

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 774

H. P. 645

House of Representatives, February 27, 1979

Referred to the Committee on Local and County Government. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Pearson of Old Town.

Cosponsor: Mr. Gould of Old Town.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

**AN ACT to Clarify the Requirements for the Adoption of a Development District
Program Under the Municipal Developments District Act.**

Be it enacted by the People of the State of Maine, as follows:

30 MRSA § 4863, sub-§ 2, as enacted by PL 1977, c. 397, is amended to read by adding after the 2nd sentence the following new sentence:

A referendum is not necessary for the adoption of a development program under this subsection.

STATEMENT OF FACT

The municipal development districts statutes require a referendum be held to adopt a municipal development district, but are unclear as to whether or not a referendum need be held to adopt a development program for that municipal development district. The Attorney General, in an opinion issued on August 12, 1977, stated that a referendum was not required by the statute.

This bill clarifies the language of the relevant provision by expressly stating that a referendum is not necessary for the adoption of a development program.