

Legislation of Interest to Land Surveyors

Public Law 513 AN ACT TO PROVIDE FOREST CERTIFICATION COST-SHARE INCENTIVES TO FOREST LANDOWNERS AND LICENSED FORESTERS This bill creates a forest certification incentive cost-share fund.

www.mainelegislature.org/legis/bills/chapters/PUBLIC513-1.asp

Public Law 535 AN ACT TO AMEND THE LAWS REGARDING AQUACULTURE LEASES This legislation requires a person to submit an annual fallowing plan and a reassessment schedule for that plan for the commissioner that identifies lease sites that have been actively operated during the lease period and that will be fallowed.

www.mainelegislature.org/legis/bills/chapters/PUBLIC535-1.asp

Public Law 546 AN ACT TO STRENGTHEN MAINE'S TIMBER THEFT LAWS This law requires that a person harvesting land, in the absence of a written agreement to the contrary, must provide full payment to the land owner within 45 days of delivery to the handling or processing facility of the timber. This law also provides penalties of \$1,000 for the first offense and up to \$2,000 for the second offense. A violation of this section is a Class C crime for the third offense. The courts are also authorized to order restitution.

www.mainelegislature.org/legis/bills/chapters/PUBLIC546-1.asp

Public Law 555 AN ACT TO ESTABLISH THE PINE TREE RECREATION ZONE This bill establishes the Pine Tree Recreational zone to expand recreational opportunities and economic tourism and economic developmental in certain areas. It provides criteria for project eligibility in the sections of the state that are eligible.

www.mainelegislature.org/legis/bills/chapters/PUBLIC555-1.asp

Public Law 564 AN ACT TO PROHIBIT CHANGING THE FLOW OF WATER ON ANOTHER'S LAND This bill provides that unreasonable use of land that results in altered flow of surface water that causes unreasonable injury to another's land or that unreasonably interferes with the reasonable use of another's land is a nuisance. It provides for a three year statute of limitations for nuisance actions under this law.

www.mainelegislature.org/legis/bills/chapters/PUBLIC564-1.asp

Public Law 572 AN ACT TO IMPLEMENT MODEL TIME-SHARE FORECLOSURE PROCEDURES This law provides a streamlined procedure for foreclosing on time-shares.

www.mainelegislature.org/legis/bills/chapters/PUBLIC572-1.asp

Public Law 574 AN ACT REGARDING WORKING WATERFRONT COVENANTS UNDER THE LAND FOR MAINE'S FUTURE BOARD This bill provides various regulations for working waterfront covenants. Working waterfront covenants must be prepared in recordable form between the owner of a working waterfront real estate and one or more qualified holders. It permits a qualified holder to control either directly or indirectly the use, ownership, and sales price of a working waterfront real estate for the primary purpose of making and preserving the availability and the affordability of that real estate for commercial fisheries business. The bill provides other regulations

pertaining to criteria with relation to working waterfronts.

www.mainelegislature.org/legis/bills/chapters/PUBLIC574-1.asp

Public Law 579 AN ACT TO CLARIFY LAWS GOVERNING EMINENT DOMAIN

This law provides limitation on the eminent domain authority of government entities.

This legislation puts limits on governments' ability to take property for private retail, office, commercial, industrial, or residential development.

www.mainelegislature.org/legis/bills/chapters/PUBLIC579-1.asp

Public Law 584 AN ACT TO CLARIFY THE USE OF DEDICATED FUNDS FOR THE PRESERVATION OF DEEDS RECORDS

This bill clarifies that certain funds are to be used for the preservation of records and provides penalties against a county which misuses those funds.

www.mainelegislature.org/legis/bills/chapters/PUBLIC584-1.asp

Public Law 597 AN ACT MAKING IMPROVEMENTS TO THE LAWS REGARDING LOCAL LAND USE ORDINANCES

This bill places restrictions on municipalities which adopt a rate of growth ordinance.

www.mainelegislature.org/legis/bills/chapters/PUBLIC597-1.asp

Public Law 626 AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE ATV TRAIL ADVISORY COUNCIL

This bill provides for mandatory suspensions for certain ATV violations as well as other recommendations of the commission.

www.mainelegislature.org/legis/bills/chapters/PUBLIC626-1.asp

Public Law 642 AN ACT TO AMEND THE LAWS CONCERNING EMINENT DOMAIN

This bill provides for certain additional benefits to be provided to certain businesses when they are required to relocate through eminent domain. These can include moving expenses and other damages in an eminent domain proceeding.

www.mainelegislature.org/legis/bills/chapters/PUBLIC642-1.asp