

WARRANT ARTICLE == - Shall an ordinance dated May == and entitled “Amendments to the Town of Mount Desert Land Use Ordinance regarding amendments to Conditional Use Permits” be enacted as follows?

Explanatory Note: This amendment allows the CEO to approve minor amendments to Conditional Use Permits and clarifies that the requirements for an application and approval for other amendments are the same as they are for the original application.

SECTION 5 CONDITIONAL USE APPROVAL

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5.6 Amendment

~~—An amendment to a Conditional Use Approval may be issued by the Planning Board only:~~

- ~~1. in conformity with the procedural and substantive requirements set forth in Section 6A and the applicable standards of Section 6B and 6C.~~
- ~~2. on finding that there have been significant changes of conditions or circumstances; and~~
- ~~3. when justified by a statement of findings of fact and reasons.~~

No proposed or existing building, premise or land use authorized as a conditional use may be established, enlarged, modified, structurally altered, or otherwise changed from that approved in the conditional use permit, unless such amendment is authorized in accordance with the standards and procedures set forth in this Ordinance, and the conditional use permit and approved site plan are amended accordingly.

Minor changes. The Code Enforcement Officer may authorize minor changes in the placement and size of improvements for an approved conditional use permit if the Code Enforcement Officer determines that the changes are consistent with the findings made by the Planning Board in connection with the approval of the conditional use permit and the standards of Section 6 of the Land Use Ordinance.

Other Changes. Changes to an approved conditional use permit, other than minor changes in the placement and size of improvements, shall require amendment to the conditional use permit by the Planning Board. The requirements for application and approval of a conditional use permit amendment shall be the same as the requirements for original application and approval.