

Beaches Working Group
5 pm August 4, 2021
Conference Rm. A, Kittery Town Hall

- I. Users
- II. State Rules: Open Fires - see below
- III. Kittery Rules - see below
- IV. Summary - Surrounding Communities' Rules
- V. Discussion
- VI. Schedule Next Meeting

State of Maine Title 12, sec. 9325 Open Burning

2. Permissible open burning without permit. When not prohibited by state rule, local ordinance or water utility regulation, the following types of burning are permissible without a permit if no nuisance is created:

A. Recreational campfires kindled when the ground is covered by snow or on frozen bodies of water; [PL 1991, c. 36, §4 (NEW).]

B. Residential use of outdoor grills and fireplaces for recreational purposes such as preparing food; and [PL 1991, c. 36, §4 (NEW).]

Kittery Title 12.4 Seapoint and Crescent Beaches

12.4.2 Disorderly conduct. No person may engage in disorderly conduct within Seapoint or Crescent Beach. Disorderly conduct as used herein includes but is not limited to the making of loud and unreasonable noises; the activating of any device or explosive substance which releases noxious or offensive odors; knowingly accosting, insulting, taunting or challenging any person with offensive, derisive or annoying words or gestures, or other physical conduct which would in fact have a direct tendency to cause a violent response by an ordinary person in the situation of a person so accosted, insulted, taunted or challenged.

12.4.4 Indecent conduct. [1]No person may engage in indecent conduct within Seapoint or Crescent Beaches. As used in this chapter, "indecent conduct" is defined as set forth in Title 17-A, § 854 of the Maine Criminal Code.

12.4.5 Littering. No person may throw, drop, deposit, discard or otherwise dispose of litter within Seapoint and Crescent Beaches except in a litter receptacle.

12.4.6 Disturbing topography. No person may remove, molest, injure or otherwise damage anything natural or physical within Seapoint and Crescent Beaches. This provision is not intended to regulate the removal of seashells and driftwood, seaweed and scientific samples.

12.4.7 Drinking. No person may drink or consume any alcoholic, spirituous, vinous, fermented or other alcoholic beverage, or combination of liquors and mix liquors upon Seapoint and Crescent Beaches.

12.4 Fires. No person may start or allow any fire to burn within Seapoint or Crescent Beaches except in suitable facilities provided by the municipality or where permission has been obtained from the municipal Fire Chief, Town Forest Fire Warden. A permit will not be required for the use of portable stoves which are fueled by propane gas, sterno or briquettes. In the event that any cooking or other fire or burning herein allowed is undertaken by any person, said person before leaving such fire must totally extinguish the same.

12.4.10 Entering upon salt marsh

A. No person may trespass or enter upon the publicly owned salt marsh immediately adjacent to Seapoint or Crescent Beaches except for educational or scientific purposes and only after approval is granted by the Town Council or its duly designated agent(s). Requests may be made to the Town Clerk, who is to refer all such requests to the Town Council or its designated agent(s).