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AUG 11 2009

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August 4, 2009

Jean Fraser, Planner
Portland Planning Dept.
Planning Division
389 Congress St.
Portland, ME 04101

Re: Project at 72 Walnut Street, Minor Site Plan Application No. 2006-0230

Dear Ms. Fraser:

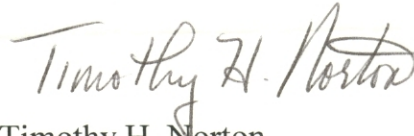
I appreciate your recent correspondence and the materials which you provided in connection with the minor site plan approval for 72 Walnut Street. My client, Jennifer Lawson, has decided that she will not be appealing the approval of that minor site plan application. As I mentioned to you in my letter of February 4, 2009, Ms. Lawson's interest is not in blocking construction at 72 Walnut Street, but rather her concern relates to ensuring that the location of the building on the lot and the potential risk to the integrity of the stone retaining wall on her property are both carefully reviewed prior to construction and that appropriate steps are taken to protect the retaining wall. In your response to my February 4th letter, you indicated that "generally, structural issues related to the construction phase would be reviewed at the building permit stage; for example, the Inspection Division may require installation of piling or other measures to ensure the stability of Ms. Lawson's wall." That comment was appreciated and goes to the heart of Mrs. Lawson's concerns.

The purpose of this letter, therefore, is to request that the Inspection Division be notified of Ms. Lawson's concerns with the additional request that the Inspection Division contact Ms. Lawson through my office at the time the building permit request is

made so that Ms. Lawson might have the opportunity to be involved in the discussions related to what steps may be taken to ensure the integrity of her retaining wall. I would appreciate it you could ensure that a copy of this letter is brought to the attention of the Building Inspector and that a copy is also placed in the Inspection Division file related to this property. I would also appreciate it if you could drop me a quick line confirming that this letter is sufficient for this purpose.

I appreciate your continued cooperation and all of the efforts you have made along the way to keep us informed in regard to this application.

Sincerely,



Timothy H. Norton

JAA:lp

Cc: Jennifer Lawson

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