

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. §685-A(3) and §685-C(5)(A)

DATE AND PLACE OF PUBLIC HEARING: None

COMMENT DEADLINE:

Written comments must be submitted on or prior to October 02, 2015; Written rebuttal comments must be submitted on or prior to October 09, 2015.

PRINCIPAL REASON OR PURPOSE FOR PROPOSING THIS RULE:

The primary objective of this rulemaking is to revise the Commission's rules regarding certain technical standards that apply to subdivision development in response to specific issues identified by stakeholders in a recent facilitated rule review process. The Subdivision Technical Issues rulemaking focuses on the requirements for soil suitability, maximum road grade, steep slopes and phosphorus control. In addition, changes are proposed to Chapter 10 to conform with legislative changes removing the requirement that proposed land use districts satisfy a demonstrated need in the community or area.

ANALYSIS AND EXPECTED OPERATION OF THE RULE:

The proposed rule revisions will reduce the level of intensity for soil surveys required in certain types and portions of subdivisions, improve consistency of LUPC standards with DEP rules on soil mapping for subdivisions, allow for steeper road grades in certain circumstances, revise references to steep slopes, and add performance standard approaches in lieu of site specific design plans to the phosphorus control rules.

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.