

MAINE STATE LEGISLATURE

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R.O.S.

L.D. 1900

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DATE:

3.25.04

(Filing No. S-462)

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NATURAL RESOURCES

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Reported by:

REPORT 'B'

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STATE OF MAINE
SENATE
121ST LEGISLATURE
SECOND SPECIAL SESSION

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COMMITTEE AMENDMENT **B** to S.P. 744, L.D. 1900, Bill, "An
Act To Implement the Recommendations of the Community
Preservation Advisory Committee Regarding the State Planning
Office's Review of Growth Management Programs"

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Amend the bill in section 8 in subsection 8 in paragraph A
in the last 2 lines (page 4, lines 15 and 16 in L.D.) by striking
out the following: "notice is posted at least 14 days prior to
the hearing" and inserting in its place the following: 'public
notice is given pursuant to Title 1, section 406'

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Further amend the bill by striking out all of section 13 and
inserting in its place the following:

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'Sec. 13. 30-A MRSA §4347-A, sub-§1, as amended by PL 2001, c.
578, §20, is further amended to read:

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1. Comprehensive plans. A municipality or multimunicipal
region that chooses to prepare a growth management program and
receives a planning grant under this article shall submit its
comprehensive plan to the office for review. A municipality or
multimunicipal region that chooses to prepare a growth management
program without receiving a planning grant under this article may
submit its comprehensive plan to the office for review. The
office shall review plans for consistency with the procedures,
goals and guidelines established in this subchapter. Any A
contract for a planning assistance grant must include specific

11.03.03

COMMITTEE AMENDMENT "B" to S.P. 744, L.D. 1900

2 timetables governing the review of the comprehensive plan by the
office. Any A comprehensive plan submitted for review more than
4 contain data, projections and other time-sensitive portions of
the plan or program ~~to~~ that are in compliance with the office's
6 most current review standards.'

8 Further amend the bill in section 14 in paragraph C in the
last line (page 6, line 38 in L.D.) by striking out the
10 following: "and section 4352, subsection 6"

12 Further amend the bill in section 15 by striking out all of
the first 2 lines (page 6, lines 40 and 41 in L.D.) and inserting
14 in their place the following:

16 'Sec. 15. 30-A MRSA §4347-A, sub-§3, ¶¶C and D, as amended by
PL 2001, c. 578, §20, are further amended to read:'

18 Further amend the bill by striking out all of section 18.

20 Further amend the bill by relettering or renumbering any
22 nonconsecutive Part letter or section number to read
consecutively.

26 **SUMMARY**

28 This amendment is a minority report. It provides that only
an initial public hearing on a proposed comprehensive plan must
30 be posted at least 30 days before the hearing. Notice for any
follow-up hearing must be given as provided for in the Maine
32 Revised Statutes, Title 1, section 406. The amendment deletes
the requirement from the bill that a comprehensive plan is valid
34 for 15 years. It also deletes the provision in the bill that the
State Planning Office makes the determination as to whether a
36 zoning ordinance is consistent with a comprehensive plan for
purposes of certain state development projects. The difference
38 between this report and the majority report is that this report
does not delete the requirement from the bill that a copy of
40 proposed changes to a comprehensive plan must be available for
public inspection at least 7 days prior to any follow-up hearing
42 on the plan.

COMMITTEE AMENDMENT