

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
105TH LEGISLATURE

HOUSE AMENDMENT "C" to H. P. 1373, L. D. 1790, Bill,
"AN ACT to Revise the Site Location of Development Law."

Amend said bill in section 2 in the 5th line of that part designated subsection 2 (4th and 5th in L.D.) by striking out the underlined word "subdivisions" and inserting in place thereof the underlined words 'subdivision developments'

Further amend said bill in section 2 in the 14th line of that part designated subsection 2 (12th line in L.D.) by inserting after the underlined words "single parcel" the underlined words 'if they are beneficially owned by the same person and'

Further amend said bill in section 2 by striking out all of the last underlined sentence of that part designated subsection 2.

Further amend said bill in section 3 by striking out in the first line of subsection 5 the following: "Subdivision. "Subdivision" means" and inserting in place thereof the following: 'Subdivision development. "Subdivision development" means'

Further amend said bill in section 3 in that part designated subsection 5 by striking out in the 2nd line the underlined figure "2" and inserting in place thereof the underlined figure '3' (same in L.D.)

Further amend said bill in section 3 in that part designated subsection 5 by adding at the end before the period the following: 'when the said subdivision development meets the criteria set forth in subsection 2 herein'

(Filing No. H-449)

Further amend said bill in section 7 in that part designated "§ 484-A." by inserting after the first underlined sentence the following: 'A performance bond, acceptable to the commission, shall be deemed to constitute "reasonable assurance" herein.'

Further amend said bill in section 9 in that part designated "§ 488." by adding at the end before the period the following: 'nor to the extension of a development exempt hereby, when that extension itself falls within the meaning of "development"'

Statement of Fact

The first and 4th amendments are intended to make it clear that the concept of "subdivision" in the Site Law does not encompass the identical concept of "subdivision" in other laws.

The 2nd amendment is intended to make it clear that the Site Law applies to parcels of land separated by less than 1,000 feet only where such parcels are owned by the same person.

The 3rd and 8th amendments are intended to make it clear that the exemption from the Site Law granted to developments which were in existence or under construction on January 1, 1970 cannot be used to exempt new developments which may be contiguous to such exempt developments.

The 5th amendment is intended to conform the definition of "subdivision developments" more closely to the definition of "subdivision" found elsewhere in Maine laws.

The 6th amendment is intended to make it clear that "subdivision developments" fall within the Site Law only when they exceed 20 acres in area or otherwise fall within the definition of "development which may substantially affect environment".

(Filing No. H-449)

The 7th amendment is intended to make it clear that developers may receive partial certificates of compliance by posting a performance bond, if they wish to do so.

Filed by Mr. Curran of Banger.

Reproduced and distributed under the direction of the Clerk of the House.

6/11/71

(Filing No. H-449)