



January 9, 2015

Ms. Jean Fraser, Planner
Planning and Development Department
City of Portland, Maine
389 Congress Street
Portland, Maine 04101-3509

Subject: Mercy at the Fore
195 Fore River Parkway
Applicant: Mercy Hospital
Contract Zoning Agreement Amendment-Withdrawal

Dear Jean:

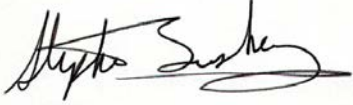
On behalf of Mercy Hospital, we are submitting this letter as a formal request to withdraw the July 7, 2014 Contract Zoning Agreement Amendment application previously considered by the Planning Authority and Board at their August 26, 2014 workshop meeting. As an outcome of the discussions with the Board at that meeting we understand that the Board considers an amendment to the existing Contract Zone Agreement between Mercy and the City, as unnecessary. This opinion is based on their interpretation of the existing Contract Zoning Agreement language and supporting documentation. As we discussed during the meeting Mercy agrees that the current Master Plan process now embraced by the City will allow for a suitable path forward as they initiate Future phase activities at the Fore River Campus. As you are aware Mercy's vision for the Fore River Campus includes broad expansion of their building facilities, as they ultimately seek to relocate their healthcare programming from the State Street Facility to the Fore River Campus. The Development of Master Plan documents will aid in better understanding the opportunities available for facility development, parking needs, utility capacity, open space and related site planning. We look forward to commencing this process in the upcoming months as Mercy pursues Certificate of Need approval from the State of Maine and local approvals from the City. We appreciate the continuing support of City officials and we look forward to the development of Master Plan documents and ultimately Level III Site Plan documentation.

As always, your assistance is appreciated. If you require additional information, please contact this office.

Ms. Jean Fraser
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Sincerely,

FAY, SPOFFORD & THORNDIKE

A handwritten signature in black ink, appearing to read "Stephen Bushey", is written over a light gray rectangular background.

Stephen Bushey, P.E., C.P.E.S.C.
Senior Principal Engineer

SRB/smk

C: Mike Connolly, Facilities Manager Mercy Hospital
Bob Nutter, Vice President and Chief Operating Officer Mercy Hospital
Craig Piper, SMRT