

**From:** "Jeremy Benn" <jeremy@joeflynnrealestate.com>  
**To:** "Jean Fraser" <JF@portlandmaine.gov>  
**Date:** 10/20/2014 2:48 PM  
**Subject:** RE: Process for amending the signed and recorded plat re tree at 133 York

Hi Jean,

After lengthy conversations with the neighbor, Jeff Tarling, and excavation company, at this time, we have decided to keep the tree. Hopefully I haven't caused you too much trouble. I really appreciate all the help and time you have given us during this process. If anything changes I will let you know.

Thanks so much,

Jeremy

807-9218

From: Jean Fraser [mailto:JF@portlandmaine.gov]  
Sent: Monday, October 20, 2014 12:04 PM  
To: Jeremy  
Subject: Re: Process for amending the signed and recorded plat re tree at 133 York

Yes

>>> Jeremy <jeremy@joeflynnrealestate.com> 10/20/2014 11:51 AM >>>

Hi Jean,

Thank you. Does the agreement need to be notarized and recorded?

Thank you,

Jeremy

807-9218

Sent from my iPhone

On Oct 20, 2014, at 10:23 AM, Jean Fraser <JF@portlandmaine.gov> wrote:

Jeremy

I have received Jeff Tarling's confirmation (that the tree should be removed) and I have suggested in RED what might be added to the "blurb" below on the amended plat.

Please note that I can not have the Director (Jeff Levine) sign the mylars of the amended plat until I see the executed agreement with Gilman/Flint.

Thanks

Jean

Jean Fraser, Planner

City of Portland

874 8728

>>> Jeremy <jeremy@joeflynnrealestate.com> 10/17/2014 5:38 PM >>>

Thank you Jean so much for your help.

Have a great weekend!

Jeremy

807-9218

Sent from my iPhone

On Oct 17, 2014, at 5:04 PM, Jean Fraser <JF@portlandmaine.gov> wrote:

Jeremy

In order to amend the plat, we need two copy mylars with the following revisions:

- \* Remove the tree and its note;
- \* Change the title (in box, lower right) to "First Amended Subdivision Recording Plat"
- \* Note its revision number and date above title box;
- \* Removes the PB box/lines;
- \* Adds a similar smaller box that contains wording along the lines below (I am not entirely sure why the tree has to be removed until I hear from Jeff- you can draft something but the final wording needs to be agreed with my attorney through me before you make the mylars):

THIS SUBDIVISION PLAT AMENDS THE 2014 SUBDIVISION PLAT APPROVED BY THE PLANNING BOARD ON JANUARY 28, 2014 AND RECORDED ON AUGUST 27, 2014 IN PLAN BOOK 214 PAGE 295, TO REMOVE THE EXISTING 30" CAL. TREE AT THE NW CORNER (THAT WAS PREVIOUSLY SHOWN AS "TO REMAIN" AND IS LOCATED ON GILMAN/FLINT PROPERTY AT 25 PARK STREET). ITS REMOVAL IS NECESSARY AS THE CITY ARBORIST CONSIDERS IT IS LIKELY TO BECOME UNSTABLE AND HAZARDOUS. TWO REPLACEMENT TREES SHALL BE PLANTED ON OR NEAR THE SITE (TO THE SATISFACTION OF CITY ARBORIST, PLANNING AUTHORITY AND OWNER OF LAND WHERE REPLACEMENT TREES ARE TO BE PLANTED).

APPROVAL-

DIRECTOR OF PLANNING AND URBAN DEVELOPMENT

\_\_\_\_\_DATE

\_\_\_\_\_  
JEFF LEVINE, AICP, DIRECTOR OF PLANNING AND URBAN DEVELOPMENT

I am not attaching an example plat, as all the ones I have include different text or other notes etc and will just confuse the issue. Have whoever is doing this call me if there is a question, and maybe you will reach Jeff before I do and can agree some wording to fill in the blank. It should be short, such as " ... to avoid danger to residents and neighbors from future falling of the tree/limbs".

I am in on Monday morning as is Phil.

We can advise re the recording of the Plat after it is signed.

Thank you

Jean

Jean Fraser, Planner

City of Portland

874 8728

Notice: Under Maine law, documents - including e-mails - in the possession of public officials or city

employees about government business may be classified as public records. There are very few exceptions. As a result, please be advised that what is written in an e-mail could be released to the public and/or the media if requested. --