

<b>Mag.</b>	L.D. 1535
2	DATE: 3/15/06 (Filing No. H-833
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6	NATURAL RESOURCES
8	Report B
10	Reproduced and distributed under the direction of the Clerk of the House.
12	STATE OF MAINE
14	HOUSE OF REPRESENTATIVES 122ND LEGISLATURE
16	SECOND REGULAR SESSION
18	COMMITTEE AMENDMENT " $\mathcal{B}$ ' to H.P. 1080, L.D. 1535, Bill, "An
20	Act Making Improvements to the Laws Regarding Local Land Use Ordinances"
22	Amend the bill by striking out all of sections 3 to 6 and
24	inserting in their place the following:
26	'Sec. 3. 30-A MRSA §4360, as repealed and replaced by PL 2003, c. 127, §1, is amended to read:
28	§4360. Rate of growth ordinances
30	1Ordinance-review-and-updateA-municipality-that-enacts
32	a-rate-of-growth-ordinance-shall-review-and-update-the-ordinance at-least-every-3-years-to-determine-whether-the-rate-of-growth
34	ordinance-is-still-necessary-and-how-the-rate-of-growth-ordinance may-be-adjusted-to-meet-current-conditions.
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38	1-A. Restrictions. A municipality may enact a rate of growth ordinance only if a rate of growth ordinance has not been
40	in effect in the municipality in the previous 7 years. The ordinance:
42	A. May not be for a term of more than 3 years; and
44	B. May not be extended for an additional time period.
46	<u>A municipality that has a rate of growth ordinance in effect on</u> the effective date of this subsection may continue to enforce
48	that ordinance for up to 3 years after the effective date of this subsection in accordance with paragraph A.

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## COMMITTEE AMENDMENT

## COMMITTEE AMENDMENT "B" to H.P. 1080, L.D. 1535

**2.-- Differential -ordinances.**--A-municipality-may-onact-rate of-growth-ordinances-that-set-different-limits-on-the-number-of building-or-development-permits-that-are-permitted-in-designated rural-areas-and-designated-growth-areas.

Sec. 4. Effective date. This Act takes effect July 1, 2007.

## **SUMMARY**

12 This amendment is a minority report of the committee. The amendment authorizes a municipality to enact one rate of growth ordinance in a 10-year period. The ordinance may not be for a 14 term of more than 3 years and may not be extended. The amendment also provides that a municipality that has a rate of growth 16 ordinance in effect on the effective date of this Act is not 18 required to wait 7 years before adopting another ordinance but may enforce the municipality's ordinance for up to 3 years after 20 the effective date of this Act. The amendment also designates an effective date of July 1, 2007.

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