

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
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3 ONE HUNDRED AND ELEVENTH LEGISLATURE
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5 Legislative Document

No. 370

7 H.P. 311

House of Representatives, February 1, 1983

8 On Motion of Representative Hall of Sangerville referred to the Commit-
9 tee on Energy and Natural Resources. Sent up for concurrence and ordered
printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Manning of Portland.

11
12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT Relating to the Posting of
18 Performance Bonds for Rezoning.
19

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

22 30 MRSA §4962, sub-§1, ¶G, as enacted by PL 1971,
23 c. 455, §2, is amended to read:

24 G. When Any zoning ordinance may provide that
25 when a person petitions for rezoning of an area
26 for the purpose of development in accordance with
27 an architect's plan, the area shall not be
28 rezoned unless the petitioner posts a performance
29 bond equal to at least 25% of the estimated cost
30 of the development. Said The bond shall become
31 payable to the municipality, if the petitioner
32 fails to begin construction in a substantial man-
33 ner and in accordance with the plan within one
34 year of the effective date of the rezoning.

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STATEMENT OF FACT

Present law prohibits rezoning for the purpose of development in accordance with an architect's plan unless the petitioner posts at least a 25% performance bond guaranteeing timely construction. This bill makes this requirement optional with each municipality rather than mandatory under state law.

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