

DISPLAY THIS CARD ON PRINCIPAL FRONTAGE OF WORK CITY OF PORTLAND

Please Read Application And Notes, If Any, Attached

INSPECTION

PERMIT

Permit Number: 061373

PERMIT ISSUED
OCT - 4 2006

This is to certify that FRANKLIN & SOMERSET PORTLAND ME LLC/Bailey S Co
has permission to Whole Foods Market- 654 s of new age
AT 160 FOX ST 024 D001001

provided that the person or persons firm or ation accepting this permit of PORTLAND with all of the provisions of the Statutes of line and of the ances of the City of Portland regulating the construction, maintenance and of buildings and structures, and of the application on file in this department.

Apply to Public Works for street line and grade if nature of work requires such information.

Notification of inspection must be given and when permission proceed before this building or part thereof is ed or osed-in 4 OUR NOTICE IS REQUIRED.

A certificate of occupancy must be procured by owner before this building or part thereof is occupied.

OTHER REQUIRED APPROVALS

Fire Dept. _____
Health Dept. _____
Appeal Board _____
Other _____
Department Name

[Signature]
10/4/06
Director - Building & Inspection Services

PENALTY FOR REMOVING THIS CARD

City of Portland, Maine - Building or Use Permit Application

389 Congress Street, 04101 Tel: (207) 874-8703, Fax: (207) 874-8716

Permit No: 05-1373	Issue Date: OCT 4 2006	CBL: 024 D001001
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Location of Construction: 160 FOX ST	Owner Name: FRANKLIN & SOMERSET PORT	Owner Address: 550 BOWIE ST	Phone:
Business Name:	Contractor Name: Bailey Sign Company Inc.	Contractor Address: 9 Thomas Drive Westbrook	Phone: 2077742843
Lessee/Buyer's Name	Phone:	Permit Type: Signs - Permanent	Zone: B7

Past Use: Commercial/ Whole Foods	Proposed Use: Commercial/ Whole Foods Market- 654 sq ft of new signage	Permit Fee: \$1,338.00	Cost of Work: \$1,338.00	CEO District: 1
Whole Foods Market- 654 sq ft of new signage		FIRE DEPT: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <i>N/A</i>	INSPECTION: Use Group <i>U</i> Type <i>Sig</i> <i>IBC 2003</i>	
		PEDESTRIAN ACTIVITIES DISTRICT (P.A.D.) Action: <input type="checkbox"/> Approved <input type="checkbox"/> Approved w/Conditions <input checked="" type="checkbox"/> Denied Signature: _____ Date: _____		

Permit Taken By: ldobson	Date Applied For: 09/18/2006	Zoning Approval
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Special Zone or Reviews <input type="checkbox"/> Shoreland <input type="checkbox"/> Wetland <input type="checkbox"/> Flood Zone <input type="checkbox"/> Subdivision <input type="checkbox"/> Site Plan Maj <input type="checkbox"/> Minor <input type="checkbox"/> MM <input type="checkbox"/> OK Date: 10/7/06 <i>ABM</i>	Zoning Appeal <input type="checkbox"/> Variance <input type="checkbox"/> Miscellaneous <input type="checkbox"/> Conditional Use <input type="checkbox"/> Interpretation <input checked="" type="checkbox"/> Approved <i>for Sign Reception</i> <input type="checkbox"/> Denied Date: 10/9/06	Historic Preservation <input checked="" type="checkbox"/> Not in District or Landmark <input type="checkbox"/> Does Not Require Review <input type="checkbox"/> Requires Review <input type="checkbox"/> Approved <input type="checkbox"/> Approved w/Conditions <input type="checkbox"/> Denied Date: <i>ABM</i>
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D. Andrews

CERTIFICATION

I hereby certify that I am the owner of record of the named property, or that the proposed work is authorized by the owner of record and that I have been authorized by the owner to make this application as his authorized agent and I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in the application is issued, I certify that the code official's authorized representative shall have the authority to enter all areas covered by such permit at any reasonable hour to enforce the provision of the code(s) applicable to such permit.

SIGNATURE OF APPLICANT ADDRESS DATE PHONE

RESPONSIBLE PERSON IN CHARGE OF WORK, TITLE DATE PHONE

City of Portland, Maine - Building or Use Permit

389 Congress Street, 04101 Tel: (207) 874-8703, Fax: (207) 874-8716

Permit No: 06-1373	Date Applied For: 09/18/2006	CBL: 024 D001001
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Location of Construction: 160 FOX ST	Owner Name: FRANKLIN & SOMERSET PORT	Owner Address: 550 BOWIE ST	Phone:
Business Name:	Contractor Name: Bailey Sign Company Inc.	Contractor Address: 9 Thomas Drive Westbrook	Phone: (207) 774-2843
Lessee/Buyer's Name	Phone:	Permit Type: Signs - Permanent	
Proposed Use: Commercial/ Whole Foods Market- 654 sq ft of new signage		Proposed Project Description: Whole Foods Market- 654 sq ft of new signage	

