. Thence S 52°51'53" E along said stone wall, a distance of 107.92 feet to a drill hole in said stone wall;
61. Thence S 55°07'03" E along said stone wall, a distance of 93.79 feet to the end of said stone wall;
62. Thence S 62°10'24" E, a distance of 4.67 feet to beginning of a stone wall;
63. Thence S 52°57'00" E along said stone wall, a distance of 31.10 feet to a drill hole in said stone wall;
64. Thence S 44°23'14" E along said stone wall, a distance of 17.36 feet;
65. Thence S 53°03'40" E along said stone wall, a distance of 201.36 feet to the end of said stone wall;
66. Thence S 46°24'03" E, a distance of 383.66 feet to the beginning of a stone wall;
67. Thence S 59°42'26" E along said stone wall, a distance of 34.92 feet;
68. Thence S 55°17'23" E along said stone wall, a distance of 38.52 feet;
69. Thence S 58°49'09" E along said stone wall, a distance of 32.53 feet;
70. Thence S 51°10'52" E along said stone wall, a distance of 44.35 feet;
71. Thence S 56°58'29" E along said stone wall, a distance of 22.71 feet to a drill hole in said stone wall;
72. Thence S 48°11'47" E along said stone wall, a distance of 71.53 feet;
73. Thence S 46°23'19" E along said stone wall, a distance of 75.87 feet;
74. Thence S 49°24'03" E along said stone wall, a distance of 23.98 feet;
75. Thence S 53°50'45" E along said stone wall, a distance of 27.87 feet;
76. Thence S 49°28'27" E along said stone wall, a distance of 51.42 feet to a stone wall intersection;
77. Thence S 50°23'37" E along said stone wall, a distance of 69.64 feet to the end of said stone wall;
78. Thence S 52°52'48" E, a distance of 230.58 feet to a stone wall corner;

79. Thence S 51°57'36" E along said stone wall, a distance of 24.42 feet to the end of said stone wall;
80. Thence S 48°41'37" E, a distance of 10.16 feet to the beginning of a stone wall;
81. Thence S 52°17'45" E along said stone wall, a distance of 67.30 feet;
82. Thence S 53°22'24" E along said stone wall, a distance of 93.19 feet;
83. Thence S 59°26'50" E along said stone wall, a distance of 11.59 feet;
84. Thence S 54°15'23" E along said stone wall, a distance of 20.78 feet;
85. Thence S 49°00'07" E along said stone wall, a distance of 50.55 feet;
86. Thence S 53°28'14" E partially along said stone wall, a distance of 60.56 feet to a point in said stone wall;
87. Thence S 62°44'57" E along said stone wall, a distance of 14.94 feet;
88. Thence S 52°36'12" E partially along said stone wall and stone wall remains, a distance of 213.30 feet to the beginning of a stone wall;
89. Thence S 54°31'23" E along said stone wall, a distance of 21.82 feet to the end of said stone wall;
90. Thence S 52°12'05" E, a distance of 156.31 feet to a drill hole at the beginning of a stone wall;
91. Thence S 54°37'29" E along said stone wall, a distance of 94.71 feet;
92. Thence S 43°10'27" E along said stone wall, a distance of 27.88 feet;
93. Thence S 54°25'01" E along said stone wall, a distance of 75.21 feet;
94. Thence S 50°10'16" E along said stone wall, a distance of 80.90 feet to a 4-inch by 4-inch granite monument;
95. Thence S 50°56'45" E, a distance of 538.97 feet to a 4-inch by 4-inch granite monument in said stone wall at a stone wall corner;
96. Thence S 36°36'40" E along said stone wall, a distance of 17.74 feet;
97. Thence S 49°30'54" E along said stone wall, a distance of 58.27 feet;
98. Thence S 45°56'27" E along said stone wall, a distance of 69.35 feet;
99. Thence S 55°47'19" E along said stone wall, a distance of 25.30 feet;
100. Thence S 50°16'36" E along said stone wall, a distance of 138.81 feet;
101. Thence S 36°53'27" E along said stone wall, a distance of 40.90 feet;
102. Thence S 30°20'31" E along said stone wall, a distance of 19.30 feet;
103. Thence S 24°11'48" E along said stone wall, a distance of 20.28 feet to the end of said stone wall and the beginning of stone wall remains;
104. Thence S 50°49'13" E along said stone wall remains, a distance of 69.17 feet;
105. Thence S 46°51'39" E partially along said stone wall remains, a distance of 188.73 feet to the beginning of a stone wall;
106. Thence S 54°28'54" E along said stone wall, a distance of 69.21 feet;

