

Warrant Article #73

**Height Restriction Standards for Inland Property  
For the Town of Deer Isle**

Adopted at Annual Town Meeting March 5, 2007

Attest True Copy: \_\_\_\_\_

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Town of Deer Isle Ordinance:

Height Restriction Standards for Inland Property for the Town of Deer Isle

This being all property two hundred and fifty (250) feet or more beyond salt water, the upland edge of freshwater wetlands, salt marshes, and salt meadows, and wetlands associated with ponds or streams.

1. No principal or accessory structure or expansions of existing structures shall exceed forty (40) feet in height above the average ground level except for steeples, silos, water towers, chimneys, transmission towers, and other structures not intended for human habitation. All existing structures can be repaired or normal upkeep can be done.
2. Penalty- Whoever shall violate the provisions of the ordinances appearing under article 73 shall be penalized in accordance with Title 30-A MRSA subsection 4452.
3. Enforcement- The selectmen of the Town of Deer Isle shall enforce this ordinance.
4. Appeal Procedure- An administrative or variance appeal may be taken to the Board of Appeals by an aggrieved party from any decision of the Board of Selectmen.
5. Appeal to Superior Court- Any aggrieved party who participated as a party during the proceedings before the Board of Appeals may take an appeal to Superior Court in accordance with State Law within forty-five (45) days from the date of any decision of the Board of Appeals.
6. Reconsideration- The Board of Appeals may reconsider any decision within thirty (30) days of its prior decision. The Board may conduct additional hearings and receive additional evidence and testimony.
7. The ordinance may be amended by a majority vote of the legislative body at any Special or Regular Town Meeting.
8. Effective Date- After adoption by this municipality this ordinance becomes effective immediately.