

# MAINE STATE LEGISLATURE

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# 123rd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2007

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Legislative Document

No. 340

H.P. 270

House of Representatives, January 25, 2007

### **An Act To Require the Replacement of Trees Cut in Shoreland Areas**

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Reference to the Committee on Natural Resources suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative HILL of York.  
Cosponsored by Senator BOWMAN of York and  
Representatives: GERZOFKY of Brunswick, SILSBY of Augusta, WHEELER of Kittery.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 30-A MRSA §4452, sub-§3, ¶C-1**, as enacted by PL 1989, c. 727, §1, is  
3 amended to read:

4 C-1. Notwithstanding paragraph C, for violations of the laws and ordinances set  
5 forth in subsection 5, paragraph Q, the violator shall be ordered to correct or mitigate  
6 the violation unless the correction or mitigation results in:

- 7 (1) A threat or hazard to public health or safety;  
8 (2) Substantial environmental damage; or  
9 (3) A substantial injustice.

10 Correction or mitigation of a violation that involves the cutting of a tree or trees must  
11 include replacement of each cut tree with a tree of substantially similar size and  
12 species.

13

### SUMMARY

14 This bill requires a person who cuts a tree in violation of the laws regulating  
15 shoreland zoning to replace the tree with a tree of substantially similar size and species.