



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 695

S.P. 244

In Senate, February 26, 2013

An Act To Amend the Site Location of Development Laws

Reference to the Committee on Environment and Natural Resources suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator BOYLE of Cumberland.
Cosponsored by Representative BLACK of Wilton and
Senators: DUTREMBLE of York, TUTTLE of York, Representatives: AYOTTE of Caswell,
CAMPBELL of Newfield, McLEAN of Gorham, REED of Carmel.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 38 MRSA §488, sub-§29** is enacted to read:

3 **29. Exemption for new construction at or modification of existing development.**

4 New construction at or modification of an existing licensed development that is permitted
5 pursuant to this article is exempt from review under this article if:

6 A. The additional disturbed area not to be revegetated does not exceed 20,000 square
7 feet ground area in any calendar year and does not exceed 40,000 square feet ground
8 area in total; and

9 B. The construction or modification does not involve a division of the parcel of land.

10 The permittee shall annually notify the department of any new construction or
11 modification undertaken during the previous 12 months that is governed by this
12 subsection. The notice must identify the type, location and ground area of the new
13 construction or modification. At the time of the annual notification, the permittee shall
14 provide to the department development plans, certified by a professional engineer, for
15 new construction or modification governed by this subsection.

16 **SUMMARY**

17 This bill exempts from review under the laws governing site location of development
18 new construction at or modification of an existing licensed development that is permitted
19 if the additional disturbed area not to be revegetated does not exceed 20,000 square feet
20 ground area in any calendar year and does not exceed 40,000 square feet ground area in
21 total and the construction or modification does not involve a division of the parcel of
22 land.