

# DISPLAY THIS CARD ON PRINCIPAL FRONTAGE OF WORK CITY OF PORTLAND

BUILDING INSPECTION

## PERMIT

Permit Number: 060493

Please Read Application And Notes, If Any, Attached

This is to certify that KIMCO REALTY LLC / Dan Signs

has permission to install awnings no signage

AT 599 WARREN AVE

314 A007001

**PERMIT ISSUED**  
MAY 16 2006  
CITY OF PORTLAND

provided that the person or persons who accept this permit shall comply with all of the provisions of the Statutes of the State and of the Ordinances of the City of Portland regulating the construction, maintenance and use of buildings and structures, and of the application on file in this department.

Apply to Public Works for street line and grade if nature of work requires such information.

Notification of inspection must be given and when permission procured before this building or part thereof is loaded or closed-in. 24 HOUR NOTICE IS REQUIRED.

A certificate of occupancy must be procured by owner before this building or part thereof is occupied.

**OTHER REQUIRED APPROVALS**

Fire Dept. \_\_\_\_\_  
Health Dept. \_\_\_\_\_  
Appeal Board \_\_\_\_\_  
Other \_\_\_\_\_  
Department Name

*[Signature]*  
Director - Building & Inspection Services

**PENALTY FOR REMOVING THIS CARD**

389 Congress Street, 04101 Tel: (207) 874-8703, Fax: (207) 874-8716

Permit		
06-0493		314 A007001

Location of Construction: 599 WARREN AVE	Owner Name: KIMCO REALTY LLC	Owner Address: 65 GRAY RD BOX	<div style="border: 2px solid black; padding: 5px; text-align: center;"> <b>PERMIT ISSUED</b>  <b>MAY 16 2006</b> </div>
Business Name:	Contractor Name: Dasco Signs	Contractor Address: 654 County Road Accon	
Lessee/Buyer's Name	Phone:	Permit Type: Awning, no signage	Zone: B4

Past Use: Commercial/ Dunkin Donuts	Proposed Use: Dunkin Donuts/ install awnings no signage	Permit Fee: \$93.00	Cost of Work: \$8,000.00	Permit Number: 5
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Proposed Project Description: install awnings no signage	FIRE DEPT: <input type="checkbox"/> Approved <input type="checkbox"/> Denied	INSPECTION: Use Group: <i>U</i> Type: <i>NA</i> <i>Awning</i> <i>5/10/06</i>
	Signature:	Signature: <i>[Signature]</i>

PEDESTRIAN ACTIVITIES DISTRICT (P.A.D.)		
Action:	<input type="checkbox"/> Approved	<input type="checkbox"/> Approved w/Conditions
Signature:	Date:	

Permit Taken By: ldobson	Date Applied For: 04/11/2006	<b>Zoning Approval</b>		
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1. This permit application does not preclude the Applicant(s) from meeting applicable State and Federal Rules. 2. Building permits do not include plumbing, septic or electrical work. 3. Building permits are void if work is not started within six (6) months of the date of issuance. False information may invalidate a building permit and stop all work..	<b>Special Zone or Reviews</b> <input type="checkbox"/> Shoreland <input type="checkbox"/> Wetland <input type="checkbox"/> Flood Zone <input type="checkbox"/> Subdivision <input type="checkbox"/> Site Plan Maj <input type="checkbox"/> Minor <input type="checkbox"/> MM <input type="checkbox"/> <i>OK - no signage</i> Date: <i>4/14/06</i>	<b>Zoning Appeal</b> <input type="checkbox"/> Variance <input type="checkbox"/> Miscellaneous <input type="checkbox"/> Conditional Use <input type="checkbox"/> Interpretation <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied Date:	<b>Historic Preservation</b> <input checked="" type="checkbox"/> Not in District or Landmark <input type="checkbox"/> Does Not Require Review <input type="checkbox"/> Requires Review <input type="checkbox"/> Approved <input type="checkbox"/> Approved w/Conditions <input type="checkbox"/> Denied Date: <i>[Signature]</i>
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**CERTIFICATION**

I hereby certify that I am the owner of record of the named property, or that the proposed work is authorized by the owner of record and that I have been authorized by the owner to make this application as his authorized agent and I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in the application is issued, I certify that the code official's authorized representative shall have the authority to enter all areas covered by such permit at any reasonable hour to enforce the provision of the code(s) applicable to such permit.

SIGNATURE OF APPLICANT	ADDRESS	DATE	PHONE
RESPONSIBLE PERSON IN CHARGE OF WORK, TITLE		DATE	PHONE

**City of Portland, Maine - Building or Use Permit**

389 Congress Street, 04101 Tel: (207) 874-8703, Fax: (207) 874-8716

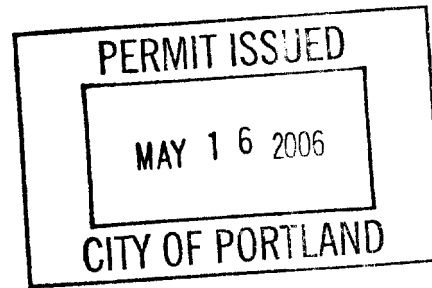
<b>Permit No:</b> 06-0493	<b>Date Applied For:</b> 04/11/2006	<b>CBL:</b> 314 A007001
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<b>Location of Construction:</b> 599 WARREN AVE	<b>Owner Name:</b> KIMCO REALTY LLC	<b>Owner Address:</b> 65 GRAY RD BOX 4	<b>Phone:</b>
<b>Business Name:</b>	<b>Contractor Name:</b> Dasco Signs	<b>Contractor Address:</b> 654 County Road Acton	<b>Phone</b> (207) 477-2956
<b>Lessee/Buyer's Name</b>	<b>Phone:</b>	<b>Permit Type:</b> Awning, no signage	

<b>Proposed Use:</b> Dunkin Donuts/ install awnings no signage	<b>Proposed Project Description:</b> install awnings no signage
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**Dept:** Zoning      **Status:** Approved with Conditions      **Reviewer:** Marge Schmuckal      **Approval Date:** 04/14/2006**Note:**      **Ok to Issue:** 

1) It is understood that there is no signage and no logos on these awnings. It is also understood that the awning material is opaque.

**Dept:** Building      **Status:** Approved      **Reviewer:** Mike Nugent      **Approval Date:** 05/10/2006**Note:**      **Ok to Issue:** 



# Signage/Awning Permit Application

If you or the property owner owes real estate or personal property taxes or user charges on any property within the City, payment arrangements must be made before permits of any kind are accepted.

<b>601 WARREN AVE</b>		
Tax Assessor's Chart, Block & Lot Chart#      Block#      Lot# <b>314      A      7</b>	Owner: <b>KIMCO REALTY LLC</b>	Telephone: <b>797-7600</b>
Lessee/Buyer's Name (If Applicable)	Contractor name, address & telephone: <b>DANSON CONCRETE 654 COUNTY ROAD ALTON, ME 02001 477-2956</b>	Total s.f. of signage x \$200 Per s f plus \$3000/\$65.00 For HD signage= Total Fee: \$ _____ Awning Fee= cost of work <b>8000</b> Total Fee: \$ <b>93</b>

Who should we contact when the permit is ready: CLOTT AT DANSON phone: **477-2956**

Tenant/allocated building space frontage (feet): Length: 30' Height: 17'-6"  
 Lot Frontage (feet) 105 Single Tenant or Multi Tenant Lot SINGLE

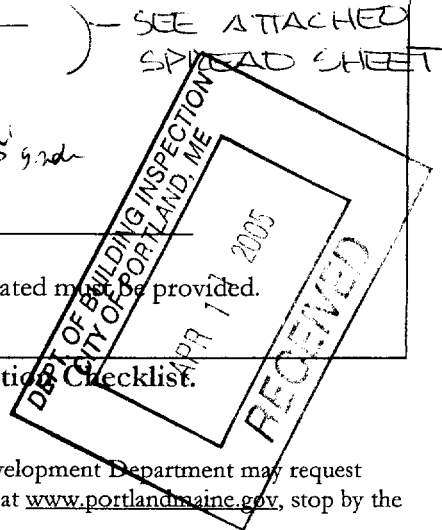
Current Specific use: FAST FOOD RESTAURANT  
 If vacant, what was prior use: \_\_\_\_\_  
 Proposed Use: DUNKIN DONUTS

**Information on proposed sign(s):**  
 Freestanding (e.g., pole) sign? Yes  No  Dimensions proposed 9'-3" x 7' Height from grade: 5'  
 Bldg. wall sign? (attached to bldg) Yes \_\_\_\_\_ No \_\_\_\_\_ Dimensions proposed \_\_\_\_\_

**Proposed awning?** Yes  No \_\_\_\_\_ Is awning backlit? Yes  No \_\_\_\_\_  
 Height of awning: \_\_\_\_\_ Length of awning: \_\_\_\_\_ Depth: \_\_\_\_\_  
 Is there any communication, message, trademark or symbol on it? Yes \_\_\_\_\_ No   
 If yes, total s.f. of panels w/communications, message, trademark or symbol: \_\_\_\_\_ s.f.

**Information on existing and previously permitted sign(s):**  
 Freestanding (e.g., pole) sign? Yes  No \_\_\_\_\_ Dimensions: 9'-3" x 7' 5' grade  
 Bldg. wall sign? (attached to bldg) Yes \_\_\_\_\_ No  Dimensions: \_\_\_\_\_  
 Awning? Yes  No \_\_\_\_\_ Sq. ft. area of awning w/communication: \_\_\_\_\_

A site sketch and building sketch showing exactly where existing and new signage is located must be provided.  
 Sketches and/or pictures of proposed signage and existing building are also required.



Please submit all of the information outlined in the Sign/Awning Application Checklist. Failure to do so may result in the automatic denial of your permit.

In order to be sure the City fully understands the full scope of the project, the Planning and Development Department may request additional information prior to the issuance of a permit. For further information visit us on-line at [www.portlandmaine.gov](http://www.portlandmaine.gov), stop by the Building Inspections office, room 315 City Hall or call 874-8703.

I hereby certify that I am the Owner of record of the named property, or that the owner of record authorizes the proposed work and that I have been authorized by the owner to make this application as his/her authorized agent. I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in this application is issued, I certify that the Code Official's authorized representative shall have the authority to enter all areas covered by this permit at any reasonable hour to enforce the provisions of the codes applicable to this permit.

Signature of applicant: [Signature] (AGENT) Date: 4-10-06

This is not a permit; you may not commence ANY work until the permit is issued.



# Signage/Awning Permit Application Checklist

All of the following information is required and must be submitted. Checking off each item as you prepare your application package will ensure your package is complete and will help to expedite the permitting process.

- Certificate of Liability listing the City as additional insured if any portion of the sign abuts or encroaches on any public right of way, or can fall into any public right of way.
- N/A  Letter of permission from the owner indicating the permissions granted and the tenant/space building frontage.
- A sketch plan of lot indicating location of buildings, driveways and any abutting streets or rights of way, lengths of building frontages, street frontages and all existing setbacks. Please indicate on the plan all existing and proposed signs with their dimensions and specific locations. Be sure to include distance from the ground and building façade dimensions for any signage attached to the building.
- A sketch or photo of any proposed sign(s) indicating content, dimensions, materials, source of illumination, construction method as well as specifics of installation/attachment.
- Certificate of flammability required for awning or canopy.
- A UL# is required for lighted signs at the time of **final** inspection.
- Pre-application questionnaire completed and attached.
- Photos of existing signage
- Details for sign fastening, attachment or mounting in the ground.

