## MAINE STATE LEGISLATURE

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## 119th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1999

Legislative Document

No. 1114

H.P. 791

House of Representatives, February 9, 1999

An Act to Permit Telescopes and Other Scientific Instruments to be Shielded from the Weather.

Reference to the Committee on Natural Resources suggested and ordered printed.

OSEPH W. MAYO. Clerk

Presented by Representative DAVIDSON of Brunswick.

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

2	•
	Sec. 1. 38 MRSA §439-A, sub-§8 is enacted to read:
4	
	8. Telescopes and other scientific instruments.
6	Notwithstanding subsection 4, a municipality may adopt an
	ordinance that permits the construction of a protective enclosure
8	for a telescope or other scientific instrument that would exceed
	the maximum permitted height of a structure within the shoreland
10	zone, if the proposed plan includes the following conditions:
12	A. The protective enclosure would be used exclusively to
	house a telescope or other scientific instrument, and
14	associated equipment, for the purpose of shielding it from
	the weather;
16	
	B. The highest point of the protective enclosure would not
18	extend more than 12 feet above the highest point of the
	legally existing structure to which it would be attached.
20	Measurements of height are exclusive of chimneys, antennae,
	transmission towers or similar structures having no floor
22	space; and
24	C. The protective enclosure would not have a floor space in
	excess of 100 square feet.
26	
28	SUMMARY
30	This bill allows a municipality to adopt an ordinance that
	permits the construction of a protective enclosure, such as a
32	dome or cupola, as an addition to a legally existing structure is
	the addition to extend the existing structure's height is no more
34	than 12 additional feet and has a maximum floor space of 100
	square feet. The addition must be used exclusively to house and
36	protect a telescope or other scientific instrument from adverse

weather conditions.