

# Rule-Making Fact Sheet

(5 MRSA §8057-A)

AGENCY: **01-672 MAINE LAND USE PLANNING COMMISSION,**  
Department of Agriculture, Conservation & Forestry

NAME, ADDRESS, PHONE NUMBER, E-MAIL OF AGENCY CONTACT PERSON: Emily Horton, 22 SHS, Augusta, ME 04333-0022, 287-4909, [Emily.K.Horton@maine.gov](mailto:Emily.K.Horton@maine.gov)

CHAPTER NUMBER AND RULE TITLE: **Chapter 1**, General Provisions

TYPE OF RULE (*check one*):  Routine Technical  Major Substantive

STATUTORY AUTHORITY: 1 M.R.S. § 408-A and 12 M.R.S. §§ 684, 685-B(2), 685-C(3), and 685-F.

DATE, TIME AND PLACE OF PUBLIC HEARING:

*September 16, 2020 at 10:30 AM. Location:* Due to the current situation of the 2019 coronavirus (COVID-19), Public Law 2020 Chapter 617, and the need to avoid public gatherings, maintain public distance, and for everyone's safety this hearing will be conducted through virtual means (i.e., via audio & video conferencing, including a phone-in option). Anyone wishing to attend should join the Microsoft Teams live event accessible at <https://bit.ly/33ObAH8>. Some devices or situations may require that a free app from Microsoft be downloaded or updated prior to joining the hearing.

Additional information on how to listen to, or participate in, the hearing will be posted on the LUPC's website at [www.maine.gov/dacf/lupc/about/calendar/index.shtml](http://www.maine.gov/dacf/lupc/about/calendar/index.shtml) (see public hearings).

COMMENT DEADLINE:

Written comments must be submitted on or prior to October 7, 2020;  
Written rebuttal comments must be submitted on or prior to October 26, 2020.

PRINCIPAL REASON(S) OR PURPOSE FOR PROPOSING THIS RULE: [*see* §8057-A(1)(A)&(C)]

The Land Use Planning Commission is proposing this rule in an ongoing practice to ensure that each of the agency's rules are appropriate, fair, and current. Specifically, the replacement rule is viewed as refinements to ensure an equitable assessment of fees, with due consideration of project complexity and impacts; ensuring that fees are commensurate with the proposed development or services.

IS MATERIAL INCORPORATED BY REFERENCE IN THE RULE? \_\_\_ YES  NO [§8056(1)(B)]

ANALYSIS AND EXPECTED OPERATION OF THE RULE: [*see* §8057-A(1)(B)&(D)]

The replacement standards are comparable to existing regulations.

BRIEF SUMMARY OF RELEVANT INFORMATION CONSIDERED DURING DEVELOPMENT OF THE RULE  
(including up to 3 primary sources relied upon) [*see* §§8057-A(1)(E) & 8063-B]

Relevant information considered during development of the rule included professional judgement, Maine Revised Statutes, the Commission's permitting records, and approximately two dozen fee schedules adopted by municipalities or the Maine Department of Environmental Protection

ESTIMATED FISCAL IMPACT OF THE RULE: [*see* §8057-A(1)(C)]

None identified

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

ECONOMIC IMPACT, WHETHER OR NOT QUANTIFIABLE IN MONETARY TERMS:  
[see §8057-A(2)(A)]

INDIVIDUALS, MAJOR INTEREST GROUPS AND TYPES OF BUSINESSES AFFECTED  
AND HOW THEY WILL BE AFFECTED: [see §8057-A(2)(B)]

BENEFITS OF THE RULE: [see §8057-A(2)(C)]

*Note: If necessary, additional pages may be used.*