



## **LEVEL II SITE PLAN APPLICATION**

To:

**City of Portland  
Planning Board**

For:

**Amato's Seating Expansion**

71 India Street  
Portland, Maine 04101

Prepared for:

Dominic Reali Realty  
312 St. John Street, 2<sup>ND</sup> Floor  
Portland, Maine 04102

Prepared by:

Sebago Technics, Inc.  
75 John Roberts Road, Suite 1A  
South Portland, Maine 04106

August 10, 2017

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# **Exhibit 1**

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# **Application Form & Checklist**



## Level II – Preliminary and Final Site Plans Development Review Application Portland, Maine

Planning and Urban Development Department  
Planning Division

Portland's Planning and Urban Development Department coordinates the development review process for site plan, subdivision and other applications under the City's Land Use Code. Attached is the application form for a Level III: Preliminary or Final Site Plan. Please note that Portland has delegated review from the State of Maine for reviews under the Site Location of Development Act, Chapter 500 Stormwater Permits, and Traffic Movement Permits.

### Level II: Site Plan Development includes:

- New construction of structures with a total floor area of less than 10,000 sq. ft. in all zones, except in Industrial Zones.
- New construction of structures with a total floor area of less than 20,000 sq. ft. in Industrial Zones.
- Any new temporary or permanent parking area, paving of an existing unpaved surface parking area in excess of 7,500 sq. ft. and serving less than 75 vehicles, or creation of other impervious surface area greater than 7,500 sq. ft.
- Building addition(s) with a total floor area of less than 10,000 sq. ft. (cumulatively within a 3 year period) in any zone, except in Industrial Zones.
- Building addition(s) with a total floor area of less than 20,000 sq. ft. in Industrial Zones.
- Park improvements: New structures or buildings with a total floor area of less than 10,000 sq. ft., facilities encompassing an area of greater than 7,500 sq. ft. and less than 20,000 sq. ft. (excludes rehabilitation or replacement of existing facilities).
- New construction of piers, docks, wharves, bridges, retaining walls, and other structures within the Shoreland Zone.
- Land disturbance between 1 and 3 acres that are stripped, graded, grubbed, filled or excavated.
- A change in the use of a total floor area between 10,000 and 20,000 sq. ft. in any existing building (cumulatively within a 3 year period).
- Lodging house, bed and breakfast facility, emergency shelter or special needs independent living unit.
- Signage subject to approval pursuant to Section 14-526 (d) 8.a. of the Land Use Code.
- Any new major or minor auto service station with less than 10,000 sq. ft. of building area in any permitted zone other than the B-2 or B-5 zones.
- The creation of day care or home babysitting facilities to serve more than 12 children in a residential zone (not permitted as a home occupation under section 14-410) in any principal structure that has not been used as a residence within the 5 years preceding the application.
- Any drive-through facility that is not otherwise reviewed as a conditional use under Article III.

Portland's development review process and requirements are outlined in the [Land Use Code \(Chapter 14\)](#), [Design Manual](#) and [Technical Manual](#).

#### Planning Division

Fourth Floor, City Hall  
389 Congress Street  
(207) 874-8719

[planning@portlandmaine.gov](mailto:planning@portlandmaine.gov)

#### Office Hours

Monday thru Friday  
8:00 a.m. – 4:30 p.m.

**I. Project Information (Please enter n/a on those fields that are not applicable)**

|                               |  |
|-------------------------------|--|
| Project Name:                 |  |
| Proposed Development Address: |  |
| Project Description:          |  |
| Chart/Block/Lot:              |  |
| Preliminary Plan              |  |
| Final Plan                    |  |

**II. Contact Information (Please enter n/a on those fields that are not applicable)**

**APPLICANT**

|                |  |
|----------------|--|
| Name:          |  |
| Business Name: |  |
| Address:       |  |
| City/State:    |  |
| Zip Code:      |  |
| Work #:        |  |
| Home #:        |  |
| Cell #:        |  |
| Fax #:         |  |
| E-mail:        |  |

**OWNER**

|             |  |
|-------------|--|
| Name:       |  |
| Address:    |  |
| City/State: |  |
| Zip Code:   |  |
| Work #:     |  |
| Home #:     |  |
| Cell #:     |  |
| Fax #:      |  |
| E-mail:     |  |