Permit fee for signage or awning-with-signage: **\$30.00** plus **\$2.00** per square foot of sign.

~~Permit fee for awning-without-signage is based on cost of work.~~  
**\$30.00** for the first **\$1,000.00**, **\$9.00** per additional **\$1,000.00** of cost.

Base application fee for any Historic District signage is **\$65.00**,



# Sidewalk Signs

Design, **Location and Construction** Standards

## Quantity

One sign per establishment for each street frontage having a public entrance, provided that **all** dimension and location standards are met. When standards would not otherwise permit a sign, a sign may consist of multiple listings.

## Sign Dimensions

**Single Listing:** Maximum width is **24** inches or such lesser width sufficient to retain **4 ½** feet of unobstructed sidewalk width perpendicular to major flows. Maximum height is 40 inches to top of sign in place. Minimum height is 30 inches to top of sign in place.

**Multiple Listings:** Maximum width is 30 inches or such lesser width sufficient to retain **4 ½** feet of unobstructed sidewalk width perpendicular to major flows. Maximum height is 40 inches to top of sign in place. Minimum height is 30 inches to top of sign in place.

## Location

Minimum distance between signs is 20 feet. Maximum distance of sign from public entrance of advertiser is 20 feet. The City may vary these distances for exceptional physical circumstances where public safety and streetscape aesthetics will be maintained. However, under no circumstances shall signs obstruct vehicular stops, benches, fire hydrants or other street visual amenities. Signs shall be located near the curb rather than the building face.

## Materials and Graphics

All signs shall be of an A-frame type design, shall be constructed of durable, weather-resistant materials and finish, shall have no moving parts and shall be non-electrified. All signs shall be maintained in a clean and original appearance. Sign materials, graphics and finish shall be of a unified design and shall be compatible with the local streetscape. All signs shall have horizontal braces spanning each side of the sign to assure rigid support. Lettering shall be legible and consistent.

## Sign Removal

All signs shall be removed when the business is closed or while any snow or ice exists on the walk within eight feet of the sign in any direction.

## Insurance

No permit shall be issued unless the applicant has posted in advance with the City a Certificate of Liability listing the City as additional insured in the amount of \$400,000.00.

## Enforcement

If the sign does not conform to the standards outlined, the permit may be revoked and once the owner has been notified, the sign could be removed.

To apply for a sign permit, stop by the Inspections Division, Portland City Hall, 389 Congress Street, room 315 with:

- Certificate of liability insurance
- Drawing of sign showing dimensions and design work
- Payment of fees: \$30.00 plus \$2.00 per s.f. of signage
- Complete application with pre-application questionnaire and checklist complete

**Dunkin Donuts  
601 Warren Avenue  
Chart 314  
Block A  
Lot 7**

**6-Apr-06**

**Awning Summary**

<b>Elevation</b>	<b>Facing</b>	<b>Quantity</b>	<b>Height</b>	<b>Lenth</b>	<b>Depth</b>
West	Wendy's	1	9'	11'-7"	7'-6"
South	Warren Ave	2	9'	7'	3'
East	MTP	2	9'	9'	2'-6"
		1	9'	12'	2'

Awnings will be opacque, and non-flamable material (Panaflex)

Awnings will be backlit

Awnings will not have any communication, messages, trademarks or symbols

#07461

Shipping Address:  
654 County Road  
Acton, ME 04001



Mailing Address:  
654 County Road  
Acton, ME 04001  
(207) 477-2956  
FAX: (207) 477-2740

FAX

Date: 4/6/06  
To: Jeff Perry, Sebego Technica  
Fax# 856-2206  
From: Scott Stanton  
RE: Dunkin' Donuts Portland, Warren Ave

# of pages (including this page): 4 pages

Attached is the 3M product bulletin for the Panaflex awning material showing the flammability characteristics. Also please note that the awnings are illuminated, typically with damp location fixtures, mounted on the awning framework, 1" off the wall surface. Let me know if you need anything else.





**Product Bulletin 930**  
Release B, Effective November, 1992  
Black bar in margin indicates a change

# Panaflex™ Flexible Sign Face Substrate 930

## Description

3M™ Panaflex™ Substrate 930 is a durable, flexible, translucent, dimensionally stable material consisting of a polyester scrim embedded between two layers of white pigmented vinyl. In use, the material is decorated and attached to a variety of frameworks to satisfy signage, awning or other appropriate display needs where attractive day and night graphics are required. Panaflex substrate 930 is covered by the Matched Component System (MCS™) warranty when used in conjunction with the Panaflex paint-on-paper series 820 in the Panaflex II Heat Transfer System and/or when screen printed by 3M.

Panaflex substrate 930 may also be decorated by the purchaser via screen printing, spray painting, air brushing or hand painting; however these decorating methods do not meet the requirements of the Matched Component System (MCS™) warranty and, therefore, these graphics are not warranted by 3M.

Panaflex substrate 930 is available in 20 feet thru 200 feet lengths in the following standard widths.

3M Commercial Graphics Division products are not tested against automotive manufacturers' specifications and are therefore not warranted for use in fabricating graphics for automotive OEM's.

3M screen printed Panaflex substrate 930 is produced to order in a variety of widths:

Standard Widths	Standard Lengths
Seamless 3'4", 4', 5', 6', 6'8"	20 feet minimum
Seamed 7' to 30'	140 square feet minimum*
*Total per roll footage cannot exceed 1,500 square feet.	

Note: Rolls up to 6 feet 8 inches in width are seam free, but may contain low visibility splices which will be tagged for easy identification.

Rolls wider than 6 feet 8 inches are fabricated using 6 feet 8 inch material seamed at 79 inch centers +1/2 inch to 1 inch. All seamed rolls begin and end with a full 6 feet 8 inch panel. The maximum seam length is 30 feet.

Panaflex substrate 930 is distinguishable from other brands of flexible materials by its tight weave (18 x 12 threads per inch) and white pigmented front and back surfaces.

## Low Visibility Splice

Panaflex substrate, 78 inch (2 m) or less in width, may contain the low-visibility splice.

**CAUTION:** If you are seaming this material into larger sizes, do not include the new splice in material to be seamed! Mixing splices with seams will void the blow out warranty. Splices cannot be used in seamed faces.

Also, do not allow a splice closer than four feet from a mounting clamp or material support. All rolls or custom sign blanks wider than 6 feet 8 inches are fabricated using a 3M manufactured standard overlap seam. This seam must be located a minimum distance of 18 inches from any attachment hardware to prevent creating high stress forces under wind load conditions.

## Effective Performance Life & Warranty

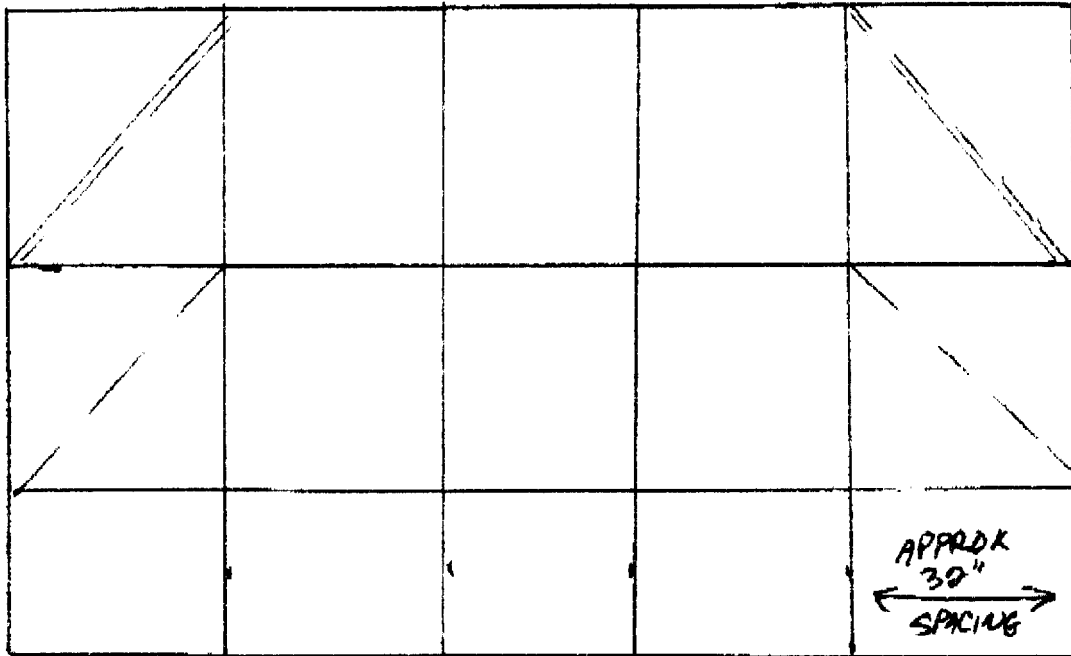
When processed in accordance with 3M recommended procedures, the following performance may be expected for Panaflex 930 Substrate and the associated decoration options. Performance statements are based upon representative values obtained from testing throughout the United States; however, actual performance will be determined by the degree of maintenance and the extremes of exposure conditions. Refer to the appropriate warranty statements in this bulletin for details.

*Save*



Shipping Address:  
654 County Road  
Acton, ME 04001

Mailing Address:  
854 County Road  
Acton, ME 04001  
(207) 477-2956  
FAX: (207) 477.2740



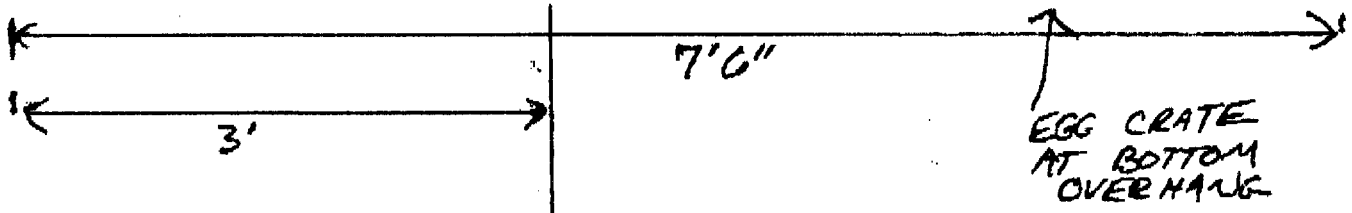
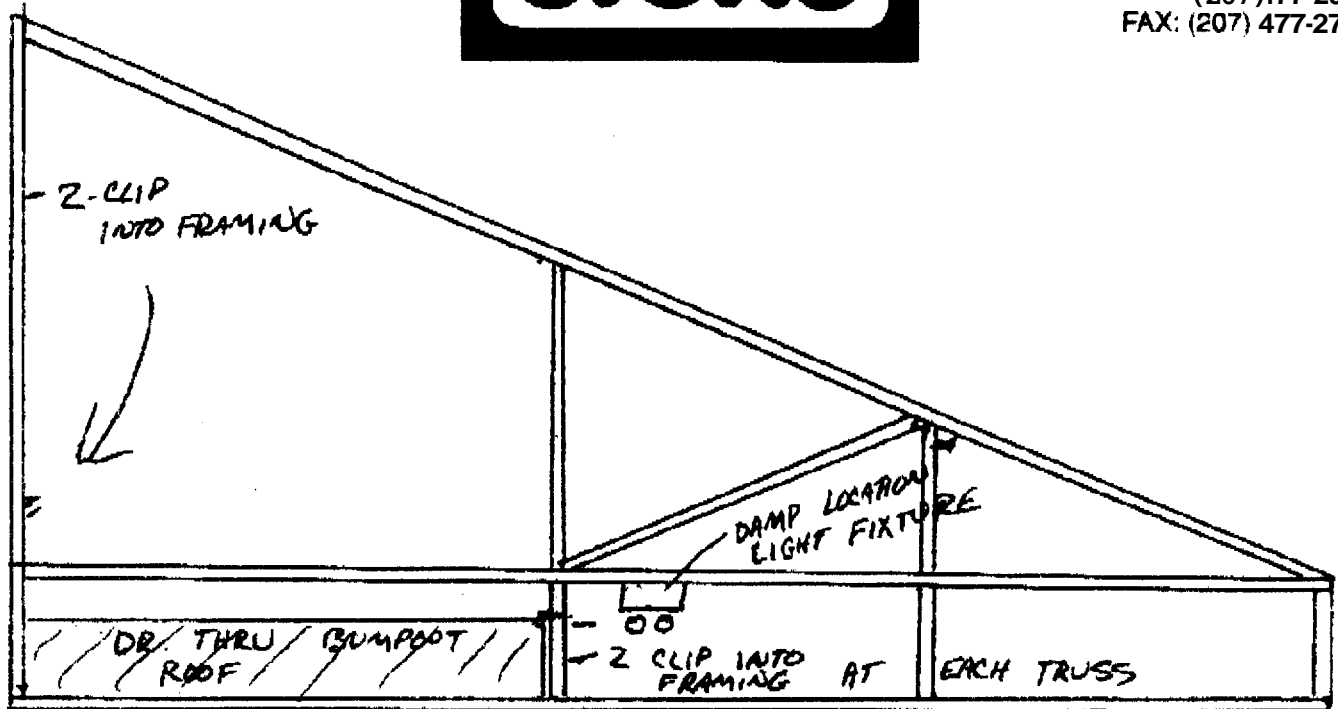
148"  
PLAN VIEW  
DRIVE THRU AWNING

