

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 270

H. P. 222

House of Representatives, February 1, 1979

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

EDWIN H. PERT, Clerk

Presented by Mr. Brannigan of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

AN ACT Relating to Special Entertainment Permits.

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

28 MRSA § 702, sub-§ 4, ¶ B, as enacted by PL 1977, c. 501, § 1, is amended to read:

B. Any licensee who has requested a permit and has been denied, or whose permit has been revoked or suspended, may, within 30 days of the denial, suspension or revocation, appeal the decision to the municipal board of appeals, as defined in Title 30, section 2411 **or to any other appellate body that the municipality may establish by ordinance.** The ~~municipal~~ board of appeals may grant or reinstate the permit if it finds that the permitted activities would not constitute a detriment to the public health, safety or welfare, or that the denial, revocation or suspension was arbitrary and capricious.

STATEMENT OF FACT

This bill would allow the city council of a municipality to establish a different board of appeals from that which is required in Title 30, section 2411.