**AGENT/REPRESENTATIVE**

|             |  |
|-------------|--|
| Name:       |  |
| Address:    |  |
| City/State: |  |
| Zip Code:   |  |
| Work #:     |  |
| Home #:     |  |
| Cell #:     |  |
| Fax #:      |  |
| E-mail:     |  |

**BILLING (to whom invoices will be forwarded to)**

|             |  |
|-------------|--|
| Name:       |  |
| Address:    |  |
| City/State: |  |
| Zip Code:   |  |
| Work #:     |  |
| Home #:     |  |
| Cell #:     |  |
| Fax #:      |  |
| E-mail:     |  |

**ENGINEER**

|             |  |
|-------------|--|
| Name:       |  |
| Address:    |  |
| City/State: |  |
| Zip Code:   |  |
| Work #:     |  |
| Home #:     |  |
| Cell #:     |  |
| Fax #:      |  |
| E-mail:     |  |

**SURVEYOR**

|             |  |
|-------------|--|
| Name:       |  |
| Address:    |  |
| City/State: |  |
| Zip Code:   |  |
| Work #:     |  |
| Home #:     |  |
| Cell #:     |  |
| Fax #:      |  |
| E-mail:     |  |

**ARCHITECT**

|             |  |
|-------------|--|
| Name:       |  |
| Address:    |  |
| City/State: |  |
| Zip Code:   |  |
| Work #:     |  |
| Home #:     |  |
| Cell #:     |  |
| Fax #:      |  |
| E-mail:     |  |

**ATTORNEY**

|             |  |
|-------------|--|
| Name:       |  |
| Address:    |  |
| City/State: |  |
| Zip Code:   |  |
| Work #:     |  |
| Home #:     |  |
| Cell #:     |  |
| Fax #:      |  |
| E-mail:     |  |

**DESIGNATED PERSON(S) FOR UPLOADING INTO e-PLAN**

|         |  |
|---------|--|
| Name:   |  |
| E-mail: |  |
|         |  |
| Name:   |  |
| E-mail: |  |
|         |  |
| Name:   |  |
| E-mail: |  |

**III. APPLICATION FEES****LEVEL II DEVELOPMENT (check applicable review)**

|  |                          |   |
|--|--------------------------|---|
|  | Less than 10,000 sq. ft. | \$400.00                                      |
|  | After-the-fact Review    | \$1,000.00 + applicable application fee above |

**OTHER REVIEWS (check applicable review)**

|                                   |  |            |
|-----------------------------------|--|------------|
|                                   | Traffic Movement                             | \$1,500.00 |
|                                   | Stormwater Quality                           | \$250.00   |
|                                   | Site Location                                | \$3,500.00 |
|                                   | # of Site Location Lots x \$200.00 (per lot) | \$         |
|                                   | Change of Use                                |            |
|                                   | Flood Plain                                  |            |
|                                   | Shoreland                                    |            |
|                                   | Design Review                                |            |
|                                   | Housing Replacement                          |            |
|                                   | Historic Preservation                        |            |
| <b>TOTAL APPLICATION FEE DUE:</b> |  | <b>\$</b>  |

**IV. FEES ASSESSED AND INVOICED SEPARATELY**

- Notices to abutters (receipt of application, workshop and public hearing meetings) (\$.75 each)
- Legal Ad in the Newspaper (% of total ad)
- Planning Review (\$50.00 hour)
- Legal Review (\$75.00 hour)
- Third Party Review (all outside reviews or analysis, eg. Traffic/Peer Engineer, are the responsibility of the applicant and will be assessed and billed separately)