Dept: Zoning **Status:** Approved with Conditions **Reviewer:** Ann Machado **Approval Date:** 10/04/2006

Note: The four building signs meet the zoning requirements. The two freestanding signs do not meet the zoning requirements. Section 14 - 369 5 Table 2.8 states that the maximum square footage for a free standing sign is 16s.f. The size on the application was 21.56 s.f. Zoning could not approve the two freestanding signs so it was sent to planning unders section 14-368.5(g). Deb Andrews approved the size under section 14-526(a)(23). **Ok to Issue:**

1) 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 Conditions **Reviewer:** Tammy Munson **Approval Date:** 01/04/2006**Note:** **Ok to Issue:**

1) Signage Installation to comply with Chapter 31 of the IBC 2003 building code.

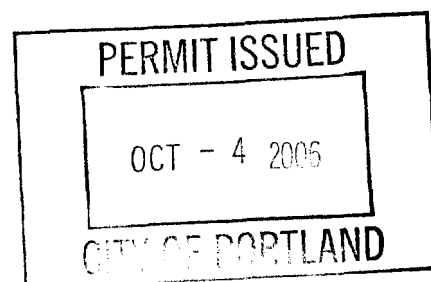
2) Separate permits are required for any electrical, plumbing, or HVAC systems. Separate plans may need to be submitted for approval as a part of this process.

Dept: Planning **Status:** Approved **Reviewer:** Deborah Andrews **Approval Date:** 10/04/2006**Note:** Two free standing signs are approved as an exception to size of sign. The size fits with the size of the project **Ok to Issue:** **Comments:**

9/26/06-amachado: Left message for Deanna at Bailey Signs. The free standing signs can only be 16s.f. ; the proposed size is 21.56 s.f. I need to know which size sign is going where on each building facade and what the length of each facade is where the sign is going.

9/27/06-amachado: Spoke to Deanna. She gave me the info. On the building signs. She told me tha that the freestanding signs had been approved by planning. I have a call into Rick Knowland.

10/3/06-amachado: Left message for Deanna. Rick said that he doesn't know if the actual size of the freestanding signs was discussed during site plan review. If Whole Foods can find something in writing that was approved then they are set. If there is nothing in writing then the freestanding signs will have to be denied.



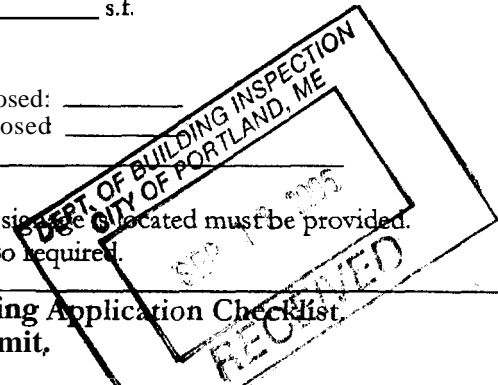


Signage/Awning Permit Application

If you or the property owner owes real estate or personal property taxes or user charges on any property within the City, payment arrangements must be made before permits of any kind are accepted.

Location/Address of Construction: <u>2 Somerset Street (160 Fox St.)</u>		
Tax Assessor's Chart, Block & Lot Chart# <u>24</u> Block# <u>D</u> Lot# <u>1</u>	Owner: <u>Whole Foods Market</u>	Telephone: <u>(617) 492-5500 ext 3015</u> <u>Contact: Robert Donnelly</u>
Lessee/Buyer's Name (If Applicable): <u>N/A</u>	Applicant name, address & telephone: <u>Bailey Sign, Inc.</u> <u>9 Thomas Dr.</u> <u>Westbrook, ME 04092</u> <u>774-2843</u>	Total s.f. of signage x \$2.00 Per s.f. plus \$30.00/\$65.00 For H.D. signage= Total Fee: \$ <u>1,266.00 \$1,338.00</u> Awning Fee= cost of work _____ Total Fee: \$ _____
Who should we contact when the permit is ready: <u>Deanna Bailey</u> phone: <u>774-2843 ext 115</u>		
Tenant/allocated building space frontage (feet): Length: <u>200</u> Height: _____ Lot Frontage (feet): <u>485</u> Single Tenant or Multi Tenant Lot <u>Single</u>		
Current Specific use: <u>New Building</u> If vacant, what was prior use: _____ Proposed Use <u>Food Market</u>		
Information on proposed sign(s): Freestanding (e.g., pole) sign? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Dimensions proposed: <u>3'9" x 5'9"</u> Height from grade: <u>6'</u> (2 signs) Bldg wall sign? (attached to bldg) Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Dimensions proposed: <u>4 signs: 611.38 sq. ft. total</u> (see drawings)		
Proposed awning? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Is awning backlit? Yes <input type="checkbox"/> No <input type="checkbox"/> Height of awning: _____ Length of awning: _____ Depth: _____ Is there any communication, message, trademark or symbol on it? Yes <input type="checkbox"/> No <input type="checkbox"/> If yes, total s.f. of panels w/communications, message, trademark or symbol: _____ s.f.		
Information on existing and previously permitted sign(s): Freestanding (e.g., pole) sign? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Dimensions proposed: _____ Bldg. wall sign? (attached to bldg) Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Dimensions proposed: _____ Awning? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Sq. ft. area of awning w/communication: _____		
A site sketch and building sketch showing exactly where existing and new signs are located must be provided. Sketches and/or pictures of proposed signage and existing building are also required.		