11



Shipping Address:  
854 County Road  
Acton, ME 04001

Mailing Address:  
654 County Road  
Acton, ME 04001  
(207) 477-2958  
FAX: (207) 477-2740



SIDE VIEW

DRIVE THRU  
AWNING

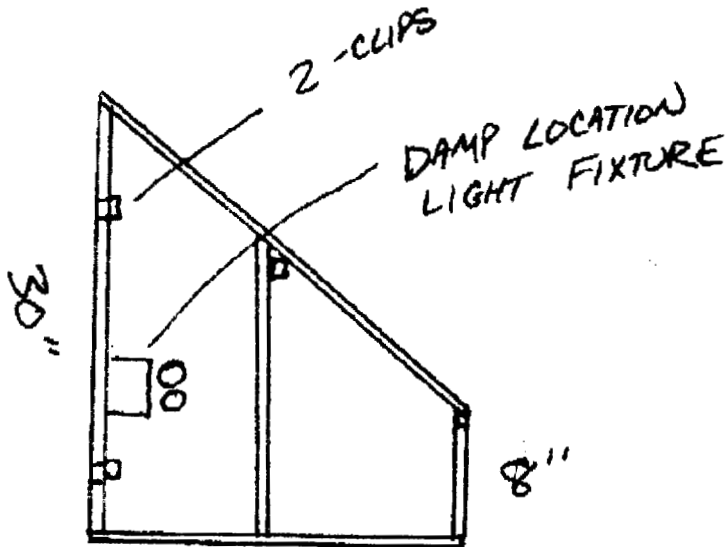
Z-CLIP ATTACHMENT AT  
WALL AND TOP OF DRIVE  
THRU BUMP OUT ON EACH  
TRUSS AND HORIZONTAL MEMBER  
AT WALL.  
MINIMUM 20 ATTACHMENTS

10

Shipping Address:  
654 County Road  
Acton, ME 04001



Mailing Address:  
654 County Road  
Acton, ME 04001  
(207) 477-2956  
FAX: (207) 477-2740



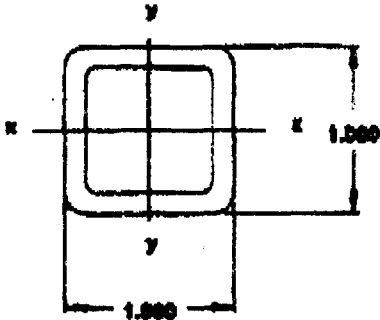
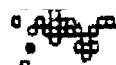
76"  
EGG CRATE  
AT BOTTOM

SIDE VIEW

VARIOUS AWNINGS  
OVER WINDOWS

TYPICALLY AT LEAST TWO Z-CLIPS  
PER TRUSS WITH 5/16 SCREWS INTO  
WALL, MINIMUM 8 ATTACHMENTS  
PER AWNING.

9

GENERAL PROPERTIES		LEGEND
Material	Extruded Aluminum 6063-T6	A = Area
Elastic Modulus	9.91 x 10 <sup>4</sup> psi, Tension 3.75 x 10 <sup>4</sup> psi, Shear	W = Weight
Yield Strength	21,000psi	I = Moment of Inertia
Density	0.097 lb/inch <sup>3</sup>	S = Section Modulus
		J = Palet Moment of Inertia
		
Manufacturer:	Milliken Industries	A = 0.427 in <sup>2</sup>
Part/Model No.:	M1-4	W = 0.497 lb/ft
		I <sub>xx</sub> = 0.0544 in <sup>4</sup>
		J = 0.0544 in <sup>4</sup>
		S <sub>xx</sub> = 0.1088 in <sup>3</sup>
		S <sub>yy</sub> = 0.1088 in <sup>3</sup>
		J = 0.1088 in <sup>4</sup>
DIE NUMBER: NF2202		
Haley File: 167-002-05/SPEC-002-ENG		
<b>David J. Haley, PE</b>		
 8 Dudley Circle • Durham, NC 27703 • (919) 586-8411, FAX 919-586-8444		ISSUED/REVISED 01-13-97

(8)

GENERAL PROPERTIES		LEGEND	
Material	Extruded Aluminum 6063-T5	A	= Area
Elastic Modulus	$9.91 \times 10^4$ psi, Tension	W	= Weight
	$3.76 \times 10^4$ psi, Shear	I	= Moment of Inertia
Yield Strength	21,000 psi	S	= Section Modulus
Density	0.097 lb/inch <sup>3</sup>	J	= Polar Moment of Inertia

The diagram shows a C-channel cross-section with a total width of 1.000 and a total height of 1.000. The centroidal axes are labeled X and Y, intersecting at the center of the channel.

<p><b>Manufacturer: Milliken Industries</b></p> <p><b>Part/Model No.: MP-2A</b></p> <p>DIE NUMBER: 3187, GW 37421 Haley File: 167-002-96/SPEC-011.ENG</p>	<p><math>A = 0.406 \text{ in}^2</math></p> <p><math>W = 0.475 \text{ lb/ft}</math></p> <p><math>I_x = 0.0532 \text{ in}^4</math></p> <p><math>I_y = 0.1062 \text{ in}^4</math></p> <p><math>S_{x_{bottom}} = 0.1142 \text{ in}^3</math>, bottom</p> <p><math>S_{x_{top}} = 0.0996 \text{ in}^3</math>, top</p> <p><math>S_{y_{left}} = 0.1623 \text{ in}^3</math>, left</p> <p><math>S_{y_{right}} = 0.0788 \text{ in}^3</math>, right</p> <p><math>J = 0.1594 \text{ in}^4</math></p>
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**David J. Haley, PE**

8 Dudley Circle • Durham, NC 27703 • (919) 896-8411, FAX 896-9654

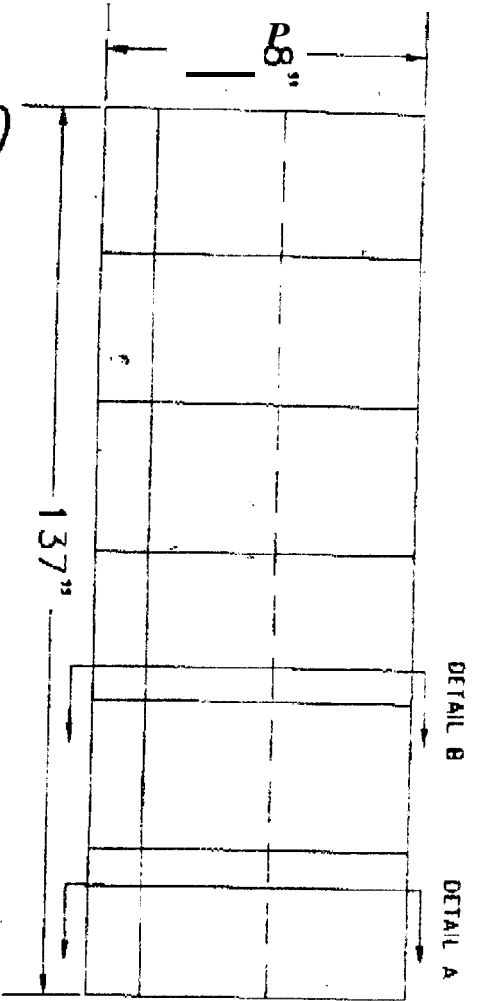
ISSUED/REVISED 01-13-97

7

GENERAL PROPERTIES		LEGEND
Material	Extruded Aluminum 6063-T5	A = Area
Elastic Modulus	$9.91 \times 10^6$ psi, Tension	W = Weight
	$3.75 \times 10^6$ psi, Shear	I = Moment of Inertia
Yield Strength	21,000 psi	S = Section Modulus
Density	0.097 lb/inch <sup>3</sup>	J = Polar Moment of Inertia
Manufacturer: Milliken Industries		A = 0.451 in <sup>2</sup>
Part/Model No.: MP-1		W = 0.525 lb/ft
		I <sub>xx</sub> = 0.0485 in <sup>4</sup>
		I <sub>yy</sub> = 0.0603 in <sup>4</sup>
		S <sub>xx</sub> = 0.0985 in <sup>3</sup> , bottom
		S <sub>xx</sub> = 0.0881 in <sup>3</sup> , top
		S <sub>yy</sub> = 0.1208 in <sup>3</sup>
		J = 0.1088 in <sup>4</sup>
DIE NUMBER: 3154		
Haley File: 167-002-05/SPEC-001.ENG		
David J. Haley, PE		
8 Dudley Circle • Durham, NC 27703 • (919) 886-8411, FAX 598-8004		
		ISSUED/REVISED 01-13-97