**V. PROJECT DATA (Please enter n/a on those fields that are not applicable)**

|   |         |
|---|---------|
| <b>TOTAL AREA OF SITE</b>   | sq. ft. |
| <b>PROPOSED DISTURBED AREA OF THE SITE</b>  | sq. ft. |
| <i>If the proposed disturbance is greater than one acre, then the applicant shall apply for a Maine Construction General Permit (MCGP) with DEP and a Stormwater Management Permit, Chapter 500, with the City of Portland.</i> |         |
| <b>IMPERVIOUS SURFACE AREA</b>  |         |
| Impervious Area (Total Existing)  | sq. ft. |
| Impervious Area (Total Proposed)  | sq. ft. |
|   |         |
| <b>Building Ground Floor Area and Total Floor</b>   |         |
| Building Footprint (Total Existing)   | sq. ft. |
| Building Footprint (Total Proposed)   | sq. ft. |
| Building Floor Area (Total Existing)  | sq. ft. |
| Building Floor Area (Total Proposed)  | sq. ft. |
|   |         |
| <b>ZONING</b>   |         |
| Existing  |         |
| Proposed, if applicable   |         |
|   |         |
| <b>LAND USE</b>   |         |
| Existing  |         |
| Proposed  |         |
|   |         |
| <b>RESIDENTIAL, IF APPLICABLE</b>   |         |
| # of Residential Units (Total Existing)   |         |
| # of Residential Units (Total Proposed)   |         |
| # of Lots (Total Proposed)  |         |
| # of Affordable Housing Units (Total Proposed)  |         |
|   |         |
| <b>PROPOSED BEDROOM MIX</b>   |         |
| # of Efficiency Units (Total Proposed)  |         |
| # of One-Bedroom Units (Total Proposed)   |         |
| # of Two-Bedroom Units (Total Proposed)   |         |
| # of Three-Bedroom Units (Total Proposed)   |         |
|   |         |
| <b>PARKING SPACES</b>   |         |
| # of Parking Spaces (Total Existing)  |         |
| # of Parking Spaces (Total Proposed)  |         |
| # of Handicapped Spaces (Total Proposed)  |         |
|   |         |
| <b>BICYCLE PARKING SPACES</b>   |         |
| # of Bicycle Spaces (Total Existing)  |         |
| # of Bicycle Spaces (Total Proposed)  |         |
|   |         |
| <b>ESTIMATED COST OF THE PROJECT</b>  | \$      |

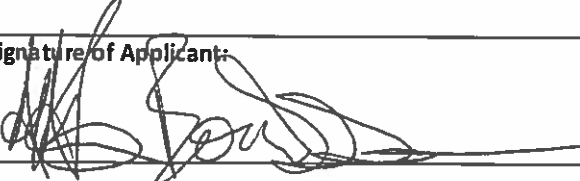


**APPLICANT SIGNATURE:**

By digitally signing the attached document(s), you are signifying your understanding this is a legal document and your electronic signature is considered a *legal signature* per Maine state law.

I hereby certify that I am the Owner of record of the named property, or that the owner of record authorizes the proposed work and that I have been authorized by the owner to make this application as his/her authorized agent. I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in this application is issued, I certify that the Planning Authority and Code Enforcement's authorized representative shall have the authority to enter all areas covered by this permit at any reasonable hour to enforce the provisions of the codes applicable to this permit.

**This application is for a Level II Site Plan review. It is not a permit to begin construction. An approved site plan, a Performance Guarantee, Inspection Fee, Building Permit, and associated fees will be required prior to construction. Other Federal, State or local permits may be required prior to construction, which are the responsibility of the applicant to obtain.**

|  |                  |
|--|------------------|
| Signature of Applicant:<br> | Date:<br>7/11/17 |
|--|------------------|

