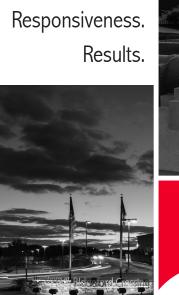
Relationships.











Traffic Permit Application Request for **Scoping Meeting Portland Gateway Hotel Project** Portland, Maine

PREPARED FOR: Ara Aftandilian Portland Norwich 2330 Palm Ridge Road #305 Sanibel, Florida 33957

March 2016

SUBMITTED BY: Gorrill Palmer 707 Sable Oaks Drive Suite 30 So. Portland, ME 04106 207.772.2515



707 Sable Oaks Drive, Suite 30 South Portland, Maine 04106 207.772.2515

March 16, 2016

Ms. Helen Donaldson
City of Portland Planning Division
389 Congress Street, 4th Floor
Portland, Maine 04101

RE:

Application for Traffic Movement Permit

Portland Gateway Hotel Project

Portland, Maine

Dear Ms. Donaldson,

Gorrill Palmer (GP) has been retained by Portland Norwich Group LLC to prepare this Traffic Movement Permit Application for the proposed Portland Gateway Hotel project located on Fore Street between India Street and Hancock Street in Portland, Maine.

We have attached the following information in support of this application:

- ➤ Three copies of sections I-6
- Signed application form
- > Notice of intent to file
- List of abutters
- > \$1,000 application fee

Please contact our office with any questions regarding this application.

Sincerely,

Gorrill Palmer

Randy Dunton, PE, PTOE

Senior Engineer

Copy: Ara Aftandilian, Portland Norwich Group LLC

Timothy Soucie, MaineDOT Region I Traffic Engineer

Department of Transportation Traffic Engineering Division 16 State House Station Augusta, Maine 04333

Department of Transportation	FOR MDOT USE	12/99
Traffic Engineering Division	ID#	
16 State House Station		
Augusta, Maine 04333	Total Fees:	
Telephone: 207-287-3775	Date Received:	
***********	************	*********

PERMIT APPLICATION – TRAFFIC TRAFFIC MOVEMENT PERMIT, 23 M.R.S.A. §704-A

Please type or print:
This application is for (check all that apply): Traffic 100-200 PCE's Traffic 200 + PCE's □
Name of Applicant: Portland Norwich Group LLC Attn: Mr. Ara Aftandilian
Address: 2330 Palm Ridge Rd #305, Sanibel FL 33957 Telephone: (978) 887-3640
Name of local contact or agent: Randy Dunton – Gorrill Palmer
Address: 707 Sable Oaks Drive, Suite 30, South Portland, ME 04106
Telephone: (207) 772-2515
Name and type of development: The development consists of a hotel up to 180 rooms
Location of development including road, street, or nearest route number: The site is located on Fore Street between India Street and Hancock Street.
City/Town/Plantation: Portland County: Cumberland Tax Maps: 019 Lots: B020
Do you want a consolidated review with DEP pursuant to 23 M.R.S.A. § 704-A (7)?
Was this development started prior to obtaining a traffic permit? No
Is the project located in an area designated as a growth area (as defined in M.R.S.A. title 30-A, chapter 187)? Yes X No No
Is this project located within a compact area of an urban compact municipality? Yes X No
Is this development or any portion of the site currently subject to state or municipal enforcement action? None Known
Existing DEP or MDOT permit number (if applicable): Delegated review is to the City
Name(s) DOT staff person(s) contacted concerning this application None
Name(s) of DOT staff person(s) present at the scoping meeting for 200+ applicants:
To be held

Department of Transportation Traffic Engineering Division 16 State House Station Augusta, Maine 04333 Telephone: 207-287-3775

FOR MDOT USE	12/99
ID#	
Total Fees:	
Date Received:	

	-	
CERTIFICAT	TION	
This person responsible for preparing this application and information hereto, by signing below, certifies that the appaccurate to the best of his/her knowledge. Signature:	or attaching pertinent si plicant for traffic approv	te and traffic al is complete and ATE OF MANAGEMENT
Name (print): Randall Dunton	Engineer:	RANDALL E. DUNTON
Date: March 17, 2016	Other:	No. 8586
If the signature below is not the applicant's signature, atta applicant.	eh letter of agent authori	zation signed by
"I certify under penalty of law that I have personal document and all attachments thereto and that, basimmediately responsible for obtaining the information and complete. I authorize the Department to enter application, at reasonable hours, including building to determine the accuracy of any information provipenalties for submitting false information, including	sed on my inquiry of tho ation, I believe the inform the property that is the ags, structures or conveya- vided herein. I am aware	se individuals nation is true, accurate, subject of this ances on the property, there are significant
dhAt	3/17	0/16
Signature of applicant	Date	1

NORWICH PARTNERS OF SANIBEL LLC

Bank of America.

2330 PALM RIDGE RD UNIT 10 #305 SANIBEL, FL 33957 (603) 643-2206

ACH R/T 063100277 63-4/630

3/8/2016

1948

DOLLARS

PAY TO THE ORDER OF

City of Portland

**1,000.00

One Thousand and 00/100*

City of Portland, Maine 389 Congress Street Room 102

PO Box 544

Portland, ME 04112 MEMO

Traffic Permit Application Fee

""OO 1948" 1:0630000471: 229023268927#

Traffic Permit Application Fee

NORWICH PARTNERS OF SANIBEL LLC

City of Portland

3/8/2016

1,000.00

1948

Norwich Partners of S Traffic Permit Application Fee

1,000.00

NOTICE OF INTENT TO FILE

Please take notice that:

Portland Norwich Group LLC (Attn: Mr. Ara Aftandilian) 2330 Palm Ridge Rd #305 Sanibel, FL 33957

is intending to file a MaineDOT Traffic Permit application with the City of Portland (Delegated Review Authority) pursuant to the provisions of 23 M.R.S.A. $\S704 - A$ on or about March 16, 2016.

This application is for:

The development of the Portland Gateway Hotel Project in Portland, Maine. The proposed development is to include a hotel up to 180 rooms. The project is forecast to generate 104 and 112 AM and PM weekday peak hour trip ends respectively. The project is expected to open in 2016.

At the following location:

The site is located within the block defined by Fore Street, Hancock Street Extension, Thames Street, and India Street.

A request for a public hearing must be received by the City, in writing no later than 20 days after the application is found by the department to be complete and is accepted for processing. Public comment on the application will be accepted throughout the processing of the application.

The application will be filed for public inspection at the Department of Transportation's office in Scarborough (Region 1) during normal working hours. A copy of the application may also be seen at the municipal offices in Portland, Maine.

Written public comments may be sent to the following address: Attention Helen Donaldson, Planning Division, 389 Congress Street, Portland, Maine 04101.

Randall Dunton, P.E., PTOE

Gorrill-Palmer Consulting Engineers, Inc.

Direct Abutters List Portland Gateway Hotel Project Map 019 – Lot B020 JN 2969

Map 019 Lot A008 (144 Fore Street)

Jack Rabbit LLC 222 St. John Street – Tower X Portland, ME 04102

Map 019 Lot A014 (0 Hancock Street)

City of Portland 389 Congress Street Portland, ME 04101

Map 019 Lot A015 (Tied to 001-A002)

State of Maine 16 State House Station Augusta, ME 04333-0016

Gorham, ME 04038

Map 019 B001 (I India Street)
GSB Corporation (Units I & 2)
10 Wentworth Drive

Map 019 B012 (176 India Street)

Portland Water District
PO Box 3553
225 Douglass Street
Portland, ME 04104-3553

Map 020 Lot 010 (147 Fore Street)

Chapin Realty LLC 25 Foothill Street – Suite IA Lebanon, NH 03766 Map 020 Lot F001 (167 Fore Street)

PO Box 910
Westbrook, ME 04092-0910

Map 020 Lot F023 (33 India Street)

East India Land Company LLC 86 Newbury Street

Portland, ME 04101

Map 029 Lot L003 (203 Fore Street)

Chatham Portland DT LLC 50 Cocoanut Row – Suite 211 Palm Beach, FL 33480

Map 029 Lot N009 (0 India Street)

Russell E. Lerman PO Box 45 I Dover, NJ 07802

Map 029 Lot N026 (I Commercial Street)

Casco Portland Partners LLC
III Commercial Street – Suite 300
Portland, ME 04101

Map 029 Lot N042 (0 India Street)

Casco Portland Partners LLC

III Commercial Street – Suite 300

Portland, ME 04101

Section I Site and Traffic Information

I.A. Site Description and Site Plan

The site is located on Fore Street between India Street and Hancock Street in Portland, Maine. The site is identified on City Tax Map 19, Lot B020. A proposed site plan is included in Attachment IA.

I.B. Existing and Proposed Site Uses

The existing site has a building at I India Street which is proposed to remain. The proposed development consists of a hotel up to 180 rooms. This building is part of a larger development with three potential additional buildings, but only the hotel building is being permitted at this time. Vehicular access to the site will be via a full movement driveway onto Fore Street. There will be no on-site parking. The Portland Gateway Hotel plans to use the Ocean Gateway Garage and a valet service.

I.C. Site Vicinity and Boundaries

The site is bordered by Fore Street, Hancock Street, and Thames Street. A site location map showing the development area is included in attachment IC to this section.

I.D. Proposed Uses in the Vicinity of the Proposed Development

Approved projects that are not yet opened as well as projects for which applications have been filed are required to be included in the predevelopment volumes for this project. Based on conversations with Nell Donaldson, Portland Planner, and the City's peer reviewer, the traffic from three developments should be included in the background traffic; a four story mixed use building at 185 Fore Street, a five story mixed use building at 16 Middle Street, and a four story housing development at 113 Newbury Street. The traffic from these three developments that is anticipated to impact this project is shown on the attached Figure 4.

I.E. Trip Generation

The proposed Portland Gateway Hotel will have up to 180 rooms. The Institute of Transportation Engineers' publication *Trip Generation*, Seventh Edition, Land Use Code (LUC) 312 – Business Hotel was used to forecast the traffic to be generated by the site.