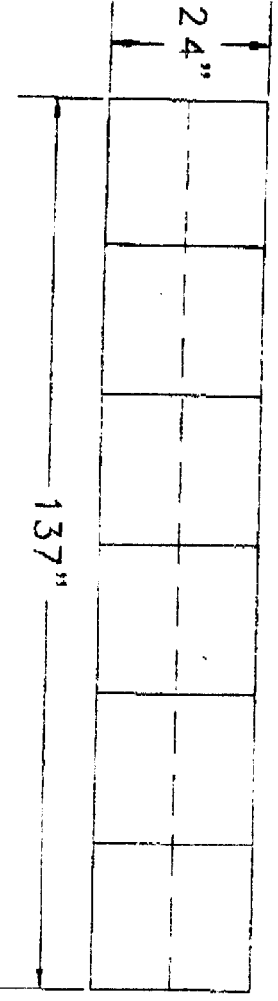
6

FRONT VIEW

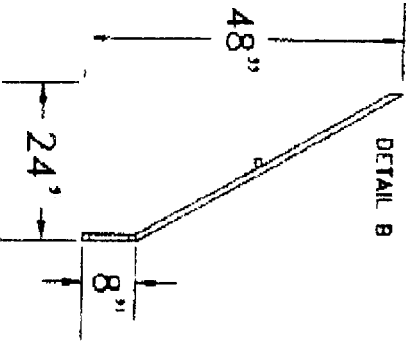
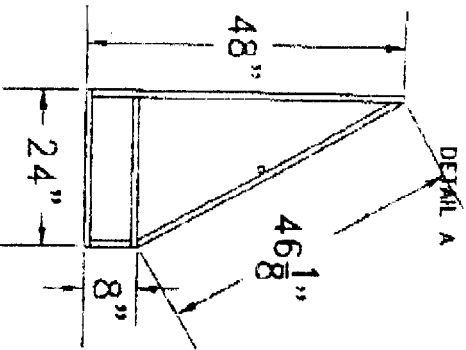


(15)

FRONT VIEW



FRONT VIEW



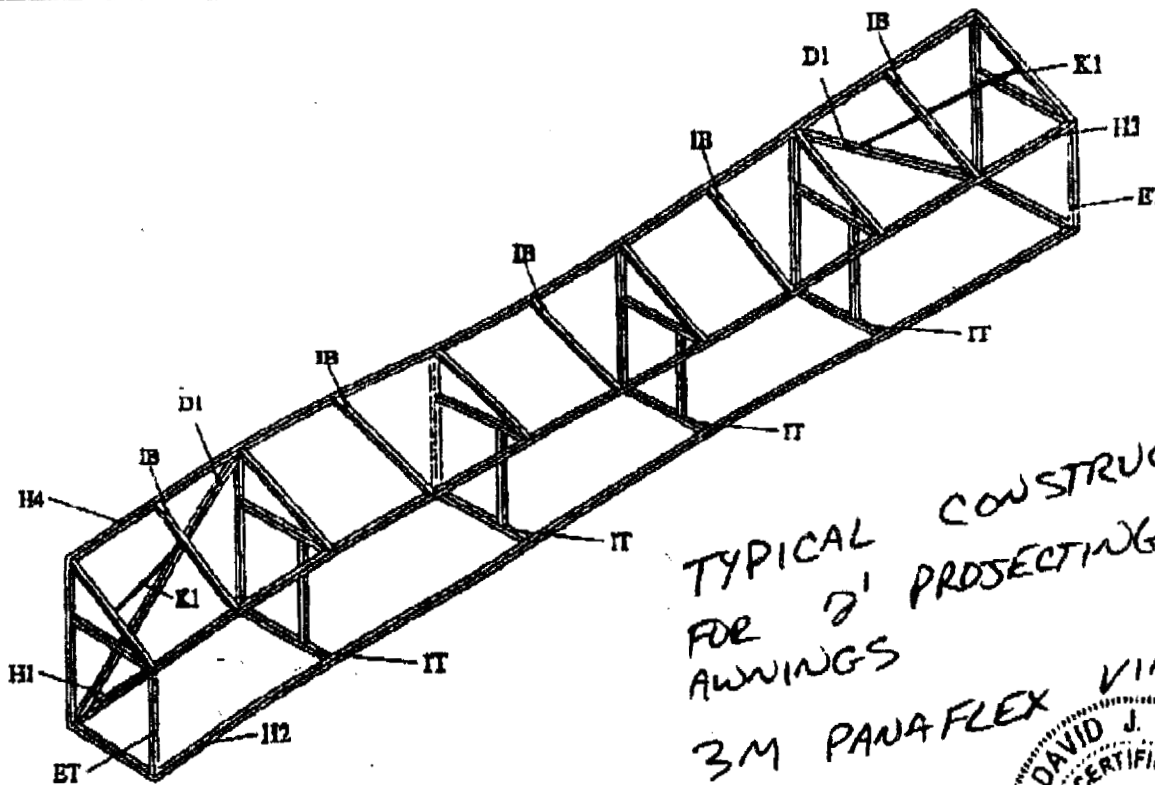
THIS JOB IS FOR ONE (1) COMPLETE AWNING WITH THE DIMENSIONS AS SHOWN. INCLUDES CANOPY FABRIC #132 CLASSIC RED, RED VINYL TRIM, GRAPHICS APPLIED BY MILLIKEN, & Z-CLIPS.

Copyright Milliken Industries 1997. All rights reserved

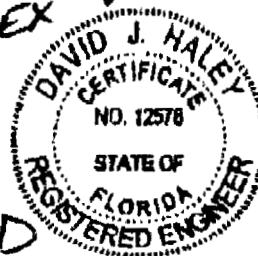
Q	12/11/98	APPROVAL	SR
ISSUE DATE		REVISION DESCRIPTION	DR, BRCH, BY
<p><b>Milliken</b> "The Solution Company"</p> <p>INDUSTRIES 101 SOUTH HIGGALL ROAD □ ENCLIPWOOD, R. 34023-3953 813-474-0223 □ FAX: 813-475-9640</p>			
<p>The design is the exclusive property of Milliken Industries and may not be reproduced in whole or in part without their written consent.</p>		CUSTOMER	DATE
PROJECT		APPROVAL	DATE
BY		DATE	ISSUE
			0



PART	DESCRIPTION	MAT	QTY	LENGTH INCHES	PRO. RAD	REMARKS
ET	END TRUSS		2			
ET1	BACK	MP-1A	2	21	BAR	45 06
ET2	BOTTOM	MP-1A	2	21	DOWN	45 06
ET3	TOP	MP-1A	2	26 7/8	BAR	CTP
ET4	FRONT	MP-1A	2	22	BAR	90 OUT
ET5	ARM	MP-1A	2	26	BAR	45 06
IT	INTERIOR TRUSS		4			
IT1	BACK	MP-10	4	24		90 OUT
IT2	BOTTOM	MP-10	4	24		90 OUT
IT3	TOP	MP-10	4	26 7/8		CTP
IT4	FRONT (SUPPORT)	MP-10	4	22		90 OUT
IT5	ARM	MP-10	4	22		90 OUT
IB	INTERIOR BAR	MP-10	1	26 7/8		CTP
D1	DIAGONALS	MP-10	1	27 7/8		CTP
K1	KICKERS	MP-10	1	21		CTP
II	HORIZONTALS		4			
II1	BACK BOTTOM	MP-11	1	240	BLK	45 06
II2	FRONT BOTTOM	MP-11	1	240	BLK	45 06
II3	FRONT TOP	MP-11	1	240	OUT	45 06
II4	BACK TOP	MP-11	1	240	LP	45 06



TYPICAL CONSTRUCTION  
 FOR 2' PROJECTING  
 AWNINGS  
 3M PANAFLEX VINYL  
 STAPLED TO  
 EXTRUSION  
 WITH VINYL BEAD



PRELIMINARY, NOT ISSUED FOR CONSTRUCTION

David J. Haley, PE  
 8 Dudley Circle  
 Durham, N.C. 27703  
 (919) 596-8411 Fax (919) 598-9644

(4)

Manufacturer
<b>Milliken Industries</b>
Model
HighHat Square Type

May 30, 1996

**Mr. Gary Click**  
1200 Eastern Avenue, Suite 200  
Nashville, NC 27856

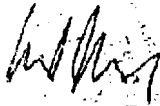
**Subject: "Z" Clip Load Certification**  
Haley File No. 171-001-96

Dear Mr. Glick:

This letter is certification that the "Z" Clip as illustrated in the attached documentation is adequate to resist reaction forces of 2,000 pounds at the fastener connection

This certification is for the "Z" Clip only and does not include any structures supported by the "Z" clip, the fastener systems used to attach the "Z" clip to a supporting structure or the supporting structure.

Respectfully submitted,



David J. Haley, PE  
Consulting Engineer

enclosures

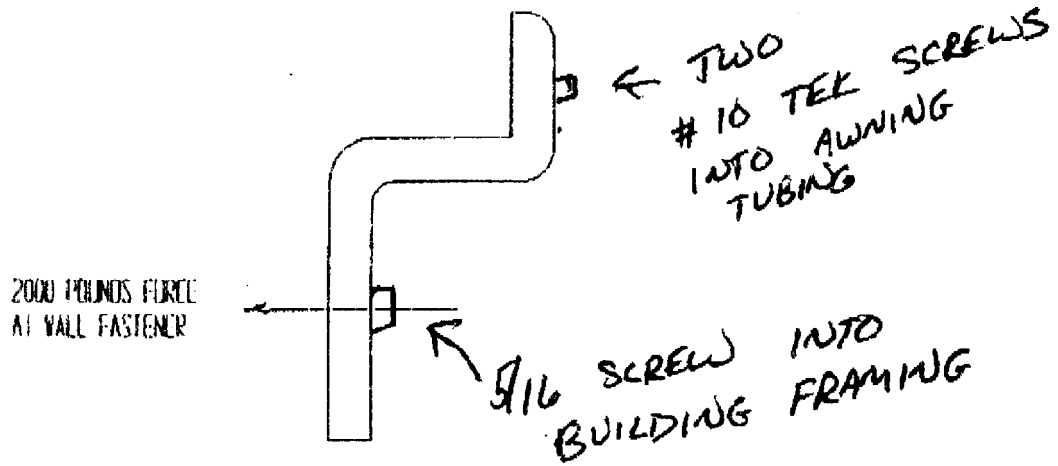
c: Chris Pierce, Design Team Sign Company