Fox Street - 360ft - 112.00ft
 Somerset Street - 560ft - 182.50ft
 Franklin - 350ft - 112.22ft
 Backside - 480ft - 182.50ft
 Pearl Street - 480ft - 182.50ft
 = 21.564
 654 sq ft of signage



Please submit all of the information outlined in the Sign/Awning Application Checklist. Failure to do so may result in the automatic denial of your permit.

In order to be sure the City fully understands the full scope of the project, the Planning and Development Department may request additional information prior to the issuance of a permit. For further information visit us on-line at www.portlandmaine.gov, stop by the Building Inspections office, room 315 City Hall or call 8748703.

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 Code Official'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.

Signature of applicant: Deanna Emory / Bailey Sign Date: 9-18-06

This is not a permit; you may not commence ANY work until the permit is issued.

freestanding - 1 per abutting street. 2 signs building - 2nd per line front of bldg where signs.
 16' max 1 on Somerset 1 per backside OK on all fac.
 6' high 1 on Pearl 6' high
 5' setbacks 21 setbacks

WRITTEN CONSENT AND AGREEMENT relating to a certain sign(s) proposed to be erected at/on a

building located at 2 SOMERSET ST in PORTLAND, ME
(Street Address) (City & State)

WHOLE FOODS MARKET being the owner of the premises hereby
(Property Owner)

gives consent to the erection of a certain sign(s) by Bailey Sign, Inc. of Westbrook, ME.

In witness whereof; the owner of said premises has signed this consent and agreement this

15 day of SEPTEMBER, 2006
(Day) (Month) (Year)

[Signature]
(Property Owner)

Robert Donnelly
print

[Crossed out Signature]
(Witness)
[Crossed out Print]
print



FAX TRANSMITTAL

Date: 10-4-06

Number Of Pages 3

To: Ann Machado

From: Bruce Bailey

Company: Portland City Planning

Location:

Phone:

Project No.:

Fax: 874-8716

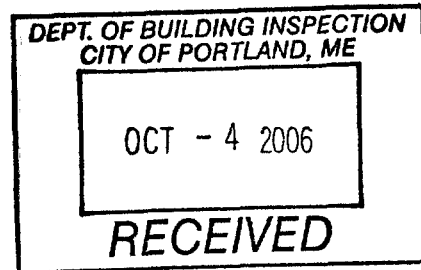
CC: Marge Schmuckal
RICK Knowland

CC:

Urgent For Your Review Reply ASAP Please Comment

Please See attached letter & drawing
Concerning whole Foods sign permitting

Thank-you



if you have problems with this FAX transmission, please call us.

PHONE: 207-774-2843 1-800-539-SIGN FAX: 207-774-1193 E-MAIL: sales@baileysign.com



October 3, 2006

SENT VIA FAX ONLY TO .874-8716

City of Portland
Planning Department

Attn:
Anne Machado/ Zoning Specialist
Marge Schmuckal/ Zoning Administrator
Rick Knowland/ Senior Planner

Dear Anne, Marge & Rick,

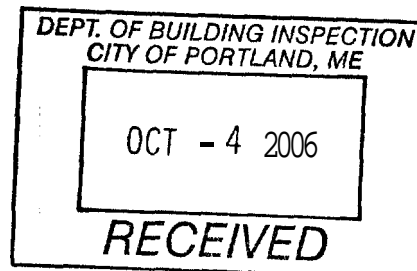
Please find attached a copy of the freestanding sign layout submitted for the Whole Foods project at 2 Somerset St. This is what we received from Whole Foods as a plan to design/manufacture the two (2) freestanding signs at this site. This should also be what was submitted and approved during site plan review, which as I understand, Rick Knowland reviewed.

I have been contacted by Anne Machado and was told that these signs are larger than what the zoning allows and therefore she cannot approve the sign permit. As I understand, she is considering what we submitted to be 21.56 square feet and the zoning only allows for up to 16 square feet. The 21.56 square feet is being calculated by including the support/dead space, whereas the actual wording portion of the sign is in fact 16 square feet, as in the original plan approved.

