

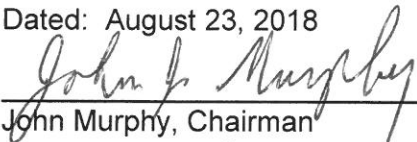
Municipal Officers' Certification of Official Text of Amendments to an Ordinance

To: Wendy J. Rawski, Town Clerk of Eliot, Maine

We hereby certify to you that the document to which we have affixed this certificate is a true copy of the official text of an amendment to the ordinance entitled "Section 29-42, of the Municipal Code of Ordinances of the Town of Eliot, Maine", to change one word from "application" to "permit" to clarify that residents pay a permit fee, not an application fee for growth permits, which is to be presented to the voters for their consideration on November 6, 2018.

Pursuant to 30-A M.R.S.A. § 3002(2), you will retain this copy of the complete text of the amendments to the ordinance as a public record and make other copies available for distribution to the voters, and you will ensure that copies are available at the town meeting/polling places on the day of the vote.

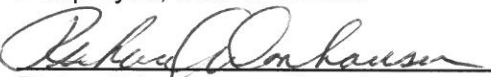
Dated: August 23, 2018



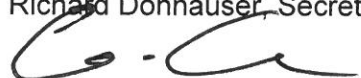
John Murphy, Chairman



Philip Lytle, Vice Chairman



Richard Donhauser, Secretary



Alexandros Orestis, Selectman

Select Board
Town of Eliot, Maine

Sec. 29-42. - Growth permit issuance procedure.

- (a) Growth permit applications shall be submitted to the code enforcement officer who shall endorse each with the date and time of receipt. In the event two or more growth permit applications are received simultaneously, the code enforcement officer shall determine their order by random selection. The code enforcement officer shall review growth permit applications in the same order as they are received. The code enforcement officer shall review all growth permit applications for completeness and accuracy. When the code enforcement officer finds an application to be complete, they shall approve it, endorsing the date and time of approval on the application.
- (b) A nonrefundable ~~application~~ **permit** fee in the amount specified in section 1-25 (fee schedule) shall be paid within five business days of the date of issuance of the growth permit. Nonpayment of fees within five days of issuance shall nullify the permit and a new application must be resubmitted for consideration.
- (c) Growth permit applications approved by the code enforcement officer may be replaced by building permits according to their rankings in accordance with section 29-43.
- (d) For lots within subdivisions, not more than eight building permits shall be issued for dwelling units within a single subdivision prior to (but not including) the first Monday in December of each year, after which additional building permits for such subdivision may be issued in accordance with subsection (f), and not more than 50 percent of the total allocation of building permits shall be issued to lots within subdivisions. Growth permits designated specifically for affordable housing shall not count toward these limits. For the purposes of this chapter, a subdivision shall include any subdivision approved as such by the Eliot Planning Board. Applications for new apartments and other new multi-family dwelling units shall be classified as dwelling units within a subdivision for the purposes of this article.
- (e) For non-subdivision lots, not more than eight building permits shall be issued to any individual, corporation, trust, estate, partnership, association, or other legal entity prior to (but not including) the first Monday in December of each year, after which additional permits may be issued in accordance with subsection (f). Growth permits designated specifically for affordable housing shall not count toward these limits.
- (f) Beginning on the first Monday in December, any remaining approved growth permit applications may be replaced by building permits according to their rankings without regard to the provisions of subsections (d) and (e) above, until the total number of growth permits allowed for new dwelling units have been issued.
- (g) If no growth permits are available under section 29-5 on the date the code enforcement officer approves the application as complete, the application shall remain pending and shall be placed on a waiting list until such time a growth permit subsequently becomes available.

(T.M. of 12-2-78; T.M. of 3-21-87, (§ 2.4 A.—F.); T.M. of 3-28-98, § 8; T.M. of 6-16-07; T.M. of 6-9-2015(2))

Editor's note— T.M. of 6-9-2015(2) changed the title of § 29-42 from "Issuance procedure" to read as herein set out.