3



**David J. Haley, PE**

8 Dudley Circle • Durham, NC 27703 • (919) 596-8411, FAX 588-9664



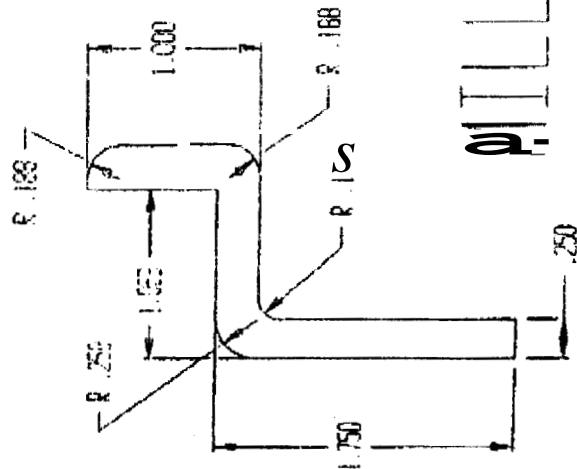
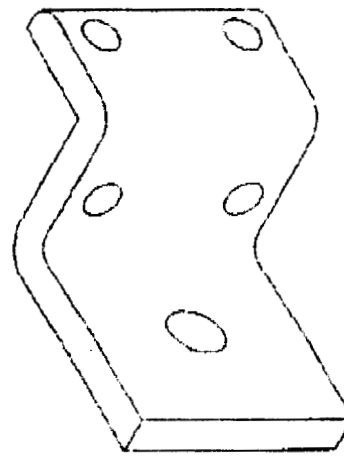
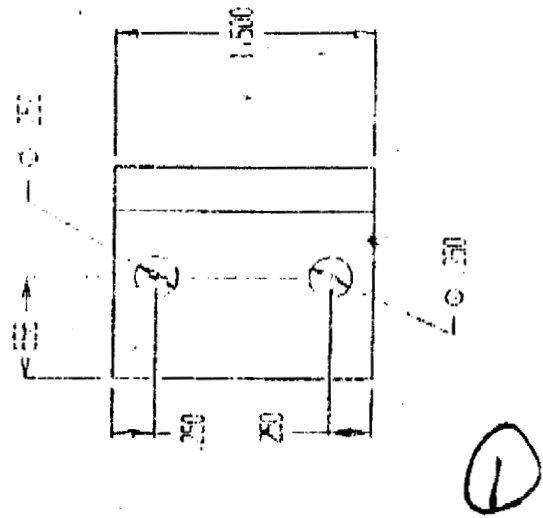
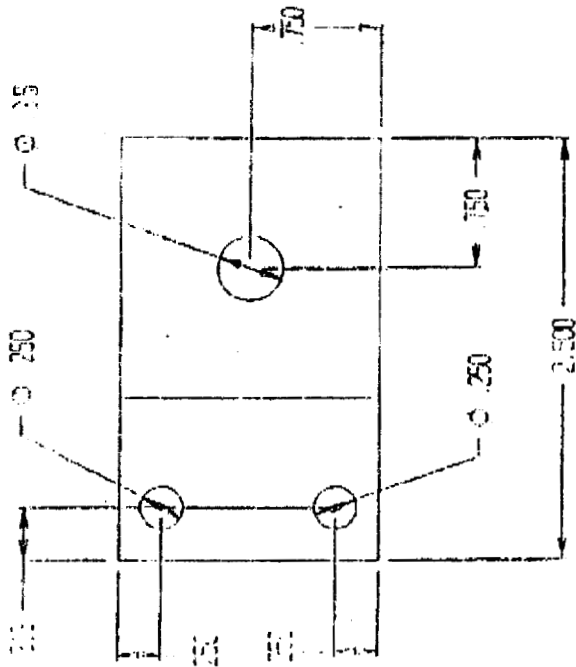
MATERIAL: ALUMINUM 6061 T6  
 FILE: 167-002-95  
 PART: "Z"-CLIP  
 CAD FILE: 167002Z.PRT

David J. Haley, PE  
 Professional Engineering  
 8 Audley Circle  
 Durham, NC 27703

MILLIKEN INDUSTRIES  
 "Z"-CLIP

DAVID J. HALEY, PE  
 8 DUDLEY CIRCLE  
 DURHAM, NC 27703  
 (919)596-8411 FAX 598-9564

SCALE: 1" = 1"  
 DATE: 5-20-96  
 FILE: 167-002-95  
 PART: Z-CLIP



# MILLIKEN INDUSTRIES

## "Z"-CLIP

Copyright Milliken Industries 1997. All rights reserved.

Shipping Address:  
654 County Road  
Acton, ME 04001



Mailing Address:  
654 County Road  
Acton, ME 04001  
(207) 477-2956  
FAX (207)477-2740

5/10/06

TO: MIKE NOGENT  
CITY OF PORTLAND  
INSPECTIONS

RE: DUNKIN' DONUTS  
WARREN AVE

11 ADDITIONAL PAGES

SHOP DRAWINGS AND INSTALLATION  
DETAIL FOR AWNINGS

FROM: SCOTT STANTON  
DASCO SIGNS  
207 477 2956

**Vertical\* Exterior Exposure - Warranties**

Decoration Options	5 Years	8 Years
3M Printed	Panaflex I Series 3000	
3M Printed & UV Protector		Panaflex I Series 4000
Panaflex Paint On Paper Transferred	Panaflex II Series 300	
Panaflex Paint On Paper Transferred & UV Protector		Panaflex II Series 400

\*Or Within 10 degrees of Vertical

**Other Than Vertical Exterior Exposure - Warranties**

Decoration Options	3 Years
3M Printed & UV Protector	Panaflex I Series 4000
Panaflex Paint On Paper Transferred & UV Protector	Panaflex II Series 400

When installed in accordance with 3M recommendations, the performance, regarding resistance to blow-out, is detailed in the warranty statement for blow-out below. This warranty applies to vertical (90 degree) sign faces only and does not include awnings or other similar non-vertical applications.

**Shipping and Installation - Caution Statements**

When shipping completed sign faces in roll form, the material should be rolled onto a core at least three inches in diameter, with the graphics to the outside. If the graphics are on the inside, irreparable damage may occur.

When the temperature is below 45 degrees F, do not install (i.e., attach finished sign faces to cabinets, framing, etc.) where folding, crimping, creasing, or forming the material to sharp corners is necessary. At low temperatures, the material becomes less flexible and cracking may occur.

**Fabrication**

This bulletin does not contain detailed instructions on the various decorating options. Please refer to Instruction Bulletin 4.5 for details. To obtain this bulletin, contact your 3M sales representative. Also contact your 3M sales representative to initiate 3M screen printed series 3000 and series 4000 orders or requests for quotation.

**Characteristics**

Values given are typical and are not for use in specifications. If a custom specification is desired, a request should be submitted through your sales representative. The data given below are for unprinted film. Actual test methods will be supplied to anyone submitting a written request to 3M at the address given in this bulletin.

Property	English Units	Metric Units
Temperature Stability	-20°F to 170°F	29°C to 77°C
Strength		
Tear Weft	85 lbs/in min	15 kg/cm min
Tear Warp	113 lbs/in min	20 kg/cm min
Tensile Weft	150 lbs/in min	26.6 kg/cm min
Tensile Warp	150 lbs/in min	26.6 kg/cm min
Splice Strength	50 lbs/in min	9 kg/cm min
Thickness	0.021" ± .001"	0.05 cm ± .0025cm
Seam Strength	50 lbs/in min	9 kg/cm min
Weight	1.22 lbs/sq yd	670 gms/sq m
Dimensional Stability	1/32" shrinkage max. per 12"	0.26 cm shrinkage max. per 1 m
Property	English Units	Metric Units
Impact Resistance	No penetration	
Flammability	Self-Extinguishing - Does not support combustion. U.L. 94 VTM-0	
Light Transmission	28% ± 2%	
Whiteness Index (Reflective)	W.I.=1.07	
Color (Reflective)	CIELAB L*=89.82, a*=1.42, b*=-3.56	

**Maintenance**

Annual cleaning is recommended to maximize the mildew and dirt resistance properties of Panaflex substrate 930. More frequent cleaning may be required in high dirt areas. Please refer to Instruction Bulletin 6.1 for cleaning.

On large sign applications, (i.e., 11 feet vertical dimensions and larger), retensioning may become necessary during warmer weather if the sign face is initially installed during colder weather (i.e., below 45 degrees F). Avoid tensioning below 45 degrees F to avoid the need for retensioning.

**Repair**

If damaged by sharp objects or punctured, Panaflex sign faces can be repaired utilizing a repair kit available from 3M. Refer to Instruction Bulletin 6.2. The size of the area damaged will dictate the utility of repair. Tears and punctures generally will not propagate due to the strength and integrity of Panaflex substrate 930.

## Shelf Life

The entire decorated and undecorated surface of decorated Panaflex sign face 930 should be slip-sheeted with Dry Wax Natural Kraft Paper (available from Central Coated Products, 2025 McCrea, Alliance, Ohio 44601) for shipping and storage. Undecorated Panaflex substrate 930 may be stored up to 3 years provided it is in a cool, dry environment and free from direct sunlight.

## Related 3M Literature

Listed below is related 3M Technical Literature that may be of interest.

Subject	Instruction Bulletin
Design of Markings	2.2, 2.3
Application	4.5, 5.9
Cleaning and Repairing	6.1
Installation	6.3

## For Further Assistance

Call or write for 3M Commercial Graphics Division product information or assistance.

### In the United States:

3M Commercial Graphics Division  
3M Center Bldg. 220-6W-06  
P.O. Box 33220  
St. Paul, MN 55133-3220 U.S.A.

Technical service: 1-800-328-3908  
Fax-on-Demand: 1-800-364-0768  
General inquiries: 1-800-374-6772  
General fax: 1-612-736-4233  
<http://www.3M.com/imagegraphics>

### In Canada:

3M Canada  
Commercial Graphics Division  
P.O. Box 5757  
London, Ontario  
N6A 4T1

General information and technical service:  
1-800-265-1840  
Fax-on-Demand: 1-800-364-0768  
<http://www.3M.com/imagegraphics>

### All locations outside the United States:

Fax-on-Demand: 650-596-4460  
<http://www.3M.com/imagegraphics>

May 18, 2005  
03461

Ms. Marge Schmuckal, Zoning Administrator  
Planning and Development Department  
Portland City Hall  
389 Congress Street  
Portland, Maine 04101

**Dunkin' Donuts, Warren Avenue, Sign Application**

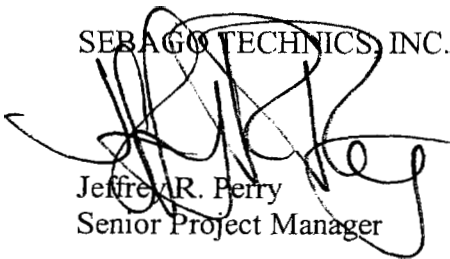
Dear Marge:

Attached is a sign application for the recently approved Dunkin' Donuts on Warren Avenue. As you are aware, we are proposing to co-locate the Dunkin' Donuts sign on the existing Wendy's pylon sign. We believe this arrangement will result in less visual clutter and help *to* unify the entrance. The two property owners have agreed to this, please see attached easement, I have also discussed this matter with Deb Andrews, who is familiar with the project and supports co-locating the signs.

After your review of the enclosed information, please contact me with any questions or comments.

Sincerely,

SEBAGO TECHNICS, INC.



Jeffrey R. Perry  
Senior Project Manager

JRP:jrp/df

Enclosures

cc Ed Wolak, Kimco Realty, LLC  
Eben Adams, Pierce Atwood  
Kandi Talbot, Planner



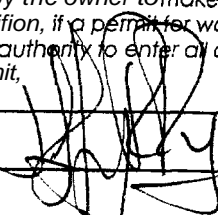
# Signage/Awning Permit Application

If you or the properly owner owes real estate or personal property taxes or user charges on any property within the City, payment arrangements must be made before permits of any kind are accepted.

Location/Address of Construction: <b>601 WARREN AVE</b>		
Total Square Footage of Proposed Structure <b>64.75</b>	Square Footage of Lot <b>1.36 AC (59241.6 SF)</b>	
Tax Assessor's Chart, <b>Block &amp; Lot</b> Chart# <b>314</b> Block# <b>A</b> Lot# <b>7</b>	Owner: <b>KIMCO REALTY LLC</b>	Telephone: <b>797-7600</b>
Lessee/Buyer's Name (if Applicable)  <b>N/A</b>	Applicant name, address & telephone:  <b>KIMCO REALTY LLC 65 GRAY RD BOX 4 FALMOUTH, ME 04105</b>	Total s.f. of signage x \$2.00 per s.f. plus \$30.00/\$65.00 for H.D. signage = Total Fee: \$ <u>159.50</u> Awning Fee = Cost Of Work: \$ _____ Total Fee: \$ _____
Current use: <u>VACANT</u>		
If the location is currently vacant, what was prior use: <u>ACCESS TO ADJACENT RADIO STN.</u>		
Approximately how long has it been vacant: <u>OVER 10 YEARS.</u>		
Proposed use: <u>DUNKIN' DONUTS RESTAURANT</u>		
Project description: <u>18AC SF BLDG w/ DRIVE-THRU &amp; PARKING FOR 29 VEHICLES.</u>		
Contractor's name, address & telephone:		
Whom should we contact when the permit is ready: <u>DASLO SILKINS</u>		
Mailing address: <u>65A COUNTY RD ACTON, ME 04601 (207) 477-2956</u>		
We will contact you by phone when the permit is ready. You must come in and pick up the permit and review the requirements before starting any work, with a Plan Reviewer. A STOP WORK ORDER will be issued and a \$100.00 fee if any work starts before the permit is picked up. PHONE:		

IF THE REQUIRED INFORMATION IS NOT INCLUDED IN THE SUBMISSIONS THE PERMIT WILL BE AUTOMATICALLY DENIED AT THE DISCRETION OF THE BUILDING/PLANNING DEPARTMENT. WE MAY REQUIRE ADDITIONAL INFORMATION IN ORDER TO APPROVE THIS PERMIT.

