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Penny Littell - Director of Planning and Development

Ralph Ashmore
68 Winding Way
Peaks Island,
Portland, Maine 04108

Certified Mail 7003 3110 002 6063 6875

Re: Shoreland Zoning Violations CBL 085-T001

November 7, 2008

Dear Mr. Ashmore:

On February 9, 2007 Chris Hansen hand delivered to you a letter dated February 2, 2007 regarding violations of the City of Portland Land Use Ordinances at 68 Winding Way. The letter requested that you submit a stamped site plan within 60 days showing how you would replace the trees you removed.

On April 9, 2007 a dated letter from Albert Frick Associates indicated that a field review was conducted on April 3, 2007 by Albert Frick. This Letter includes photos of the property and states that the city of Portland regulates control of clearing of vegetation in Shoreland areas and resource protection zones.

On June 5, 2007 a proposed Landscaping Plan was prepared by Albert Frick Associates to mitigate the damages created by the tree removal.

On September 20, 2007 using the proposed landscaping plan prepared by Albert Frick Associates, an agreement was reached. The Landscaping Plan prepared by Albert Frick indicated the placement, species, and diameter of trees. The agreement calls for:

- Four living 2 inch Diameter Evergreen
- Two living 2 inch Diameter Oak trees
(diameter to be measured per industry standards in shoreland zoning)

On October, 9, 2008 Code Enforcement Officer Suzanne Hunt met with you on site at 68 Winding Way. At this time the agreed upon four living 2 inch diameter evergreens and the two 2 inch diameter oaks had not been planted.

The planting season has ended for 2008. We are requiring that the agreed upon planting as measured by industry standard be planted by June 1 2009. An inspection coordinated with the City Arborist will be conducted on June 5, 2009. If the agreed upon planting are not in place and living, this case will be immediately referred to corporate counsel for legal action.

Sincerely

Suzanne Hunt
Code Enforcement Officer, City of Portland

cc Jeff Tarling
Marge Schmuckle
Penny Littell