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An Act To Settle a Dispute between Andrea LaPointe and Michael Barden and the State

CONCEPT DRAFT SUMMARY

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to require the Department of Transportation to enter into an agreement with Andrea LaPointe and Michael Barden, owners of 10 Academy Street in Hallowell. The agreement must include the following terms:

1. The Department of Transportation shall move its fence at 10 Academy Street in Hallowell 4 feet closer to the adjacent railroad tracks than the present position of the fence;
2. Andrea LaPointe and Michael Barden may have access to the area between the house at 10 Academy Street and the Department of Transportation fence only for purposes of maintenance on the house;
3. Andrea LaPointe and Michael Barden will amend the homeowner's insurance policy on the house at 10 Academy Street to conform to reasonable Department of Transportation specifications;
4. Andrea LaPointe and Michael Barden may lower the Department of Transportation fence at 10 Academy Street at their own expense;
5. Andrea LaPointe and Michael Barden may not park any vehicles in the area between the driveway at 10 Academy Street and the railroad tracks; and
6. The agreement may not be used as evidence in a subsequent legal hearing and does not allocate any rights between the parties concerning ownership or property or create an easement.