*I hereby certify that I am the Owner of record of the named property, or that the owner of record authorizes the proposed work and that I have been authorized by the owner to make this application as his/her authorized agent. I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in this application is issued, I certify that the Code Official's authorized representative shall have the authority to enter an area covered by this permit at any reasonable hour to enforce the provisions of the codes applicable to this permit.*

Signature of applicant: 	<b>JEFFREY R. PERRY AGENT DEBAGO 'TECHNICS</b>	Date: <b>5/13/15</b>
---	--	----------------------

**This is NOT a permit, you may not commence ANY work until the permit is issued.**

# SIGNAGE/AWNING PRE-APPLICATION QUESTIONNAIRE

PLEASE COMPLETE ALL INFORMATION

ADDRESS: 601 WARDEN AVENUE ZONE: B4

CBL: 314 A 7

SINGLE TENANT LOT? YES  NO  MULTI TENANT LOT? YES  NO   
MORE THAN ONE SIGN TOTAL WITH PROPOSED SIGN? YES  NO

## TENANT/ALLOCATED BUILDING SPACE FRONTAGE (FEET):

Length: 30' Height: 17'-6"

### INFORMATION ON PROPOSED SIGN(S):

FREESTANDING (e.g., pole) SIGN? YES  NO  DIMENSIONS PROPOSED: 9'-3" x 7'  
BLDG. WALL SIGN? (attached to bldg) YES  NO  DIMENSIONS PROPOSED: \_\_\_\_\_

### INFORMATION ON ALREADY EXISTING AND PERMITTED SIGN(S):

FREESTANDING (e.g., pole) SIGN? YES  NO  DIMENSIONS: 9' x 10'-6"  
BLDG. WALL SIGN (attached to bldg)? YES  NO  DIMENSIONS: \_\_\_\_\_  
AWNING? YES  NO  DIMENSIONS: \_\_\_\_\_  
LOT FRONTAGE (FEET): \_\_\_\_\_

AWNING YES  NO  IS AWNING BACKLIT? YES  NO

HEIGHT OF AWNING \_\_\_\_\_ LENGTH OF AWNING: \_\_\_\_\_ DEPTH: \_\_\_\_\_

IS THERE ANY COMMUNICATION, MESSAGE, TRADEMARK OR SYMBOL ON IT? YES  NO

IF YES, TOTAL S.F. OF PANELS WITH COMMUNICATIONS/MESSAGE/TRADEMARK/SYMBOL? \_\_\_\_\_ s.f.

**A SITE SKETCH AND BUILDING SKETCH SHOWING EXACTLY WHERE EXISTING AND NEW SIGNAGE IS LOCATED MUST BE PROVIDED. SKETCHES AND/OR PICTURES OF PROPOSED SIGNAGE ARE ALSO REQUIRED.**

SIGNATURE OF APPLICANT: [Signature] AGENT DATE: 5/13/15

\*\*\*\*\* FOR OFFICE USE ONLY \*\*\*\*\*

# CHECKLIST FOR SIGN/AWNING APPLICATION

**Applicants for a sign or awning permit are required to submit the following information to the Code Enforcement Office at the time of application:**

- \_\_\_\_\_ Certificate of Liability listing the City as additional insured if any portion of the sign abuts or encroaches on any public right of way, or can fall into any public right of way. Amount must equal \$400,000.00.
- N/A \_\_\_\_\_ Letter of permission from the owner indicating the permissions granted and the tenant/space building frontage.
- \_\_\_\_\_ A sketch plan of lot, indicating location of buildings, driveways, and any abutting streets or rights of way, lengths of building frontages, street frontages, and all existing setbacks. **Indicate on the plan all existing; and proposed signs with their dimensions and specific locations. Be sure to include distance from the ground and building facade dimensions for any signage attached to a building.**
- \_\_\_\_\_ A sketch or photo of any proposed sign(s) indicating *content, dimensions, materials, source of illumination, and construction method, as well as specifics of installation/attachment.*
- N/A \_\_\_\_\_ Certificate of Flammability required for awning or canopy at time of application.
- \_\_\_\_\_ UL# required for lighted signs at the time of Final Inspection. Failure to provide this information will invalidate the Sign Permit.
- \_\_\_\_\_ Pre-Application Questionnaire completed and attached. Photos of existing signage attached.

**Permit Fee for signage or awning-with-signage:  
\$30.00 plus \$2.00 per square foot of sign.**

**Permit Fee for awning-without-signage is based on cost of work:  
\$30.00 for the first \$1,000.00, plus \$9.00 for each additional \$1,000.00.**

**Base Application Fee for any Historic District signage is \$65.00 instead of \$30.00**

Att. 19

**From:** Marge Schmuckal  
**To:** Kandi Talbot  
**Date:** 03/16/2005 4:28:56 PM  
**Subject:** 597 Warren Ave - Dunkin' Donuts

Kandi,

I've reviewed the most recent plans submitted for final review. All **B-4** zoning requirements are being met for the structure.

You also dropped *off* plans for signage on 3/16/05. They are not meeting the signage requirements. Currently they are showing an *off* premise pole sign. They are apparently proposing to share a sign with Wendy's. The City of Portland does not allow *off* premise signs. The proposed signage on that shared sign is just over the maximum of 65 square feet.

The B-4 zone only allows one sign per street frontage plus one extra or ~~two~~ signs. The building plans are showing three signs which is one sign over the allowable under the sign ordinance.

Marge

# ACORD CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
05/23/2005

PRODUCER (207)774-6257 FAX (207)774-2994  
Clark Associates  
2385 Congress Street  
P O Box 3543  
Portland, ME 04104

**THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.**

INSURED KIMCO Realty, LLC  
65 West Gray Road-Unit 4  
W. Falmouth, ME 04105

INSURERS AFFORDING COVERAGE	NAIC #
INSURER A Peerless Ins Co	24198
INSURER B	
INSURER C	
INSURER D	
INSURER E	

## >OVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSURER	ADD'L TR	INSURED	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS
A			<b>GENERAL LIABILITY</b>	CBP9910356	12/16/2004	12/16/2005	EACH OCCURRENCE \$ 1,000,000
			<input type="checkbox"/> COMMERCIAL GENERAL LIABILITY				DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 50,000
			<input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR				MED EXP (Any one person) \$ 1,000
			<input checked="" type="checkbox"/> <u>1</u>				PERSONAL & ADV INJURY \$ 1,000,000
			GEN'L AGGREGATE LIMIT APPLIES PER				GENERAL AGGREGATE \$ 1,000,000
			<input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC				PRODUCTS - COMPIOP AGG \$ 2,000,000
			<b>AUTOMOBILE LIABILITY</b>				COMBINED SINGLE LIMIT (Ea accident) \$
			<input type="checkbox"/> ANY AUTO				BODILY INJURY (Per person) \$
			<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY (Per accident) \$
			<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE (Per accident) \$
			<input type="checkbox"/> HIRED AUTOS				
			<input type="checkbox"/> NON-OWNED AUTOS				
			<b>GARAGE LIABILITY</b>				AUTO ONLY. EA ACCIDENT \$
			<input type="checkbox"/> ANY AUTO				OTHER THAN AUTO ONLY EA ACC \$
							AGG \$
			<b>EXCESS UMBRELLA LIABILITY</b>				EACH OCCURRENCE \$
			<input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS M M E				AGGREGATE \$
							\$
							\$
							\$
			<b>WORKERS COMPENSATION AND EMPLOYERS LIABILITY</b>				<b>WORKERS COMPENSATION</b> OTH ER
			ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?				E.L. EACH ACCIDENT \$
			If yes, describe under SPECIAL PROVISIONS below				E.L. DISEASE - EA EMPLOYEE \$
							E.L. DISEASE - POLICY LIMIT \$
			<b>OTHER</b>				

DESCRIPTION OF OPERATIONS | LOCATIONS | VEHICLES | EXCLUSIONS ADDED BY ENDORSEMENT | SPECIAL PROVISIONS  
Certificate holder is named as additional insured, but only for claims arising out of the negligence of the named insured.

## CERTIFICATE HOLDER

## CANCELLATION

City of Portland  
389 Congress St.  
Portland, ME 04104

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL \_\_\_\_\_ DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Mark Saxby/BLM

## **IMPORTANT**

If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

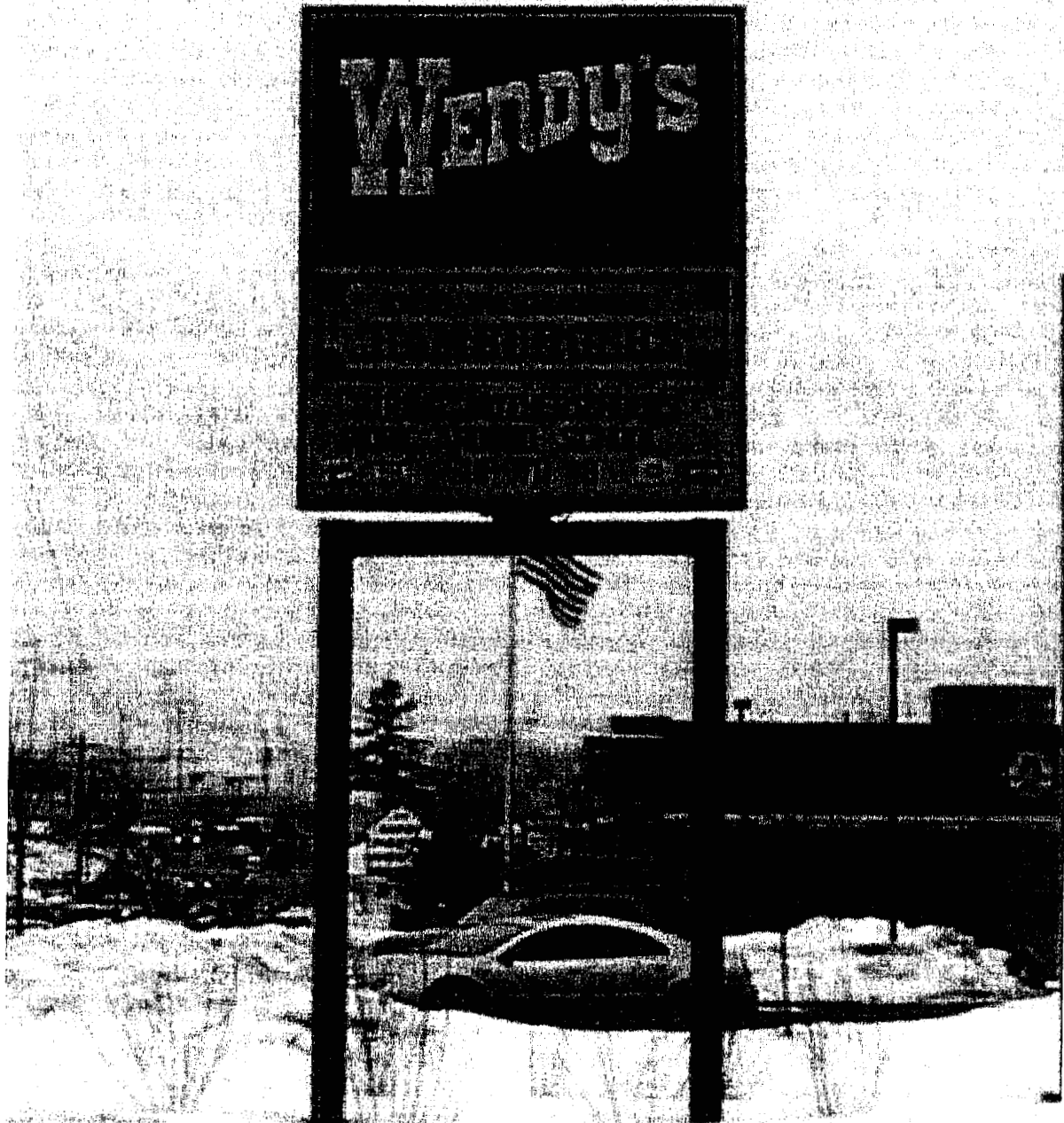
If SUBROGATION  WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

