

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 148

H.P. 111

House of Representatives, February 14, 1989

Reference to the Committee on Energy and Natural Resources suggested and ordered printed.

Ed Pert

EDWIN H. PERT, Clerk

Presented by Representative CLARK of Millinocket.

Cosponsored by Representative MICHAUD of East Millinocket, Representative DEXTER of Kingfield and President PRAY of Penobscot.

STATE OF MAINE

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

An Act to Require the Maine Land Use Regulation Commission to Return in a Timely Fashion Applications for the Approval of Permanent or Seasonal Structures That Have Been Destroyed by an Act of God.



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

3 **12 MRSA §685-B, sub-§10** is enacted to read:

5 10. Destruction of structures by acts of God; applications
6 to rebuild. Any person who has built a permanent or seasonal
7 structure after having received a permit issued by the commission
8 pursuant to this section, and whose structure has been destroyed
9 by an act of God, may file another application for approval to
10 rebuild that structure pursuant to subsection 2. If the second
11 application for approval seeks to rebuild that structure subject
12 to the same conditions as the original permit, the commission
13 shall render its decision concerning that application within 14
14 business days of the filing of the application. Any person
15 aggrieved by a decision of the commission may petition the
16 commission for a hearing pursuant to subsection 3. For purposes
17 of this section, "act of God" means any unforeseeable act
18 exclusively occasioned by the violence of nature without the
19 interference of any human agency.

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STATEMENT OF FACT

25 This bill provides that a person who has built a permanent
26 or seasonal structure after having been issued a permit from the
27 Maine Land Use Regulation Commission, and whose structure has
28 been destroyed by an act of God, may file another application
29 with the commission to rebuild that structure. If that
30 application seeks to rebuild the structure on the same terms as
31 the original permit, the commission shall render its decision
within 14 business days of the filing of the application.