

MAINE STATE LEGISLATURE

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DATE: 5/20/05

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NATURAL RESOURCES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 458, L.D. 625, "Resolve, Regarding Legislative Review of Chapter 500: Stormwater Management and Chapter 502: Direct Watersheds of Lakes Most at Risk from New Development and Urban Impaired Streams, Major Substantive Rules of the Department of Environmental Protection"

Amend the resolve in section 1 in the last line (page 1, line 28 in L.D.) by striking out the following: "authorized." and inserting in its place the following: 'authorized if the rules are modified as follows:

1. Chapter 500, section 4, subsection B, paragraph (2), subparagraph (a), division (ii) is amended to provide that one acre or more of impervious area, or 5 acres or more of developed area, in any lake watershed other than a watershed of a lake most at risk must meet the phosphorus standards, except that an applicant with a project that includes less than 3 acres of impervious area and less than 5 acres of developed area may choose to meet the BMP standards rather than the phosphorus standards if the lake is not severely blooming;

2. Chapter 500, section 4, subsection C, paragraph (1) is amended to limit the type of project modifications that need to meet the urban impaired stream standard to site location of development law modifications; and

3. Chapter 500, section 4, subsection C, paragraph (3), subparagraph (b) is amended to provide that for a project requiring a storm water management permit, redevelopment of an existing impervious area is not required to meet the urban impaired stream standard as long as the department makes the determinations specified in the proposed rule.

COMMITTEE AMENDMENT



2 The Department of Environmental Protection is not required
to hold hearings or conduct other formal proceedings prior to
4 finally adopting these rules in accordance with this resolve.'

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SUMMARY

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10 This amendment authorizes the final adoption of Chapter 500:
Stormwater Management and Chapter 502: Direct Watersheds of
Lakes Most at Risk from New Development and Urban Impaired
12 Streams, which are major substantive rules of the Department of
Environmental Protection, as long as certain enumerated changes
14 are made to the rules.

FISCAL NOTE REQUIRED
(See attached)



Approved: 05/19/05 *MAC*

122nd MAINE LEGISLATURE

LD 625

LR 2204(02)

**Resolve, Regarding Legislative Review of Chapter 500: Stormwater Management and Chapter 502:
Direct Watersheds of Lakes Most at Risk from New Development and Urban Impaired Streams,
Major Substantive Rules of the Department of Environmental Protection**

Fiscal Note for Bill as Amended by Committee Amendment "A"
Committee: Natural Resources
Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund
Minor cost increase - Other Special Revenue Funds