

MAINE STATE LEGISLATURE

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ADS

L.D. 2076

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DATE: *3-15-02*

(Filing No. H-*920*)

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NATURAL RESOURCES

10 Reproduced and distributed under the direction of the Clerk of
12 the House.

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
SECOND REGULAR SESSION**

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COMMITTEE AMENDMENT "*A*" to H.P. 1571, L.D. 2076, "Resolve,
Regarding Legislative Review of Amendments to Chapter 305, Permit
by Rule Standard and Chapter 310, Wetland Protection Regarding
Cutting and Removal of Vegetation, Major Substantive Rules of the
Department of Environmental Protection"

26 Amend the resolve by striking out everything after the title
and before the summary and inserting in its place the following:

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Sec. 1. Adoption. Resolved: That final adoption of
amendments to Chapter 305, Permit by Rule Standard and Chapter
310, Wetland Protection Regarding Cutting and Removal of
Vegetation, provisionally adopted major substantive rules of the
Department of Environmental Protection, that have been submitted
to the Legislature for review pursuant to the Maine Revised
Statutes, Title 5, chapter 375, subchapter II-A is authorized
only if Chapter 305 is amended as follows:

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1. Section 2, paragraph C, subparagraph (1) of the proposed
amendment to Chapter 305 must be amended to strike the sentence
proposed in that subparagraph that states: "Division of a parcel
of land that occurs after September 1, 2002, and that results in
circumvention of the setback requirement may be considered by the
department and may be the basis for a denial under this
subsection"; and

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2. Section 2, paragraph C, subparagraph (3) of the proposed
amendment to Chapter 305 must be amended by striking everything
in that subparagraph after the word "minimized."

COMMITTEE AMENDMENT

R.O.S.

COMMITTEE AMENDMENT "A" to H.P. 1571, L.D. 2076

2 Commission to evaluate the point system used by those agencies to
define what constitutes a well-distributed stand of trees within
4 a vegetative buffer between development and a regulated water
body and to jointly report the results of that evaluation to the
Joint Standing Committee of the Legislature having jurisdiction
6 over protected natural resources no later than January 15, 2003.
It also adds a fiscal note to the resolve.

COMMITTEE AMENDMENT