

129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document No. 1473 In Senate, April 2, 2019

> An Act To Provide Consistency in the Laws Governing Culvert Replacement

> > (AFTER DEADLINE)

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

Reference to the Committee on Transportation suggested and ordered printed.

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DAREK M. GRANT Secretary of the Senate

Presented by Senator MIRAMANT of Knox.

S.P. 453

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

Sec. 1. 23 MRSA §705, last ¶, as amended by PL 1999, c. 473, Pt. C, §2, is
 further amended to read:

4 For locations on town ways and on state and state aid highways within the compact area of an urban compact municipality pursuant to section 754, the municipality must be 5 petitioned by the abutter pursuant to section 704. Should a permit be issued, the abutter 6 shall provide, at the abutter's expense, a culvert satisfactory to the municipality, which 7 must be installed at the abutter's expense by, or under the direction of, the municipality 8 shall install and maintain. The culvert must be maintained by the municipality, except 9 that when the municipality determines a culvert replacement is required, the abutter is 10 11 responsible for the cost of a replacement culvert.

SUMMARY This bill makes the cost of replacing a culvert the expense of the abutter.