



STATE OF MAINE
DEPARTMENT OF TRANSPORTATION
REGION 1
P.O. BOX 358
SCARBOROUGH, MAINE 04070-0358

Janet T. Mills
GOVERNOR

Bruce A. Van Note
COMMISSIONER

December 8, 2022

Michelle Day, Town Clerk
Town of Brownfield
82 Main Street
Brownfield, Maine 04010

Subject: Highway Preservation Paving
Project: 25831.00
Hiram - Fryeburg, Route 5

Dear Ms. Day:

The Maine Department of Transportation is currently working on estimating a Highway Preservation Paving Project on Route 5 in the Towns of Hiram, Brownfield, and Fryeburg for advertisement of the subject project for competitive bids in March of 2023. Construction will occur during the summer months; exact start and completion dates will be forwarded once a schedule from the Contractor has been reviewed and approved.

The project is further described as follows:

Beginning at Route 117 in Hiram, and extending north 13.27 miles through Brownfield, to Pine Street in Fryeburg.

After the new pavement is placed, no permit to open this segment of highway will be granted for a period of 3 years except as provided in Title 23, M.R.S.A. §3352. The purpose of this letter is to make the necessary notifications of the project to abutters, municipal officials, and occupants of the highway under the provisions of 23 M.R.S.A. § 3351.

If the municipality has existing loop detection at signalized intersection(s) impacted by the project and wishes to upgrade to video detection, there may be opportunities for the Department to assist with a portion of those costs.

We hereby request that you provide a copy of this notice to all municipal officials, employees, and boards with responsibilities for utility and/or land-use planning/permitting, and that you post this letter on any municipal public bulletin boards, media outlets and/or municipal websites as a public meeting will not be held regarding this project unless specifically requested by the municipality.

Should you have any questions, concerns, or other areas of interest, we would appreciate your comments and input. LaRay Hamilton is the Project Manager for this project and can be reached at 885-7029.

Sincerely,

LaRay L. Hamilton
Senior Project Manager, Region 1
Regional Program, MaineDOT

ev. 10/15/15

Title 23: TRANSPORTATION
Part 3: LOCAL HIGHWAY LAW
Chapter 307: PROTECTION OF HIGHWAYS
Subchapter 2: EXCAVATIONS
Article 1: MUNICIPALITIES

§3352. Emergency permits

If the owners, corporations, persons, firms or bridge or water districts comply with the notice given under [section 3351](#) ([./23/title23sec3351.html](#)), the road commissioner, the commissioner of public works or such officer as the municipal officers may appoint in the absence of a commissioner may, in the case of an emergency, grant and renew permits for digging or making excavations in the driveways of any of the public highways of the municipality for the repairing of gas, water, steam, oil, gasoline, petroleum or any other liquid, or ammonia pipes or conduits or for any other lawful purpose. Every permit must specify the time prescribed by resolution or ordinance or, when no time is prescribed, the road commissioner, the commissioner of public works or such officer as the municipal officers may appoint in the absence of a commissioner shall specify a time during which the excavation may remain open, the place where that excavation may be made and the number of square yards of surface that may be disturbed. [PL 1999, c. 337, §4 (AMD).]

SECTION HISTORY

PL 1999, c. 337, §4 (AMD).

The Revisor's Office cannot provide legal advice or interpretation of Maine law to the public.
If you need legal advice, please consult a qualified attorney.

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Title 23: TRANSPORTATION
Part 3: LOCAL HIGHWAY LAW
Chapter 307: PROTECTION OF HIGHWAYS
Subchapter 2: EXCAVATIONS
Article 1: MUNICIPALITIES

§3351-A. Moratorium restoration requirement

If a municipality issues a permit to open a street within 5 years after that street or highway was paved or substantially repaired, the municipality may require the permittee to relay the full width of the road surface on both sides of the cut for a distance of 20 feet from the furthest outside edges of the cut. If that repair overlaps the edge of a repair from a previous opening, the municipality may require the permittee to relay the full width of the road to the furthest edge of that previous repair. The municipality may prescribe the depth and method of restoring the pavement based upon the class of the street, except that in no case may the depth of the restored pavement be less than 1 1/2 inches. [PL 1999, c. 337, §3 (NEW).]

SECTION HISTORY

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