

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "*A*" to H.P. 1125, L.D. 1568, Bill, "An Act to Regulate Development Along Certain Water Bodies"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'Sec. 1. 30-A MRSA §4404, sub-§§12 and 13, as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C. §10, are amended to read:

12. **Ground water.** The proposed subdivision will not, alone or in conjunction with existing activities, adversely affect the quality or quantity of ground water; and

13. **Flood areas.** The subdivider will determine, based on the Federal Emergency Management Agency's Flood Boundary and Floodway Maps and Flood Insurance Rate Maps, whether the subdivision is in a flood-prone area. If the subdivision, or any part of it, is in such an area, the subdivider shall determine the 100-year flood elevation and flood hazard boundaries within the subdivision. The proposed subdivision plan must include a condition of plat approval requiring that principal structures in the subdivision will be constructed with their lowest floor, including the basement, at least one foot above the 100-year flood elevation; and

'Sec. 2. 30-A §4404, sub-§14 is enacted to read:

14. River, stream or brook. Any river, stream or brook within or abutting the proposed subdivision has been identified on any maps submitted as part of the application. For purposes of this section, "river, stream or brook" has the same meaning as in Title 38, section 480-B, subsection 9.'

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STATEMENT OF FACT

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This amendment requires an applicant for local subdivision approval to identify all rivers, streams and brooks on any maps submitted as part of the application.

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Reported by the Committee on Energy and Natural Resources
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