

130th MAINE LEGISLATURE

FIRST SPECIAL SESSION-2021

Legislative Document

No. 1690

S.P. 546

In Senate, May 10, 2021

Resolve, To Modify the Deed for a Parcel of Property in the Town of Carrabassett Valley

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Received by the Secretary of the Senate on May 6, 2021. Referred to the Committee on Agriculture, Conservation and Forestry pursuant to Joint Rule 308.2 and ordered printed.

DAREK M. GRANT Secretary of the Senate

Presented by Senator BLACK of Franklin. Cosponsored by Representative SKOLFIELD of Weld and Representative: LANDRY of Farmington. **Sec. 1. Resolve 1999, c. 41, §4, amended. Resolved:** That Resolve 1999, c. 41, §4, as amended by Resolve 2019, c. 73, §1, is further amended to read:

Sec. 4. Deed and restrictions. Resolved: That the property must be conveyed by quit claim quitclaim deed without covenants, subject to the following deed restrictions: The Town of Carrabassett Valley shall in perpetuity retain title to the property and may not sell or otherwise transfer any interest, in whole or in part, in the property except that the Town of Carrabassett Valley may lease portions of the property as long as the uses are consistent with the uses specified in this resolve. The property must remain open and available for use and enjoyment by the public at large. Use of the property must be dedicated for purposes of public outdoor recreation, including, but not limited to: natural history study; hiking; camping; cross-country skiing; hunting; fishing; fisheries and wildlife management; skating; timber management and harvesting under a management plan prepared by a licensed professional forester; and attendant roads and parking. The property must be maintained in an essentially natural and undeveloped condition, except that up to 25 contiguous acres in the aggregate, including any development in existence on the effective date of this resolve, may be developed for any municipal facility. The following uses are expressly prohibited: residential development of any type; and development for overnight accommodations, except camping, including commercial camping if development plans for commercial camping are approved by the State; development for any type of commercial service center, shops, restaurants or other commercial development; or development for any purpose that will change the natural character of the area, except that those uses presently made of the Outdoor and Touring Center located on the property may continue. If the Town of Carrabassett Valley fails to comply with any of the conditions or restrictions, in whole or in part, contained in this resolve, the State may give written notice to the Town of Carrabassett Valley, and if the Town of Carrabassett Valley fails to comply within 30 days, then the title to the property reverts to the State; such a reversion may not be effective until the State records a notice of the reversion in the Franklin County Registry of Deeds.

SUMMARY

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This resolve amends the deed transferring land from the State to the Town of Carrabassett Valley to remove the prohibition against using the land for a commercial purpose.