

DISCUSSION DRAFT: NOT ADMINISTRATION OR DEPARTMENT POSITION

EXAMPLES OF MUNICIPAL FORESTRY REGULATIONS*

Municipality	Ordinance Provisions Summarized	Notes
Allagash	Timber harvesting in shoreland zone more restrictive than state law requires.	
Arrowsic	Timber harvesting in shoreland zone more restrictive than state law requires. Also restrict harvesting along town ways.	
Arundel	Timber harvesting of more than 40% of volume limited in some districts; requires Planning Board permit.	
Belfast	Requires forester to prepare harvest plan; certify performance. Harvesting limited to 40%; cleared openings also limited. Exceedance of standards requires Planning Board approval.	
Boothbay	Municipal aquifer timber harvesting standards	
Bridgton	Reviewing. May be no issues here.	
Camden	Requires special use permit for timber harvesting in certain zones; harvesting in certain zones must not exceed 40%; cleared openings limited to 7,500 square feet (86 feet x 86 feet); harvesting prohibited on slopes greater than 25%; inconsistent definitions.	
Carrabassett Valley	All harvesting of more than 40% of volume requires Planning Board review.	
Casco	Requires \$25 building permit for timber harvesting adjacent to water bodies. Also require a harvest plan to accompany permit.	
China	Requires advance notification of harvesting to and inspection of crossings by Code Enforcement officer; establishes own harvesting standards; outdated references to publications.	
Cumberland		
Freeport	Requires forest management plan for timber harvesting in "open space" lands of subdivisions.	
Georgetown	Requires permit from Code Enforcement Officer for harvesting in Resource Protection district.	
Gorham	Shoreland timber harvesting standards more restrictive than state requirements.	
Hartford	Requires a licensed forester to certify that no more than 30% of timber has been harvested in previous 10 years from land proposed for subdivision.	
Jefferson	Prohibits timber harvesting within the shoreland zone.	
Kittery	Clearcut definition - begins at one acre (five acres in state definition).	
Liberty	Requires 30-day advance notice to town; 15-day advance notice to abutters; allows additional restrictions on road use if determined necessary; allows CEO to stop work if abutters object.	
Mount Vernon	Timber harvesting of more than 40% of volume prohibited on slopes greater than 25% and within 50 feet of roads; require permits for harvesting in all shoreland zones; outdated references.	
New Gloucester	Permit required to harvest more than 10 cords or 5,000 board feet of wood for personal use in any calendar year; slash restrictions more stringent than state law; no timber harvesting operations or stockpiling in the town right-of-way; any new or proposed entrance onto a public way requires a culvert approved by the Road Commissioner; may be required to ensure that the natural flow of drainage water will not be interrupted and to protect the shoulder of the public road; where yarding and loading operations are conducted within 50 feet of the right-of-way, all debris shall be removed and the ground restored to its original contour; any timber harvesting operation which will create less than 50 square feet of residual basal area per acre is prohibited, unless a statement from a licensed forester is provided demonstrating that such a harvest is appropriate; within 50 feet of any public road, timber harvesting shall be limited to selective cutting, which provides that cutting will be limited to 50% of the pre-harvest basal area; BMP's (1991 - outdated) required; timber harvesting in the Shoreland Zone must conform to those standards outlined elsewhere (need to review); timber harvesting shall conform to all applicable state laws and regulations, unless local ordinances are more restrictive	New Gloucester is Option 1 under Statewide Standards for timber harvesting in shoreland areas (turned back to MFS).
New Sweden	Requires permit from Code Enforcement Officer; abutter notification; \$25 permit fee; 40% volume removal limitation within 75 feet of road; stricter slash standards; 75% volume removal limitation on entire harvest area; 1/2 acre opening restriction.	
Newcastle	Requires a 100 foot deep Level 4 Natural Screen between the primary road and the resource extraction activity (includes timber harvesting) and associated buildings. Essentially untouched.	
Nobleboro	Requires permit for timber harvesting; specifies landing locations.	
Ogunquit	Code Enforcement Officer may require culvert installation on entrance to public road.	
Portland	Tree preservation ordinance.	
Rockport	Requires forest management plan for timber harvesting in a watershed overlay district.	
South Berwick	Requires a conditional use permit in a shoreland zone which includes a visit to the selectmen.	
South Portland	Under consideration. May be development oriented.	
Sweden	Defines clearcutting as any harvesting that removes more than 65% of the volume of trees; no clearcutting allowed; requires Planning Board permit to harvest timber in certain zones; requires Road Entrance Permit; property line marking requirement less stringent than state law; inconsistent definitions.	
Trenton	Requires Code Enforcement Officer permit in certain zones.	
Winter Harbor	Requires Code Enforcement Officer permit. Charge \$10 per acre for timber harvesting.	Enacted 2004; no record of MFS consultation
York	Requires building permit for a timber harvest.	

* This is a work in progress and is not a complete listing of local forestry ordinances. Several towns not listed have shoreland zoning standards more restrictive than state standards.