

MAINE STATE LEGISLATURE

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MINORITY

L.D. 1218

Date: 5-26-09

(Filing No. S-226)

NATURAL RESOURCES

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STATE OF MAINE

SENATE

124TH LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 451, L.D. 1218, Bill, "An Act To Allow Barrier Fences To Be Erected To Protect Homes from Coastal Storms"

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

'Sec. 1. 38 MRSA §480-W, sub-§5 is enacted to read:

5. Barrier to protect a residence. Notwithstanding anything to the contrary in this article, the department may issue a permit to an owner of residential property in a coastal sand dune system to construct, repair or replace a year-round barrier landward of an existing seawall in a residential developed area after the owner has acquired all necessary state and local permits.'

SUMMARY

This amendment is the minority report of the Joint Standing Committee on Natural Resources. The amendment replaces the bill. The amendment authorizes the Department of Environmental Protection to issue a permit to construct, repair or replace a year-round barrier in a coastal sand dune system behind an existing seawall in a residential developed area.

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT



124th MAINE LEGISLATURE

LD 1218

LR 1782(02)

An Act To Allow Barrier Fences To Be Erected To Protect Homes from Coastal Storms

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Natural Resources

Fiscal Note Required: Yes

Fiscal Note

	2009-10	2010-11	Projections 2011-12	Projections 2012-13
Revenue				
Other Special Revenue Funds	\$6,500	\$3,250	\$0	\$0

Fiscal Detail and Notes

The Department of Environmental Protection (DEP) will issue approximately 150 additional Permit By Rule (PBR) permits to allow new structures or expansions to existing structures to protect coastal sand dune property from natural disasters. The fee per PBR application is \$65 and would generate additional revenue of \$9750 over the next biennium. It is anticipated that all PBRs would be issued over the next two-year period and minimal revenue is expected thereafter. Additional costs to DEP in issuing the PBRs can be absorbed within existing budgeted resources.