# Portland, Maine



# Yes, Life's good here.

# Planning & Urban Development Department

Jeff Levine, AICP, Director Marge Schmuckal, Zoning Administrator

September 3, 2014

Bangor Savings Bank c/o Bernstein Shur 100 Middle Street PO Box 9729 Portland, ME 04104-5029

Attn: Tabatha J, Berube

RE:

105-117 Washington Avenue- 12-P-13, 16, 18, 19, 20, 29, 31, 37- (the "Property") - B-2b Zone

Cotton Street Holdings LLC., Owner

To Whom It May Concern:

I am in receipt of your request for a determination letter concerning the Property. The principal structure is located in a B-2b zone. A small zoning map is being enclosed with this determination letter.

To the best of my knowledge the entire building is in compliance with all Municipal Land Use zoning codes, regulations and ordinances. A check of our files indicates that there are no pending or threatened violations against it. Copies of Planning reviews and permits and certificates of Occupancy are enclosed with this letter.

If you have any questions regarding this matter, please feel free to contact me at (207) 874-8695.

Sincerely,

Marge Schmuckal Zoning Administrator

City of Portland, Maine

# CITY OF PORTLAND, MAINE DEVELOPMENT REVIEW APPLICATION PLANNING DEPARTMENT PROCESSING FORM **Planning Copy**

	recei	-
2005-0026	3/	2/0!

Application I. D. Number

A & M Partners Llc 2/17/2005 Applicant Application Date 120 Exchange St, Portland, ME 04101 101 Washington Avenue Applicant's Mailing Address Project Name/Description 101 - 101 Washington Ave, Portland, Maine Consultant/Agent Address of Proposed Site Applicant Ph: (207) 775-2100 Agent Fax: 012 P019001 Applicant or Agent Daytime Telephone, Fax Assessor's Reference: Chart-Block-Lot Proposed Development (check all that apply): New Building Building Addition 🕡 Change Of Use 🔲 Residential 🗀 Office 📄 Retail Manufacturing Warehouse/Distribution Parking Lot Other (specify) Proposed Building square Feet or # of Units Acreage of Site Check Review Required: Site Plan Subdivision PAD Review 14-403 Streets Review (major/minor) # of lots Flood Hazard Shoreland HistoricPreservation DEP Local Certification Zoning Conditional Zoning Variance ☐ Other Use (ZBA/PB) Fees Paid; \$400.00 Subdivision Engineer Review Date 2/22/2005 **Planning Approval Status:** Reviewer Approved Approved w/Conditions Denied See Attached Approval Date Approval Expiration Extension to Additional Sheets OK to Issue Building Permit Attached signature date Performance Guarantee Required\* Not Required \* No building permit may be issued until a performance guarantee has been submitted as indicated below Performance Guarantee Accepted amount expiration date Inspection Fee Paid date amount Building Permit Issue date Performance Guarantee Reduced remaining balance signature ☐ Temporary Certificate of Occupancy Conditions (See Attached) date expiration date Final Inspection signature Certificate Of Occupancy date Performance Guarantee Released date signature Defect Guarantee Submitted submitted date amount expiration date Defect Guarantee Released date

signature

# A & M PARTNERS, INC.

REAL ESTATE DEVELOPMENT/MANAGEMENT

120 EXCHANGE STREET PORTLAND, MAINE 04101



(207) 879-1358

February 16, 2005

Sarah Hopkins
Development Review Program Manager
Planning Department
City Hall
389 Congress Street
Portland, Maine 04101

Dear Sarah:

Please find enclosed 9 sets of plans for minor subdivision review at 107 Washington Ave.

This is the site we always talked about that would augment the parking available for 59-75 Washington Ave. It is shown on the Nissen's survey previously submitted. As you can see from the plans we intend to keep the existing structure (formerly an automotive repair facility) and re-position it either as new commercial space or as indoor parking, depending on market conditions and demands.

The most intense this use of on-site parking for the existing building would probably be if it were used as office and this use would require 18 spaces, (400 SF/space). This would leave a minimum surplus of 55 spaces (73-18).

Please accept the following as a written statement to supplement the full plan sets provided. Site plan checklist item:

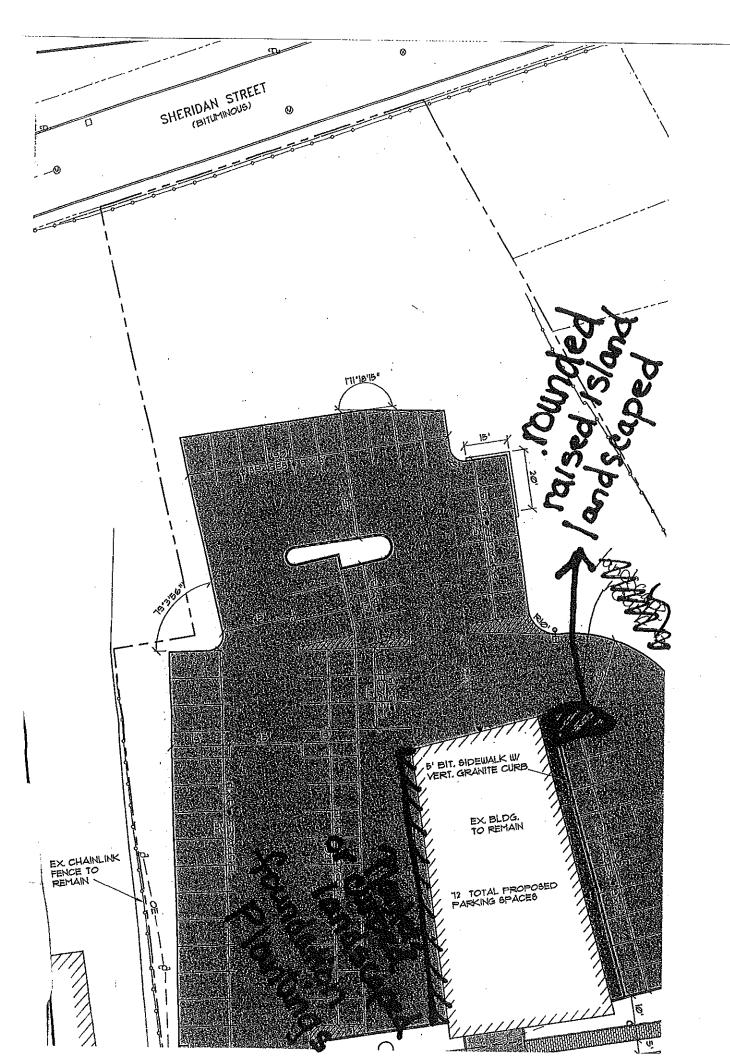
ITEM #34 ITEM #35	Potential uses could range from retail, to office, to distribution, to parking.  There is no residential use proposed.
ITEM #36	The total area of the site being developed is approx. 44,700 SF.
ITEM #37	The footprint of the existing structure is approx. 7,500 SF.
ITEM #38	All existing easements are shown on the previously submitted survey.
ITEM #39	Solid waste will be handled by a dumpster within the existing structure.
ITEM #40	The site remains virtually unchanged except for paving and lighting the existing
	gravel parking areas.
ITEM #41	We anticipate no drainage problems, the flow patterns will remain
	basically the same, however, the surface water will now be collected and treated in an approved "oil/grit" separator.
ITEM #42	We hope to start site work April 1 and be complete in 60 days depending on weather.
ITEM #43	There are no State or Federal permits being sought to complete this project.  There are no pending applications for this project.  There are no pending applications for this project.
ITEM #44	There are no pending applications for this project.
ITEM #45	N/A FEB 1 7 2005