| <b>PRELIMINARY PLAN (Optional) - Level II Site Plan</b> |                          |                    |  |
|---|--------------------------|--------------------|--|
| <b>Applicant Checklist</b>                              | <b>Planner Checklist</b> | <b># of Copies</b> | <b>GENERAL WRITTEN SUBMISSIONS CHECKLIST</b>   |
| x   |                          | 1                  | Completed Application form   |
| x   |                          | 1                  | Application fees   |
| x   |                          | 1                  | Written description of project   |
| x   |                          | 1                  | Evidence of right, title and interest  |
| N/A   |                          | 1                  | Evidence of state and/or federal approvals, if applicable  |
| x   |                          | 1                  | Written assessment of proposed project's compliance with applicable zoning requirements  |
| N/A   |                          | 1                  | Summary of existing and/or proposed easement, covenants, public or private rights-of-way, or other burdens on the site   |
| x   |                          | 1                  | Written requests for waivers from site plan or technical standards, if applicable.   |
| x   |                          | 1                  | Evidence of financial and technical capacity   |
| N/A   |                          | 1                  | Traffic Analysis (may be preliminary, in nature, during the preliminary plan phase)  |
| <b>Applicant Checklist</b>                              | <b>Planner Checklist</b> | <b># of Copies</b> | <b>SITE PLAN SUBMISSIONS CHECKLIST</b>   |
|   |                          | 1                  | Boundary Survey meeting the requirements of Section 13 of the City of Portland's Technical Manual  |
|   |                          | 1                  | <b>Preliminary Site Plan including the following: (information provided may be preliminary in nature during preliminary plan phase)</b>  |
| x   |                          |                    | Proposed grading and contours;   |
| x   |                          |                    | Existing structures with distances from property line;   |
| x   |                          |                    | Proposed site layout and dimensions for all proposed structures (including piers, docks or wharves in Shoreland Zone), paved areas, and pedestrian and vehicle access ways;  |
| N/A   |                          |                    | Preliminary design of proposed stormwater management system in accordance with Section 5 of the Technical Manual (note that Portland has a separate applicability section);  |
| x   |                          |                    | Preliminary infrastructure improvements;   |
| N/A   |                          |                    | Preliminary Landscape Plan in accordance with Section 4 of the Technical Manual;   |
| N/A   |                          |                    | Location of significant natural features (including wetlands, ponds, watercourses, floodplains, significant wildlife habitats and fisheries or other important natural features) located on the site as defined in Section 14-526 (b) (1); |
| N/A   |                          |                    | Proposed buffers and preservation measures for significant natural features, as defined in Section 14-526 (b) (1);   |
| TBD   |                          |                    | Location , dimensions and ownership of easements, public or private rights of way, both existing and proposed;   |
| x   |                          |                    | Exterior building elevations.  |

| <b>FINAL PLAN - Level II Site Plan</b> |                          |                    |  |
|--|--------------------------|--------------------|--|
| <b>Applicant Checklist</b>             | <b>Planner Checklist</b> | <b># of Copies</b> | <b>GENERAL WRITTEN SUBMISSIONS CHECKLIST<br/>(* If applicant chooses to submit a Preliminary Plan, then the * items were submitted for that phase and only updates are required)</b> |
| x                                      |                          | 1                  | * Completed Application form   |
| x                                      |                          | 1                  | * Application fees   |
| x                                      |                          | 1                  | * Written description of project   |
| x                                      |                          | 1                  | * Evidence of right, title and interest  |
| N/A                                    |                          | 1                  | * Evidence of state and/or federal permits   |
| x                                      |                          | 1                  | * Written assessment of proposed project's specific compliance with applicable Zoning requirements   |
| N/A                                    |                          | 1                  | * Summary of existing and/or proposed easements, covenants, public or private rights-of-way, or other burdens on the site  |
| x                                      |                          | 1                  | * Evidence of financial and technical capacity   |
| x                                      |                          | 1                  | Construction Management Plan   |
| N/A                                    |                          | 1                  | A traffic study and other applicable transportation plans in accordance with Section 1 of the technical Manual, where applicable.  |
| N/A                                    |                          | 1                  | Written summary of significant natural features located on the site (Section 14-526 (b) (a))   |
| N/A                                    |                          | 1                  | Stormwater management plan and stormwater calculations, including description of project, hydrology and impervious area.   |
| N/A                                    |                          | 1                  | Written summary of project's consistency with related city master plans  |
| x                                      |                          | 1                  | Evidence of utility capacity to serve  |
| x                                      |                          | 1                  | Written summary of solid waste generation and proposed management of solid waste   |
| x                                      |                          | 1                  | A code summary referencing NFPA 1 and all Fire Department technical standards  |
| x                                      |                          | 1                  | Where applicable, an assessment of the development's consistency with any applicable design standards contained in Section 14-526 and in City of Portland Design Manual              |
| x                                      |                          | 1                  | Manufacturer's verification that all proposed HVAC and manufacturing equipment meets applicable state and federal emissions requirements.  |