Could you please review what was submitted and approved for this site and get back to us to what you have on record? I can be reached at (207) 774-2834 Ext. 110. I appreciate your anticipated prompt reply, as our customer is at the stage in the project where they need to install the bases for these two freestanding signs.

Sincerely,

Bruce W. Bailey
President





www.baileysign.com

FAX TRANSMITTAL

Date: 10-4-06

Number Of Pages Including Cover S 4

To: Tammy Munson

From: Deanna Emery

Company: City of Portland

Location:

Phone:

Project No.:

Fax: 874-8716

CC:

CC

Remarks

Urgent

For Your Review

Reply ASAP

Please Comment

Tammy,

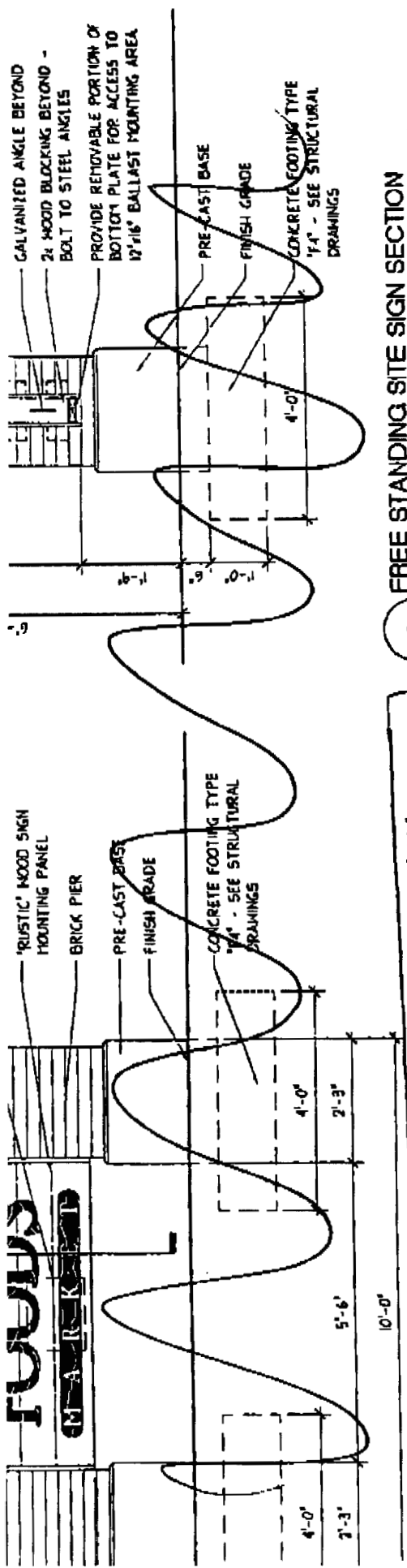
This is as large as I was able to make them hopefully it works for you. Please let me know.

