

# MAINE STATE LEGISLATURE

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L.D. 1613

(Filing No. S- 205)

STATE OF MAINE  
SENATE  
114TH LEGISLATURE  
FIRST REGULAR SESSION

SENATE AMENDMENT " A" to H.P. 1159, L.D. 1613, Bill, "An Act to Clarify Provisions of the Subdivision Law"

Amend the bill by striking out all of section 2 and inserting in its place the following:

'Sec. 2. 30-A MRSA §4406, sub-§1, ¶B, as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, is amended to read:

B. Whenever the initial approval or any subsequent amendment of a subdivision is based in part on the granting of a variance from any applicable subdivision approval standard, that fact shall be expressly noted on the face of the subdivision plan to be recorded in the registry of deeds.

(1) In the case of an amendment, if no amended plan is to be recorded, a certificate shall be prepared in recordable form and recorded in the registry of deeds. This certificate shall:

- (a) Indicate the name of the current property owner;
- (b) Identify the property by reference to the last recorded deed in its chain of title; and
- (c) Indicate the fact that a variance, including any conditions on the variance, has been granted and the date of the granting.

(2) The variance is not valid until recorded as provided in this paragraph. Recording must occur within 30 90 days of the final subdivision approval or the variance is void.'

R. of S.

SENATE AMENDMENT "A " to H.P. 1159, L.D. 1613

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**STATEMENT OF FACT**

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This amendment is being presented on behalf of the Committee on Bills in Second Reading to prevent a conflict within Public Law 1989, chapter 104, Part A, section 45.

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(Senator BUSTIN)  
SPONSORED BY:



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COUNTY: Kennebec

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