

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
114TH LEGISLATURE  
FIRST REGULAR SESSION



BILL SUMMARY  
JOINT STANDING COMMITTEE  
ON  
ENERGY AND NATURAL RESOURCES

JULY 1989

MEMBERS

Sen. Judy C. Kany \*  
Sen. Edgar E. Erwin  
Sen. Margaret G. Ludwig

Rep. Michael H. Michaud \*  
Rep. Paul F. Jacques  
Rep. James Mitchell  
Rep. James Reed Coles  
Rep. Annette M. Hogleund  
Rep. Richard A. Gould  
Rep. P. Kelley Simpson  
Rep. Edward L. Dexter  
Rep. Willis A. Lord  
Rep. Malachi Anderson

\* Denotes Chair

Staff: Gro Flatebo, Legislative Analyst  
Tim Glidden, Principal Analyst  
Office of Policy & Legal Analysis  
Room 101, State House Sta. 13  
Augusta, ME 04333  
(207) 289-1670

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, PRINCIPAL ANALYST  
ULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
WILBERT W. BREWER  
ROD R. BURROWES  
MIRO FLATEBO  
DEBORAH C. FRIEDMAN  
JOHN B. KNOX



STATE OF MAINE  
**OFFICE OF POLICY AND LEGAL ANALYSIS**  
ROOM 101/107/135  
STATE HOUSE STATION 13  
AUGUSTA, MAINE 04333  
TEL: (207) 289-1670

ANNIKA E. LANE  
EDWARD POTTER  
MARGARET J. REINSCH  
LARS H. RYDELL  
JOHN R. SELSER  
HAVEN WHITESIDE  
CAROLYN J. CHICK, RES. ASST  
ROBERT W. DUNN, RES. ASST  
HARTLEY PALLESCHI, JR., RES. ASST

ONE HUNDRED AND FOURTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
AUGUST 1989

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are abbreviated as follows:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

SPONSOR(S)

WHITCOMB  
MICHAUD  
MARSH  
LUDWIG

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-18

SUMMARY

The original bill created a Maine Greenbelt Commission to advise the Office of Comprehensive Land Use Planning on issues and needs for municipalities related to acquiring open space and recreational lands. The bill also requires towns to implement programs for open space acquisition consistent with their comprehensive plans.

The committee amendment (H-18) reassigns the activities of the Maine Greenbelt Commission proposed under the original bill to the existing Planning Advisory Council. This 7-member group advises the Office of Comprehensive Land Use Planning on the implementation of the growth management laws. The council is required to report on the need to help municipalities with open space acquisition and planning.

The amendment also replaces the word "acquisition" with "creation" in section 2, in recognition of the many methods available to ensure the protection of open space areas in addition to acquisition.

LD 248 An Act to Strengthen Land Use Management in Maine's Unorganized Territories

SPONSOR(S)

MITCHELL  
SIMPSON  
LOOK  
O'DEA

COMMITTEE REPORT

OTP-AM MAJ  
OTP-AM MIN

AMENDMENTS ADOPTED

H-571 MAJ REP  
S-325 WEBSTER

SUMMARY

The original bill proposed to repeal the 40-acre lot exemption from the law controlling subdivision review in Maine's unorganized territories.

The majority report (H-571), which was accepted, allows for up to 10 lots of at least 40 acres in size to be created without subdivision review by the Land Use Regulation Commission. In recognition of this higher limit, the 500 acre lot exemption is removed. It also allows transfers between family members to not count as a lot. The majority report also removed the emergency preamble from the bill.

The minority report (H-572) allowed a majority of the residents of a township to petition the Maine Land Use Regulation Commission to count lots of 40 or more acres as lots for the purposes of subdivision review.

Senate amendment A to Committee amendment A (S-325) requires the Commission to process subdivision applications within 60 days of receiving the application.