

MAINE STATE LEGISLATURE

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L.D. 1884

Date: 3-30-22

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MINORITY
LABOR AND HOUSING

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1394, L.D. 1884, "An Act To Create Affordable Agricultural Homesteads"

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

'An Act To Prohibit a Municipality from Establishing Income Requirements in Residential Zoning'

Amend the bill by striking out all of the emergency preamble.

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

'Sec. 1. 30-A MRSA §4364 is enacted to read:

§4364. Income requirements on residential construction prohibited

A municipality may not establish an income requirement as a condition for residential construction in any zone regardless of the zone's primary use.'

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

SUMMARY

This amendment is the minority report of the committee. The amendment removes from the bill the provisions that prohibit a municipality from requiring:

1. A condition of residential construction in an agricultural zone that is more restrictive than any condition on farmland under the State's farm tax law; and

2. A minimum lot size for zones primarily used for agriculture that is more than twice the minimum lot size of the most restrictive residential zone in that municipality.

The amendment retains the provision that provides that a municipality may not establish an income requirement as a condition for residential construction in any zone regardless of the zone's primary use. The amendment also removes the emergency preamble and emergency clause.

COMMITTEE AMENDMENT