The following is a summary of the trip generation that will need to be permitted:

- AM Peak Hour Adjacent Street: 104 trip ends
- PM Peak Hour Adjacent Street: 112 trip ends

A trip end is defined as a trip into or out of the site; thus a round trip is equal to two trip ends. Since the forecast traffic exceeds 99 trip ends during a peak hour, a Traffic Movement Permit is required. A copy of the trip generation calculations are included as an attachment to this section.

I.F. Trip Distribution

Based on ITE LUC 312 the following trip distribution is anticipated:

- AM Peak Hour Adjacent Street: 61 in / 43 out
- PM Peak Hour Adjacent Street: 67 in / 45 out

I.G. Trip Composition and Assignment

GP has assumed that all trips going to and from the site are primary trips made for the sole purpose of going to and from the site. The trip assignment has been based on the traffic counts at the study area intersections. The trip assignment is shown on the attached Figure 6.

I.H. Attachments

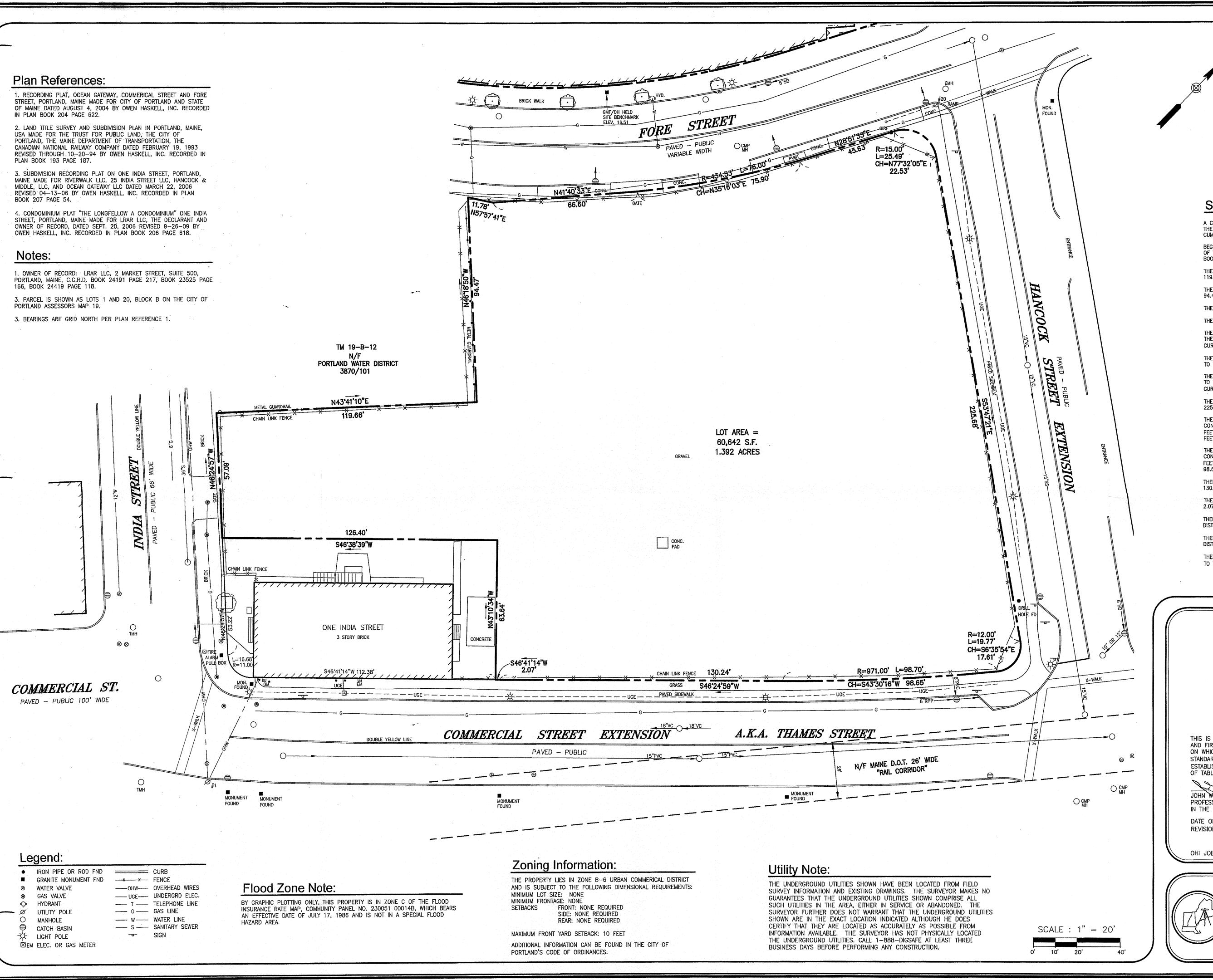
Attachment IA – Site Survey, Proposed Site Plan

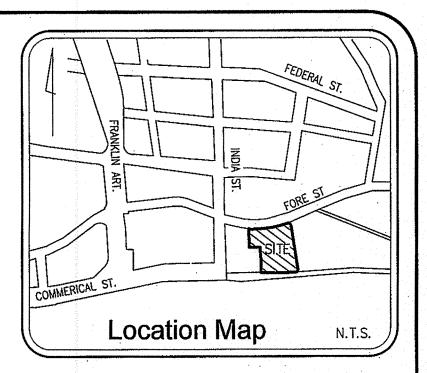
Attachment IB - Trip Generation Calculations

Attachment IC - Site Location Map, Trip Assignment Diagram

Attachment 1A

Site Survey, Proposed Site Plan





Survey Description:

A CERTAIN PARCEL OR LAND SITUATED ON THE NORTHEASTERLY SIDE OF INDIA STREET AND THE SOUTHERLY SIDE OF FORE STREET IN THE CITY OF PORTLAND, COUNTY OF CUMBERLAND, STATE OF MAINE BEING BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING ON THE NORTHEASTERLY SIDELINE OF INDIA STREET AT LAND NOW OR FORMERLY OF THE PORTLAND WATER DISTRICT, REFERENCE CUMBERLAND COUNTY REGISTRY OF DEEDS, BOOK 3870, PAGE 101;

THENCE N 43'-41-10" E ALONG SAID PORTLAND WATER DISTRICT LAND A DISTANCE OF 119.66 FEET;

THENCE N 46'-18'-50" W ALONG SAID PORTLAND WATER DISTRICT LAND A DISTANCE OF 94.47 FEET TO THE SOUTHEASTERLY SIDELINE OF FORE STREET;

THENCE N 57'-57'-41" E ALONG SAID FORE STREET SIDELINE A DISTANCE OF 11.78 FEET;

THENCE N 41'-40'-33" E ALONG SAID FORE STREET SIDELINE A DISTANCE OF 66.60 FEET;

THENCE NORTHEASTERLY ALONG SAID FORE STREET SIDELINE ON A CURVE CONCAVE TO THE LEFT HAVING A RADIUS OF 434.53 FEET AN ARC DISTANCE OF 76.00 FEET, SAID CURVE HAVING A CHORD WHICH BEARS N 35'-16'-03" E A DISTANCE OF 75.90 FEET;

THENCE N 28'-51'-33" E ALONG SAID FORE STREET SIDELINE A DISTANCE OF 45.63 FEET TO THE SOUTHWESTERLY SIDELINE OF HANCOCK STREET EXTENSION;

THENCE EASTERLY ALONG SAID HANCOCK STREET EXTENSION AND ALONG A CURVE CONCAVE TO THE RIGHT HAVING A RADIUS OF 15.00 FEET AN ARC DISTANCE OF 25.49 FEET, SAID CURVE HAVING A CHORD WHICH BEARS N 77"-32"-05" E A DISTANCE OF 22.53 FEET;

THENCE S 53'-47'-21" E ALONG SAID HANCOCK STREET EXTENSION A DISTANCE OF

THENCE SOUTHERLY ALONG SAID HANCOCK STREET EXTENSION AND ALONG A CURVE CONCAVE TO THE RIGHT HAVING A RADIUS OF 12.00 FEET AN ARC DISTANCE OF 19.77 FEET, SAID CURVE HAVING A CHORD WHICH BEARS S 6"-35"-54" E A DISTANCE OF 17.61 FEET TO THE NORTHWESTERLY SIDELINE OF COMMERCIAL STREET EXTENSION;

THENCE SOUTHWESTERLY ALONG COMMERCIAL STREET EXTENSION AND ALONG A CURVE CONCAVE TO THE RIGHT HAVING A RADIUS OF 971.00 FEET AN ARC DISTANCE OF 98.70 FEET, SAID CURVE HAVING A CHORD WHICH BEARS S 43'-30'-16" W A DISTANCE OF 98.65 FEET;

THENCE S 46'-24'-59" W ALONG SAID COMMERCIAL STREET EXTENSION A DISTANCE OF 130.24 FEET TO PROPERTY KNOW AS ONE INDIA STREET CONDOMINIUM;

THENCE S 46'-41"-14" W ALONG SAID COMMERCIAL STREET EXTENSION A DISTANCE OF 2.07 FEET;

THENCE N 43'-10'-34" W ALONG THE "ONE INDIA STREET CONDOMINIUM" PROPERTY A DISTANCE OF 63.64 FEET;

THENCE S 46'-38'-39" W ALONG SAID "ONE INDIA STREET CONDOMINIUM" PROPERTY A DISTANCE OF 126.40 FEET TO THE NORTHEASTERLY SIDELINE OF INDIA STREET;

THENCE N 46'-24'-57" W ALONG SAID INDIA STREET SIDELINE A DISTANCE OF 57.09 FEET. TO THE POINT OF BEGINNING CONTAINING 60,642 SF (1.39 ACRES).

ALTA/ACSM Land Title Survey

<u>. – and stac</u>

Fore Street and India Street
Portland, Cumberland County, Maine
Made for

Surveyor's Certification

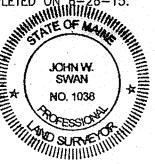
Portland Norwich Group, LLC

THIS IS TO CERTIFY TO SANFORD INSTITUTION FOR SAVINGS, CURTIS THAXTER LLC AND FIRST AMERICAN TITLE INSURANCE THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2011 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS N/A OF TABLE A THEREOF. THE FIELD WORK WAS COMPLETED ON 6-26-15.

