

TOWN OF DEER ISLE

SETBACKS FROM PROPERTY LINES

Adopted at Annual Town Meeting March 5, 2007

Attest True Copy: _____

TOWN OF DEER ISLE

Setbacks from Property Lines Ordinance

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

1. The placement of principal and accessory structures and expansions of all existing structures on all inland lots shall have a ten (10) foot setback from all property lines.
2. All existing structures within the ten (10) foot setback can be repaired and normal upkeep maintained.
3. Roads or present easements are exempt from the ten (10) foot setback requirement from property lines in this ordinance.
4. Penalty- Whoever shall violate the provisions of the ordinance appearing under article 72 shall be penalized in accordance with title 30-A MRSA subsection 4452.
5. Enforcement- The Selectmen of the Town of Deer Isle shall enforce this ordinance.
6. 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.
7. 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.
8. 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.
9. The ordinance may be amended by a majority vote of the legislative body at any Special or Regular Town Meeting.
10. Effective Date- After adoption by this municipality this ordinance becomes effective immediately.