



130th MAINE LEGISLATURE

FIRST REGULAR SESSION-2021

Legislative Document

No. 704

H.P. 516

House of Representatives, March 4, 2021

An Act To Amend the Laws Governing Culvert Replacement

Received by the Clerk of the House on March 2, 2021. Referred to the Committee on Transportation pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

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

ROBERT B. HUNT
Clerk

Presented by Representative HARNETT of Gardiner.

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

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

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

12 **SUMMARY**

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