

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
105TH LEGISLATURE

HOUSE AMENDMENT "A " to H. P. 1338, L. D. 1754, Bill,  
"AN ACT to Make Municipal Planning Legislation Consistent with  
Home Rule."

Amend said Bill in section 1 by striking out all of paragraphs  
E and F of subsection 3 of that part designated "§ 2411." and  
inserting in place thereof the following:

'E. The transcript of testimony, if any, and exhibits,  
together with all papers and requests filed in the proceeding,  
shall constitute the record. All decisions shall become a  
part of the record and shall include a statement of findings  
and conclusions, as well as the reasons or basis therefor,  
upon all the material issues of fact, law or discretion  
presented and the appropriate order, relief or denial thereof.  
Notice of any decision shall be mailed to every party within  
7 days of each decision.

F. An appeal may be taken by any party to Superior Court  
from any order, relief or denial in accordance with Rule 80B.  
The hearing before the Superior Court shall be a trial de novo  
without a jury.'

Statement of Fact

The purpose of this amendment is to resolve an inconsistency  
with L. D. 1619 which required a trial de novo in Superior Court  
when appealing from a decision of the board of appeals.

*(Filing No. # 331)*

Filed by Mrs. Brown of York.

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