Thank-you

Deanna

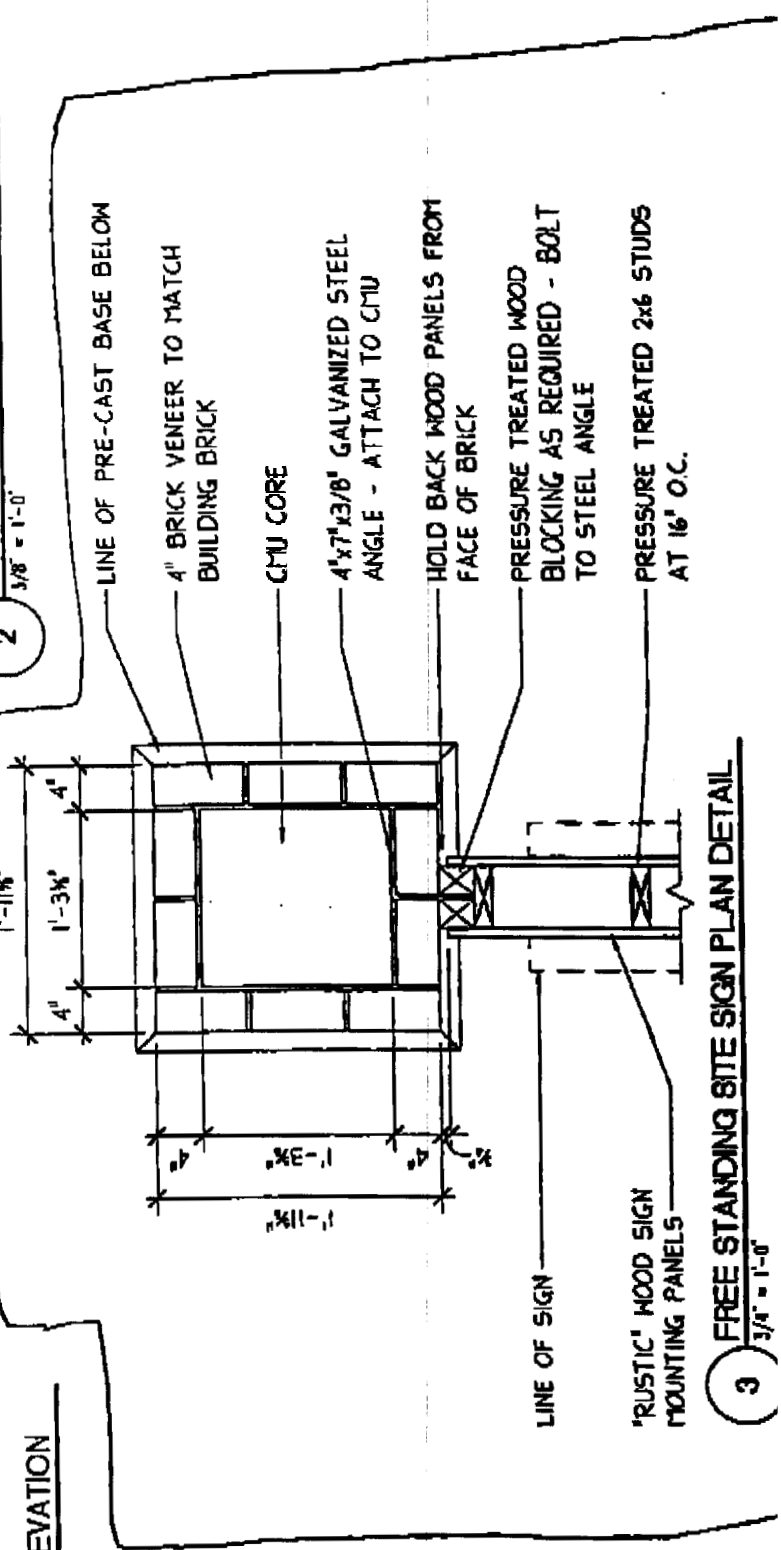
If you have problems with this FAX transmission, please call us.

PHONE: 207-774-2843 1-800-539-SIGN FAX: 207-774-1193 E-MAIL: sales@baileysign.com

