

127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 707

H.P. 483

House of Representatives, March 5, 2015

An Act To Correct an Error in the Law That Allows a Break in Control of Access on William L. Clarke Drive in the City of Westbrook

(EMERGENCY)

Reference to the Committee on Transportation suggested and ordered printed.

R(+ B. Hunt

ROBERT B. HUNT Clerk

Presented by Representative GATTINE of Westbrook. Cosponsored by Senator HASKELL of Cumberland and Representative: BATES of Westbrook, Senator: BREEN of Cumberland.

- 1 **Emergency preamble. Whereas,** acts and resolves of the Legislature do not 2 become effective until 90 days after adjournment unless enacted as emergencies; and
- 3 **Whereas,** in 2011, the 125th Legislature approved a break in access for a parcel of 4 land in the City of Westbrook; and
- 5 **Whereas,** the approved law contained an error that has caused significant delays in 6 the development of this parcel of land; and
- 7 Whereas, it is important that this error be corrected as soon as possible to prevent
 8 further delays; and

9 **Whereas,** in the judgment of the Legislature, these facts create an emergency within 10 the meaning of the Constitution of Maine and require the following legislation as 11 immediately necessary for the preservation of the public peace, health and safety; now, 12 therefore,

- 13 Be it enacted by the People of the State of Maine as follows:
- 14 Sec. 1. P&SL 2011, c. 3, §1 is amended to read:

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15 Sec. 1. Allow an entrance through control of access on William L. Clarke Drive in the City of Westbrook. At the request of the owner of the parcel on 16 Westbrook Tax Map 32, Lot 52 53, the Department of Transportation shall allow an 17 18 entrance to be built on William L. Clarke Drive in the City of Westbrook on the condition 19 that the owner assume all costs for the repayment of federal funds used by the Department of Transportation to acquire control of access on William L. Clarke Drive in 20 21 the City of Westbrook and for environmental permitting for the break in control of access to be built on William L. Clarke Drive in the City of Westbrook. The break in control of 22 23 access must be no more than 75 feet in width and located between station 35+00 and 24 43+00 on William L. Clarke Drive as shown on the Maine Department of Transportation right-of-way map, S.H.C. File Number 3-189 sheets 6 and 7, September 1968, for the 25 26 parcel on Westbrook Tax Map 32, Lot 52 53.

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

SUMMARY

This bill corrects a reference to a lot number to allow, at the request of the owner of that lot, an entrance to be built on William L. Clarke Drive in the City of Westbrook.