JOHN WA SWAN
PROFESSIONAL LAND SURVEYOR NO. 1038
IN THE STATE OF MAINE

DATE OF PLAN: FEBRUARY 17, 2015 REVISION DATE: OCTOBER 28, 2015

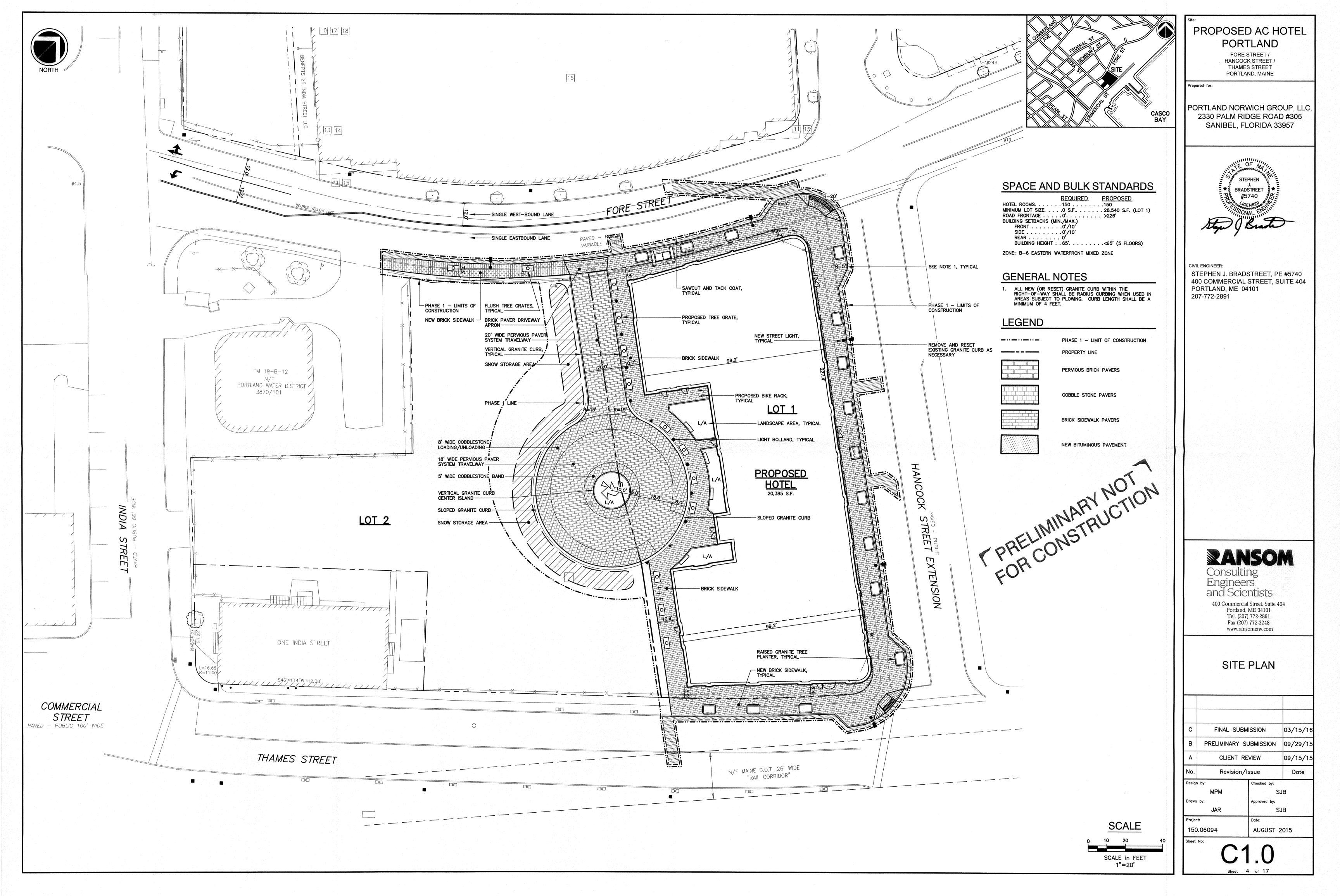
OHI JOB NO. 2015-021P





OWEN HASKELL, INC.

PROFESSIONAL LAND SURVEYORS
390 U.S. ROUTE ONE, UNIT 10
FALMOUTH, MAINE 04105
Tel. (207) 774-0424 www.owenhaskell.com



Attachment 1B

Trip Generation Calculations

GORRILL-PALMER CONSULTING ENGINEERS, INC.

P.O. Box 1237 GRAY, MAINE 04039 (207) 657-6910 FAX (207) 657-6912

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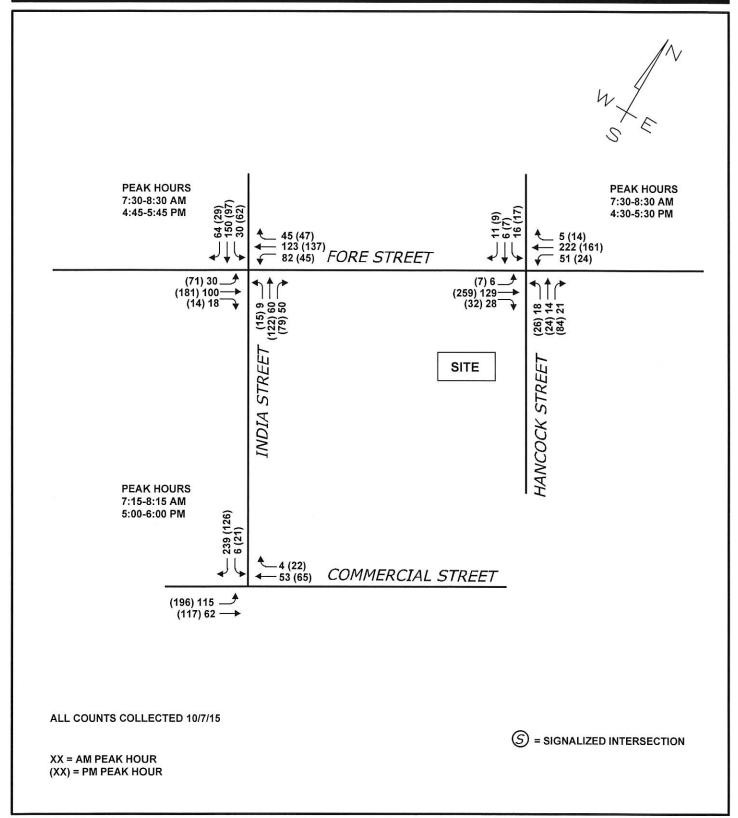
Attachment 1C