ITEM #46 Previously provided with 75 Washington submissions. (Same ownership)
ITEM #47 Previously provided with 75 Washington submissions. (Same ownership)

Please feel free to contact me if you have any additional questions at 775-2100.

Sincerely,

Michael Scarks, President A & M Partners, LLC



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2004. 2024. 2024. 40.182. Johns 19, 2022 SCALE [\* - 45"

LOOM 1977. IN THEOREM ASSOCIATES.

PILES ACCO. 103 Cong loom.

PILES ACCO. 103 Cong loom. Plan of Property 1 - 10 was rea Neptune Properties, Inc. N. Pilcomb Associates The property of the second sec

36's Garage Parcel



Strengthening a Remarkable City, Building a Co

107 washingter Avenue

Planning and Development Department Lee D. Urban, Director

Planning Division Alexander Jaegerman, Director

June 16, 2005

Mr. Mike Scarks Neptune Properties 120 Exchange Street Portland, ME 04101

RE:

107 Washington Avenue, parking lot ID #2005-0026, CBL #012-P-019

Dear Mr. Scarks:

On June 15, 2005, the Portland Planning Authority approved a parking lot to be located at 107 Washington Avenue as shown on the approved plan with the following condition:

i. that when the existing building is occupied, the Zoning Administrator shall review the number of parking spaces required for the reuse.

The approval is based on the submitted site plan. If you need to make any modifications to the approved site plan, you must submit a revised site plan for staff review and approval.

Please note the following provisions and requirements for all site plan approvals:

- 1. Where submission drawings are available in electronic form, the applicant shall submit any available electronic Autocad files (\*.dwg), release 14 or greater, with seven (7) sets of the final plans.
- A performance guarantee covering the site improvements as well as an inspection fee payment of 2.0% of the guarantee amount and 7 final sets of plans must be submitted to and approved by the Planning Division and Public Works prior to the release of the building permit. If you need to make any modifications to the approved site plan, you must submit a revised site plan for staff review and approval.

O:\PLAN\DEVREVW\WASHINGTON107\APPROVAL LETTER6-15-05.DOC

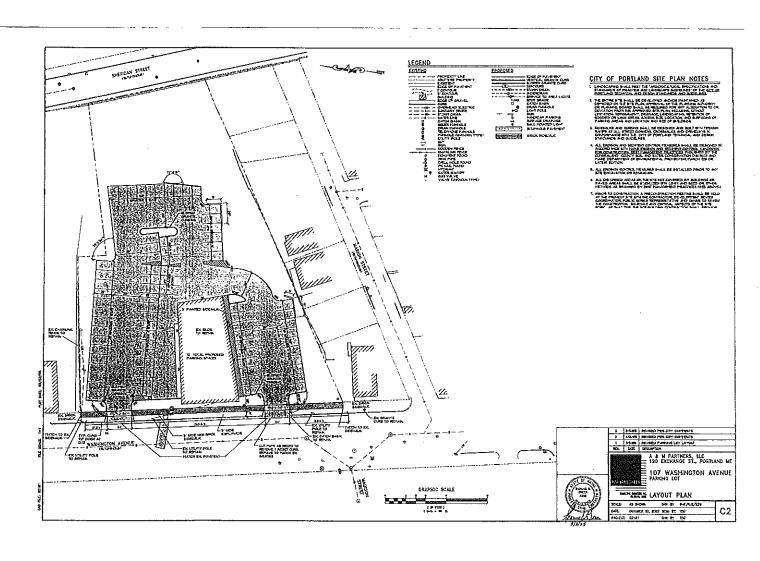
- 3. The site plan approval will be deemed to have expired unless work in the development has commenced within one (1) year of the approval or within a time period agreed upon in writing by the City and the applicant. Requests to extend approvals must be received before the expiration date.
- 4. A defect guarantee, consisting of 10% of the performance guarantee, must be posted before the performance guarantee will be released.
- 5. Prior to construction, a pre-construction meeting shall be held at the project site with the contractor, development review coordinator, Public Work's representative and owner to review the construction schedule and critical aspects of the site work. At that time, the site/building contractor shall provide three (3) copies of a detailed construction schedule to the attending City representatives. It shall be the contractor's responsibility to arrange a mutually agreeable time for the pre-construction meeting.
- 6. If work will occur within the public right-of-way such as utilities, curb, sidewalk and driveway construction, a street opening permit(s) is required for your site. Please contact Carol Merritt at 874-8300, ext. 8828. (Only excavators licensed by the City of Portland are eligible.)
- 7. The Development Review Coordinator must be notified five (5) working days prior to date required for final site inspection. The Development Review Coordinator can be reached at the Planning Division at 874-8632. <u>Please</u> make allowances for completion of site plan requirements determined to be incomplete or defective during the inspection. This is essential as all site plan requirements must be completed and approved by the Development Review Coordinator prior to issuance of a Certificate of Occupancy. <u>Please</u> schedule any property closing with these requirements in mind.

