



# PORTLAND MAINE

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*Jeff Levine, AICP, Director*

*Marge Schmuckal, Zoning Administrator*

September 17, 2012

Federal Housing Commissioner  
U.S. Department of Housing and Urban Development  
New Hampshire State Office  
Norris Cotton Federal Building  
275 Chestnut Street  
Manchester, NH 03101-2487

And

Oppenheimer Multifamily Housing & Healthcare Finance, Inc.  
c/o/ John C. McCullough, Esq.  
MPD Law, LLC  
121 Main Street  
Charlestown, MA 02129

RE: Danforth Heights – 48 Salem Street – O58-A-013 (the “Property”) – R-6 Zone  
UPDATED

Dear Sirs and Madams:

I am in receipt of your request for a determination letter concerning the Property. The Property is located in a R-6 Residential Zone. In October, 1972 a building permit was issued to construct a 7-story masonry apartment building for 69 residential dwelling units. Subsequently, in May, 1974 a certificate of occupancy was issued for the approved 69 residential dwelling units. Copies of the permit and certificate of occupancy are enclosed with this letter.

To the best of my knowledge, the 69 residential units are still within the existing building and are still compliant with the issued permit and certificate of occupancy. If there are any dimensional nonconformities in regard to today's Land Use Zoning Ordinance, they would be considered to be legally nonconforming and are subject to correction at this time or at any future time when the Ordinance may change.

The last inspection of the Inspection Services Division based on their records was on 5/29/2012 for an inspection regarding a couch left by the driveway. The violation of the abandoned couch has been closed out.

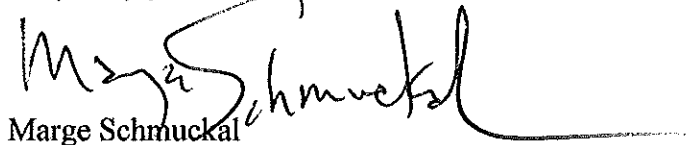
The Property is inspected when needed for requests of General Assistance (GA) tenants. Other than GA inspections, inspections are always required for active permits and/or construction work and citizen complaints.

To the best of my knowledge, I am not aware of any current Building or Zoning code violations other than those detailed herein. Our records indicate that there are no open Inspection Service Division permits on file.

I am not aware of any legal actions that are pending or in the process.

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

Very truly yours,

A handwritten signature in black ink, appearing to read "Marge Schmuckal", with a long horizontal flourish extending to the right.

Marge Schmuckal  
Zoning Administrator

enclosures