Site Location Map Trip Assignment Diagrams

PROPOSED GATEWAY HOTEL PORTLAND, MAINE

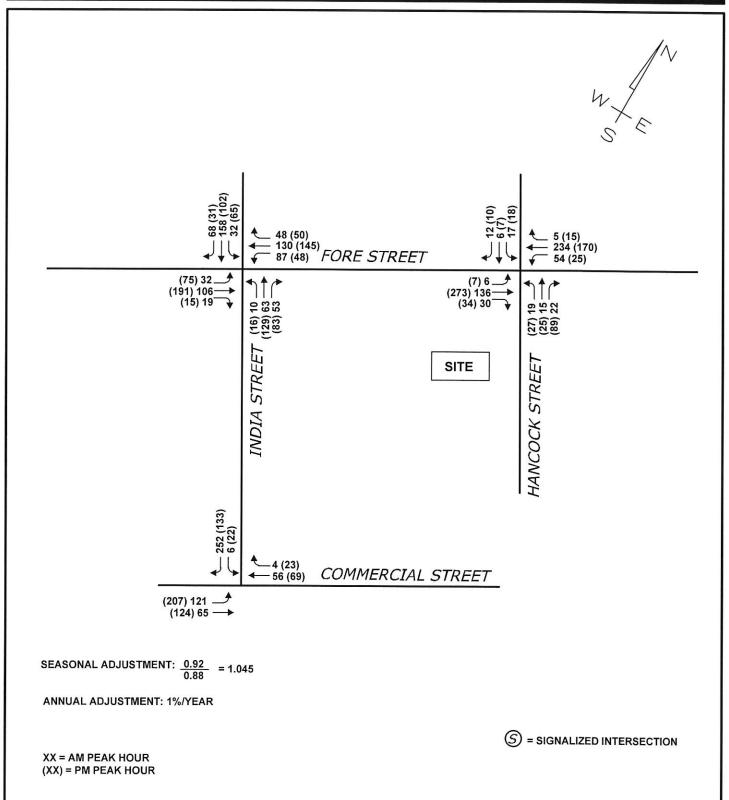
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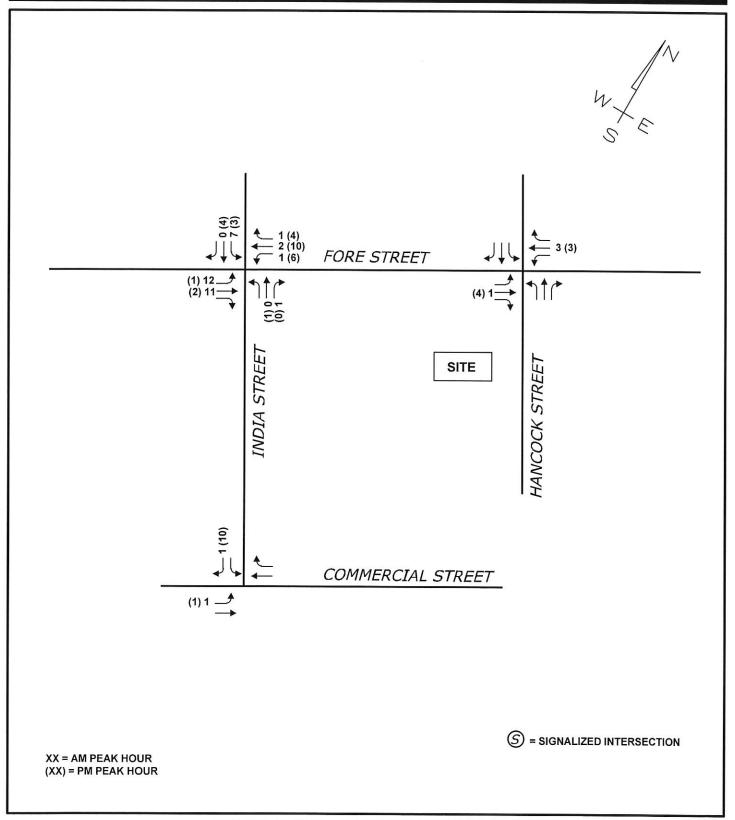
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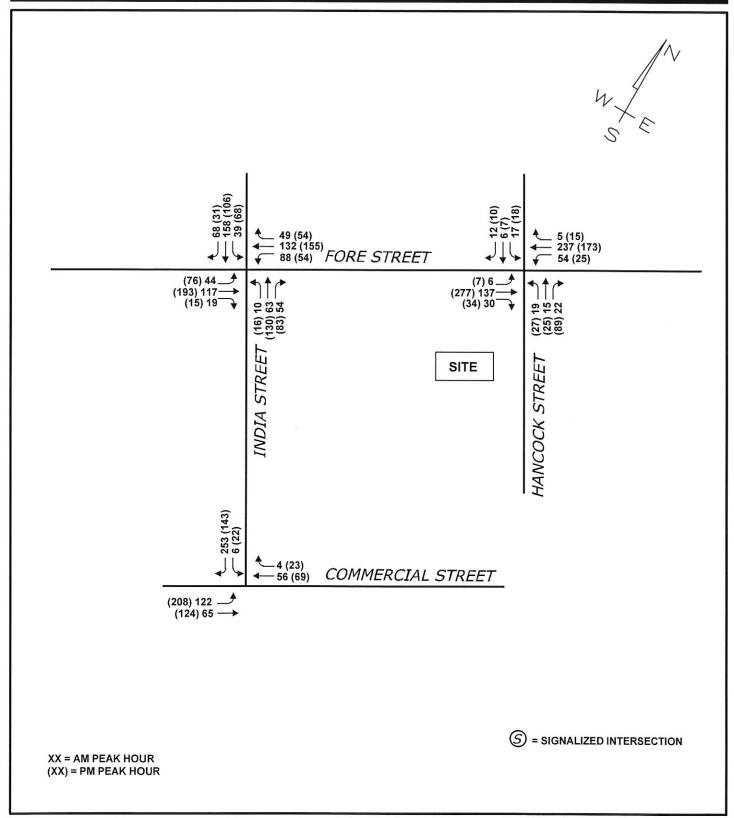
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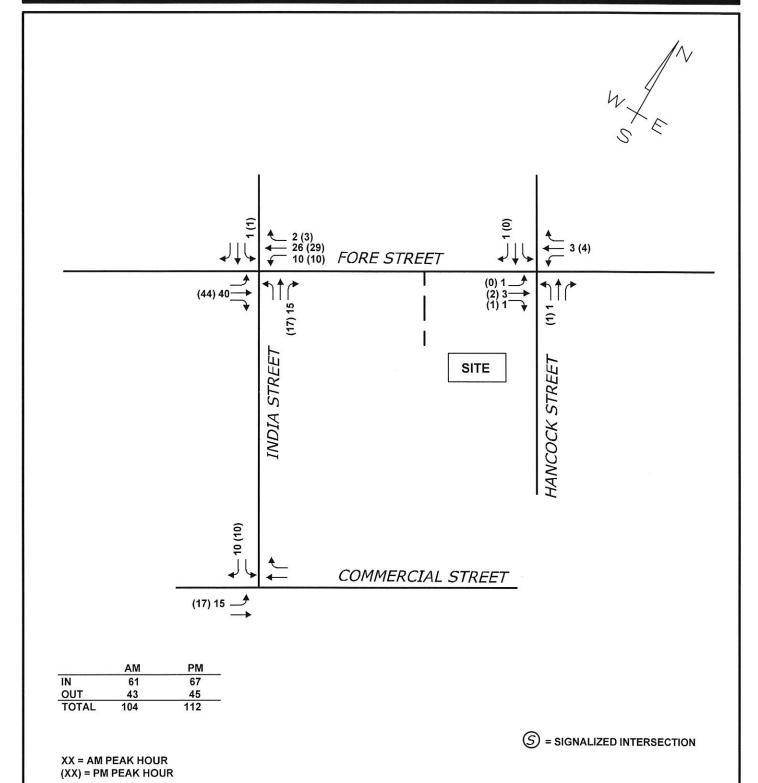


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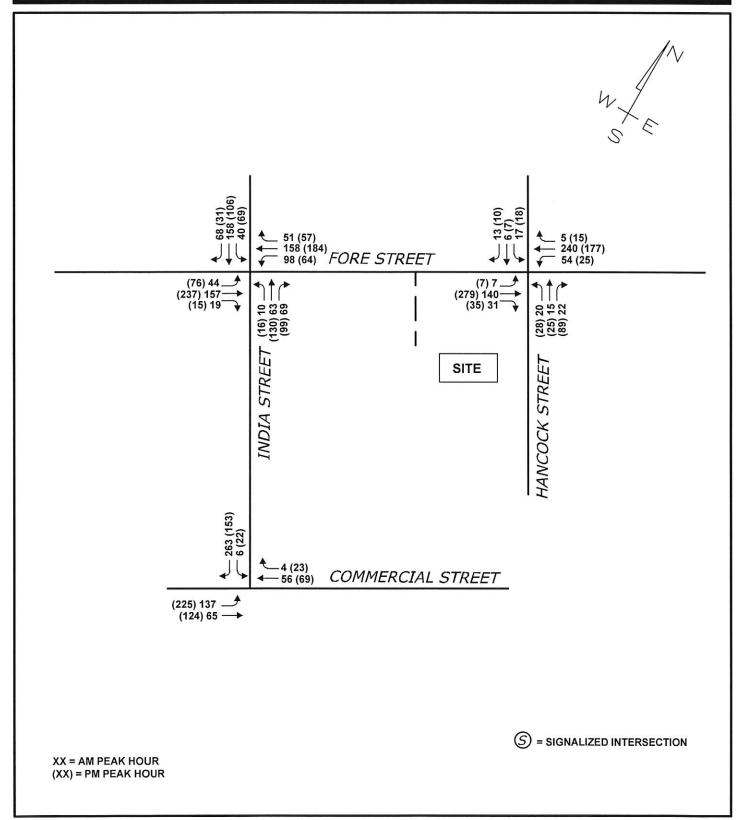
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2016 Postdevelopment DHV



PROPOSED GATEWAY HOTEL PORTLAND, MAINE

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Section 2 Traffic Crashes

2.A. Crash Summary Data

Gorrill Palmer obtained the crash data from MaineDOT for the period of 2012-2014, the most recent period available.

In order to evaluate whether a location has a crash problem, MaineDOT uses two criteria to define a High Crash Location (HCL). Both criteria must be met in order to be classified as an HCL.

- I. A critical rate factor of 1.00 or more for a three-year period. (A Critical Rate Factor {CRF} compares the actual crash rate to the rate for similar intersections in the state. A CRF of less than 1.00 indicates a rate of less than average) and:
- 2. A minimum of eight crashes over the same three-year period.

Based on the crash data provided by MaineDOT, there are two high crash locations within the study area. One is at the intersection of Fore Street with India Street and the other is Fore Street from India Street to Mountfort Street. To better evaluate the high crash locations and identify any correctable crash patterns, the police reports for these locations were requested from MaineDOT and collision diagrams were created (attached). The two locations are described in more detail as follows:

The intersection of Fore Street with India Street has a CRF of 2.48 and 10 crashes over the three-year period. It is a four legged intersection that is controlled by an all-way stop. Based on a review of the collision diagram there does not appear to be a clear and correctable crash pattern. Most of the collisions occurred because a driver failed to yield to another, ran a stop sign, or did not see the other vehicle. Field observations showed that in the northern corner of the intersection a fence with privacy screening blocked the line of sight of vehicles approaching the intersection from the east due to the location of the stop bars. We recommend the privacy screening be removed.

Fore Street from India Street to Mountfort Street has a CRF of 2.00 and 8 crashes over the three year period, five of which occurred at the intersection of Fore Street with Hancock Street. The intersection of Fore Street with Hancock Street is stop controlled, with stop signs on Hancock Street and free flowing traffic on Fore Street. Based on a review of the collision diagram there does not appear to be a clear and correctable crash pattern. Most collisions at the intersection of Hancock Street and Fore Street were caused by a driver failing to yield the right of way.

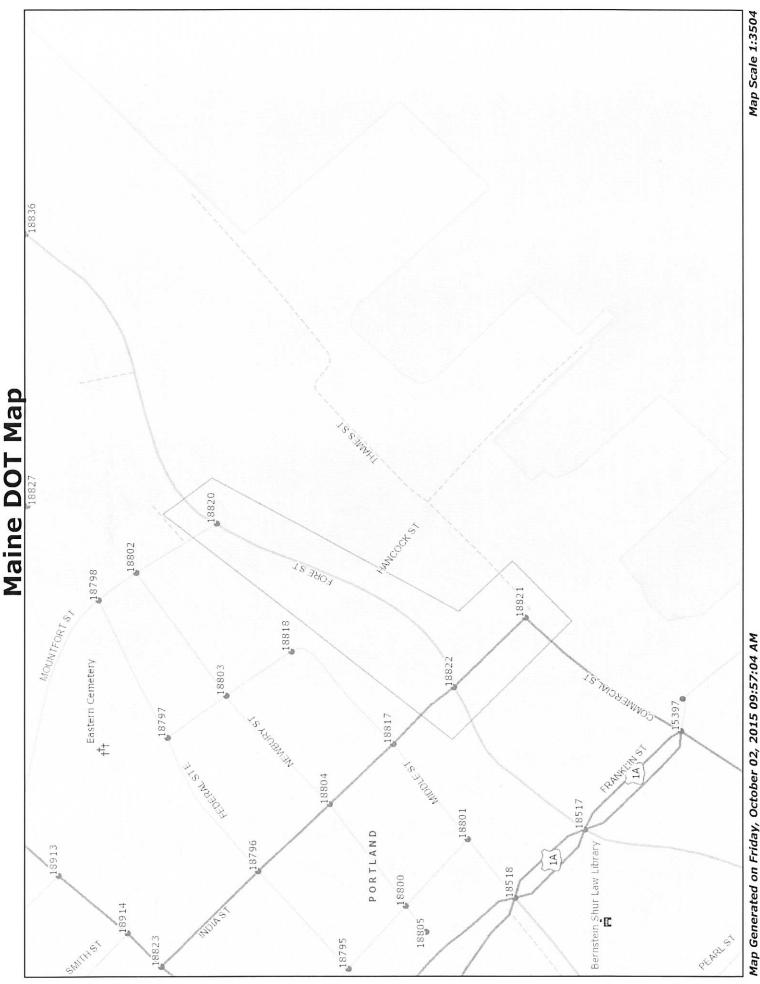
The crash history is provided in Attachment 2A.