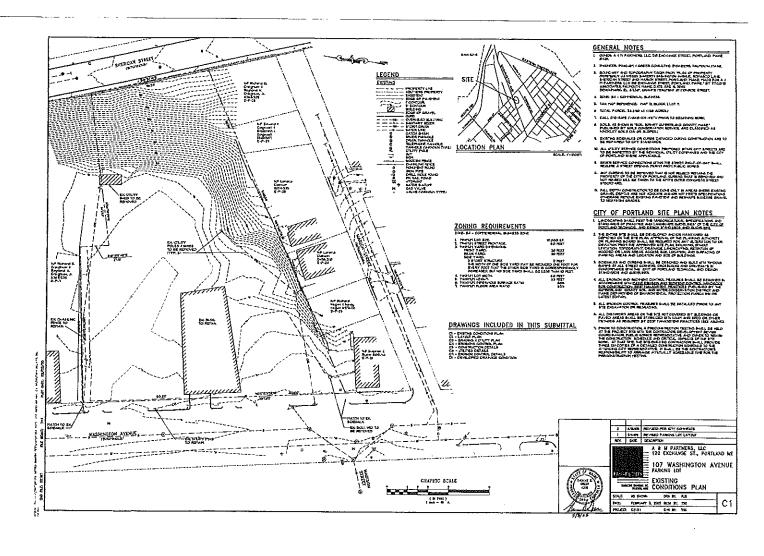
If there are any questions, please contact Kandice Talbot at 874-8901.

Sincerely,

Alexander Jaegerman

Planning Division Director





City of Portland, Maine - Building or Use Permit Application						CBL:	
	01 Tel: (207) 874-8703, Fax: (207) 874-871		· · · · · · · · · · · · · · · · · · ·			012 PO	18001
Location of Construction:	Owner Name:			Owner Address:		Phone:	
105 WASHINGTON AVE	A & M PART						
Business Name:				Contractor Address:		Phone	
	A & M Partners / Lou Wood			120 Exchange Street Portland			28
Lessee/Buyer's Name	ssee/Buyer's Name Phone:		Permit Type:	- · ·			Zone:
			Change of	Use - Commercial			16-6
Past Use: Proposed Use: Commercial - Auto Garage Commercial -			Permit Fee:	Cost of Worl	c: CEC	District:	7 ~
			\$48	41-3,10		_ !	
		arole- Change of use age to Office of	FIRE DEPT:	Approved	INSPECTIO	)	
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	renovations	aroto to interior	Se.C				
				tions.	THOC	IBC-5003	
Proposed Project Description:		(15. 1 . 15 . 1				So Walled	
Change of use from auto gar- renovations	age to Office of Correcti	ons/ Parole w/ Interio				ature: WB 11/21/68	
Tenorations	•		PEDESTRIA	NACTIVITIES DIST	RICT (P.AM	T (P.A\D/)	
			Action:	Approved App	roved w/Cone	ed w/Conditions 🔲 Denled	
			Signature:		Dat	Date:	
Permit Taken By:	Τ		<u> </u>				
ldobson	Date Applied For: 11/18/2008		Ze	ning Approva	1	/	
This permit application does not preclude the Applicant(s) from meeting applicable State and Federal Rules.		Special Zone or Reviews Zonln		Zoning Appeal	Ti	Historic Preservation	
		Shoreland		,		Not in District or Landr	
		☐ Shoreland	12	Variance Cow		Not in Distric	t of Landn
		Wetland		Littachea	1 - 1	Dan Nas R	
<ol> <li>Building permits do not include plumbing, septic or electrical work.</li> </ol>		i irviiand	(0)	viscenations	ZRKS	Does Not Rec	Julie Kevie
Building permits are void if work is not started		Flood Zone	1,50	Conditional Hea	74) A	Requires Rev	lant
within six (6) months of			مد	dilis as wis	westwat	W.Z	10 11
False information may in		Subdivision	1 25	Interpretation		Approved	
permit and stop all work			1 1	15m Tre pri	My	прогод	
*		☐ Site Plan ☐ Appro					Conditions
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		CERTIFICAT	YON				
hereby certify that I am the o	owner of record of the na	med property, or that	the proposed v	ork is authorized i	by the own	er of recon	d and tha
have been authorized by the	owner to make this appli	ication as his authoriz	ed agent and I	agree to conform to	o all anolic	able laws o	of this
urisdiction. In addition, if a p	permit for work describe	d in the application is	issued. I certif	v that the code offi	cial's author	rized renre	esentatio.
hall have the authority to ent	er all areas covered by su	ich permit at any reas	onable hour to	enforce the provis	ion of the	code(s) app	olicable t
uch permit.		ė.					

DATE

PHONE

RESPONSIBLE PERSON IN CHARGE OF WORK, THLE

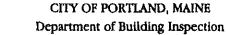
 $\mathcal{O}_{\mathcal{T}}$ 

Ch. CD of 1361 D		_		Permit No:	D. C. L. P. 15	T-002		
City of Portland, Maine - Building or Use Permit				1	Date Applied For:	CBL:		
389 Congress Street, 04101 Tel:	(207) 874-8703, Fax: (	(207) 874	1-8716	08-1469	11/18/2008	012 P018001		
Lecation of Construction:	Owner Name:			wner Address:		Phone:		
105 WASHINGTON AVE	A & M PARTNERS I	LC.	. [	120 EXCHANGE	ST			
Business Name:	Contractor Name; C			Contractor Address:		Phone		
<u> </u>	A & M Partners / Lou Wood 1		120 Exchange Street Portland		(207) 450-6128			
Lessee/Buyer's Name				Permit Type:				
				Change of Use - C	Commercial			
Proposed Use:		<u>'</u>	Proposed	Project Description:				
Commercial - Office of Corrections.	Parole- Change of use fr	om	Change	of use from auto	garage to Office of C	Corrections/ Parole w/		
auto garage to Office of Corrections	/ Parole w/ Interior renov	ations	Interior	renovations	<b>5</b>			
		ŀ		•	•			
Dept: Zoning Status:	Approved with Condition	s Rev	dewer	Marge Schmucks	l Approval D	ate: 11/18/2008		
Note:	· · · · · · · · · · · · · · · · · · ·			mange delaman	a approvacion	Ok to Issue: 🗹		
	a officer for the Office of	· ^ i -			-11			
This property shall remain parol application for review and appropriate the state of the st	e offices for the Office of eval.	Сопесио	ons. An	y change of use sn	an require a separate	permit		
• • • • • • • • • • • • • • • • • • • •								
2) Separate permits shall be required for any new signage.								
3) This permit is being approved on the basis of plans submitted. Any deviations shall require a separate approval before starting that								
work.								
Dept: Building Status:	Approved with Condition	s Rev	iewer:	Jeanine Bourke	Approval Da	ate: 11/21/2008		
Note:				2011111		Ok to Issue: 🗹		
1) The bathroom fixture count is ba	used on the letter from the	Dont Of	Comos	tions for anything				
space, this may require an increa	ise in the amount.	Dept. Of	Correct	nons for employee	use. Il a future tena	nt occupys the		
• •		ID/AC -						
<ol><li>Separate permits are required for approval as a part of this process</li></ol>	гану егеситсят, рішнотів і.	, HVAC 0	or exnau	st systems. Separa	te plans may need to	be submitted for		
	<u></u>			********				
	Approved with Condition	s Revi	iewer:	Capt Greg Cass	Approval Da	ite: 11/18/2008		
Note:					•	Ok to Issue: 🛭 🗹		
1) An evacuation plan is required								
2) Fire extinguishers required. Insta	Illation per NFPA 10							
3) Emergancy lights and exit signs :	-							
Application requires State Fire N	-							
4) Abbusemon tedmics piate Life is	iaishal approvat.							