| Applicant Checklist | Planner Checklist | # of Copies | <b>SITE PLAN SUBMISSIONS CHECKLIST</b><br>(* If applicant chooses to submit a Preliminary Plan, then the * items were submitted for that phase and only updates are required) |
|---------------------|-------------------|-------------|---|
|                     |                   | 1           | * Boundary Survey meeting the requirements of Section 13 of the City of Portland's Technical Manual   |
|                     |                   | 1           | <b>Final Site Plans including the following:</b>  |
| x                   |                   |             | Existing and proposed structures, as applicable, and distance from property line (including location of proposed piers, docks or wharves if in Shoreland Zone);               |
| x                   |                   |             | Existing and proposed structures on parcels abutting site;  |
| x                   |                   |             | All streets and intersections adjacent to the site and any proposed geometric modifications to those streets or intersections;  |
| x                   |                   |             | Location, dimensions and materials of all existing and proposed driveways, vehicle and pedestrian access ways, and bicycle access ways, with corresponding curb lines;        |
| x                   |                   |             | Engineered construction specifications and cross-sectional drawings for all proposed driveways, paved areas, sidewalks;   |
| N/A                 |                   |             | Location and dimensions of all proposed loading areas including turning templates for applicable design delivery vehicles;  |
| N/A                 |                   |             | Existing and proposed public transit infrastructure with applicable dimensions and engineering specifications;  |
| x                   |                   |             | Location of existing and proposed vehicle and bicycle parking spaces with applicable dimensional and engineering information;   |
| N/A                 |                   |             | Location of all snow storage areas and/or a snow removal plan;  |
| N/A                 |                   |             | A traffic control plan as detailed in Section 1 of the Technical Manual;  |
| N/A                 |                   |             | Proposed buffers and preservation measures for significant natural features, where applicable, as defined in Section 14-526(b)(1);  |
| N/A                 |                   |             | Location and proposed alteration to any watercourse;  |
| N/A                 |                   |             | A delineation of wetlands boundaries prepared by a qualified professional as detailed in Section 8 of the Technical Manual;   |
| N/A                 |                   |             | Proposed buffers and preservation measures for wetlands;  |
| N/A                 |                   |             | Existing soil conditions and location of test pits and test borings;  |
| N/A                 |                   |             | Existing vegetation to be preserved, proposed site landscaping, screening and proposed street trees, as applicable;   |
| N/A                 |                   |             | A stormwater management and drainage plan, in accordance with Section 5 of the Technical Manual;  |
| x                   |                   |             | Grading plan;   |
| N/A                 |                   |             | Ground water protection measures;   |
| N/A                 |                   |             | Existing and proposed sewer mains and connections;  |
| x                   |                   |             | Location of all existing and proposed fire hydrants and a life safety plan in accordance with Section 3 of the Technical Manual;  |
| N/A                 |                   |             | Location, sizing, and directional flows of all existing and proposed utilities within the project site and on all abutting streets;   |

- Continued on next page -

|     |  |  |
|-----|--|--|
| N/A |  | Location and dimensions of off-premises public or publicly accessible infrastructure immediately adjacent to the site;   |
| N/A |  | Location and size of all on site solid waste receptacles, including on site storage containers for recyclable materials for any commercial or industrial property;   |
| x   |  | Plans showing the location, ground floor area, floor plans and grade elevations for all buildings;   |
| N/A |  | A shadow analysis as described in Section 11 of the Technical Manual, if applicable;   |
| x   |  | A note on the plan identifying the Historic Preservation designation and a copy of the Application for Certificate of Appropriateness, if applicable, as specified in Section Article IX, the Historic Preservation Ordinance; |
| x   |  | Location and dimensions of all existing and proposed HVAC and mechanical equipment and all proposed screening, where applicable;   |
| x   |  | An exterior lighting plan in accordance with Section 12 of the Technical Manual;   |
| x   |  | A signage plan showing the location, dimensions, height and setback of all existing and proposed signs;  |
| TBD |  | Location, dimensions and ownership of easements, public or private rights of way, both existing and proposed.  |



## PORTLAND FIRE DEPARTMENT SITE REVIEW FIRE DEPARTMENT CHECKLIST



A separate drawing[s] shall be provided as part of the site plan application for the Portland Fire Department's review.

1. Name, address, telephone number of applicant
2. Name address, telephone number of architect
3. Proposed uses of any structures [NFPA and IBC classification]
4. Square footage of all structures [total and per story]
5. Elevation of all structures
6. Proposed fire protection of all structures
  - **As of September 16, 2010 all new construction of one and two family homes are required to be sprinkled in compliance with NFPA 13D. This is required by City Code. (NFPA 101 2009 ed.)**
7. Hydrant locations
8. Water main[s] size and location
9. Access to all structures [min. 2 sides]
10. A code summary shall be included referencing NFPA 1 and all fire department. Technical standards.

