

MAINE STATE LEGISLATURE

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L.D. 1784

(Filing No. S-375)

STATE OF MAINE
SENATE
112TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 699, L.D. 1784, Bill, "AN ACT to Clarify Set-back Requirements under the Shoreland Zoning Law."

10 Amend the bill in subsection 5 by striking out
11 the last underlined sentence (page 1, lines 33 to 36
12 and page 2, lines 1 and 2 in the L.D.) and inserting
13 in its place the following: 'This subsection is not
14 intended to prohibit a board of appeals from granting
15 a variance to the set-back requirements in compliance
16 with Title 30, section 4963, subsection 3, nor is it
17 intended to prohibit the expansion of a nonconforming
18 use or structure where otherwise allowed by ordi-
19 nance.'

20

STATEMENT OF FACT

21 This amendment clarifies that any variance which
22 a municipal board of appeals may grant to the
23 set-back requirements in the shoreland zoning must be
24 granted in compliance with the Maine Revised Stat-
25 utes, Title 30, section 4963, subsection 3. That
26 subsection requires that a variance be granted only
27 in the case of undue hardship and defines what con-
28 stitutes undue hardship.

29

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Reported by Sen. Usher for the Committee on Energy and
Natural Resources.
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Date (2/6/86)

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