

# MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

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ONE HUNDRED AND TENTH LEGISLATURE

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**Legislative Document**

**No. 546**

H. P. 494

House of Representatives, February 2, 1981

Referred to the Committee on Judiciary. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Macomber of South Portland.

Cosponsor: Representative Thompson of South Portland.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

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**AN ACT Relating to Certain Zoning Appeals.**

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

30 MRSA § 4963, sub-§ 2, ¶ B, as enacted by PL 1971, c. 455, § 2, is amended by adding at the end a new sentence to read:

**If the planning board, agency or office does issue those permits, the municipality may provide by ordinance that appeals regarding those permits be to Superior Court in accordance with the Maine Rules of Civil Procedure, Rule 80B.**

STATEMENT OF FACT

The purpose of this bill is to permit those municipalities in which special exception or conditional use approval is handled by a board other than the board of appeals to provide by ordinance for review in Superior Court rather than by the board of appeals.