# Comments:

11/18/2008-idobson: previous permit#070572 fees applied to this permit

11/18/2008-mes: This permit is tied to the original permit #07-0572 which was denied based on B-2b uses not allowing governmental uses such as a State parole office. The ZBA On 8/2/07 denied the appellant's interpretation appeal. The appellant took the case to Superior Court. On October 28, 2008 Superior Court Justice Thomas E. Delahanty II issued a decision that the zoning ordinance should not prohibit this use (copy of decision attached to the permit) with the order that the permit be issued for zoning purposes.





# derinicale of Occupat

LOCATION

105 WASHINGTON AVE

CBL 012 P018001

Issued to

A & M Partners Llc /A & M Partners / Lou Wood

Date of Issue

06/01/2009

— changed as to use under Building Permit No.

Obs. 1469 has had final inspection, has been found to conform substantially to requirements of Zoning Ordinance and Building Code of the City, and is hereby approved for occupancy or use, limited or otherwise, as indicated below.

PORTION OF BUILDING OR PREMISES

Entire

APPROVED OCCUPANCY

Corrections and Parole Office

Inspector of Buildings

Use Group B Type 2B IBC 2003

Limiting Conditions:

None

This certificate supersedes certificate issued

Approved:

Notice this certificate identifies inwith use of building or premises, and ought to be transferred from when so owner when property changes hands. Copy will be furnished to owner on lessee for one dolls.

Loca	Congress Street, 04101 Tel:	Owner Name:	7, 1 47. (201) 014.		09-0373 r Address;		Phone:	18001	
	WASHINGTON AVE	A & M PARTNERS LLC		ı	EXCHANGE ST		Paone:		
Busia	ness Name:	Contractor Name:		<del></del>	actor Address:	<del></del>	Phone		
		HVAC Services, Inc.		73 B	73 Bradley Drive Westbrook 04092 2078544822			322	
Lessee/Buyer's Name Phone:			Permit Type:			Zone:			
				HV	HVAC B-26				
Past Use: Proposed Use:			00 . 1 . 1	Permi	- 1	t of Work:	CEO District:	7	
l (*		ornee connected w/	CIDE	\$420.00	\$39,700.00	CORION	<u> </u>		
		Cooling unit on roof	FIRE	FIRE DEPT: Approved Use Group: Type:					
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				_\* <	* See Conditions IBC 200			<b>N</b> 3	
	osed Project Description:				See Conditions IBC 2003 Signature: KG Signature: 2m 5/6/01				
1112E	all a Natural gas Heating/ Coolin	g unit on 1001		Signature: Sig			mature: 2m 5/6/01		
				1	PEDESTRIAN ACTIVITIES DISTRICT (P.A.B.)				
				Action	s: Approved	Approved w	d w/Conditions Denied		
				Signa	Signature: Date:				
	. 1	pplied For: 7/2009			Zoning Ap	proval			
This permit application does not preclude the Applicant(s) from meeting applicable State and Federal Rules,		Special Zone or Reviews		Zoning Ap	peal	eal Historic Preserv			
		☐ Shoreland	eland Vzriance 🗹 Not i		Not in Distric	at or Landm			
<ol> <li>Building permits do not include plumbing, septic or electrical work.</li> </ol>		☐ Wetland ☐ Miscellane		Miscellaneous	,	Does Not Require Revie			
	Building permits are void if wor within six (6) months of the date	of issuance.	☐ Flood Zone ☐ Subdivision		Conditional U	lse	Requires Review		
	False information may invalidate permit and stop all work	a building			Interpretation		Approved		
			Site Plan		Approved		Approved w/t	Conditions	
PERMIT ISSUED		Maj Minor MM Denied			Denied				
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nav irisc iali	eby certify that I am the owner of the been authorized by the owner to diction. In addition, if a permit for have the authority to enter all are	record of the na	CERTIFICA med property, or tha cation as his authori d in the application i	the prop zed agent	and I agree to co	nform to all a ode official's :	pplicable laws o	of this	

DATE

PHONE

RESPONSIBLE PERSON IN CHARGE OF WORK, THTLE



# Application for Exemption from Site Plan Review

Portland, Maine

Department of Planning and Urban Development, Planning Division and Planning Board

	<del>~</del>					
PROJECTNAME: Art Girard - Office Building						
PROJECT ADDRESS: 107 Wo Shington Ave,						
PROJECT DESCRIPTION: (Please Attach Sketch/Plan of Proposal/Development)						
Excavate a 10' x 90' area for snow Storage - Build a						
Concrete block retaining wall 2'wide X 4' high X 100' long t.						
CHART/BLOCK/LOT: OIZ P 018001						
CONTACT INFORMATION:						
OWNER/APPLICANT CONST	JLTANT/AGENT					
Name: Art Giracol Name:	Dave Chapman					
Address: 120 Exchange Str. Address	7616	_				
Portland ME	Scarborough, Mb.	DECENTA				
Zip Code: O4101 Zip Cod	le: 04074	NECEIVED				
Work#: 828-4650 Work#	: 839-6987	Dames A				
Home #: Home #	<b>‡:</b>	SEP - 2 2009				
Fax #: Fax #:						
E-mail: E-mail:		City of Portland Planning Division				
<u>Criteria for Exemptions:</u> (See Section 14-523 (4) on page 2 of this application)	A1:					
,	Applicant's Assessment Y(yes), N(no), N/A	Planning Division Use Only				
a) Is the proposal within existing structures?	<u>N</u>	NA				
b) Are there any new buildings, additions, or demolitions?	NO	n d				
c) Is the footprint increase less than 500 sq. ft.?	<u>NIA</u> .	<u> </u>				
d) Are there any new curb cuts, driveways or parking areas?	NO	<u> </u>				
e) Are the curbs and sidewalks in sound condition?	Yes	(le)				
f) Do the curbs and sidewalks comply with ADA?	Yes .	Yes				
s) Is there any additional parking? SEP 1 0 2009	NO					
n) Is there an increase in traffic?	100	~ NO				
Are there any known stormwater problems?	No	n <sub>b</sub>				
Does sufficient property screening exist?	<u></u>	Lies .				
c) Are there adequate utilities?	Yes	Les				
Planning Division Use Only Exemption Granted Partial Exemption Exemption Denied						
The applicant shall confirm with the Inspects						
The applicant shall confirm with the Inspection Division whether a building quent is required for the retaining wall.						
Planner's Signature Barbara Ba						

# PROVISION OF PORTLAND CITY CODE 14-523 (SITE PLAN ORDINANCE) RE: EXEMPTIONS FROM SITE PLAN REVIEW

# Sec. 14-523. Approval required.

No person shall undertake any development without obtaining approval therefore under this article.

