



128th MAINE LEGISLATURE

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Legislative Document

No. 537

H.P. 381

House of Representatives, February 9, 2017

**An Act To Provide an Exemption from Road Association Payments
for Landowners Whose Primary Access Is Not over the Road**

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative WADSWORTH of Hiram.
Cosponsored by Senator HAMPER of Oxford and
Representatives: GRIGNON of Athens, HARRINGTON of Sanford, KINNEY of Limington,
ORDWAY of Standish, PIERCE of Dresden.

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

2 **Sec. 1. 23 MRSA §3107** is enacted to read:

3 **§3107. Exemption when nonprimary road access**

4 Notwithstanding any other provision of this subchapter, an owner of a parcel of land
5 benefited by a road that does not serve as the primary access route to the owner's parcel
6 of land is exempt from all payments or assessments under this subchapter for repairs or
7 maintenance relating to that road if that owner notifies the owners of all other parcels
8 benefited by that road, prior to the determination by the road association to undertake the
9 repair or maintenance, that the road does not serve as the primary access route to the
10 owner's parcel of land. For purposes of this section, "road" means a private road, private
11 way or bridge subject to the provisions of this subchapter.

12 **SUMMARY**

13 This bill provides an exemption from road association payments for an owner of a
14 parcel of land benefited by a private road, private way or bridge that does not serve as the
15 primary access route to the land. The owner is exempt from all payments or assessments
16 for repairs or maintenance determined to be undertaken by the road association as long as
17 the owner notifies the owners of all other parcels benefited by the road, way or bridge
18 prior to the determination by the road association to undertake the repair or maintenance.