

MAINE STATE LEGISLATURE

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L.D. 1809

Date: 2/11/22

(Filing No. S-415)

MAJORITY

ENVIRONMENT AND NATURAL RESOURCES

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

STATE OF MAINE

SENATE

130TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 636, L.D. 1809, "An Act To Allow Exceptions to the Height Limitations under the Shoreland Zoning Laws"

Amend the bill in section 1 in subsection 1-C in the last line (page 1, line 5 in L.D.) by striking out the following: "applicable" and inserting the following: 'effective'

Amend the bill in section 2 in subsection 7-A in paragraph A in the first line (page 1, line 9 in L.D.) by striking out the following: "new or"

Amend the bill in section 2 in subsection 7-A in paragraph A in the 3rd line (page 1, line 11 in L.D.) by striking out the following: "constructed."

Amend the bill in section 2 in subsection 7-A in paragraph A in the 3rd line (page 1, line 11 in L.D.) by inserting after the following: "reconstructed" the following: ', replaced'

Amend the bill in section 2 in subsection 7-A in paragraph B in the first line (page 1, line 16 in L.D.) by striking out the following: "new or" and inserting the following: 'new principal or accessory structures and to'

Amend the bill in section 3 in paragraph C-1 in the 4th line (page 1, line 25 in L.D.) by inserting after the following: "requirement" the following: 'or to 3 feet above base flood elevation, whichever is greater'

Amend the bill in section 3 in paragraph C-1 in the 5th line (page 1, line 26 in L.D.) by inserting after the following: "reconstructed" the following: ', replaced'

Amend the bill in section 3 in paragraph C-1 in subparagraph (1) in the first line (page 1, line 29 in L.D.) by inserting after the following: "reconstructed" the following: ', replaced'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

COMMITTEE AMENDMENT

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SUMMARY

This amendment, which is the majority report of the committee, makes the following changes to the bill.

1. It amends the definition in the bill in the shoreland zoning laws for measuring the height of a structure to limit the alternative measurement for structures located in an area of special flood hazard to only existing principal or accessory structures.

2. It amends the specific exception in the bill to shoreland zoning height requirements for legally existing nonconforming structures located in an area of special flood hazard to provide that such structures may be raised to, but not above, the minimum elevation necessary to be consistent with the local floodplain management elevation requirement or to 3 feet above base flood elevation, whichever is greater.

3. It makes other technical changes to the bill.

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT



130th MAINE LEGISLATURE

LD 1809

LR 2252(02)

An Act To Allow Exceptions to the Height Limitations under the Shoreland Zoning Laws

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-415)
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 as a result of modifications to how the height of structures that are located within specific shoreland zone areas are measured are anticipated to be minor and can be absorbed within existing budgeted resources.