- (4) The Planning authority shall exempt from review under all standards in this article developments that meet all of the following requirements:
  - a. The proposed development will be located within existing structures, and there will be no new buildings, demolitions, or building additions other than those permitted by subsection b of this section;
  - b. Any building addition shall have a new building footprint expansion of less than five hundred (500) square feet;
  - c. The proposed site plan does not add any new curb cuts, driveways, or parking areas; the existing site has no more than one (1) curb cut and will not disrupt the circulation flows and parking on-site; and there will be no drive-through services provided;
  - d. The curbs and sidewalks adjacent to the lot are complete and in sound condition, as determined by the public works authority, with granite curb with at least four (4) inch reveal, and sidewalks are in good repair with uniform material and level surface and meet accessibility requirements of the Americans with Disabilities Act;
  - e. The use does not require additional or reduce existing parking, either on or off the site, and the project does not significantly increase traffic generation;
  - f. There are no known stormwater impacts from the proposed use or any existing deficient conditions of stormwater management on the site;
  - g. There are no evident deficiencies in existing screening from adjoining properties; and
  - h. Existing utility connections are adequate to serve the proposed development and there will be no disturbance to or improvements within the public right-of-way.

A developer claiming exemption under this subsection shall submit a written request for exemption stating that the proposed meets all of the provisions in standards a-h of this subsection, including an itemized statement by a qualified professional. Upon receipt of such a request, the planning authority will visit the site to verify that the exemption is applicable due to compliance with the standards. The planning authority, after consultation with the public works authority, shall render a written decision within twenty (20) working days after receipt of a written request for exemption that contains all the information required by this subsection. If a full exemption is granted, the application shall be approved without further review under this article, and no performance guarantee shall be required. The planning authority may require full site plan review of a project that meets the criteria of this subsection if it determined that there is a substantial public interest in the project.

In the event that the planning authority determines that standards a and b of this subsection and at least four (4) of the remaining standards have been met, the planning authority shall review the site plan under the review standards in section 14-526 that are affected by the standards in this subsection that have not been met. An application that receives review by the planning board shall receive a complete review under the standards of section 14-526. The planning authority shall notify an applicant in writing that full or partial site plan review is required, the reasons for the decision, and the information that will be required for site plan review.

# IMPORTANT NOTICE TO APPLICANT

An Exemption from site plan review does not exempt this proposal from other approvals or permits, nor is it an authorization for construction. You should first check with the Building Inspections Office, Room 315, City Hall (874-8703), to determine what other City permits, such as a building permit, will be required.

# Planning Barbara Barhydt

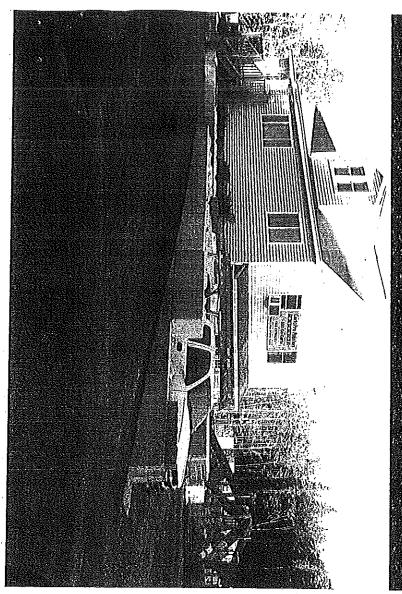
September 9, 2009

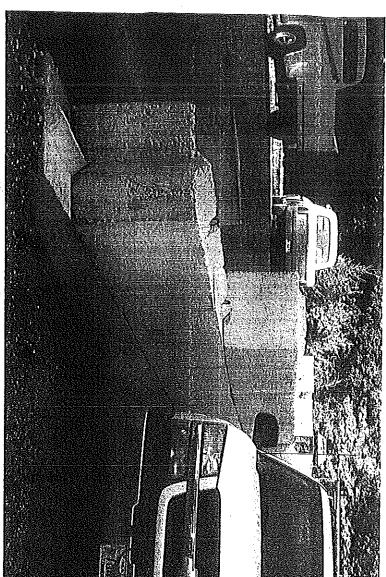
Exemption for 107 Washington Avenue

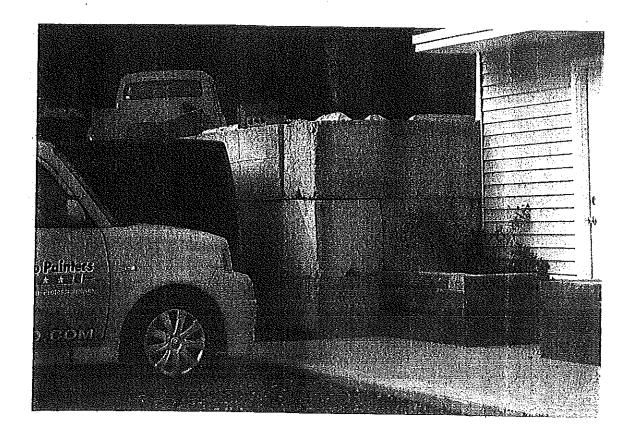
Dan Goyette, Consulting Engineer, reviewed the plan and had no problems with the proposal. I visited the site and it meets the standards for an exemption.

The applicant shall confirm with the Inspection Division whether a building permit is required for the retaining the wall.

\*\* THIS EXEMPTION IS NOT A BUILDING PERMIT – PLEASE CHECK WITH BUILDING INSPECTIONS PRIOR TO ANY WORK BEING DONE \*\*









# DEED AND WAR

Buyside Paving
774-9511
Filling sites?