2.B. Attachments

Attachment 2A - Crash History, Collision Diagrams

Attachment 2A

Crash History Collision Diagrams



The Maine Department of Transportation provides this publication for information only. Reliance upon this information is at user risk. It is subject to revision and may be incomplete depending upon changing conditions. The Department assumes no liability if injuries or damages result from this information. This map is not intended to support emergency dispatch. Road names used on this map may not match official

Maine Department Of Transportation - Traffic Engineering, Crash Records Section

Crash Summary Report

Report Selections and Input Parameters

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☐ Section Detail		REPORT PARAMETERS Year 2012, Start Month 1 through Year 2014 End Month: 12	Start Node: 18820 End Node: 18822	Start Node: 18822 End Node: 18821
REPORT SELECTIONS Crash Summary I	REPORT DESCRIPTION Fore & India	REPORT PARAMETERS Year 2012, Start Month 1 thro	Route: 0560286	Route: 0561000

Maine Department Of Transportation - Traffic Engineering, Crash Records Section **Crash Summary I**

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Maine Department Of Transportation - Traffic Engineering, Crash Records Section **Crash Summary I**

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Maine Department Of Transportation - Traffic Engineering, Crash Records Section Crash Summary

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Maine Department Of Transportation - Traffic Engineering, Crash Records Section Crash Summary II - Characteristics

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						AM					Hc	Hour of Day	Jay					PM							
Day Of Week	12	-	2	က	4	2	9	7	80	6	10	11	12 1	2	3	4	2	9	7	8	6	10	11	'n	Tot
SUNDAY	0	0	-	0	0	0	0	0	0	0	0	0	0	0	bonish		0	0	0	~	0	0	0	0	2
MONDAY	0	0	0	0	0	0	0	0	0	0	_	0	_	0 0	0	0	0	0	0	0	0	0	0	0	2
TUESDAY	0	0	0	0	0	0	0	0	0	0	0	0	0	0 0			0	0	0	0	0	0	0	0	0
WEDNESDAY	0	0	0	0	0	0	0	_	0	_	0	_	0	0 0			0	0	0	0	0	0	0	0	က
THURSDAY	0	0	0	0	0	0	0	0	_	_	_	0	0	0	0	0	0	0	0	0	0	0	0	0	က
FRIDAY	0	0	0	0	0	0	0	0	0	0	0	0	0	0			0	0	0	0	0	0	0	0	4
SATURDAY	0	-	0	0	0	0	0	0	0	0	-	_	0	0 1	0	0	0	0	0	0	0	0	0	0	4
Totals	0	-	-	0	0	0	0	_	_	2	က	2	1	0	က	~	0	0	0	~	0	0	0	0	18
				1000				18/29/18		Veh	icle (Vehicle Counts	s by T	/pe										Ž	
	آ آ	Unit Type	e oe			Total				Unit	Unit Type			Total	a										
1-Passenger Car						25	23-Bi	23-Bicyclist						0											
2-(Sport) Utility Vehicle	/ehicle	ď				က	24-Witnes	itness						4											
3-Passenger Van	_					_	25-01	her						-	1										
4-Cargo Van (10K lbs or Less)	K lbs	or Les	s)			_	Total							4	_										
5-Pickup						4																			
6-Motor Home						0																			
7-School Bus						0																			
8-Transit Bus						0																			
9-Motor Coach						0																			
10-Other Bus						0																			
11-Motorcycle						0																			
12-Moped						0																			
13-Low Speed Vehicle	/ehicle					0																			
14-Autocycle						0																			
15-Experimental	NATIONAL PROPERTY.					0																			
16-Other Light Trucks (10,000 lbs or Less)	rucks	(10,00	o sql 0	r Less)	_	0																			
17-Medium/Heavy Trucks (More than 10,000 lbs)	vy Tru	cks (N	lore tha	ın 10,0	00	-																			
18-ATV - (4 wheel)	(le					0																			
20-ATV - (2 wheel)	el)					0																			
21-Snowmobile						0																			
22-Pedestrian						_																			

Maine Department Of Transportation - Traffic Engineering, Crash Records Section Crash Summary II - Characteristics

Crashes by Driver Action at Time of Cra	er Act	ion at	Time o	of Cras	ч			Crashes by Appa	Apparent Physical Condition And Driver	ysical (Condition	on And	Drive		H
Driver Action at Time of Crash	Pr 1	Dr 2	Dr 3	Dr 4	Dr 5 (Other	Total	Apparent Physical Condition	Dr.1	Dr 2	Dr 3	Dr 4	Dr 5 (Other	Total
	j	,						Apparently Normal	17	14	-	0	0	_	33
No Contributing Action	2	თ	-	0	0	0	15	Physically Impaired or Handicapped	0 p e	0	0	0	0	0	0
Ran Off Roadway	0	0	0	0	0	0	0	Emotional(Depressed, Angry, Disturbed, etc.)	0	0	0	0	0	0	0
Failed to Yield Right-of-Way	9	က	0	0	0	0	6	III (Sick)	0	0	0	0	0	0	0
Ran Red Light	0	0	0	0	0	0	0	Asleep or Fatigued	0	0	0	0	0	0	0
Ran Stop Sign	~	2	0	0	0	0	က	Under the Influence of Medications/Drugs/Alcohol	_	0	0	0	0	0	-
Disregarded Other Traffic Sign	0	0	0	0	0	0	0	Other	0	τ-	0	0	0	0	-
Disregarded Other Road Markings	0	0	0	0	0	0	0	Total	18	15	-	0	0	-	35
Exceeded Posted Speed Limit	0	0	0	0	0	0	0		2	2	B.	,	,	•	3
Drove Too Fast For Conditions	-	0	0	0	0	0	-								
Improper Turn	-	0	0	0	0	0	τ-	Dr	Driver Age by Unit	by Uni	t Type				
Improper Backing	0	0	0	0	0	0	0	Age Driver Bicycle		SnowMobile	Pedestrian	ian	ATA	-	Total
Improper Passing	0	0	0	0	0	0	0	O O Taball		c	c		c		c
Wrong Way	0	0	0	0	0	0	0) C		, ,	· c) c) c
Followed Too Closely	~	0	0	0	0	0	-	0		0	0		0		0
Failed to Keep in Proper Lane	_	0	0	0	0	0	_	20-24 5 0		0	0		0		2
Operated Motor Vehicle in Erratic,	-	0	0	0	0	0	_	25-29 2 0		0	0		0		2
Reckless, Careless, Negligent or Aggressive Manner								30-39 5 0		0	0		0		5
77	,	į	,		,)	ì	40-49 9 0		0	0		0		6
Swerved or Avoided Due to Wind, Slippery Surface, Motor Vehicle,	0	0	0	0	0	0	0	50-59 5 0		0	0		0		2
Object, Non-Motorist in Roadway								60-69 2 0		0	0		0		2
Over-Correcting/Over-Steering	0	0	0	0	0	0	0	70-79 2 0		0	0		0		2
Other Contributing Action	-	_	0	0	0	0	2	80-Over 4 0		0	0		0		4
Unknown	0	0	0	0	0	0	0	Unknown 2 0		0	-		0		е
Total	18	15	-	0	0	0	34	Total 36 0		0	_		0		37

Maine Department Of Transportation - Traffic Engineering, Crash Records Section Crash Summary II - Characteristics

OM CONTRACTOR OF THE PROPERTY	Most Harmfu	mful Event			Injury Data	
Most Harmful Event	Total	Most Harmful Event	Total			Number Of
1-Overturn / Rollover	0	38-Other Fixed Object (wall, building, tunnel, etc.)	0	Severity Code	Injury Crashes	Injuries
2-Fire / Explosion	0	39-Unknown	2	\checkmark	0	0
3-Immersion	0	40-Gate or Cable	0	A	0	0
4-Jackknife	0	41-Pressure Ridge	0	В	~	· C
5-Cargo / Equipment Loss Or Shift	0	Total	36	O	22	9
6-Fell / Jumped from Motor Vehicle	0		}	PD	12	O
7-Thrown or Falling Object	0					
8-Other Non-Collision	0			Total	18	7
9-Pedestrian	_					
10-Pedalcycle	0				Road Character	
11-Railway Vehicle - Train, Engine	0				Road Grade	Total
12-Animal	0			1-Level		15
13-Motor Vehicle in Transport	30			2-On Grade		~
14-Parked Motor Vehicle	က			3-Top of Hill		0
15-Struck by Falling, Shiffing Cargo or Anything Set in Motion by Motor Vehicle	0	Traffic Control Devices		4-Bottom of Hill		2
16-Work Zone / Maintenance Equipment	0	Traffic Control Device Total		5-Other		0
17-Other Non-Fixed Object	0	1-Traffic Signals (Stop & Go)		Total		18
18-Impact Attenuator / Crash Cushion	0	2-Traffic Signals (Flashing) 0				
19-Bridge Overhead Structure	0	3-Advisory/Warning Sign 0				
20-Bridge Pier or Support	0	4-Stop Signs - All Approaches				
21-Bridge Rail	0	5-Stop Signs - Other 5			Light	
22-Cable Barrier	0	6-Yield Sign 0		1_Daylight	Light Condition	l otal
23-Culvert	0	7-Curve Warning Sign 0		2-Dawn		<u>†</u> c
24-Curb	0	8-Officer, Flagman, School Patrol 0		2-Dawii		o c
25-Ditch	0	9-School Bus Stop Arm 0		J-Dusk		O 5
26-Embankment	0	10-School Zone Sign 0		4-Dark - Lighted	7	4 C
27-Guardrail Face	0	11-R.R. Crossing Device 0		5-Dark - Not Lighted	D -	0 0
28-Guardrail End	0	12-No Passing Zone 0		o-Dark - Urkriowri Ligining 7 Hakasum	Ligitiiiig	0 0
29-Concrete Traffic Barrier	0	13-None		/-Urikriowri		0
30-Other Traffic Barrier	0			Total		18
31-Tree (Standing)	0					
32-Utility Pole / Light Support	0	0.00				
33-Traffic Sign Support	0					
34-Traffic Signal Support	0					
35-Fence	0					
36-Mailbox	0					
37-Other Post Pole or Support	0					

Maine Department Of Transportation - Traffic Engineering, Crash Records Section Crash Summary II - Characteristics

Crashes by Year and Month

Month	2012	2013	2014	Total
JANUARY	0	0	0	0
FEBRUARY	0	0	2	2
MARCH	0	0	0	0
APRIL	7	0	~	က
MAY	0	7	0	2
JUNE	0	_	0	-
JULY	~	_	~	က
AUGUST	0	0	0	0
SEPTEMBER	~	0	0	-
OCTOBER	0	0	~	~
NOVEMBER	0	-	0	~
DECEMBER	7	0	2	4
Total	9	2	7	18

Report is limited to the last 10 years of data.

