

# **Bond Case Briefs**

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## **ZONING - MAINE**

### **Desfosses v. City of Saco**

**Supreme Judicial Court of Maine - November 24, 2015 - A.3d - 2015 WL 7444365 - 2015 ME 151**

Abutting landowner sought review of decisions of city planning board and zoning board of appeals allowing construction of vehicle dealership. The Superior Court affirmed. Landowner appealed.

The Supreme Judicial Court held that:

- City ordinance provided that any party with standing, whether applicant or non-applicant, may timely appeal a city planner's decision on a site plan amendment, whether major or minor site, to the city's planning board, and
- Zoning board of appeals had jurisdiction to consider abutting landowner's appeal of issuance, by city's code enforcement officer (CEO), of a certificate of occupancy to dealership.