## **DISCLAIMER**

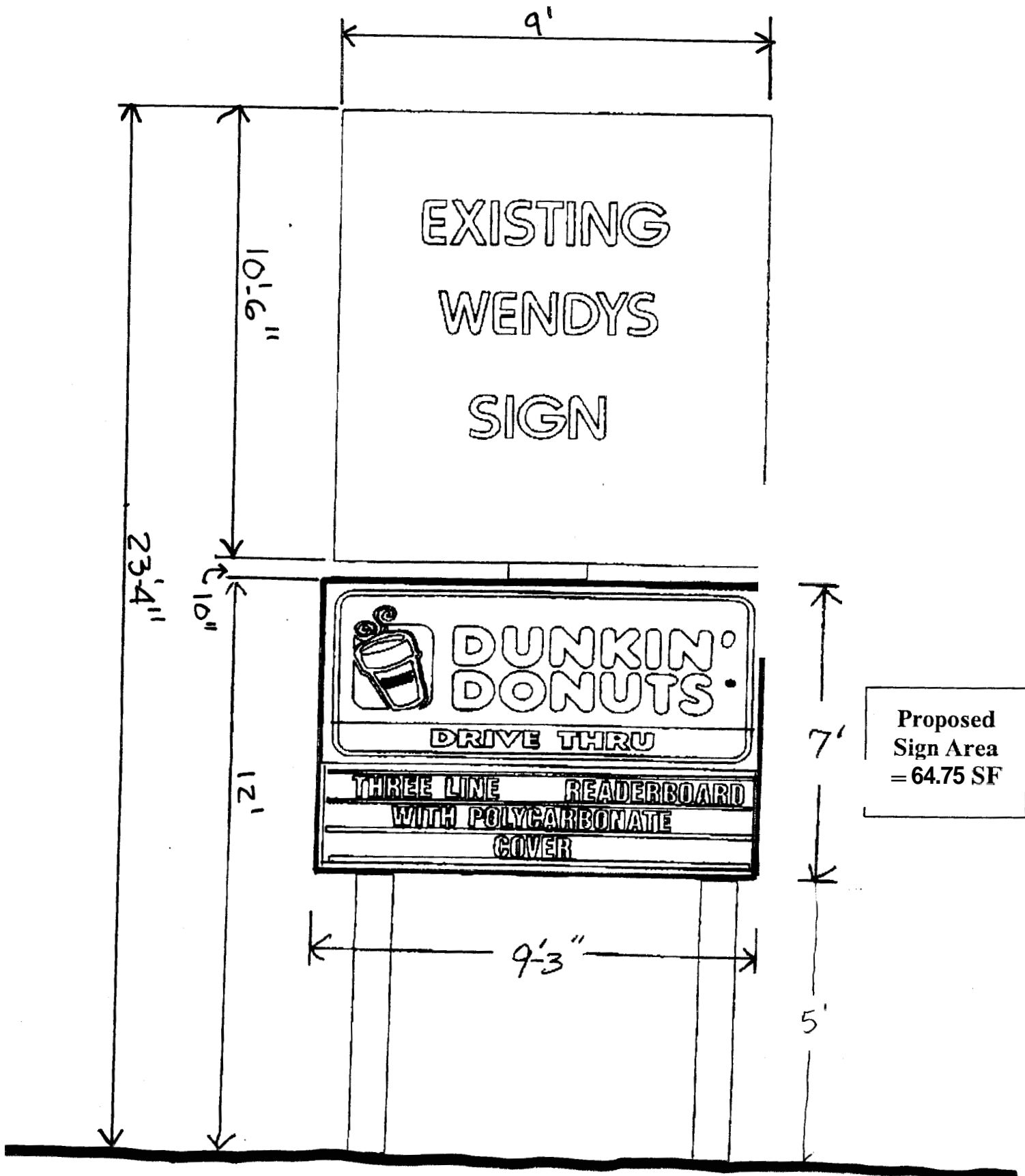
The Certificate of Insurance on the reverse side of this form does not constitute a contract between the issuing insurer(s), authorized representative or producer, and the certificate holder, nor does it affirmatively or negatively amend, extend or alter the coverage afforded by the policies listed thereon.

Line of Business Coverages for	General Liability				
Coverage	Limits	Ded/Ded Type	Rate	Premium	Factor
General Aggregate	1,000,000				
Products/Completed Ops	2,000,000				
Aggregate					
Personal & Advertising	1,000,000				
Injury					
Each Occurrence	1,000,000				
Fire Damage	50,000				
Medical Expense	1,000				

# EXISTING SIGN







Proposed  
Sign Area  
= 64.75 SF

**DASCO SIGNS**  
654 County Road  
Acton, ME 04001  
1203 477 0000



NOTE:

CABINET/BOX SIGN IS OPTIONAL

MONOLITH DESIGN GUIDANCE :  
THE MONOLITH CONTAINING THE  
SIGNAGE MUST ALWAYS BE  
PLACED IN THE MOST PROMINENT  
LOCATION. ALWAYS SELECT THE  
SIDE OF THE BUILDING THAT HAS  
THE BEST VISIBILITY TO CONSUMER  
TRAFFIC.

SIGN FACE BY SIGN  
VENDOR

AWNING  
AW-22

CLEAR-ANODIZED  
ALUMINUM  
STOREFRONT

SLIDING DRIVE  
THRU WINDOW

NOTE:  
PROVIDE HIGH IMPACT  
MESH FOR ALL SURFACES  
BELOW 3'-6" - SEE SHT.  
A-7.1

NOTE:  
INSULATION FROM EIFS SYSTEM TO  
TERMINATE 6" MIN. ABOVE GRADE.  
APPLY MESH AND APPROPRIATE  
COLORED FINISH DIRECTLY TO  
EXPOSED CONCRETE AT 6" AND  
BELOW (TYP.)

METAL COPING -  
GRAY TO MATCH  
EIFS FINISH (TYP.)

CORNICE  
EFS-1

EFS-3

SLOPE OF ROOF  
BEYOND

AWNING  
AW-22

EFS-2

METAL COPING - PURPLE TO  
MATCH EIFS FINISH (TYP.)

17'-6" A.F.F.  
TOP OF PARAPET

SIGN FACE BY SIGN  
VENDOR

10'-0" A.F.F.  
CEILING HEIGHT

NOTE: TYPICAL GRAY PIER  
WIDTH TO BE 2'-0"  
UNLESS OTHERWISE NOTED  
CLEAR ANODIZED ALUMINUM  
STOREFRONT FRAMING WITH  
1" INSULATED CLEAR GLAZING  
(TYP.)

2'-10" A.F.F.  
TOP OF SILL

ELEV. 0'-0"  
FIN. FLOOR

2" PRE-CAST CONCRETE OR  
LIMESTONE SILL TO MATCH COLOR  
OF SPLIT FACE VENEER (TYP.)

EXTERIOR  
WALL  
SCONCE  
WSC

AESTHETIC REVEALS  
SEE SHEET A-7.1

NOTE:  
IT IS RECOMMENDED THAT THE  
FIRST AND LAST AWNING STRIPES  
SHOULD BE ORANGE (TYP.)

CONCRETE FOOTING/  
FOUNDATION

CMU-1

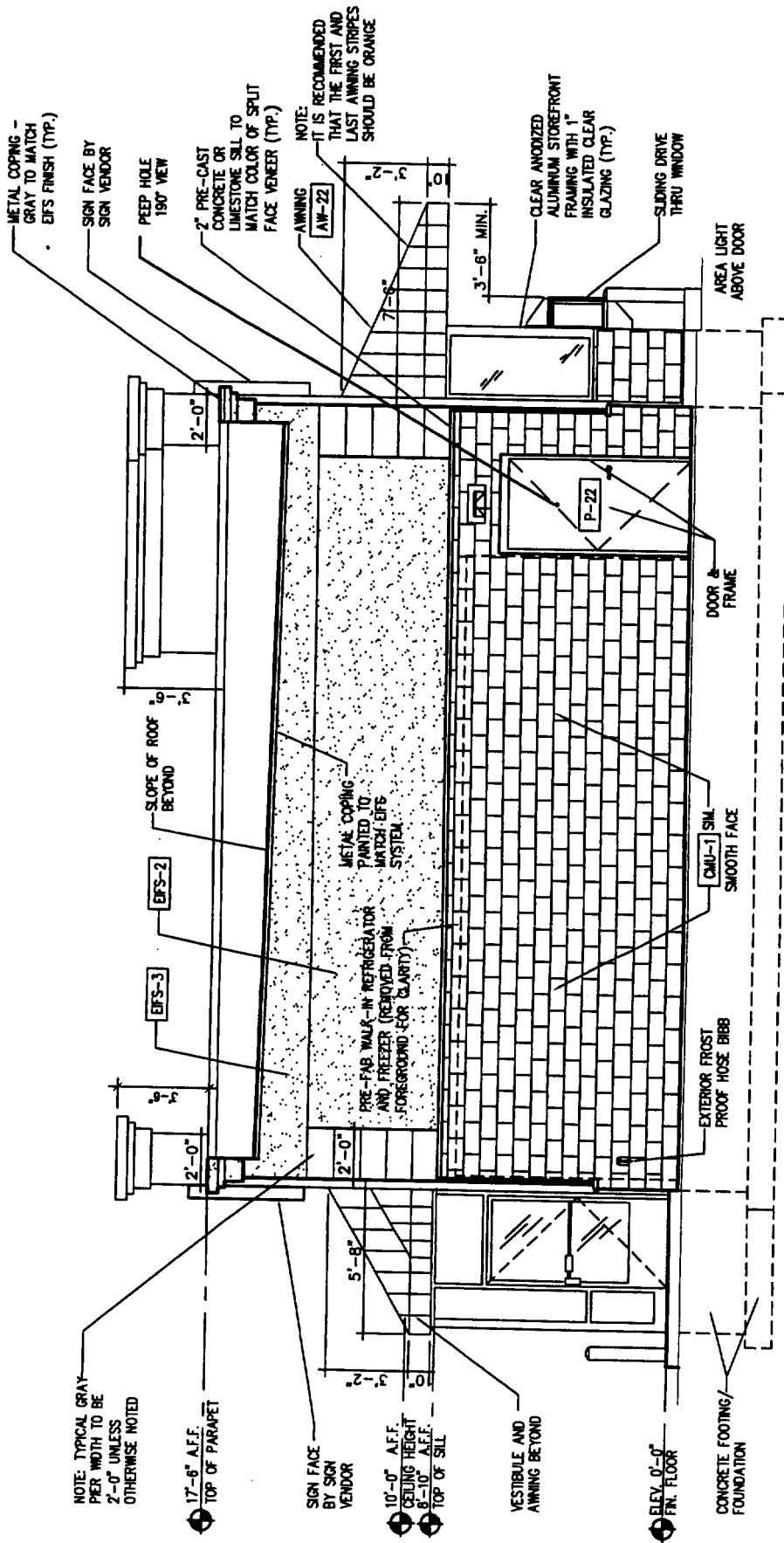
## WARREN ELEVATION

N.T.S.

