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*Lee Urban- Director of Planning and Development
Marge Schmuckal, Zoning Administrator*

September 27, 2007

Ron Whetzel
Central Maine Builders Inc.
341 Boding Road
Livermore, ME 04253

RE: 349 Park Avenue – H.P. Hood – 066 D001 – IM – concrete pad/pile cap & 5,000 gallon sugar tank – permit # 07-1149

Dear Mr. Whetzel,

I am in receipt of the application to pour a concrete pad for a 5,000-gallon sugar tank at the H.P. Hood building at 349 Park Avenue. In reviewing the application, it has come to my attention that the proposed pad and tank does not meet the required side setback. The property is located in the IM zone. Section 14-250(d) of the ordinance, states that the minimum side yard in the IM zone is one foot for each one foot of building height up to twenty-five feet. Since the proposed sugar tank is twenty-five feet tall, the required minimum side setback is twenty-five feet. The plan that was submitted with the application shows the setback to the side property line as five feet four inches. Since the proposed structure does not meet the minimum required setback, I must deny the permit.

You have the right to appeal my decision. If you wish to exercise your right to appeal, you have thirty days from the date of this letter in which to appeal. If you should fail to do so, my decision is binding and not subject to appeal. You may contact this office for the necessary paperwork that is required to file a Practical Difficulty Variance appeal. If you choose not to file an appeal, you are entitled to get most of your money back if you bring in the original receipt you got when you applied for the permit.

Please feel free to call me at 874-8709 if you have any questions.

Yours truly,

Ann B. Machado
Zoning Specialist
(207) 874-8709