107. Thence S 49°39'58" E along said stone wall, a distance of 44.41 feet;
108. Thence S 52°48'42" E along said stone wall, a distance of 19.44 feet to a 5/8-inch rebar with identification cap marked "ALE 1197" in a stone wall intersection;
109. Thence S 55°23'17" E along said stone wall, a distance of 23.11 feet to the end of stone wall and the beginning of stone wall remains;
110. Thence S 55°57'22" E along said stone wall remains, a distance of 85.01 feet;
111. Thence S 53°46'21" E along said stone wall remains, a distance of 114.72 feet to the beginning of a stone wall;
112. Thence S 43°53'01" E along said stone wall, a distance of 40.69 feet;
113. Thence S 59°23'28" E along said stone wall, a distance of 37.68 feet;
114. Thence S 54°54'07" E along said stone wall, a distance of 108.40 feet;
115. Thence S 41°53'54" E along said stone wall, a distance of 8.75 feet;
116. Thence S 56°24'51" E along said stone wall, a distance of 46.45 feet to a drill hole at a stone wall intersection;
117. Thence S 53°03'59" E along said stone wall, a distance of 167.12 feet;
118. Thence S 51°58'31" E along said stone wall, a distance of 74.89 feet;
119. Thence S 57°05'59" E along said stone wall, a distance of 72.39 feet to the end of said stone wall;
120. Thence S 59°03'10" E partially along a stone wall, a distance of 121.65 feet to a 5/8-inch iron rod in a stone wall intersection;
121. Thence S 58°04'15" E along said stone wall, a distance of 19.19 feet;
122. Thence S 49°16'43" E along said stone wall, a distance of 12.34 feet;
123. Thence S 68°16'30" E along said stone wall, a distance of 49.03 feet;
124. Thence S 50°58'24" E along said stone wall, a distance of 97.81 feet to a 5/8-inch rebar in a stone wall intersection;
125. Thence S 53°33'10" E along said stone wall, a distance of 134.46 feet;
126. Thence S 50°39'27" E along said stone wall, a distance of 202.96 feet to stone wall corner;
127. Thence S 54°35'10" E, a distance of 401.01 feet to the beginning of a stone wall;
128. Thence S 66°37'15" E along said stone wall, a distance of 75.15 feet to the end of said stone wall;
129. Thence S 57°02'54" E, a distance of 322.70 feet to a point near the westerly sideline of Bartlett Road;
130. Thence S 57°02'54" E, a distance of 51.52 feet to a point near the easterly side of said Bartlett Road and the northerly sideline of Payne Road;
131. Thence S 46°28'40" E along said Payne Road, a distance of 180.93 feet;
132. Thence S 51°40'57" E along said Payne Road, a distance of 906.32 feet;

133. Thence S 46°33'50" E along said Payne Road, a distance of 700.39 feet;
134. Thence S 50°35'20" E along said Payne Road, a distance of 586.67 feet;
135. Thence S 46°35'43" E along said Payne Road, a distance of 258.37 feet;
136. Thence S 59°04'12" E along said Payne Road, a distance of 102.44 feet;
137. Thence S 01°56'58" W through the center of a 36-inch corrugated metal culvert running underneath said Payne Road, a distance of 56.59 feet to the southerly sideline of said Payne Road and center of a tidal inlet;
138. Thence S 38°27'43" E along the thread of the inlet, a distance of 13.65 feet;
139. Thence S 61°38'16" E along the thread of the inlet, a distance of 62.45 feet;
140. Thence S 46°18'38" E along the thread of the inlet, a distance of 42.45 feet;
141. Thence S 20°06'20" E along the thread of the inlet, a distance of 12.59 feet;
142. Thence S 27°04'07" W along the thread of the inlet, a distance of 9.01 feet;
143. Thence S 07°32'08" E along the thread of the inlet, a distance of 13.29 feet;
144. Thence S 30°33'38" E along the thread of the inlet, a distance of 11.47 feet;
145. Thence S 87°53'35" E along the thread of the inlet, a distance of 21.22 feet;
146. Thence S 39°00'00" E along the thread of the inlet, a distance of 9.53 feet;
147. Thence S 04°20'24" W along the thread of the inlet, a distance of 16.52 feet;
148. Thence S 21°41'44" W along the thread of the inlet, a distance of 25.71 feet;
149. Thence S 23°59'49" E along the thread of the inlet, a distance of 4.65 feet;
150. Thence S 78°04'06" E along the thread of the inlet, a distance of 11.37 feet;
151. Thence N 16°25'39" E along the thread of the inlet, a distance of 26.71 feet;
152. Thence S 79°13'30" E along the thread of the inlet, a distance of 13.12 feet;
153. Thence S 48°51'18" E along the thread of the inlet, a distance of 11.91 feet;
154. Thence S 07°26'20" E along the thread of the inlet, a distance of 30.69 feet;
155. Thence S 17°05'22" E along the thread of the inlet, a distance of 20.89 feet;
156. Thence S 20°47'00" E along the thread of the inlet, a distance of 32.41 feet;
157. Thence S 83°47'54" W along the thread of the inlet, a distance of 8.37 feet;
158. Thence N 67°16'02" W along the thread of the inlet, a distance of 22.69 feet;
159. Thence S 66°29'26" W along the thread of the inlet, a distance of 9.63 feet;
160. Thence S 10°13'34" W along the thread of the inlet, a distance of 12.93 feet;
161. Thence S 35°17'25" E along the thread of the inlet, a distance of 10.30 feet;
162. Thence S 12°35'25" E along the thread of the inlet, a distance of 22.74 feet;
163. Thence S 50°11'56" E along the thread of the inlet, a distance of 8.28 feet;
164. Thence N 47°05'34" E along the thread of the inlet, a distance of 29.71 feet;
165. Thence S 62°15'55" E along the thread of the inlet, a distance of 16.56 feet;

