

PL 2023, c. 79, §1 (AMD): To be added to the definition of a Subdivision in Article 2.

Minor edits are required for use within the Land Use Ordinance.

~~§9.~~ Unless the intent of a transferor is to avoid the objectives of this ~~subchapter~~Ordinance, the division of a tract or parcel of land accomplished by the transfer of any interest in the land to a holder does not create a lot or lots for purposes of this definition if:

(1) The transferred interest, as expressed by conservation easement, binding agreement, declaration of trust or otherwise, is to be permanently held for one or more of the following conservation purposes:

- (a) Retaining or protecting the natural, scenic or open space values of the land;
- (b) Ensuring the availability of the land for agricultural, forest, recreational or open space use;
- (c) Protecting natural resources; or
- (d) Maintaining or enhancing air quality or water quality; and

(2) The transferred interest is not subsequently further divided or transferred except to another holder.

~~As used in this paragraph, "holder" has the same meaning as in Title 33, section 476, subsection 2. [PL 2023, c. 79, §1 (AMD).]~~