

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "D" to COMMITTEE AMENDMENT "A" to S.P. 231, L.D. 796, Bill, "An Act to Amend the Laws Governing Municipal Citizen Initiatives and Referenda"

Amend the amendment by striking out all of section 1 and inserting in its place the following:

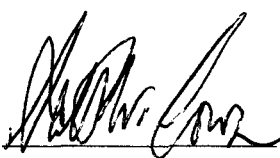
'Sec. 1. 30-A MRSA §3001, sub-§5 is enacted to read:

5. Limitation on retroactive ordinance power. A municipal ordinance or bylaw enacted by citizen initiative or referendum may not contain a retroactive clause that invalidates, or has the effect of invalidating, any building permit, zoning permit, land use approval, subdivision approval or site plan approval.

This subsection may not be construed to limit the right of a citizen initiative or referendum to retroactively change zoning or other land use ordinances not related to any previously issued building permit, land use approval, subdivision approval or site plan approval.'

SUMMARY

This amendment prohibits citizen initiatives that invalidate or have the effect of invalidating retroactively any building permit, zoning permit, land use approval, subdivision approval or site plan approval. The amendment specifically allows a citizen initiative that is not related to previously issued permits or land use approvals.

SPONSORED BY: 
(Representative COWGER)

TOWN: Hallowell