166. Thence S 18°03'35" E along the thread of the inlet, a distance of 10.66 feet;
167. Thence S 23°51'17" W along the thread of the inlet, a distance of 33.48 feet;
168. Thence S 21°03'30" E along the thread of the inlet, a distance of 40.00 feet;
169. Thence S 03°29'41" E along the thread of the inlet, a distance of 13.06 feet;
170. Thence S 25°46'25" W along the thread of the inlet, a distance of 6.07 feet;
171. Thence S 09°27'11" E along the thread of the inlet, a distance of 21.55 feet;
172. Thence S 04°47'45" E along the thread of the inlet, a distance of 34.92 feet;
173. Thence S 44°50'14" E along the thread of the inlet, a distance of 20.46 feet;
174. Thence N 87°05'59" E along the thread of the inlet, a distance of 10.87 feet;
175. Thence S 21°25'22" E along the thread of the inlet, a distance of 13.08 feet;
176. Thence S 46°09'23" W along the thread of the inlet, a distance of 45.87 feet;
177. Thence S 16°29'21" W along the thread of the inlet, a distance of 18.14 feet;
178. Thence S 26°23'11" E along the thread of the inlet, a distance of 12.93 feet;
179. Thence S 04°51'15" W along the thread of the inlet, a distance of 54.45 feet;
180. Thence S 59°12'02" W along the thread of the inlet, a distance of 18.37 feet;
181. Thence S 32°39'08" W along the thread of the inlet, a distance of 20.22 feet;
182. Thence S 25°19'54" E along the thread of the inlet, a distance of 11.23 feet;
183. Thence S 58°58'47" E along the thread of the inlet, a distance of 28.54 feet;
184. Thence S 20°27'35" W along the thread of the inlet, a distance of 39.05 feet;
185. Thence S 08°52'27" W along the thread of the inlet, a distance of 44.95 feet;
186. Thence S 32°11'08" E along the thread of the inlet, a distance of 15.00 feet;
187. Thence S 67°39'20" E along the thread of the inlet, a distance of 32.80 feet;
188. Thence S 48°23'42" E along the thread of the inlet, a distance of 17.39 feet;
189. Thence S 09°21'43" E along the thread of the inlet, a distance of 24.62 feet;
190. Thence S 15°39'27" W along the thread of the inlet, a distance of 22.16 feet;
191. Thence S 27°20'38" E along the thread of the inlet, a distance of 12.19 feet;
192. Thence S 53°51'03" E along the thread of the inlet, a distance of 24.13 feet;
193. Thence S 05°01'23" W along the thread of the inlet, a distance of 20.53 feet;
194. Thence S 21°40'02" W along the thread of the inlet, a distance of 36.37 feet;
195. Thence S 10°35'30" E along the thread of the inlet, a distance of 16.14 feet;
196. Thence S 27°36'22" E along the thread of the inlet, a distance of 40.96 feet;
197. Thence S 26°25'32" W along the thread of the inlet, a distance of 63.00 feet;
198. Thence S 46°58'05" E along the thread of the inlet, a distance of 26.00 feet to a point near the westerly sideline of State Route 103;

199. Thence S 51°32'12" E along the thread of the inlet being through and along the center of the box culvert for the bridge crossing, a distance of 49.50 feet to the easterly sideline of State Route 103;

- 200. Thence S 53°01'20" E, a distance of 103.88 feet;
- 201. Thence S 15°07'16" E, a distance of 155.96 feet;
- 202. Thence S 04°05'23" W, a distance of 155.57 feet;
- 203. Thence S 47°19'48" W, a distance of 89.31 feet;
- 204. Thence S 33°20'00" E, a distance of 210.38 feet;
- 205. Thence S 14°14'24" E, a distance of 135.32 feet;
- 206. Thence S 73°56'47" E, a distance of 231.60 feet;
- 207. Thence S 32°07'57" E, a distance of 192.66 feet;
- 208. Thence S 02°34'01" E, a distance of 188.47 feet;
- 209. Thence S 56°43'17" E, a distance of 291.98 feet;
- 210. Thence S 27°20'08" E, a distance of 412.60 feet;
- 211. Thence S 62°09'02" E, a distance of 583.68 feet;
- 212. Thence S 13°48'35" E, a distance of 560.00 feet;
- 213. Thence S 65°22'42" E, a distance of 675.96 feet;
- 214. Thence S 19°27'31" E, a distance of 174.71 feet;
- 215. Thence S 25°52'02" W, a distance of 733.83 feet;
- 216. Thence S 14°56'46" E, a distance of 263.27 feet;
- 217. Thence S 61°39'04" E, a distance of 1,574.30 feet;
- 218. Thence N 83°43'26" E, a distance of 1,145.45 feet;
- 219. Thence S 63°56'51" E to the Atlantic Ocean.

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