

CHAPTER 40

SOIL CONSERVATION

40.01 DEFINITIONS.

HISTORY. 1937 c. 441 s. 2; M. Supp. s. 6932-2.

40.02 PUBLIC POLICY; PURPOSE.

HISTORY. 1937 c. 441 s. 1; M. Supp. s. 6932-1.

The legislature may by general law divide districts or provide the agency for doing so. OAG July 6, 1944 (705a-8).

40.03 SOIL CONSERVATION COMMITTEE.

HISTORY. 1937 c. 441 s. 3; M. Supp. s. 6932-3.

In performing its discretionary duties the committee must act as a committee, but may impose purely administrative duties upon its chairman or on a member or employee. OAG Jan. 17, 1944 (705a-2).

40.04 SOIL CONSERVATION DISTRICTS CREATED.

HISTORY. 1937 c. 441 s. 4; M. Supp. s. 6932-4; 1943 c. 274 s. 1.

Public hearing on due and proper notice is required on a petition to create or enlarge a district. OAG Jan. 17, 1944 (705a-2); OAG Feb. 9, 1944 (705a-6); OAG April 25, 1944 (705a-6).

Formula for and weight to be given to consents where boundaries of the proposed petition are modified. OAG Jan. 17, 1944 (705a-2).

40.05 THREE SUPERVISORS ELECTED FOR EACH DISTRICT.

HISTORY. 1937 c. 441 s. 5; M. Supp. s. 6932-5; 1943 c. 274 s. 2; 1945 c. 95 s. 2.

Notices of election of supervisors may be given by posting the notices in three public places within the town. The notice must not be given until the 30-day nominating period has expired. OAG June 28, 1944 (705a-8).

40.06 SUPERVISORS; APPOINTMENT, QUALIFICATIONS, TERM; ORGANIZATION.

HISTORY. 1937 c. 441 s. 6; M. Supp. s. 6932-6; 1943 c. 274 s. 3; 1945 c. 95 s. 3.

40.07 POWERS OF DISTRICTS AND SUPERVISORS.

HISTORY. 1937 c. 441 s. 7; M. Supp. s. 6932-7.

A soil conservation district is a governmental division and a state agency. OAG Oct. 23, 1934 (324m).

Where the district holds an easement from landowners, it may enter into a cooperative agreement with the game and fish department, for improvement of a trout stream. OAG April 14, 1944 (208b-4).

Supervisors are not liable in damages for injuries resulting, except where there is evidence of negligence in which the supervisor personally participated. OAG June 28, 1944 (705a-8).

A soil conservation district may not enter into a contract with a town relative to cleaning a ditch. OAG Feb. 16, 1945 (705a).

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40.08 ADOPTION OF LAND-USE REGULATIONS.

HISTORY. 1937 c. 441 s. 8; M. Supp. s. 6932-8.

40.09 ENFORCEMENT OF LAND-USE REGULATIONS.

HISTORY. 1937 c. 441 s. 9; M. Supp. s. 6932-9.

40.10 NOT COMPULSORY UPON LAND OCCUPIER.

HISTORY. 1937 c. 441 s. 10; M. Supp. s. 6932-10.

40.11 BOARD OF ADJUSTMENT.

HISTORY. 1937 c. 441 s. 11; M. Supp. s. 6932-11.

40.12 COOPERATION BETWEEN DISTRICTS.

HISTORY. 1937 c. 441 s. 12; M. Supp. s. 6932-12.

40.13 STATE AGENCIES TO COOPERATE.

HISTORY. 1937 c. 441 s. 13; M. Supp. s. 6932-13.

40.14 DISCONTINUANCE OF DISTRICTS.

HISTORY. 1937 c. 441 s. 14; M. Supp. s. 6932-14.

40.15 SHORT TITLE.

HISTORY. 1937 c. 441 s. 16; M. Supp. s. 6932-16.