Strengthening a Remarkable City, Building a Community for Life

www.portlandmaine.gov

Planning and Development Department Lee D. Urban, Director

Planning Division Alexander Jaegerman, Director

June 16, 2005

Mr. Mike Scarks Neptune Properties 120 Exchange Street Portland, ME 04101

'RE:

107 Washington Avenue, parking lot ID #2005-0026, CBL #012-P-019

Dear Mr. Scarks:

On June 15, 2005, the Portland Planning Authority approved a parking lot to be located at 107 Washington Avenue as shown on the approved plan with the following condition:

i. that when the existing building is occupied, the Zoning Administrator shall review the number of parking spaces required for the reuse.

The approval is based on the submitted site plan. If you need to make any modifications to the approved site plan, you must submit a revised site plan for staff review and approval.

Please note the following provisions and requirements for all site plan approvals:

- 1. Where submission drawings are available in electronic form, the applicant shall submit any available electronic Autocad files (\*.dwg), release 14 or greater, with seven (7) sets of the final plans.
- 2. A performance guarantee covering the site improvements as well as an inspection fee payment of 2.0% of the guarantee amount and 7 final sets of plans must be submitted to and approved by the Planning Division and Public Works prior to the release of the building permit. If you need to make any modifications to the approved site plan, you must submit a revised site plan for staff review and approval.

O:\PLAN\DEVREVW\WASHINGTON107\APPROVAL LETTER6-15-05.DOC

- 3. The site plan approval will be deemed to have expired unless work in the development has commenced within one (1) year of the approval or within a time period agreed upon in writing by the City and the applicant. Requests to extend approvals must be received before the expiration date.
- A defect guarantee, consisting of 10% of the performance guarantee, must be posted before the performance guarantee will be released.
- Prior to construction, a pre-construction meeting shall be held at the project site with the contractor, development review coordinator, Public Work's representative and owner to review the construction schedule and critical aspects of the site work. At that time, the site/building contractor shall provide three (3) copies of a detailed construction schedule to the attending City representatives. It shall be the contractor's responsibility to arrange a mutually agreeable time for the pre-construction meeting.
- 6. If work will occur within the public right-of-way such as utilities, curb, sidewalk and driveway construction, a street opening permit(s) is required for your site. Please contact Carol Merritt at 874-8300, ext. 8828. (Only excavators licensed by the City of Portland are eligible.)
- 7. The Development Review Coordinator must be notified five (5) working days prior to date required for final site inspection. The Development Review Coordinator can be reached at the Planning Division at 874-8632. Please make allowances for completion of site plan requirements determined to be incomplete or defective during the inspection. This is essential as all site plan requirements must be completed and approved by the Development Review Coordinator prior to issuance of a Certificate of Occupancy. Please schedule any property closing with these requirements in mind.

If there are any questions, please contact Kandice Talbot at 874-8901.

Sincerely.

Alexander Jaegerman

Planning Division Director

Lee D. Urban, Planning and Development Department Director
Alexander Jaegerman, Planning Division Director
Sarah Hopkins, Development Review Services Manager
Kandice Talbot, Planner
Jay Reynolds, Development Review Coordinator
Marge Schmuckal, Zoning Administrator
Inspections
Michael Bobinsky, Public Works Director
Traffic Division
Eric Labelle, City Engineer
Jeff Tarling, City Arborist
Penny Littell, Associate Corporation Counsel
Fire Prevention
Assessor's Office

Approval Letter File



# DORIEAND WARE

Strengthening a Remarkable City, Building a Community for Life . www.portlandmaine.gov

Jeff Levine, AICP, Director Marge Schmuckal, Zoning Administrator

August 29, 2013

Lawrence R. Clough, Esq. Jensen Baird Gardner & Henry Ten Free Street PO Box 4510 Portland, Maine 04112

RE: 105-107 Washington Avenue and 152-156 Sheridan Street (the "Property")—012-P-013, 016, 017, 018, 019, 020, 021, 029 - B-2b Zone

Dear Attorney Clough,

I am in receipt of your request for a determination letter concerning the Property. The entire Property is located within the B-2b zone and does not abut a residential zone. My determination is based upon a survey performed by David E. Titcomb of Titcomb Associates and dated July 19, 2002 called job #202048.1, Revision # 9 dated 8/13/13.

I have reviewed the proposed conveyance of land fronting on Sheridan Street and the remaining developed property fronting on Washington Avenue. Both lots meet or can meet at the time of development, all the B-2b dimensional requirements. The proposed land conveyance will not violate the City of Portland's Land Use Zoning Ordinance.

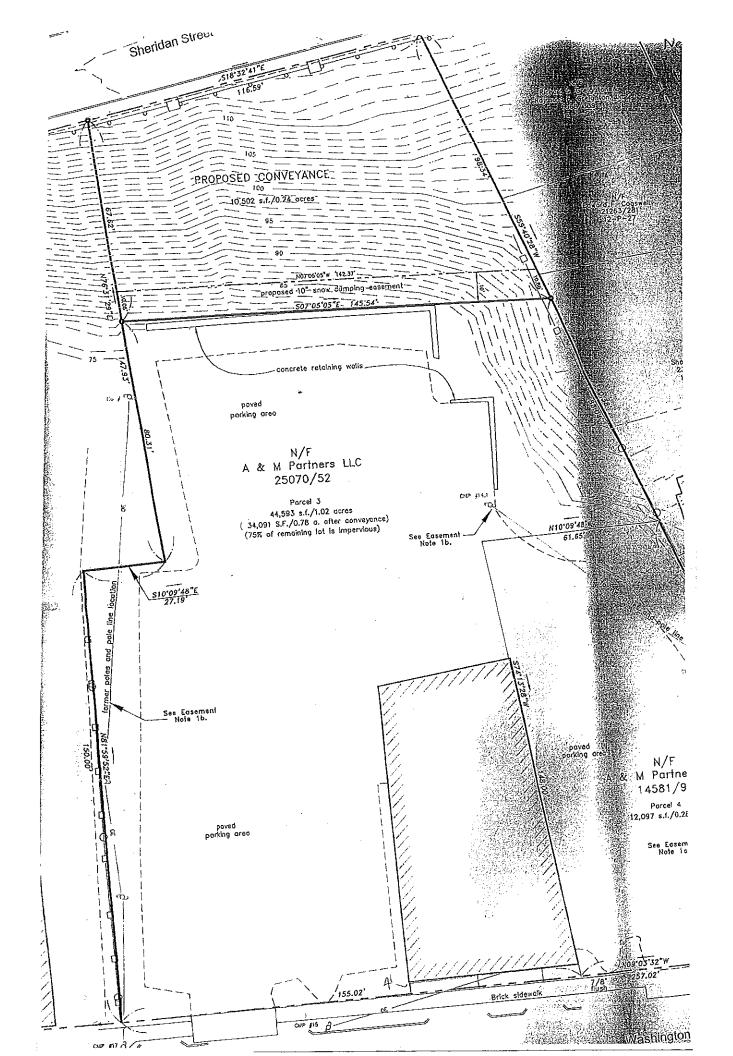
If you have any questions regarding this matter, please do not he sitate to contact me at (207) 874-8695.

