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February 2, 2012

Zachary Heiden, Esquire
Legal Director
American Civil Liberties Union of Maine
121 Middle Street, Suite 301
Portland, Maine 04101

Re: 978 Washington Avenue

Dear Zach:

As we discussed, the City of Portland has become aware of several issues including the failure to seed the lawn area, the parking of too many vehicles and the parking on the designated lawn area on your former client's property at 978 Washington Avenue (the "Property").

In 2011, the Planning Board approved the application to have the Property serve as a place of assembly. As part of this review and approval, the City also approved the enclosed parking plan allowing for the parking of eight (8) vehicles only in the area depicted on the plan. Barriers indicating the outer limits of this parking area were also installed (as shown in the enclosed pictures) in order to specifically delineate the parking area (as opposed to the lawn area, which was required to be re-seeded as part of the agreement with the City of Portland).


In order to address the violations outlined in the first paragraph of this letter without the need to file an enforcement action, the City hereby formally requests the following:

- (1) Re-installation of parking barriers (as shown in the enclosed pictures) in the parking lot, which specifically delineate the edge of the parking and the lawn areas as previously approved by the City and shown on the enclosed map;
- (2) That only a maximum of eight (8) vehicles park in the parking area at any and all times as shown on the enclosed parking plan;

- (3) That the lawn area shown on the enclosed plan (i.e. from the edge of the approved parking area to the back of the property) be re-seeded on or before May 1, 2012; and
- (4) That the lawn area shown on the enclosed plan not be used to park any vehicles.

Phil Dipierro, from the City's Planning & Urban Development department, will inspect the Property in order to verify compliance with the aforementioned terms. In two (2) weeks from the date of this letter he will inspect the parking area and then after May 1, 2012, he will inspect the re-seeding of the lawn area.

Carefully review the terms of this letter/agreement. If you agree with the terms, please sign below and return a fully executed copy to me as soon as possible.

Sincerely,-

Danielle P. West-Chuhta
Associate Corporation Counsel

Encl.

cc: Gary C. Wood, Corporation Counsel
Phil Dipierro, Planning & Urban Development Department

Seen and Agreed: _____
Owner of 978 Washington Avenue

Seen and Agreed: _____
Portland Islamic Center/Masjid