

Rule-Making Fact Sheet

(5 MRSA §8057-A)

AGENCY: **MAINE LAND USE PLANNING COMMISSION,**
Department of Agriculture, Conservation & Forestry

NAME, ADDRESS, PHONE NUMBER OF AGENCY CONTACT PERSON: Stacie R. Beyer, LUPC,
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CHAPTER NUMBER AND RULE TITLE: Chapter 10, Land Use Districts and Standards

STATUTORY AUTHORITY: 12 M.R.S.A. §684; §685-A(3); and §685-C(5)(A); and 38 M.R.S.A. §480-E-1

DATE AND PLACE OF PUBLIC HEARING: None

COMMENT DEADLINE:

Written comments must be submitted on or prior to March 27, 2015; Written rebuttal comments must be submitted on or prior to April 3, 2015.

PRINCIPAL REASON OR PURPOSE FOR PROPOSING THIS RULE:

The primary objective of this rulemaking is to review and update the agency's standards regarding certain protected natural resources to be consistent with the goals of the Natural Resources Protection Act (NRPA). The NRPA consistency rulemaking focuses on the permit requirements for activities in and around wetlands and water bodies. In addition, changes are proposed to Chapter 10 to conform with recent legislative changes relating to improved consistency in the regulation of motorized recreational gold prospecting.

ANALYSIS AND EXPECTED OPERATION OF THE RULE:

These rule changes will improve the consistency of water resource related definitions with those in the NRPA and the NRPA Wetlands and Waterbodies Protection Rules, rename and reorganize a related subsection to facilitate future rulemaking, revise the threshold for wetland compensation consistent with the NRPA Wetlands and Waterbodies Protection Rules, add S1 and S2 natural communities to P-WL1 sub districts, incorporate the Commission's existing wetland compensation guidelines into the rule, clarify the standards as they related to wetlands of special significance, clarify certain terms and conditions that may be established for wetland compensation projects, and improve a conflict in the current filling and grading standards.

FISCAL IMPACT OF THE RULE:

There will be no measurable fiscal impact of these rule changes.

FOR RULES WITH FISCAL IMPACT OF \$1 MILLION OR MORE, ALSO INCLUDE:

ECONOMIC IMPACT, WHETHER OR NOT QUANTIFIABLE IN MONETARY TERMS:

INDIVIDUALS OR GROUPS AFFECTED AND HOW THEY WILL BE AFFECTED:

BENEFITS OF THE RULE:

Note: If necessary, additional pages may be used.