



Article 9: Referendum Question H: Shall an ordinance entitled “2026 Amendment to the Zoning Ordinance of the Town of Kennebunk, Maine Regarding Reconstruction of Nonconforming Structures in the Shoreland Zone” be enacted?

**Proposed Amendment to Town of Kennebunk Zoning Ordinance,
Section 5(B)**

B. Reconstruction (1) Any nonconforming building, or a building containing a nonconforming use, which is hereafter damaged or destroyed by fire, flood, lightning, wind, structural failure or other accidental cause, may be restored or reconstructed in conformity with its original dimensions, and used as before, within three (3) years of the date of such damage or destruction; provided, however, that such reconstruction and use shall not be more nonconforming than the prior nonconforming building or use. Nothing in this section Article 5, Page 4 Sections 5 & 6 shall prevent the demolition of the remains of any building so damaged or destroyed. *This Section B does not apply to reconstruction of nonconforming buildings located partially or wholly within the Shoreland Overlay District or Resource Protection District, which shall be reviewed in accordance with the standards set forth in Section 7 of this Article 5 even if one or more nonconformities arise from base district standards.*

*italicized language is the proposed amendment