Maine Department Of Transportation - Traffic Engineering, Crash Records Section

Crash Summary II - Characteristics Crashes by Crash Type and Type of Location

Crash Type	Straight Road	Curved	Three Leg Four Leg Intersection Intersection	Four Leg Intersection	Five or More Leg Intersection	Driveways	Bridges	Interchanges	Other	Parking Lot	Private Way	Cross Over	Railroad Crossing	Total
Object in Road	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Rear End / Sideswipe	0	~	0	2	0	0	0	0	0	0	0	0	0	ю
Head-on / Sideswipe	-	0	0	0	0	0	0	0	0	0	0	0	0	~
Intersection Movement	0	0	0	80	0	4	0	0	0	0	0	0	0	12
Pedestrians	0	0	0	0	0	-	0	0	0	0	0	0	0	~
Train	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Went Off Road	_	0	0	0	0	0	0	0	0	0	0	0	0	-
All Other Animal	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bicycle	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Jackknife	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Rollover	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Fire	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Submersion	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Thrown or Falling Object	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bear	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Deer	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Moose	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Turkey	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	2	1	0	10	0	5	0	0	0	0	0	0	0	18

Maine Department Of Transportation - Traffic Engineering, Crash Records Section

Crash Summary II - Characteristics

	N. Santagar	TO THE PROPERTY.	Crashes	by Weath	by Weather, Light Condition and Road Surface	ondition a	nd Road St	ırface				
Weather Light	Dry	Ice/Frost	Mud, Dirt, Gravel	ĪŌ	Other	Sand	Slush	Snow	Unknown	Water (Standing, Moving)	Wet	Total
Blowing Sand, Soil, Dirt												
Dark - Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Not Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Unknown Lighting	0	0	0	0	0	0	0	0	0	0	0	0
Dawn	0	0	0	0	0	0	0	0	0	0	0	0
Daylight	0	0	0	0	0	0	0	0	0	0	0	0
Dusk	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0
Blowing Snow		¥										
Dark - Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Not Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Unknown Lighting	0	0	0	0	0	0	0	0	0	0	0	0
Dawn	0	0	0	0	0	0	0	0	0	0	0	0
Daylight	0	0	0	0	0	0	0	0	0	0	0	0
Dusk	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0
Clear												
Dark - Lighted	2	0	0	0	0	0	0	0	0	0	0	2
Dark - Not Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Unknown Lighting	0	0	0	0	0	0	0	0	0	0	0	0
Dawn	0	0	0	0	0	0	0	0	0	0	0	0
Daylight	13	0	0	0	0	0	0	0	0	0	0	13
Dusk	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0
Cloudy												
Dark - Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Not Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Unknown Lighting	0	0	0	0	0	0	0	0	0	0	0	0
Dawn	0	0	0	0	0	0	0	0	0	0	0	0
Daylight	0	0	0	0	0	0	0	0	0	0	0	0
Dusk	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0

Maine Department Of Transportation - Traffic Engineering, Crash Records Section Crash Summary II - Characteristics

			Crashes	by Weat	es by Weather, Light Condition and Road Surface	ondition a	ind Road S	urface				
Weather Light	Dry	Ice/Frost	Mud, Dirt, Gravel	Ö	Other	Sand	Slush	Snow	Unknown	Water (Standing, Moving)	Wet	Total
Fog, Smog, Smoke												
Dark - Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Not Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Unknown Lighting	0	0	0	0	0	0	0	0	0	0	0	0
Dawn	0	0	0	0	0	0	0	0	0	0	0	0
Daylight	0	0	0	0	0	0	0	0	0	0	0	0
Dusk	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0
Other												
Dark - Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Not Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Unknown Lighting	0	0	0	0	0	0	0	0	0	0	0	0
Dawn	0	0	0	0	0	0	0	0	0	0	0	0
Daylight	0	0	0	0	0	0	0	0	0	0	0	0
Dusk	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0
Rain												
Dark - Lighted	0	0	0	0	0	0	0	0	0	0	2	2
Dark - Not Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Unknown Lighting	0	0	0	0	0	0	0	0	0	0	0	0
Dawn	0	0	0	0	0	0	0	0	0	0	0	0
Daylight	0	0	0	0	0	0	0	0	0	0	0	0
Dusk	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0
Severe Crosswinds												
Dark - Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Not Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Unknown Lighting	0	0	0	0	0	0	0	0	0	0	0	0
Dawn	0	0	0	0	0	0	0	0	0	0	0	0
Daylight	0	0	0	0	0	0	0	0	0	0	0	0
Dusk	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0

Maine Department Of Transportation - Traffic Engineering, Crash Records Section Crash Summary II - Characteristics

			Crashes	by Weat	her, Light C	ondition a	ner, Light Condition and Road Surface	ırface				
Weather Light	Dry	Ice/Frost	Mud, Dirt, Gravel	ō	Other	Sand	Slush	Snow	Unknown	Water (Standing, Moving)	Wet	Total
Sleet, Hail (Freezing Rain or Drizzle)	izzle)											
Dark - Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Not Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Unknown Lighting	0	0	0	0	0	0	0	0	0	0	0	0
Dawn	0	0	0	0	0	0	0	0	0	0	0	0
Davlight	0	0	0	0	0	0	0	0	0	0	0	0
Disk	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0
Snow			2									
Dark - Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Not Lighted	0	0	0	0	0	0	0	0	0	0	0	0
Dark - Unknown Lighting	0	0	0	0	0	0	0	0	0	0	0	0
Dawn	0	0	0	0	0	0	0	0	0	0	0	0
Daylight	0	0	0	0	0	0	0	0	0	0	-	•
Dusk	0	0	0	0	0	0	0	0	0	0	0	0
Unknown	0	0	0	0	0	0	0	0	0	0	0	0
TOTAL	15	0	0	0	0	0	0	0	0	0	0	18

COLLISION DIAGRAM

SHEET_L OF 2

LOCATION Fore St. + India	St.
TOWN Fortland	NODE NO(S)18822
YEARS REVIEWED 2012 - 2014	DATE PREPARED
India St.	N
<u> </u>	
FTY 2 FTY 2	DTCD 2 1 (12.26 KINATT 2 FTY 2
17.7 KMP. TN 2	7-24
	à Fore St.
CRITICAL RATE FACTOR EQUIV. PROP. DAMAGE	
LIGHT 1. DAWN (MORNING) 2. DAYLIGHT 3. DUSK (EVENING) 4. DARK (ST. LIGHTS ON) 5. DARK (NO ST. LIGHTS) 6. DARK (ST. LIGHTS OFF) 7. OTHER 8. NOW/SLUSH—SANDED 6. DEBRIS 6. DEBRIS 7. OILY 8. SNOW/SLUSH—NOT SANDED 9. ICE—PKD. SNOW—NOT SANDED 10. OTHER 7. OILY	WEAD ONNIATURNING NOVE
APPARENT CONTRIBUTING FACTORS — HUMAN 1. NO IMPROPER ACTION 2. FAIL TO YLD. RIGHT OF WAY 3. ILLEGAL UNSAFE SPEED 4. FOLLOW TOO CLOSE 5. DISREGARD TRAFFIC CONTROL DEVICE 5. DRIVING LEFT OF CENTER—NO PASSING 7. IMPROPER PASS—OVERTAKING 8. IMP. UNSAFE LANE CHANGE 9. IMP. PARKING START/STOP 10. IMPROPER TURN 11. UNSAFE BACKING 12. NO SIGNAL OR IMP. SIGNAL 13. IMPEDING TRAFFIC 14. DRIVER INATTENTION—DISTRACTION 15. DRIVER INEXPERIENCE 15. PEDEST. MOLATION ERROR 17. PHYSICAL IMPAIRMENT 18. WISION OBSCURED— WINDSHIELD GLASS 19. WISION OBSCURED—SUN/HEADLIGHTS 20. OTHER WISION OBSCUREMENT 30. OTHER HUMAN WOLATION FACTOR 31. HIT AND RUN 51. UNKNOWN	PARKED OUT OF CONTROL WEATHER C = CLEAR SL= SLEET TURNING MOVE BICYCLE BICYCLE BICYCLE BICYCLE BICYCLE SLED ANIMAL ANIMAL
- VEHICULAR. 41. DEFECTIVE BRAKES 44. DEFECTIVE SUSPENSION OF FACTOR 51. UNKNOWN 55. UNKNO	XW = CROSS WINDS INJURIES B = NON-INCAPACITATING A = INCAPACITATING C = POSSIBLE INJURY