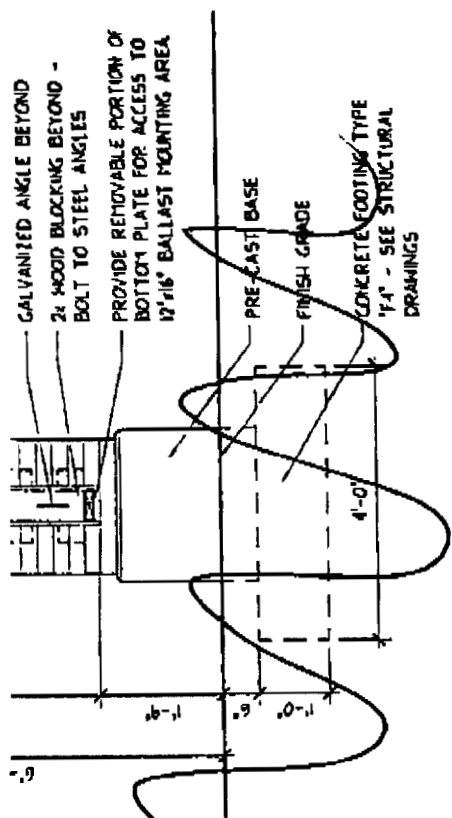


VG SITE SIGN ELEVATION

2 FREE STANDING SITE SIGN SECTION



3 FREE STANDING SITE SIGN PLAN DETAIL

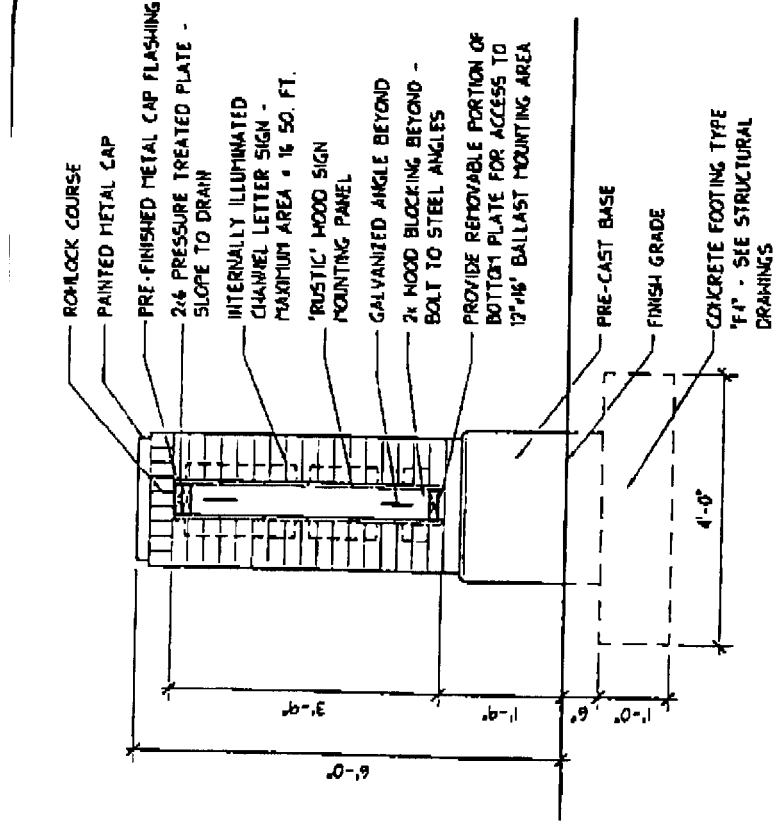


Designed
Drawn
Checked
Approved
Scale
Project No.
Date
CAD File

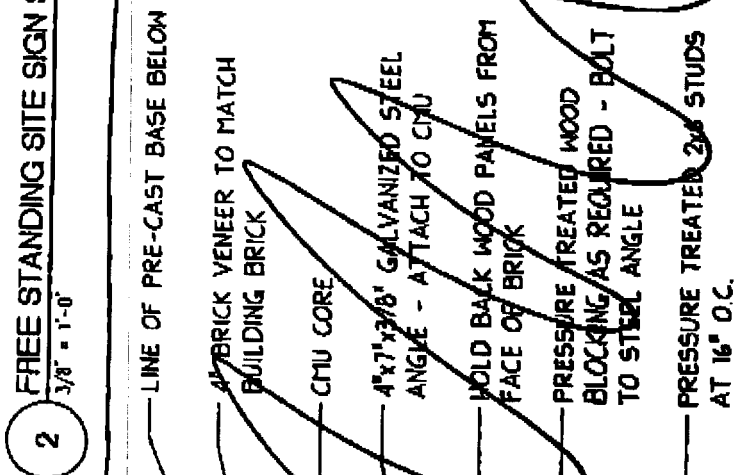
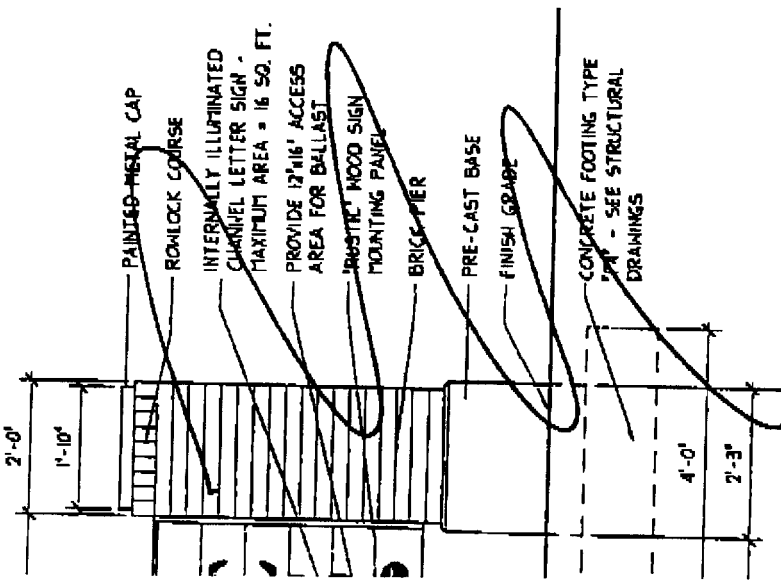
SJ
SJ
A.R.
AS NOTED
04C0839
13 SEPT 2006
CASK-39

