MAINE STATE LEGISLATURE

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STATE OF MAINE
10 ## HOUSE OF REPRESENTATIVES
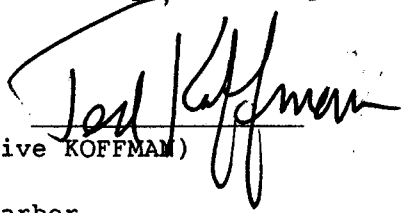## 121ST LEGISLATURE
12 ## FIRST REGULAR SESSION

14

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 309,
16 L.D. 389, Bill, "An Act to Amend the Laws Governing Municipal
Citizen Initiatives and Referenda"

18

Amend the amendment in section 1 by striking out all of
20 subsection 5 and inserting in its place the following:

22   '5. Limitation on ability to retroactively alter final
approval. A municipal ordinance or bylaw enacted by citizen
24 initiative or referendum may not invalidate, repeal, revoke or
modify any building permit, zoning permit, land use approval,
26 subdivision approval or site plan approval if the final municipal
approval or issuance of the permit was taken prior to the
28 enactment of that ordinance or bylaw and if the municipality has
an established approval process that includes at least one
30 advertised public hearing. The applicant for municipal approval
or issuance of a permit shall reimburse to the municipality the
32 costs of advertising and mailing for the hearing or hearings
conducted in accordance with this subsection.'

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36   SUMMARY

38   This amendment removes the exemption of sludge and septage
ordinances from the limitation. This amendment also clarifies
40 the language in Committee Amendment "A" and specifies that the
applicant for municipal approval or issuance of a permit shall
42 reimburse to the municipality the costs of advertising and
mailing for the hearing or hearings conducted.

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SPONSORED BY: _____
48   (Representative KOFFMAN)

50   TOWN: Bar Harbor

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HOUSE AMENDMENT