COLLISION DIAGRAM

LOCATION	Fore	St. +	In	dia	5t,			SHEET	∠ 0F∠
TOWN	Portle	ind				NOI	DE NO(S)	1882	2
LOCATION TOWN YEARS REVIE	WED_20	12 - 20	14			DA	TE PREPARE		1/25/15
REPORT NO.	DATE	TIME		NJURIES A B	С	LIGHT	ROAD SURFACE	ACF	OTHER
25529	4/4/12	9:19				2	/	2	
32068	7/7/12	14:30			-	2	/	10	
39611	9/1/12	11:36	-		_	2	/	R	
47032	12/12/12	11:04	_			2	/	5	
10953	5/5/13	20:45			1	4	/	5	
14824	6/19/13	7:58				2	<i>j</i> '	2,5 14	
6966	2/27/14	8:04			1	3	/	14	
10553	4/5/14	1125			_	4	2	5	Hit + Rum
20067	7/24/14	9145	-	_		3	/	2	
36981	12/26/14	15:40			_	2	/	4,14	
						Herenage a second of the second			
			\sqcup						
			<u> </u>						
	And the second s								
			-						
				_					
				_					
				-	\perp				

					_				

COLLISION DIAGRAM SHEET OF 2 LOCATION Intersection of Fore Street ? NODE NO(S) 18820 to 1882 DATE PREPARED 11.30.2015 YEARS REVIEWED. MOUNTFORT CRITICAL RATE FACTOR. EQUIV. PROP. DAMAGE ACC/YEAR. ACC/MEV LIGHT SYMBOLS. 1. DAWN (MORNING) 4. DARK (ST. LIGHTS ON) 7. OTHER 2. DAYLIGHT 5. DARK (NO ST. LIGHTS) 3. DUSK (EVENING) 6. DARK (ST. LIGHTS OFF) ANGLE PEDESTRIAN P FATAL ACCIDENT ROAD SURFACE BACKING REAR END 1. DRY
4. ICE/PACKED SNOW-SANDED 5. MUDDY
7. OILY
8. SNOW/S 2. WET 3. SNOW/SLUSH-SANDED 5. MUDDY 6. DEBRIS 8. SNOW/SLUSH-NOT SANDED 9. ICE-PKD. SNOW-NOT SANDED FIXED OBJECT APARENT CONTRIBUTING FACTORS — HUMAN

1. NO IMPROPER ACTION 2. FAIL TO YLD. RIGHT OF WAY 3. ILLEGAL UNSAFE SPEED

4. FOLLOW TOO CLOSE 5. DISREGARD TRAFFIC CONTROL DEWCE

5. DISREGARD TRAFFIC CONTROL DEWCE

6. DRIVING LEFT OF CENTER—NO PASSING

11. UNSAFE BANE CHANGE 9. IMP. PARKING START/STOP 10. IMPROPER PASS—OVERTAKING

11. UNSAFE BACKING 12. NO SIGNAL OR IMP. SIGNAL 13. IMPEDING TRAFFIC

14. DRIVER INATIENTION—DISTRACTION 15. ROYER INEXPERIENCE

16. PEDEST. WOLATION ERROR 17. PHYSICAL IMPAIRMENT 18. WSION OBSCURED—

19. WSION OBSCURED—SUN/HEADLIGHTS

20. OTHER VISION OBSCUREMENT 30. OTHER HUMAN VIOLATION FACTOR

31. HIT AND RUN 51. UNKNOWN BICYCLE В OVERTURN CHANGE LANE A PARKED SLED --5 VEHICLE WEATHER C - CLEAR SL - SLEET R = RAIN CL = CLOUDY XW = CROSS WINDS F - FOG S - SNOW VEHICULAR INJURIES 41. DEFECTIVE BRAKES 44. DEFECTIVE SUSPENSION OR FACTOR 42. DEFECTIVE TIRE/FAILURE 45. DEFECTIVE STEERING 51. UNKNOWN 43. DEFECTIVE LIGHTS 50. OTHER VEHICLE DEFECT K → FATAL A = INCAPACITATING B = NON-INCAPACITATING C = POSSIBLE INJURY

COLLISION DIAGRAM

SHEET_2 OF 2 LOCATION Intersection of Fore Street: Hancock Street

TOWN Partiand NODE NO(S) 18820 to 18822

YEARS REVIEWED 2012 - 2014 DATE PREPARED 11.30.2015

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Section 3 Development Entrances and Exits

3.A. Entrance and Exit Locations

Vehicular access to the site is via a full movement driveway onto Fore Street.

3.B. Plan View

Attachment IA of Section I shows the proposed site plan.

- ➤ Frontage Road Fore Street
- ➤ Posted speed limit 25 mph
- ➤ Sight lines The posted speed limit on Fore Street is 25 mph, which requires a MaineDOT and City available sight distance of 200 feet. The available sight distance when exiting the site driveway exceeds 250 feet looking both left and right, so it exceeds both the City and MaineDOT requirements.

Section 4 Title, Right or Interest

4.A. Evidence of Title, Right, or Interest

A copy of the Deed is included in Attachment 4A.

4.B. Attachments

Attachment 4A - Deed

Attachment 4A Deed

Doct: 61590 Bk:32746 Pg: 289

WARRANTY DEED

OCEAN GATEWAY GARAGE LLC, a Maine limited liability company with its principal place of business in Boston, County of Suffolk and Commonwealth of Massachusetts, for consideration paid, grants to PORTLAND NORWICH GROUP LLC, a Delaware limited liability company with its principal place of business in Sanibel, County of Lee and State of Florida, having a mailing address of 2330 Palm Ridge Road, # 305, Sanibel, FL 33957, WITH WARRANTY COVENANTS, the land, buildings, improvements and appurtenances thereof situated in Portland, County of Cumberland and State of Maine bounded and described as follows:

Parcel I - Development Parcel

A certain parcel or land situated on the northeasterly side of India Street, the southerly side of Fore Street, the southwesterly side of Hancock Street Extension and the northwesterly side of Commercial Street Extension in the City of Portland, County of Cumberland, State of Maine being bounded and described as follows:

Beginning on the northeasterly sideline of India Street at land now or formerly of The Portland Water District, reference Book 3870, Page 101;

Thence N 43°-41'-10" E along said land a distance of 119.66 feet;

Thence N 46°-18'-50" W along said land a distance of 94.47 feet to the southeasterly sideline of Fore Street;

Thence N 57°-57'-41" E along said sideline a distance of 11.78 feet;

Thence N 41°-40'-33" E along said sideline a distance of 66.60 feet;

Thence northeasterly along a curve concave to the left having a radius of 434.53 feet an arc distance of 76.00 feet, said curve having a chord which bears N 35°-16'-03" E a distance of 75.90 feet:

Thence N 28°-51'-33" E along said sideline a distance of 45.63 feet to Hancock Street Extension;

Thence easterly along said Hancock Street Extension and along a curve concave to the right having a radius of 15.00 feet an arc distance of 25.49 feet, said curve having a chord which bears N 77°-32'-05" E a distance of 22.53 feet;

Thence S 53°-47'-21" E along said Hancock Street Extension a distance of 225.68 feet;

Thence southerly along said Hancock Street Extension and along a curve concave to the right having a radius of 12.00 feet an arc distance of 19.77 feet, said curve having a chord which bears \$ 6°-35'-54" E a distance of 17.61 feet;

Thence southwesterly along Commercial Street Extension and along a curve concave to the right having a radius of 971.00 feet an arc distance of 98.70 feet, said curve having a chord which bears S 43°-30'-16" W a distance of 98.65 feet;

Thence S 46°-24'-59" W along said Commercial Street Extension a distance of 130.24 feet:

Thence S 46°-41"-14" E along said Commercial Street Extension a distance of 2.07 feet to land shown on Amended Subdivision Plan Regarding The Longfellow, A Condominium and Adjacent Land of LRAR LLC dated January 30, 2015, recorded in said Registry in Plan Book 215, Page 369 (herein, the "Longfellow Property") (reference also being made to the First Amendment to Declaration of The Longfellow, A Condominium, recorded in said Registry in Book 32583, Page 232, and a Release Deed from GSB Corporation to LRAR LLC recorded in said Registry in Book 32583, Page 244);

Thence N 43°-10'-34" W along said Longfellow Property a distance of 63.64 feet;

Thence S 46°-38'-39" W along said Longfellow Property a distance of 126.40 feet to said India Street;

Thence N 46°-24'-57" W along said sideline a distance of 57.09 feet to the point of beginning.

The foregoing premises are conveyed herein subject to, and with the benefit of, all matters affecting such premises under the following instruments:

- 1. Easements and related rights described in the deed from Canadian National Railroad Company to the City of Portland, Maine dated August 30, 1993 and recorded in the Cumberland County Registry of Deeds in Book 10924, Page 84; as affected by the deed from LRAR LLC to the City of Portland dated December 27, 2006 and recorded in said Registry in Book 24709, Page 332, to the extent the foregoing may still affect the premises
- 2. Declaration of Covenants and Restrictions by and between Canadian National Railway Company and One India Street Associates acknowledged June 6, 1996 and recorded in the Cumberland County Registry of Deeds in Book 12565, Page 32, as affected by Declaration of One India Street Associates dated September 10, 1998 and recorded in said Registry in Book 14151, Page 258, as affected by a certain Declaration of Environmental Covenant granted by LRAR LLC to the Maine Department of Environmental Protection and joined in by GSB Corporation and Canadian National Railway Company dated August 21, 2015 and recorded in said Registry in Book 32544, Page 238.

- 3. Memorandum of Understanding by and between One India Street LLC and the City of Portland dated April 16, 2005 and recorded in the Cumberland County Registry of Deeds in Book 22673, Page 155, as affected by the deed from LRAR LLC to the City of Portland dated December 27, 2006 and recorded is said Registry in Book 24709, Page 332.
- 4. Such state of facts disclosed on ALTA/ACSM Land Title Survey on Fore Street and India Street, Portland, Maine Made for Portland Norwich Group, LLC by Owen Haskell, Inc. dated February 17, 2015, last revised October 28, 2015.
- 5. Rights and easements excepted and reserved in the deed from LRAR LLC to the City of Portland dated December 27, 2006 and recorded in said Registry in Book 24709, Page 332.
- 6. Easement Agreement granted by the City of Portland to LRAR LLC dated January 31, 2007 and recorded in said Registry of Deeds in Book 24811, Page 268.
- 7. License Agreement granted by the City of Portland to LRAR LLC dated January 31, 2007 and recorded in the Cumberland County Registry of Deeds in Book 24811, Page 278.
- 8. Easement Deed from the Portland Water District to LRAR LLC dated May 2, 2007 and recorded in said Registry in Book 25072, Page 79.
- 9. Easement Deed from the Portland Water District to LRAR LLC dated May 2, 2007 and recorded in said Registry in Book 25072, Page 83.
- 10. Commissioner's Certification of Completion of Remedial Actions under a Voluntary Response Action Plan dated July 16, 2015 and recorded in said Registry in Book 32544, Page 229
- 11. Declaration of Environmental Covenant granted by LRAR LLC to the Maine Department of Environmental Protection and joined in by GSB Corporation and Canadian National Railway Company dated August 21, 2015 and recorded in said Registry in Book 32544, Page 238.

