

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: Judy East, 22 SHS, Augusta, ME 04333-0022, 287-2631, Judith.C.East@maine.gov

CHAPTER NUMBER AND RULE TITLE: **Chapter 10**, Land Use Districts and Standards

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

STATUTORY AUTHORITY: *5 M.R.S. §§ 8052(1); and 8055; 22 M.R.S. §§ 2421 et. seq.; and 28-B M.R.S. §§ 101 et seq.; and 12 M.R.S. §§ 685-A(1) and (8-A)*

DATE, TIME AND PLACE OF PUBLIC HEARING: *June 16, 2021, 6:00 PM;*

Location: Due to the current situation of the 2019 coronavirus (COVID-19), Public Law 2019 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/33Fpzxw>. Some devices or situations may require that a free app from Microsoft be downloaded or updated prior to joining the hearing.

In order to budget time to accommodate all public input, please pre-register no later than June 15, 2021. All who pre-register to speak will be given the opportunity to do so. The Commission will accommodate additional comments from anyone who didn't pre-register as time permits. The public is not required to submit written testimony before the hearing in order to testify, but submission of a written copy of verbal testimony is welcome.

Any pre-registrations to speak at the hearing and all public comments should be sent to the Maine Land Use Planning Commission, 22 State House Station, Augusta, Maine 04333-0022 or by email to RulemakingHearing.LUPC@maine.gov.

COMMENT DEADLINE:

Written comments must be submitted on or prior to Monday, July 19, 2021;

Written rebuttal comments must be submitted on or prior to Monday, August 2, 2021.

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

This rulemaking is being proposed in direct response to the citizen petition filed with the Maine Land Use Planning Commission pursuant to 5 M.R.S. § 8055.

IS MATERIAL INCORPORATED BY REFERENCE IN THE RULE? ___YES ___X_NO [§8056(1)(B)]

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

If approved, the outcome of the rulemaking will restrict certain uses within a land use subdistrict. Because the affected portion of the rule serves that precise purpose, use and operation of the rule will not change.

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 5 M.R.S. § 8055; the Maine Medical Use of Marijuana Act (22 M.R.S. §§ 2421 *et. seq.*); and the Marijuana Legalization Act (28-B M.R.S. §§ 101 *et seq.*).

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

Not applicable. 12 M.R.S. §685-A(7-A)(B)

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.