

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
115TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1263, L.D. 1832, Bill, "An Act Allowing Zoning Boards of Appeal to Grant Dimensional Variances Based On Practical Difficulty"

Amend the amendment by inserting after section 1 the following:

'Sec. 2. 30-A MRSA §4353, sub-§4-A, as enacted by PL 1991, c. 47, §2, is amended to read:

4-A. Disability variance. The board may grant a variance to a property owner for the purpose of making that property accessible to a person with a disability who is living on the property. The board shall restrict any variance granted under this subsection solely to the installation of equipment or the construction of structures necessary for access to or egress from the property by the person with the disability. The board may impose conditions on the variance, including limiting the variance to the duration of the disability or to the time that the person with the disability lives on the property. For the purposes of this subsection, a disability has the same meaning as a physical or mental handicap under Title 5, section 4553 and the term "structures necessary for access to or egress from the property" is defined to include railing, wall or roof systems necessary for the safety or effectiveness of the structure.'

Further amend the amendment in section 2 in subsection 4-B by striking out all of paragraph E (page 2, lines 32 and 33 in amendment) and inserting in its place the following:

