

MAINE STATE LEGISLATURE

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M

L.D. 1297

DATE: 5-12-03

(Filing No. H-330)

NATURAL RESOURCES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 951, L.D. 1297, Bill, "An Act To Amend the Subdivision Laws"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 38 MRSA §488, sub-§22 is enacted to read:

22. Unauthorized subdivision lots in existence for at least 20 years. A lot that when sold or leased created a subdivision requiring a permit under this article is not considered a subdivision lot and is exempt from the permit requirement for a subdivision if a permit has not been obtained and the subdivision has been in existence for 20 or more years. A lot is considered a subdivision lot and is not exempt under this subsection if:

A. Approval of the subdivision under this article was denied by the department and the department's decision was recorded in the appropriate registry of deeds;

B. The department has issued a notice of violation of this article with respect to the subdivision; or

C. The lot has been the subject of an enforcement action or order.'

COMMITTEE AMENDMENT

SUMMARY

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The amendment creates an exclusion from the requirement to obtain a permit for a subdivision under the Department of Environmental Protection's laws regarding site location of development: a lot is excluded whose sale or lease created a subdivision that required a permit if the permit was not obtained and the subdivision has been in existence for at least 20 years. However, a lot is not exempt if the department denied approval of the subdivision or issued a notice of violation or if the lot has been the subject of an enforcement action.

FISCAL NOTE REQUIRED
(See attached)

Approved: 05/07/03 *mac*

**121st Maine Legislature
Office of Fiscal and Program Review**

LD 1297

An Act To Amend the Subdivision Laws



LR 0302(02)

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Natural Resources

Fiscal Note Required: Yes

Fiscal Note

Minor revenue decrease - Other Special Revenue Funds