FOR SOURCE OF TITLE, reference is hereby made to a Deed from LRAR LLC to the Grantor herein dated November 18, 2015, and recorded in said Registry in Book 32746, Page 285.

Parcel II - Ocean Gateway Garage

A certain parcel of land, together with the buildings and improvements thereon, situated on the northwesterly side of Fore Street in the City of Portland, County of Cumberland, and State of Maine, being shown as "Proposed Lot 3" on the Subdivision/Recording Plat On India Street and Fore Street, Portland, Maine, recorded in said Registry in Plan Book 207, Page 54, and bounded and described as follows:

Beginning on the northwesterly sideline of Fore Street at a point, said point bearing N 57° 57' 41" E along said sideline a distance of 63.85 feet from the intersection of said northwesterly sideline of Fore Street with the northeasterly sideline of India Street;

Thence N 48° 35' 31" W along land now or formerly of 25 India Street LLC a distance of 124.60 feet to land now or formerly of Micucci Brothers, reference Book 11090, Page 193;

Thence N 44° 40' 52" E along said land a distance of 116.57 feet;

Thence N 48° 38' 09" W along said land a distance of 9.95 feet;

Thence N 41° 27' 56" E along land now or formerly of Hancock & Middle LLC a distance of 153.97 feet;

Thence S 48° 33' 01" E along the southwesterly sideline of Hancock Street Extension a distance of 115.03 feet;

Thence southerly along a curve concave to the right having a radius of 15.00 feet an arc distance of 20.27 feet along said Hancock Street Extension to said northwesterly sideline of Fore Street, said curve having a chord which bears S 9° 51' 33" E a distance of 18.76 feet;

Thence S 28° 51' 33" W along said sideline a distance of 51.37 feet;

Thence southwesterly along said sideline and along a curve concave to the right having a radius of 384.90 feet an arc distance of 86.10 feet, said curve having a chord which bears S 35° 16' 03" W a distance of 85.92 feet;

Thence southwesterly along said sideline and along a curve concave to the right having a radius of 341.90 feet an arc distance of 97.07 feet, said curve having a chord which bears S 49° 48' 33" W a distance of 96.74 feet;

Thence S 57° 57' 41" W along said sideline a distance of 28.43 feet to the point of beginning, containing 37,626 square feet, more or less.

The foregoing premises are conveyed herein subject to, and with the benefit of, all matters affecting such premises under the following instruments:

- 1. Such state of facts as shown on survey entitled "ALTA/ACSM Land Title Survey on Fore Street and India Street, Portland, Cumberland County, Maine, made for Portland Norwich Group, LLC, prepared by Owen Haskell, Inc. dated February 17, 2015, revised October 28, 2015, Job No. 2015-021P.
- 2. State of Maine Department of Environmental Protection Maine Hazardous Waste Seepage and Solid Waste Management Act Findings of Fact and Order dated December 18, 1990 and recorded in said the Cumberland County Registry of Deeds in Book 9936, Page 205.

- 3. Declaration of Restrictive Covenant by Amdura Corporation dated as of March 9, 1992 and recorded in the Cumberland County Registry of Deeds in Book 9973, Page 122, as amended by Amended and Restated Declaration of Restrictive Covenant dated March 29, 2004 and recorded in said Registry in Book 21111, Page 26.
- 4. Easement Agreement granted by the City of Portland to Ocean Gateway Garage LLC dated January 31, 2007 and recorded in the said Registry in Book 24811, Page 264.
- 5. License Agreement granted by the City of Portland to Ocean Gateway Garage LLC dated January 31, 2007 and recorded in said Registry in Book 24811, Page 274.
- 6. Stack Easement granted by Ocean Gateway Garage LLC to Portland Water District dated May 2, 2007 and recorded in said Registry in Book 25071, Page 264.
- Communications Equipment Agreement granted by Ocean Gateway Garage LLC to Portland Water District dated May 2, 2007 and recorded in said Registry in Book 25071, Page 267.
- 8. Easement reserved in the Quitclaim Deed with Covenant from Ocean Gateway Garage LLC to Hancock & Middle LLC dated May 25, 2007, and recorded in said Registry in Book 25165, Page 230.
- 9. License Agreement from the City of Portland to Ocean Gateway Garage LLC dated August 8, 2007 and recorded in said Registry in Book 25397, Page 266.
- 10. Subject to terms of Lease between Ocean Gateway Garage LLC and Chapin Realty LLC dated October 2007 and recorded in said Registry in Book 25688, Page 182.
- 11. Rights and easement granted by Ocean Gateway Garage LLC to Central Maine Power Company and Verizon New England, Inc. dated November 11, 2007 and recorded in said Registry in Book 25776, Page 76.
- 12. Rights and easement granted by Ocean Gateway Garage LLC to Northern Utilities, Inc. dated January 29, 2008 and recorded in said Registry in Book 25800, Page 225.
- 13. Landlord's Estoppel and Consent among Chapin Realty LLC, Ocean Gateway Garage LLC and Wells Fargo Bank National Association dated as of March 12, 2008 and recorded in said Registry in Book 25903, Page 261 as amended by Amended & Restated Landlord's Estoppel & Consent dated May 2011 and recorded in said Registry in Book 29002, Page 255 and further amended by Second Amended and Restated Landlord's Estoppel & Consent dated May 28, 2014 and recorded in said Registry in Book 31526, Page 277.
- 14. Abutter's Agreement between Ocean Gateway Garage LLC and Eight Middle Land Company LLC dated May 1, 2013 and recorded in said Registry in Book 30623, Page 318.

- 15. Abutter's Agreement between Ocean Gateway Garage LLC and East India Land Company LLC dated May 1, 2013 and recorded in said Registry in Book 30624, Page 21.
- 16. Subject to a life estate in a single unassigned parking space as set forth in Quitclaim Deed from Ocean Gateway Garage LLC to Fred M. Forsley dated May 1, 2013 and recorded in the Cumberland County Registry of Deeds in Book 30624, Page 59.
- 17. Subject to the terms of a certain Memorandum of Lease between Ocean Gateway Garage LLC and East India Land Company LLC dated as of May 1, 2013 and recorded in the Cumberland County Registry of Deeds in Book 30624, Page 39.
- 18. Subject to the terms of a certain Memorandum of Lease between Ocean Gateway Garage LLC and Eight Middle Land Company LLC dated as of May 1, 2013 and recorded in said Registry of Deeds in Book 30624, Page 41.
- 19. Rights and easements conveyed by deed from Ocean Gateway Garage LLC to 25 India Street LLC by deed dated as of May 25, 2007 and recorded in said Registry in Book 25165, Page 250, as affected or supplemented by a conveyance of easements by Joinder by Ocean Gateway Garage in a deed to East India Land Company LLC dated May 1, 2013, recorded in said Registry in Book 30624, Page 17.
- 20. Rights and easements conveyed by deed from Ocean Gateway Garage LLC to Hancock & Middle LLC by deed dated as of May 25, 2007, recorded in said Registry in Book 25165, Page 230, as affected or supplemented by a conveyance of easements by Ocean Gateway Garage by its Joinder in a deed from Hancock & Middle LLC to Eight Middle Land Company LLC, dated May 1, 2013, recorded in said Registry in Book 30623, Page 314.
- 21. Subject to the terms of a certain Memorandum of Parking Lease between Ocean Gateway Garage LLC and GSB Corporation dated September 9, 2015 and recorded in said Registry of Deeds in Book 32583, Page 247.
- 22. Commissioner's Certification of Completion of Remedial Actions under a Voluntary Response Action Plan dated October 21, 2015 and recorded in said Registry in Book 32701, Page 105.
- 23. Declaration of Environmental Covenant granted by Ocean Gateway Garage LLC to the Maine Department of Environmental Protection dated October 26, 2015 and recorded in said Registry of Deeds in Book 32701, Page 114.

FOR SOURCE OF TITLE, reference is hereby made to the Quitclaim Deed of Shipyard Brewing Company, LLC to Ocean Gateway Garage LLC dated September 29, 2006 recorded in the Cumberland County Registry of Deeds in Book 24419, Page 111.

IN WITNESS WHEREOF, Ocean Gateway Garage LLC has executed, acknowledged and delivered this instrument this day of November, 2015.

OCEAN GATEWAY GARAGE LLC

By: Riverwalk Venture LLC, Its Manager

By: Intercontinental Fund IV Ocean Gateway LLC, Its Manager

By: Intercontinental Real Estate Investment Fund IV LLC, Its Manager

By: Intercontinental Real Estate Corporation, Its Manager

By: Peter Palandjian

Its President and Treasurer

COMMONWEALTH OF MASSACHUSETTS

Suffolk, ss.

On this day of November, 2015, before me, the undersigned notary public, personally appeared Peter Palandjian, President and Treasurer of Intercontinental Real Estate Corporation, proved to me through satisfactory evidence of identification, which was a Massachusetts driver's license, to be the person whose name is signed on the foregoing instrument, and acknowledged to me that he signed it voluntarily for its stated purpose and as the free act and deed of said Intercontinental Real Estate Corporation and in its stated capacities for each of Intercontinental Real Estate Investment Fund IV LLC, Intercontinental Fund IV Ocean Gateway LLC, Riverwalk Venture LLC and Ocean Gateway Garage LLC.

Notary Public

Received Recorded Resister of Deeds Nov 20+2015 02:35:33P Cumberland Counts Nancy A. Lane

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Section 5 Public or Private Rights-of-Way

5.A. Public or Private Rights-of-Way

The site will have a full movement driveway onto Fore Street. No other accesses or public rights of way are anticipated.

Section 6 Schedule

6.A. Schedule

The proposed project is assumed to be constructed and occupied by 2016.