

MAINE STATE LEGISLATURE

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1000

L.D. 1551

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AGRICULTURE, CONSERVATION AND FORESTRY

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12 the House.

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
117TH LEGISLATURE
FIRST REGULAR SESSION**

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20 COMMITTEE AMENDMENT "A" to H.P. 1104, L.D. 1551, Bill, "An
Act to Protect Traditional Uses in the North Woods"

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24 Amend the bill by striking out all of the first line after
the enacting clause (page 1, line 3 in L.D.) and inserting in its
place the following:

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'Sec. 1. 12 MRSA §682, sub-§§14 to 18 are enacted to read:'

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30 Further amend the bill in section 1 by striking out all of
subsection 15 (page 1, lines 10 to 15 in L.D.) and inserting in
its place the following:

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34 '15. Campsite. "Campsite" means a camping location without
access to a pressurized water system that contains a maximum of 4
camping sites for transient occupancy on which may be located a
tent, a tent trailer, a pickup camper, a recreational vehicle, a
registered trailer that is 28 feet or less in length or other
similar device used for camping. A camping location that
38 accommodates more than 8 overnight visitors or that contains a
permanent structure other than an outhouse, a fireplace, a picnic
40 table, a lean-to or a hand-operated water pump is not a campsite.'

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44 Further amend the bill in section 1 by adding at the end the
following:

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46 '18. Transient occupancy. "Transient occupancy" means
occupancy for 14 or fewer days in any 30-day period.'

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50 Further amend the bill in section 2 in subsection 5 in the
first blocked paragraph in the 7th and 8th lines (page 1, lines
46 to 47 in L.D.) by striking out the following: ", or the
construction and maintenance of primitive campsites"

COMMITTEE AMENDMENT

1008

COMMITTEE AMENDMENT "A" to H.P. 1104, L.D. 1551

2 Further amend the bill in section 2 in subsection 5 by
3 striking out all of the 2nd blocked paragraph (page 2, lines 5 to
4 7 in L.D.) and inserting in its place the following:

6 'Land use standards adopted pursuant to this chapter must
7 establish a minimum setback of 100 feet for all structures within
8 a commercial sporting camp complex that are constructed solely
10 for the housing of guests, including structures within a main
12 sporting camp complex and an outpost camp. The standards must
14 establish a minimum setback of 150 feet for all other structures
within a sporting camp complex, including, but not limited to, a
main lodge, a dining area, a workshop and a parking area.'

16 Further amend the bill by striking out all of section 3 and
17 inserting in its place the following:

18 'Sec. 3. 12 MRSA §685-B, sub-§7-A is enacted to read:

20 7-A. Reconstruction of commercial sporting camps. The
22 commission may approve a permit for the reconstruction of a
24 damaged or destroyed nonconforming commercial sporting camp that
26 was a permissible use under commission standards at the time of
28 the damage or destruction. The commission may, consistent with
30 public health, safety and welfare, and to the minimum extent
32 necessary, waive standards that made the original structure
nonconforming. The reconstructed structure must replicate the
original structure and use to the maximum extent possible and it
must be on the same location and within the same footprint as the
original structure. Reconstruction must occur within 2 years of
the damage or destruction.'

34 Further amend the bill by striking out all of sections 4, 5
35 and 6.

36 Further amend the bill by inserting at the end before the
37 statement of fact the following:

40 **FISCAL NOTE**

42 The Maine Land Use Regulation Commission within the
44 Department of Conservation will incur some minor additional costs
46 to administer certain land use requirements, adopt certain rules
48 and expedite the review of permit applications for commercial
sporting camps. These costs can be absorbed within the
commission's existing budgeted resources.'

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STATEMENT OF FACT

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This amendment strikes a provision in the original bill that would prohibit standards of the Maine Land Use Regulation Commission, or LURC, in the unorganized territories' management districts from limiting the construction and maintenance of primitive campsites.

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The amendment also requires a minimum setback of 100 feet under LURC standards for all structures within a commercial sporting camp complex that are constructed solely for the housing of guests, including structures within a main sporting camp complex and an outpost camp. It also requires a minimum setback of 150 feet under LURC standards for all other structures within a sporting camp complex, including, but not limited to, a main lodge, a dining area, a workshop and a parking area.

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The amendment also strikes provisions in the original bill that would have amended the Maine Tree Growth Tax Law.

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The amendment also allows the reconstruction of destroyed or damaged commercial sporting camps within LURC's jurisdiction that are nonconforming uses but were permissible at the time of the damage or destruction, provided the reconstructed structure replicates the original structure and use to the maximum extent possible and is situated on the same location and within the same footprint as the original structure. Reconstruction must occur within 2 years of the damage or destruction.

The amendment also adds a fiscal note to the bill.