

MAINE STATE LEGISLATURE

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(EMERGENCY)
FIRST SPECIAL SESSION

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 2189

S. P. 683

In Senate, February 6, 1976

Referred to the Committee on Natural Resources. Sent down for concurrence and ordered printed.

HARRY N. STARBRANCH, Secretary

Presented by Senator Trotzky of Penobscot.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SIX

**AN ACT to Extend the Interim Zoning in Areas of Franklin and
Somerset Counties.**

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Land Use Regulation Commission's interim zoning of certain of the unorganized and deorganized areas of Franklin and Somerset Counties will expire in March of 1976 unless extended; and

Whereas, an extension of the interim zoning for these areas will allow time for the permanent zoning to be accomplished in a manner consistent with the purpose of the Land Use Regulation Commission statute and the comprehensive land use plan for the unorganized and deorganized areas; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

12 MRSA § 685-A, sub-§ 6, 4th ¶, as last amended by PL 1973, c. 569, § 10, is further amended to read:

Interim districts and land use standards shall be effective no more than 36 months from the date first adopted, provided that no such district or land use standard shall expire prior to December 1, 1976, unless superseded by

permanent districts or land use standards. The adoption of permanent districts or land use standards shall supersede interim districts or standards.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

STATEMENT OF FACT

The Land Use Regulation Commission's interim district boundaries were adopted in successive stages or "blocks." The zoning of the first block was done in March 1973, and under the current statutory provisions will expire in March 1976. The Land Use Regulation Commission statute contemplates that interim zoning be replaced by permanent zoning based on a comprehensive plan. The proposed amendment provides for an extension of the effective date of the interim zoning of the first block to allow appropriate time for completion of the comprehensive plan and the adoption of permanent district boundaries.