Very truly yours,

Marge Schmuckal

Zoning Administrator City of Portland, Maine

Room 315 - 389 Congress Street - Portland, Maine 04101 (207) 874-8695 - FAX:(207) 874-8716 - TTY:(207) 874-3936



# Marge Schmuckal - RE: 101 Washington Avenue - 12-P-19 & 20

From:

Marge Schmuckal

To:

Tabatha Berube

Date:

9/3/2014 11:33 AM

Subject: RE: 101 Washington Avenue - 12-P-19 & 20

# thank you Tabitha,

I do have the determination letter for 59 Washington Avenue to pick up at our front counter. I will "attack" the other one at 101 Washington Ave as soon as I get feed back from you. Marge

>>> Tabatha Berube <tberube@bernsteinshur.com> 9/3/2014 11:28 AM >>>

Marge, I am looking into this now and will get back to you asap.

Thank you

Tabatha

# Tabatha J. Berube

#### **Paralegal**

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From: Marge Schmuckal [mailto:MES@portlandmaine.gov]

Sent: Wednesday, September 03, 2014 10:09 AM

To: Tabatha Berube

Subject: 101 Washington Avenue - 12-P-19 & 20

# Hi Tabatha,

I am a little confused about this request. The CBL numbers that you have given me are only part of the accessory parking lot that goes along with a building abutting this parking lot. Is this lot being divided and selling off part of the lot, or is the building and the rest of the parking part of this request? Marge Schmuckal

Zoning Administrator

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BERNSTEIN SHUR COUNSELORS AT LAW

207-774-1200 main 207-774-1127 facsimile bernsteinshur.com

100 Middle Street PO Box 9729 Portland, ME 04104-5029

Tabatha J. Berube Paralegal 207 228-7377 direct tberube@bernsteinshur.com

August 27, 2013

Marge Schmuckal Assistant Chief of Inspection Services Zoning Administrator Planning & Urban Development CITY OF PORTLAND 389 Congress Street Portland, ME 04101

RECEIVED

AUG 2 7 2014

Re: Cotton Street Holdings LLC

101 Washington Avenue, Portland, Maine B-2b - Parky Lots

12-P-19-20

Dept. of Building Inspections City of Portland Maine

Dear Marge:

Please-issue a letter to Bangor Savings Bank c/o Bernstein Shur confirming what zone the building and improvements located at the above property are located in and that the entire building is in compliance with all applicable Municipal zoning and land-use codes, regulations and ordinances, that there currently are no pending or threatened violations against it and also please attach all copies of Certificates of Occupancy that have been issued along with any other filings.

Enclosed please find our check in the amount of \$150 to cover the fee related to issuing this letter. Thank you very much for your assistance in this matter. Please call me if you have any questions.



# Marge Schmuckal - 101 Washington Avenue - 12-P-19 & 20

From: Marge Schmuckal

To: tberube@bernsteinshur.com

**Date:** 9/3/2014 10:09 AM

Subject: 101 Washington Avenue - 12-P-19 & 20

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# Marge Schmuckal - FW: 101 Washington Avenue - 12-P-19 & 20

From: Tabatha Berube <tberube@bernsteinshur.com>

To: "Marge Schmuckal (MES@portlandmaine.gov)" <MES@portlandmaine.gov>

**Date:** 9/3/2014 12:40 PM

Subject: FW: 101 Washington Avenue - 12-P-19 & 20

Marge, the assessor's office just called and Tax Map Lots 12/P/31 and 37 should also be included.

Thank you for jumping on this.

Tabatha

# Tabatha J. Berube

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From: Tabatha Berube

Sent: Wednesday, September 03, 2014 12:25 PM

To: 'Marge Schmuckal'

Subject: RE: 101 Washington Avenue - 12-P-19 & 20

Marge, it appears that my request should have also included 113 Washington Avenue, Tax Map 12/P/13, 16, 18, 29. As you have pointed out below the initial request was only a portion of the premises. I've spoken the assessor's office and a number of parcel owned by Cotton Street Holdings, LLC have merged. Since this transaction took place in early Aril the records/tax map I was working from have not been updated. I apologize for the confusion.

Please let me know if you need any further information.

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Assessor's Office | 389 Congress Street | Portland, Maine 04101 | Room 115 | (207) 874-8486

City Home Departments City Council E-Services Jobs

This page contains a detailed description of the Parcel ID you selected. Press the New Search button at the bottom of the screen to submit a new query.

# **Current Owner Information:**

012 P019001 Land Use Type PARKING LOTS Services

Verify legal use with Inspections Division

**Applications Property Location** 101 WASHINGTON AVE **Doing Business** 

**Owner Information** COTTON STREET HOLDINGS LLC 70 EXCHANGE ST STE 30

PORTLAND ME 04101 **Book and Page** 31430/212 **Legal Description** 

12-P-19-20 WASHINGTON AVE 101-107

12250 SF Acres 0.2812

browse city services a-z

links a-z

browse facts and

Maps

**Tax Relief** 

Tax Roll

Q & A

Current Assessed Valuation:

TAX ACCT NO. 1220 **LAND VALUE** \$61,300,00 **BUILDING VALUE** \$22,000.00 **NET TAXABLE - REAL ESTATE** \$83,300.00

380 WARREN AVE PORTLAND ME 04103

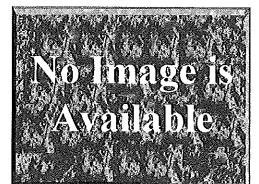
A & M PARTNERS LLC

**OWNER OF RECORD AS OF APRIL 2014** 

**TAX AMOUNT** \$1,666.00

Any information concerning tax payments should be directed to the Treasury office at 874-8490 or e-mailed.

