

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 647

H. P. 571

House of Representatives, February 4, 1981

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

EDWIN H. PERT, Clerk

Presented by Representative Peterson of Caribou.

STATE OF MAINE

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

AN ACT Concerning the Manner in which a Municipality Adopts a Development Program.

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

30 MRSA § 4863, sub-§ 2, 2nd sentence, as enacted by PL 1977, c. 397, is amended to read:

The program shall be adopted at the same time as the district, as part of the district adoption proceedings, or if at a different time, in the same manner as adoption of the district, with the same notice, hearing and consultation requirements of subsection 1, **except that voter approval is not required for adoption of development programs.**

STATEMENT OF FACT

The purpose of this bill is to eliminate the ambiguity contained in the present statute as to the manner of adoption of a development program. As amended, the statute should make it clear that adoption of a program, vis-a-vis a district, does not require voter referendum.

The apparent intent of the present statute is not to require a referendum for a development program as it does for designating a development district, but the wording is unclear.