Some structures may require Fire flows using annex H of NFPA 1

# CITY OF PORTLAND WASTEWATER CAPACITY APPLICATION

Department of Public Services,  
55 Portland Street,  
Portland, Maine 04101-2991



Bradley Roland, P.E.  
Water Resources Division

Date: \_\_\_\_\_

**1. Please, Submit Utility, Site, and Locust Plans.**

Site Address: 71 India Street

Chart Block Lot Number: 020 00240011D031001

Proposed Use: Restaurant  
 Previous Use: Restaurant  
 Existing Sanitary Flows: N/A GPD  
 Existing Process Flows: N/A GPD  
 Description and location of City sewer that is to receive the proposed building sewer lateral.

|               |   |                                     |
|---------------|---|-------------------------------------|
| Site Category | Commercial ( <i>see part 4 below</i> )      | <input checked="" type="checkbox"/> |
|               | Industrial ( <i>complete part 5 below</i> ) | <input type="checkbox"/>            |
|               | Governmental                                | <input type="checkbox"/>            |
|               | Residential                                 | <input type="checkbox"/>            |
|               | Other ( <i>specify</i> )                    | <input type="checkbox"/>            |

\_\_\_\_\_  
 \_\_\_\_\_

*Clearly, indicate the proposed connections, on the submitted plans.*

**2. Please, Submit Contact Information.**

City Planner's Name: Barbara Barhydt Phone: 874-8699  
 Owner/Developer Name: Jeff Reali  
 Owner/Developer Address: 129 Newbury Street Portland, ME 04101  
 Phone: 207-773-1682 Fax: 866-699-0329 E-mail: jeffreali@realirealty.com  
 Engineering Consultant Name: Sebago Technics, Inc.  
 Engineering Consultant Address: 75 John Roberts Road Suite 1A South Portland, ME 04106  
 Phone: 207-200-2073 Fax: 207-856-2206 E-mail: omccullough@sebagotechnics.com

*Note: Consultants and Developers should allow +/- 15 days, for capacity status, prior to Planning Board Review.*

**3. Please, Submit Domestic Wastewater Design Flow Calculations.**

Estimated Domestic Wastewater Flow Generated: \_\_\_\_\_ GPD  
 Peaking Factor/ Peak Times: \_\_\_\_\_  
 Specify the source of design guidelines: (*i.e.* "Handbook of Subsurface Wastewater Disposal in Maine," "Plumbers and Pipe Fitters Calculation Manual," Portland Water District Records, Other (specify) \_\_\_\_\_

*Note: Please submit calculations showing the derivation of your design flows, either on the following page, in the space provided, or attached, as a separate sheet.*

**4. Please, Submit External Grease Interceptor Calculations.**

Total Drainage Fixture Unit (DFU) Values: \_\_\_\_\_ N/A  
Size of External Grease Interceptor: \_\_\_\_\_  
Retention Time: \_\_\_\_\_  
Peaking Factor/ Peak Times: \_\_\_\_\_

*Note: In determining your restaurant process water flows, and the size of your external grease interceptor, please use The Uniform Plumbing Code. Note: In determining the retention time, sixty (60) minutes is the minimum retention time. Note: Please submit detailed calculations showing the derivation of your restaurant process water design flows, and please submit detailed calculations showing the derivation of the size of your external grease interceptor, either in the space provided below, or attached, as a separate sheet.*

**5. Please, Submit Industrial Process Wastewater Flow Calculations**

Estimated Industrial Process Wastewater Flows Generated: \_\_\_\_\_ GPD  
Do you currently hold Federal or State discharge permits? Yes \_\_\_\_\_ No \_\_\_\_\_  
Is the process wastewater termed categorical under CFR 40? Yes \_\_\_\_\_ No \_\_\_\_\_  
OSHA Standard Industrial Code (SIC): \_\_\_\_\_ (<http://www.osha.gov/oshstats/sicser.html>)  
Peaking Factor/Peak Process Times: \_\_\_\_\_

*Note: On the submitted plans, please show where the building's domestic sanitary sewer laterals, as well as the building's industrial-commercial process wastewater sewer laterals exits the facility. Also, show where these building sewer laterals enter the city's sewer. Finally, show the location of the wet wells, control manholes, or other access points; and, the locations of filters, strainers, or grease traps.*

*Note: Please submit detailed calculations showing the derivation of your design flows, either in the space provided, or attached, as a separate sheet.*