CASK-C

PROPOSED GROCERY STORE
WHOLE FOODS MARKET
CUMBERLAND COUNTY
PORTLAND, MAINE

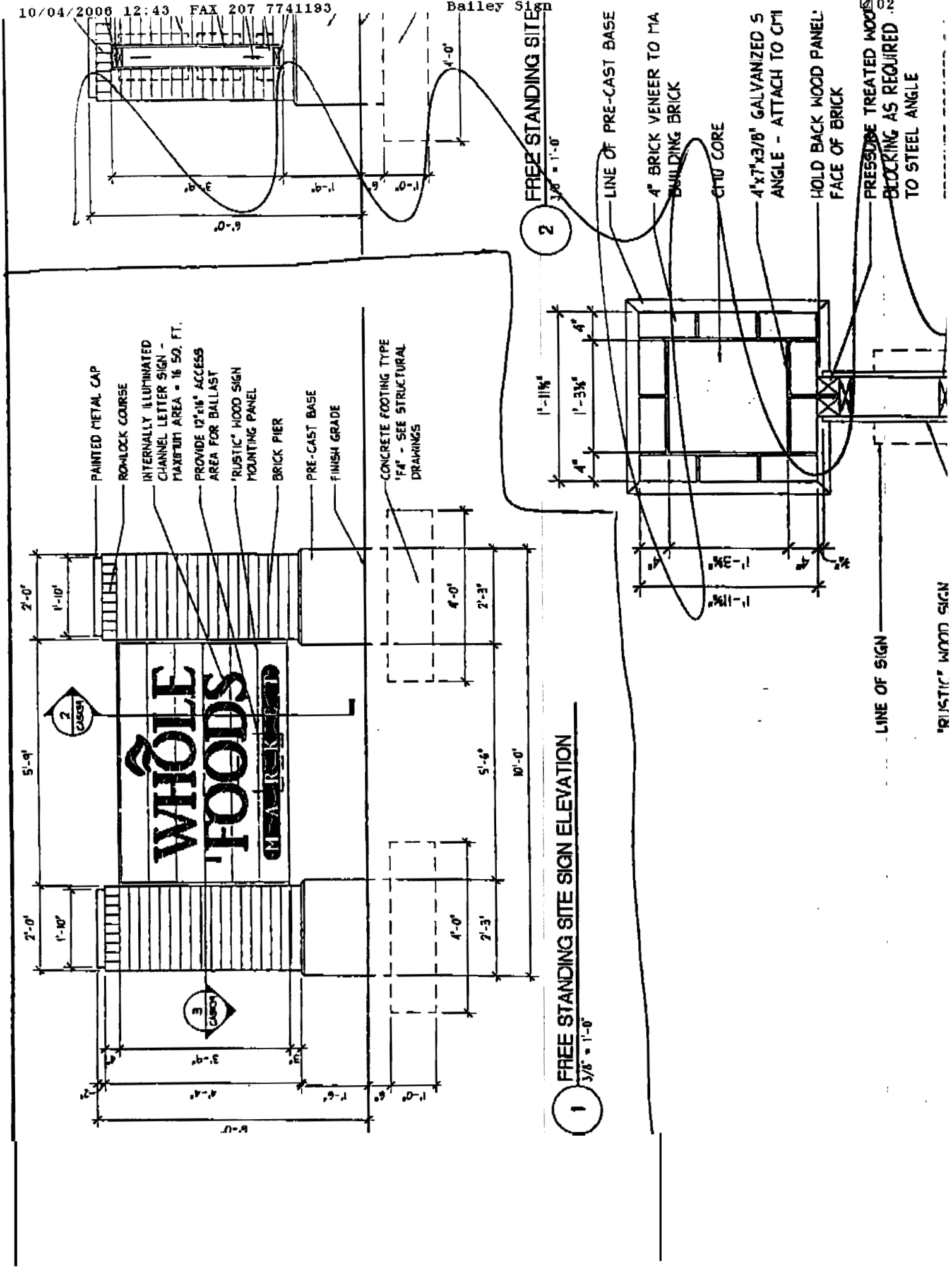


2 FREE STANDING SITE SIGN SECTION
3/8" = 1'-0"



FREE STANDING SITE SIGN PLAN DETAIL

Bailey Sign



PAINTED METAL CAP
 ROM-LOCK COURSE
 INTERNALLY ILLUMINATED
 CHANNEL LETTER SIGN -
 MAXIMUM AREA = 16 SQ. FT.
 PROVIDE 12"x16" ACCESS
 AREA FOR BALLAST
 'RUSTIC' HOOD SIGN
 MOUNTING PANEL
 BRICK PIER
 PRE-CAST BASE
 FINISH GRADE

