

# MAINE STATE LEGISLATURE

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# 119th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1999

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Legislative Document

No. 1420

H.P. 1009

House of Representatives, February 18, 1999

**An Act to Require All Landowners in LURC's Jurisdiction to Be  
Notified of Regulatory Restrictions.**

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Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative JOY of Crystal.  
Cosponsored by Representatives: CROSS of Dover-Foxcroft, JODREY of Bethel, O'NEAL of Limestone, PERKINS of Penobscot, PINKHAM of Lamoine, STANLEY of Medway, STEDMAN of Hartland, TRAHAN of Waldoboro.

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

4 **Sec. 1. 12 MRSA §685-A, sub-§12 is enacted to read:**

6 12. Notification to landowners. The commission shall  
8 provide written notification to a landowner whose property is  
10 being considered for a regulatory restriction or inclusion in a  
12 government inventory, map or plan that would result in a  
14 regulatory restriction. Notification to the landowner must be  
16 made by certified mail to the last known address of the person  
18 against whom property tax on the property is assessed. The  
20 commission shall prepare and maintain for public inspection a  
22 sworn, notarized certificate indicating those persons to whom  
24 notice was mailed and at what address and by whom, when and from  
what location notice was mailed. This certificate constitutes  
prima facie evidence that notice was sent to those persons named  
in the certificate. The commission shall send notice not later  
than 14 days before the commission votes to establish a public  
hearing on adoption or amendment of a regulatory restriction or  
an inventory, map or plan that would result in a regulatory  
restriction. The commission shall send notice pursuant to this  
subsection to a landowner whose property has been or may be  
included on a government inventory, map, plan or master plan for  
acquisition after December 31, 1995.

26 **SUMMARY**

28 This bill requires the Land Use Regulation Commission to  
30 send notice by certified letter to a landowner whose property is  
32 being considered for a regulatory restriction or inclusion in a  
34 government inventory, map or plan that would result in a  
36 regulatory restriction. The commission is required to prepare  
38 and maintain for public inspection a certificate listing the  
40 names and addresses of landowners to whom notice was mailed. The  
42 commission is required to send the notice not later than 14 days  
before voting to establish a public hearing on adoption or  
amendment of any regulatory restriction or any inventory, map or  
plan that would result in a regulatory restriction. This bill  
makes the notice requirement retroactive to January 1, 1996 for  
any landowner whose property has been or may be included on a  
government inventory, map, plan or master plan for acquisition.