MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document   No. 516

H.P. 371   House of Representatives, January 28, 1997

An Act to Impose a Statute of Limitations for Violations of Municipal
Subdivision Ordinances.

Reference to the Committee on State and Local Government suggested and ordered printed.

JOSEPH W. MAYO, Clerk

Presented by Representative LaVERDIERE of Wilton.
Cosponsored by Representatives: CARLETON of Wells, JABAR of Waterville, JONES of
Bar Harbor, ROWE of Portland, STANLEY of Medway, THOMPSON of Naples, Senator:
BENOIT of Franklin.

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

Sec. 1. 30-A MRSA §4402, sub-§§2 and 3, as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, are amended to read:

2. Previously existing subdivisions. Subdivisions in actual existence on September 23, 1971 that did not require approval under prior law; or

3. Previously recorded subdivisions. A subdivision, a plan of which had been legally recorded in the proper registry of deeds before September 23, 1971.; or

Sec. 2. 30-A MRSA §4402, sub-§4 is enacted to read:

4. Subdivisions in existence for at least 20 years. Any subdivision in violation of this subchapter that has been in existence for 20 years or more and has not been enjoined pursuant to section 4406.

SUMMARY

This bill places a statute of limitations on any action brought to enjoin the sale or other conveyance of land or a dwelling unit in a subdivision in violation of municipal ordinances unless the action is brought within 20 years of the initial violation.