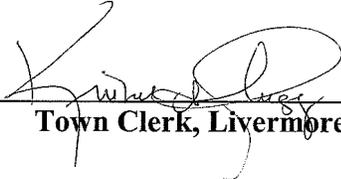


**MOOSEHILL POND WATER
QUALITY PROTECTION ORDINANCE
TOWN OF LIVERMORE FALLS**

**ATTEST: A True Copy of an ordinance entitled "Moosehill
Pond Water Quality Protection Ordinance for the Town of
Livermore Falls". It was voted on and passed in the Town
Meeting held on June 12th, 2000 and an amendment was made
at a Special Town Meeting on February 2003 adding F to
Section II and adding A to Section Enforcement.**



Town Clerk, Livermore Falls

**MOOSEHILL POND WATER QUALITY PROTECTION
ORDINANCE
TOWN OF LIVERMORE FALLS**

Section I. Title

This ordinance shall be known and cited as the “Moosehill Pond Water Quality Protection Ordinance” and shall be referred to as this “Ordinance”.

Section II. Purpose

The purpose of this ordinance is to protect the health, safety and general welfare of the inhabitants of the Town of Livermore Falls and the customers of the Livermore Falls Water District by providing water quality protection by prohibiting the following:

- A. Swimming in the waters of Moosehill Pond.
- B. Watercraft in or on the waters of Moosehill Pond, except for human powered watercraft.
- C. Domesticated animals, other than wildlife, in the waters of Moosehill Pond.
- D. Structures on the frozen waters of Moosehill Pond.
- E. Any motorized vehicles or machinery in the waters or on the frozen waters of Moosehill Pond.
- F. The pumping/drafting or removal of water from Moosehill Pond is not allowed without the prior consent by the Water District Superintendent or his designee.

These prohibitions are not intended to prevent those persons, associated with the Water District and authorized by the Superintendent of the Water District, from the performance of their duties.

Section III. Authority

This ordinance is hereby adopted and hereafter amended pursuant to and consistent with Article VIII-A of the Maine Constitution and the provisions of Title 30-A MRSA, Section 3001.

Section IV. Applicability

This ordinance applies to the waters of Moosehill Pond.

Section V. Amendments, Validity and Severability, and Effective Date

A. Amendments

1. An amendment to this ordinance may be initiated by:
 - a. A majority vote of the Planning Board has so voted; or
 - b. A request of the Board of Selectmen to the Planning Board;or
 - c. On written petition of a number of voters equal to at least 10% of the number of votes cast in the Town of Livermore Falls in the last gubernatorial election.
2. The Planning Board shall hold a public hearing on any proposed amendment. At least fifteen (15) days prior to the hearing notice shall be published in a newspaper in general circulation in the Town of Livermore Falls and such notice shall be sent by registered mail to each owner of land bordering Moosehill Pond.
3. This ordinance may be amended by the majority vote of the town meeting.

B. Validity and Severability

Should any section or provision of this ordinance be declared by any court to be invalid, such decision shall not invalidate any other section or provision.

C. Effective Date

The effective date of this ordinance is the date of adoption by majority vote of the town meeting.

Section VI. Enforcement

A. Officers

It shall be the duty of the Code Enforcement Officer, the Water Superintendent, the Sewer Superintendent and the Livermore Falls Police Department to enforce provisions of this ordinance.

B. Fines

Whoever willfully violates the provisions of this ordinance shall, upon conviction, be penalized in accordance with Title 30-A, MRSA, Section 4452.

Section VII. Definitions

Unless specifically defined below, words and phrases used in this ordinance shall have the same meaning as they have at common law and to give this ordinance its most reasonable application.

Domesticated animal: Dogs, other than guide or hearing dogs; animals that are tame or belong to a house or home.

Motorized vehicle: A self-propelled vehicle including, but not limited to, snowmobiles and all-terrain vehicles, but not motorized wheelchairs.

Swimming: Bathing and other human contact with the waters of Moosehill Pond.

Watercraft: Any type of vessel, boat or craft used or capable of being used as a means of transportation on the water.

Adopted: June 12, 2000

Amended: February 18, 2003 adding F to Section II and adding A to Section VI Enforcement