Best viewed at 800x600, with Internet Explorer



View Map

# Outbuildings/Yard Improvements:

**Building 1** 

Year Built 2011 Structure ASPHALT PARKING

Size 7500 Units Grade С Condition

# Sales Information:

Sale Date Type Price Book/Page

# Marge Schmuckal - RE: 101 Washington Avenue - 12-P-19 & 20

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City Home Departments

City Council E-Services Calendar

Jobs

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# Current Owner Information:

Services

Land Use Type Verify legal use with

**Owner Information** 

**Book and Page** 

012 P013001 **RETAIL & PERSONAL SERVICE** 

**Applications** 

Inspections Division **Property Location** 

Doing Business

113 WASHINGTON AVE COTTON STREET HOLDINGS LLC

Maps

80 EXCHANGE S. PORTLAND ME 04101 A 20

**Tax Relief** Tax Roll

Q & A

12-P-13-16-18-29-31-37

**Legal Description** 

WASHINGTON AVE 105-117 34091 SF

Acres

0.7826

browse city services a-z

Current Assessed Valuation:

browse facts and

TAX ACCT NO. **LAND VALUE** \$253,200.00 **BUILDING VALUE** 

**OWNER OF RECORD AS OF APRIL 2014** 

A & M PARTNERS LLC

\$298,900.00 NET TAXABLE - REAL ESTATE \$552,100.00

380 WARREN AVE PORTLAND ME 04103

TAX AMOUNT

\$11,042.00

Any information concerning tax payments should be directed to the

Best viewed at 800x600, with

Internet Explorer

Treasury office at 874-8490 or e-mailed.

# Building Information:

Bullding 1

RISE

Year Built

1948

Style/Structure

OFFICE BUILDING - LOW-

Type

# Units 1

1 - OFFICE OF Building Num/Name CORRECTION

4802 Square Feet

View View Sketch View Map **Picture** 

# Exterior/Interior Information:

**Building 1** 

01/01 Levels 4802

MULTI-USE OFFICE Use

Height 15

CONC. BLOCK Walls HOT AIR Heating CENTRAL A/C

# Outbuildings/Yard Improvements:

Building 1

Year Built 2011

Structure ASPHALT PARKING Assessor's Office | 389 Congress Street | Portland, Maine 04101 | Room 115 | (207) 874-8486

City

Home

Departments City Council E-Services

Jobs

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Tax Roll Q & A

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CBL

Verify legal use with Inspections Division

Land Use Type

**Property Location Owner Information** 

101 WASHINGTON AVE COTTON STREET HOLDINGS LLC

012 P019001

PARKING LOTS

70 EXCHANGE ST STE 30 PORTLAND ME 04101

**Book and Page Legal Description** 

TAX AMOUNT

31430/212 12-P-19-20

WASHINGTON AVE 101-107

Acres

12250 SF 0.2812

browse city services a-z

browse facts and



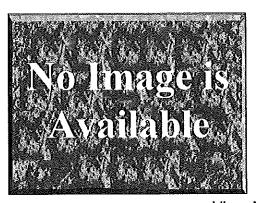
Best viewed at 800x600, with Internet Explorer

# Current Assessed Valuation:

TAX ACCT NO. 1220 LAND VALUE \$61,300.00 **BUILDING VALUE** \$22,000.00 NET TAXABLE - REAL ESTATE \$83,300.00 **OWNER OF RECORD AS OF APRIL 2014** A & M PARTNERS LLC

380 WARREN AVE PORTLAND ME 04103 \$1,666.00

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# View Map

# Outbuildings/Yard Improvements:

**Building 1** 

Year Built

2011 ASPHALT PARKING

Structure Size

7500 1

Units Grade

С Condition Α

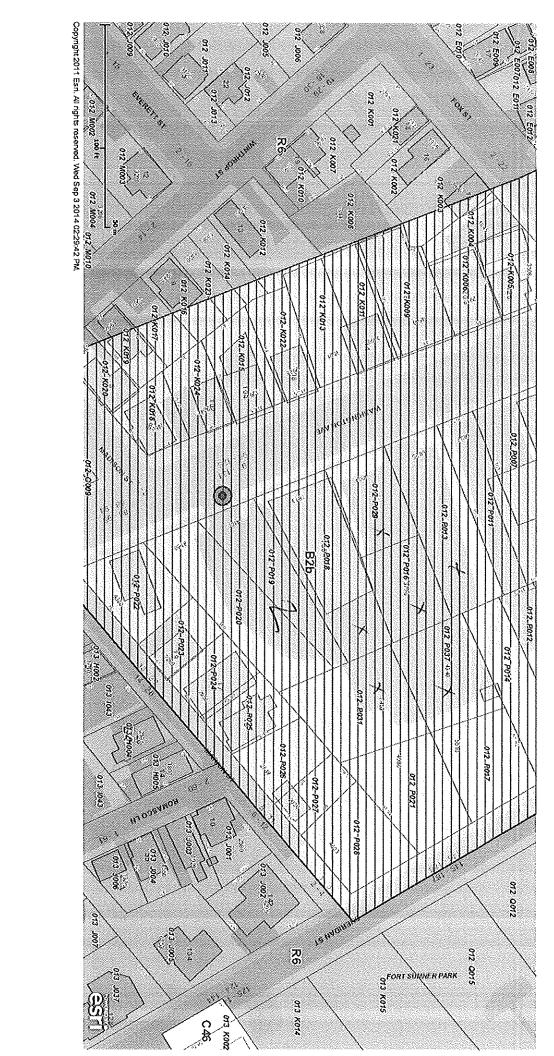
# Sales Information:

Sale Date

Type

Price

Book/Page



# CITY OF PORTLAND DEPARTMENT OF PLANNING & URBAN DEVELOPMENT

389 Congress Street Portland, Maine 04101

# **INVOICE OF FEES**

**Application No:** 

0000-2021

Applicant: COTTON STREET HOLDINGS LL

**Project Name:** 

101 WASHINGTON AVE

Location: 101 WASHINGTON AVE

CBL:

012 P019001

**Application Type:** Determination Letter

Invoice Date:

08/28/2014

ication Type: Determination Letter

Previous
Balance
\$0.00

Payment Received \$0.00

Current Fees \$150.00

Current
Payment
\$150.00

Total
Due
\$0.00

Payment
Due Date
On Receipt

**Previous Balance** 

\$0.00

Fee Description	Qty	
Zoning Determinations	1	\$150.00

\$150.00

**Total Current Fees:** 

\$150.00

**Total Current Payments:** 

\$150.00

Amount Due Now:

\$0.00

CBL 012 P019001

Bill To: COTTON STREET HOLDINGS LLC

70 EXCHANGE ST STE 30 PORTLAND, ME 04101

Application No: 0000-2021

Invoice Date: 08/28/2014 Invoice No: 46305

Total Amt Due: \$0.00

Payment Amount: \$150.00

Make checks payable to the *City of Portland*, ATTN: Inspections, 3rd Floor, 389 Congress Street, Portland, ME 04101. Check the status of your permit or schedule an inspection on-line at http://www.portlandmaine.gov/792/Permit-Status