CONCRETE FOOTING TYPE
 'F4' - SEE STRUCTURAL
 DRAWINGS

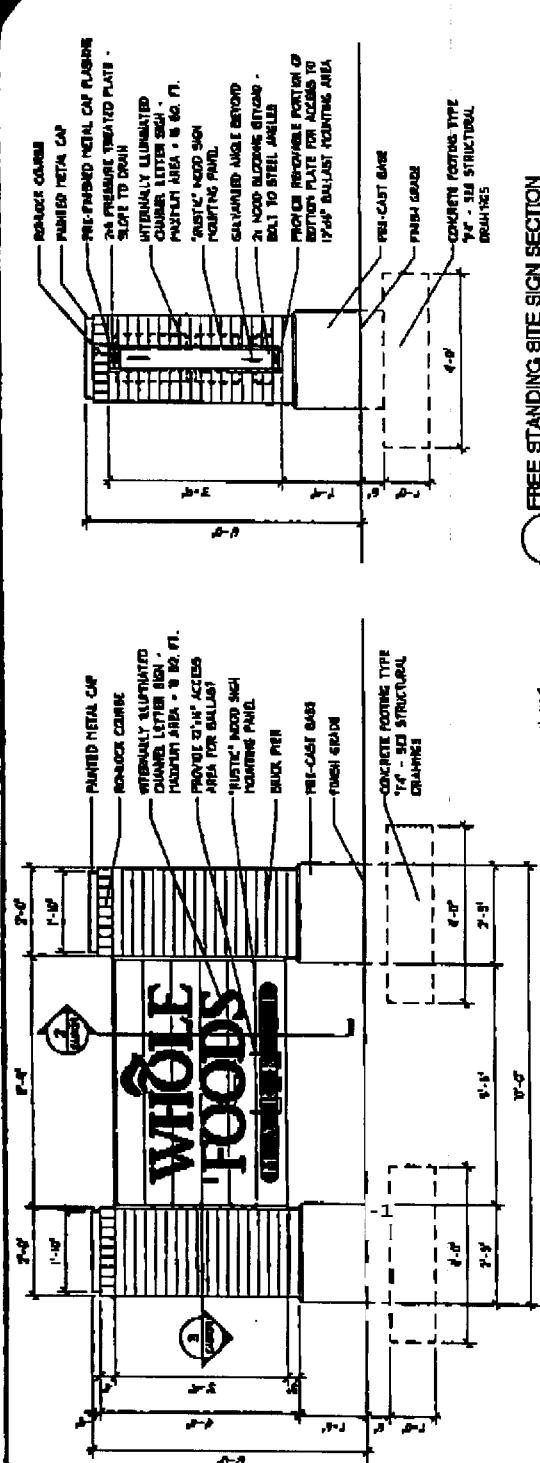
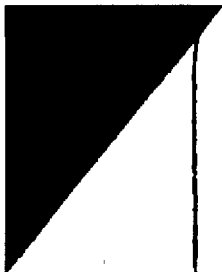
FREE STANDING SITE SIGN
 3/8" = 1'-0"

LINE OF PRE-CAST BASE
 4" BRICK VENEER TO MA
 BUILDING BRICK
 CT10 CORE
 4"x7"x3/8" GALVANIZED S
 ANGLE - ATTACH TO CT10
 HOLD BACK WOOD PANEL:
 FACE OF BRICK
 PRESSURE TREATED WOOD
 BLOCKING AS REQUIRED .02
 TO STEEL ANGLE

1 FREE STANDING SITE SIGN ELEVATION
 3/8" = 1'-0"

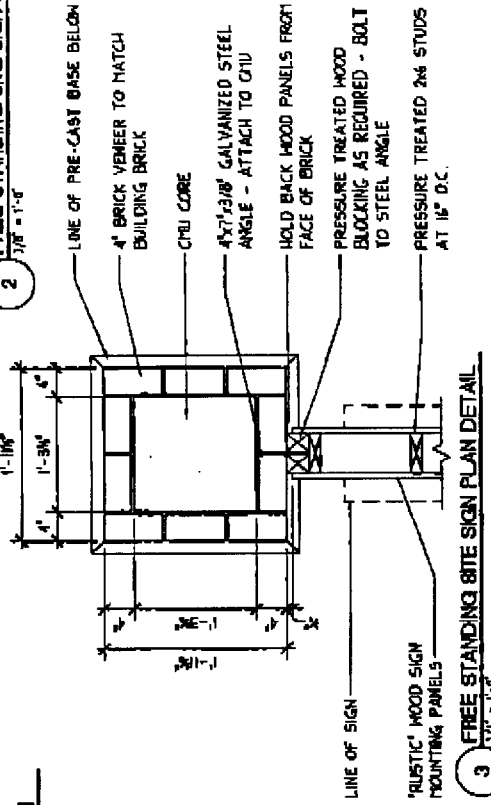
LINE OF SIGN

'RUSTIC' WOOD SIGN



1 FREE STANDING SITE SIGN ELEVATION
3/8" = 1'-0"

2 FREE STANDING SITE SIGN SECTION
3/8" = 1'-0"



3 FREE STANDING SITE SIGN PLAN DETAIL
3/8" = 1'-0"

DEPT. OF BUILDING INSPECTION
CITY OF PORTLAND, ME

OCT - 4 2006

RECEIVED



PROPOSED GROCERY STORE
WHOLE FOODS MARKET
CUMBERLAND COUNTY
PORTLAND, MAINE

Design: SA
Drawn: SA
Checked: A.R.
Approved: AS NOTED
Project No.: 03
Date: 13 SEPT 2006
DWG No.: CASK-38

CASK-38

10/14/06