

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
106TH LEGISLATURE

HOUSE AMENDMENT " B " to H.P. 1118, L.D. 1454, Bill, "AN ACT
Clarifying Certain Municipal Laws."

Amend said Bill in the 5th line of section 10 (4th line of L.D.)
by striking out the underlined word "may" and inserting in place
thereof the underlined word 'shall'

Further amend said Bill by inserting after section 13 a new
section 14 to read as follows:

'Sec. 14. R. S., T. 30, § 4957-A, additional. Title 30 of the
Revised Statutes is amended by adding a new section 4957-A to read,
as follows:

§ 4957-A. Planning board

1. Establishment. A municipality may establish a planning board.
- A. Appointments to the board shall be made by the municipal officers.
- B. The board shall consist of 5 members and 2 associate members.
- C. The term of office of a member is 5 years, but initial appointments shall be made for one, 2, 3, 4 and 5 years, respectively. The term of office of an associate member is 5 years.
- D. When a member is unable to act because of interest, physical incapacity, absence from the State or any other reason satisfactory to the chairman, the chairman of the planning board shall designate an associate member to act in his stead. When there is a permanent vacancy, the municipal officers shall appoint a person to serve for the unexpired term.

(Filing No. H-425)

E. An associate member may attend all meetings of the board and participate in its proceedings, but may vote only when he has been designated by the chairman to act for a member.

F. The board shall elect a chairman and secretary from its own membership.

2. Plans. The board shall prepare, adopt and may amend a comprehensive plan containing its recommendations pursuant to section 4961.

3. Appropriations. A municipality which has a planning board may raise or appropriate money and may contract with the State and Federal Governments for the purpose of the comprehensive planning authorized by this subchapter.'

Further amend said Bill by inserting after section 15 a new section 15-A, to read as follows:

'Sec. 15-A. R. S., T. 30, § 4962, sub-§ 1, amended. Subsection 1 of section 4962 of Title 30 of the Revised Statutes, as enacted by section 2 of chapter 455 of the public laws of 1971, is amended by adding at the end of the first paragraph a new sentence to read as follows:

In the preparation of a zoning ordinance the public shall be given an adequate opportunity to be heard.'

Further amend said Bill in section 16 by striking out all of paragraph A and inserting in place thereof the following:

'A. Such ordinance or provision shall be ~~pursuant-to-and consistent-with-a-comprehensive-plan~~ adopted by the legislative body and consistent with a comprehensive plan.'

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Further amend said Bill in section 17 in the 6th and 7th lines (6th line of L.D.) by inserting after the underlined words "prescription and" the underlined word 'reasonable'

Further amend said Bill by renumbering sections 14 to 23 to be sections 15 to 25.

Statement of Fact

The intent of this amendment is to enable amendments relating to planning boards to be made to that section and not to the savings provisions.

Filed by Mr. Dam of Skowhegan.

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

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