

Chapter 140, Land Use Ordinance
Ordinance Amendments Relating to Rockeries and Code Interpretation
August 15, 2014

Section 300, Definitions

Add:

Rockery (or "rockeries"). Rough rocks stacked in an "interlocking" pattern without concrete, mortar, or steel reinforcement. Neither mechanical nor physical connections are made between the individual rocks; "interlocking" is accomplished through proper rock layout, rock weight, and frictional interaction.

Modify:

Structure. A combination of materials that form a construction for use, occupancy, or ornamentation whether installed on, above, or below the surface of land or water. For the purpose of this chapter, antennas shall be considered "structures"; however, rockeries that are not incorporated as part of any other structure or a building or otherwise used for any type of support for another structure or building, fences, doghouses, tree houses designed for children's use, and bus shelters shall not be considered "structures."

Section 1001, Duty of the Code Enforcement Officer

Add:

C. The Code Enforcement Officer is authorized to interpret provisions of this Ordinance and the Maine Uniform Building and Energy Code (MUBEC) as part of his or her duties. When done in the context of an application for a permit, certificate of occupancy or notice of violation, such interpretation shall be considered an order that is appealable to the Zoning Board of Appeals. The Code Enforcement Officer shall give appropriate consideration to the opinions of design professionals or engineers in making such interpretations, although such opinions will not be required as part of an application, unless otherwise established by this Code.