

MAINE STATE LEGISLATURE

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L.D. 1755

Date: 3/11/14

(Filing No. S-417)

ENVIRONMENT AND NATURAL RESOURCES

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE

SENATE

126TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 694, L.D. 1755, Bill, "An Act To Amend the Mandatory Shoreland Zoning Laws To Exclude Subsurface Waste Water Disposal Systems from the Definition of "Structure""

Amend the bill by striking out the title and substituting the following:

'An Act To Amend the Mandatory Shoreland Zoning Laws To Exclude Subsurface Waste Water Disposal Systems, Geothermal Heat Exchange Wells and Wells or Water Wells from the Definition of "Structure"'

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

'Sec. 1. 38 MRSA §436-A, sub-§12, as amended by PL 2013, c. 320, §6, is further amended to read:

12. Structure. "Structure" means anything temporarily or permanently located, built, constructed or erected for the support, shelter or enclosure of persons, animals, goods or property of any kind and anything constructed or erected on or in the ground; ~~exclusive of fences and poles and wiring and other aerial equipment normally associated with service drops, including guy wires and guy anchors.~~ "Structure" ~~includes a structure temporarily or permanently located~~ does not include fences; poles and wiring and other aerial equipment normally associated with service drops, including guy wires and guy anchors; subsurface waste water disposal systems as defined in Title 30-A, section 4201, subsection 5; geothermal heat exchange wells as defined in Title 32, section 4700-E, subsection 3-C; or wells or water wells as defined in Title 32, section 4700-E, subsection 8. As used in this subsection, "service drop" has the same meaning as in section 952.'

COMMITTEE AMENDMENT

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SUMMARY

This amendment replaces the bill and changes the title. The amendment retains the provision of the bill that excludes subsurface waste water disposal systems from the definition of "structure" in the laws governing shoreland zoning but adds provisions to exclude geothermal heat exchange wells and wells or water wells from the definition.

FISCAL NOTE REQUIRED
(See Attached)



Approved: 03/04/14 *MAC*

126th MAINE LEGISLATURE

LD 1755

LR 2755(02)

An Act To Amend the Mandatory Shoreland Zoning Laws To Exclude Subsurface Waste Water Disposal Systems from the Definition of "Structure"

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-417)

Committee: Environment and Natural Resources

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - Other Special Revenue Funds

Fiscal Detail and Notes

Any additional costs to the Department of Environmental Protection for changing the definition of "Structure" for shoreland zoning are expected to be minor and can be absorbed within existing budgeted resources.