N.T.S.







# REAR ELEVATION

N.T.S

18956-1

**CORRECTIVE QUITCLAIM DEED**  
**(Maine Statutory Short Form)**

KNOW ALL BY THESE PRESENTS, that **OLDER BROTHER LLC**, a Maine limited liability company and **YOUNGER BROTHER LLC** a Maine limited liability company (collectively "Grantor"), for consideration paid, **GRANT to WENDY'S OLD FASHIONED HAMBURGERS OF NEW YORK, INC.**, an Ohio corporation whose mailing address is P.O. Box 256, 4288 ~~West~~ Dublin-Granville Road, Dublin, Ohio 43017 ("Grantee"), with QUITCLAIM COVENANT, certain real estate located in **Portland**, County of **Cumberland** and State of Maine, which is more particularly described in **Exhibit A** attached hereto and made a part hereof (hereinafter referred to as "Parcel A").

EXCEPTING AND RESERVING to Grantor its successors and assigns, a non-exclusive, perpetual easement, appurtenant to Grantor's remaining land which is more particularly described in **Exhibit B** attached hereto and made a part hereof (hereinafter referred to as "Parcel B"), for the purpose of a paved road for continuous and uninterrupted vehicular and pedestrian ingress, egress and access, and the installation, operation, maintenance, repair, and replacement of overhead and/or underground utilities, to and from Parcel B and Warren Avenue, over, upon, across, and through the area described in **Exhibit C**, attached hereto and made a part hereof (the "Easement Area"). This easement shall include the right to enter upon such other portions of Parcel A as about the Easement Area to the extent reasonably necessary for the purpose of constructing and maintaining said Easement Area and installing such utilities, provided however, Grantor, its successors and assigns, agree (i) that such use of such other portions of Parcel A shall not unreasonably interfere with the then-existing use or occupancy of Parcel A, and (ii) to repair any damage to Parcel A that results from such use thereof. This easement is subject to and benefited by the covenants and conditions set forth in a Road Construction, Maintenance and Easement Agreement by and between Grantor and Grantee, dated September 24, 2002, and recorded in the Cumberland County Registry of Deeds in Book 18135, Page 152, as affected by Corrective Road Construction, Maintenance and Easement Agreement between Grantor and Grantee of even or near date and to be recorded in the Cumberland County Registry of Deeds.

ALSO EXCEPTING AND RESERVING to Grantor, its successors and assigns, the right to relocate to the Easement Area, a portion of the existing easement burdening the real estate comprised of Parcel A and Parcel B, which easement is more particularly described in instruments recorded in said Registry of Deeds in Book 3551, Page 190 and Book 7183, Page 127, as amended by Easement Amendment Agreement (Corrective) dated March 24, 2000 and recorded in said Registry of Deeds in Book 15434, Page 232.

ALSO EXCEPTING AND RESERVING to Grantor, its successors and assigns, a non-exclusive, assignable easement in gross for continuous and uninterrupted vehicular and pedestrian ingress, egress and access over, upon, across, and through the Easement Area. The assigns of the Grantor with respect to the in gross easement described in this paragraph shall be limited to those persons and entities owning or occupying that certain parcel of real estate located adjacent to and easterly of Parcel B, and identified as "N/F Maine Turnpike Authority, 430 Riverside St, Portland, Maine 6522/343" and "N/F Maine Turnpike Authority, 430 Riverside St, Portland, Maine 2282/77" (collectively, the "MTA Parcel") on a plan entitled "ALTNACSM

Land Title Survey on W men Avenue, Portland, Maine Made For Wendy's Old Fashioned Hamburgers of New York, Inc." prepared by Owen Haskell, Inc., Job No. 2001-220P, dated October 30, 2001, and revised through December 2, 2002. The assignment of the easement in gross as set forth in this paragraph shall not be construed to affect or impair the other rights and easements reserved by Grantor as set forth in this instrument.

**ALSO EXCEPTING AND RESERVING** to Grantor, its successors and assigns a perpetual easement, appurtenant to Parcel B, for drainage from Parcel B over, under and across Parcel A and the use, maintenance and repair of any stormwater detention facilities now or hereafter located on Parcel A by Grantee, its successors or assigns. This easement shall include the right to enter upon such other portions of Parcel A as about this easement area and as are reasonably necessary for the purpose of maintaining, repairing, and replacing said stormwater detention facilities or any culverts or other drainage apparatus as are reasonably necessary in connection with the development of Parcel B, provided however, Grantor, its successors and assigns, agree (i) that such use shall not unreasonably interfere with the then-existing use or occupancy of Parcel A, and (ii) to repair any damage to Parcel A that results from such use thereof.

**ALSO EXCEPTING AND RESERVING** to Grantor, its successors and assigns, a perpetual easement appurtenant to Parcel B, to erect a Sign, subject to requisite governmental approvals, on any sign pylon hereafter erected on Parcel A by Grantee, its successors or assigns, provided however, that for so long as a Wendy's Old Fashioned Hamburgers hamburger restaurant is continuously operated by Grantee on Parcel A, any sign erected for the benefit of Parcel B on such pylon shall be smaller in square footage than the primary sign erected by Grantee on such pylon to advertise the Wendy's Old Fashioned Hamburgers hamburger restaurant on Parcel A. This easement shall include the right to enter upon such other portions of Parcel A as about this easement area and as are reasonably necessary for the purpose of installing, maintaining, repairing and replacing said sign, provided however, Grantor, its successors and assigns agree (i) that such use shall not unreasonably interfere with the then-existing use or occupancy of Parcel A, and (ii) to repair any damage to Parcel A that results from such use thereof. By acceptance of this deed Grantee agrees that the sign pylon will be physically designed and constructed in a manner so as to reasonably accommodate a commercially reasonable sign relating to the current or future use of Parcel B.

**ALSO EXCEPTING AND RESERVING** to Grantor, its successors and assigns, two (2) perpetual easements (one of which shall be appurtenant to Parcel B and one of which shall be in gross and assignable to those persons and entities owning or occupying the MTA Parcel, and the assignment of such easement in gross as aforesaid shall not be construed to impair the appurtenant easement set forth in this paragraph) for the installation, operation, maintenance, repair, and replacement of overhead and/or underground utilities (expressly including an underground sewer line to serve Parcel B and/or the MTA Parcel, said sewer line to run across the portion of Parcel A which is described on Exhibit D, attached hereto and made a part hereof) necessary or desirable for the development, use and occupancy of Parcel B and/or the MTA Parcel, subject, however, to the prior approval by Grantee of the location of such utilities (other than said sewer line,



the location of which is described on Exhibit D, which approval shall not be unreasonably withheld, conditioned or delayed, together with the right to enter upon such other portions of Parcel A as are reasonably necessary for the purpose of installing, maintaining, repairing and replacing said utilities, provided however, that Grantor, its successors and assigns agree (i) that such use shall not unreasonably interfere with the then-existing use or occupancy of Parcel A; and (ii) to repair any damage to Parcel A that results from such use thereof.

AND GRANTOR DOES HEREBY COVENANT AND AGREE with Grantee that Parcel B shall not be used for a drive-through, quick service restaurant which sells hamburger products if such hamburger products exceed fifteen percent (15%) of its gross sales or which sells chicken products if such chicken products exceed fifteen percent (15%) of its gross sales. The foregoing restriction shall not apply to sit-down restaurants with waiter/waitress service, which may sell hamburger products exceeding the foregoing fifteen percent (15%) limitation and/or chicken products exceeding the foregoing fifteen percent (15%) limitation, so long as the restaurant does not have a drive-through facility. This restriction shall burden and run with Parcel B for a period of twenty (20) years from September 24, 2002, and shall benefit Parcel A, and the owners, successors; and assigns thereof and shall automatically expire at the expiration of said twenty (20) year period. In the event of any transfer of Parcel B, Grantor shall be relieved from, and have no further responsibility for; the enforcement of the foregoing restriction but such sale shall not preclude Grantee from enforcing the foregoing restriction against any transferee of Parcel B.

ALSO HEREBY GRANTING to Grantee, its successors and assigns, a perpetual non-exclusive easement, appurtenant to Parcel A, over the portion of Parcel B that is described on Exhibit E, attached hereto and made a part hereof, for the purpose of a paved road for vehicular and pedestrian ingress and access to (but not egress from) Parcel A. This easement shall include the right to enter upon such other portions of Parcel B as about the Easement Area to the extent reasonably necessary for the purpose of constructing and maintaining said Easement Area, provided however, Grantee, its successors and assigns, agree, by their acceptance hereof, (i) that such use of such other portions of Parcel B shall not unreasonably interfere with the then-existing use or occupancy of Parcel B; and (ii) to repair any damage to Parcel B that results from such use thereof. This easement is subject to and benefited by the covenants and conditions set forth in a Road Construction, Maintenance and Easement Agreement by and between Grantor and Grantee, dated September 24, 2002, and recorded in the Cumberland County Registry of Deeds in Book 18138, Page 182, as affected by Corrective Road Construction, Maintenance and Easement Agreement between Grantor and Grantee of even or near date and to be recorded in the Cumberland County Registry of Deeds.

ALSO HEREBY GRANTING to Grantee, its successors and assigns, a perpetual non-exclusive easement, appurtenant to Parcel A, over the portion of Parcel B that is described on Exhibit F, attached hereto and made a part hereof, for the installation, operation, maintenance, repair and replacement of a stormwater detention pond or stormwater drainage area (including any underground pipes and culverts in such area for

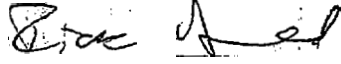
the drainage of stormwater from Parcel A to the foregoing easement area), provided however, that the foregoing stormwater detention and/or drainage facilities shall not interfere in any way with the Grantor's installation, operation, maintenance, repair, or replacement of a paved driveway or roadway, for pedestrian and vehicular passage, over a strip of land on Parcel B that is at least twenty-four (24) feet wide running in a generally east-west direction, parallel with the northerly boundary of Parcel A, to provide full ingress and egress to and from the easterly portions of Parcel B via (i) that certain 50.88-foot-wide right of way described and reserved in a deed from Michael Scarfs to Francis P. Drake dated March 31, 1988, recorded in the Cumberland County Registry of Deeds in Book 8229, Page 47; and (ii) the Easement Area. Grantor, its successors, and assigns, shall have the right to use, in common with Grantee, any stormwater detention and/or drainage facilities installed by Grantee in connection with the foregoing easement and shall also have the right to modify or enlarge the same, at Grantor's sole expense, to accommodate additional drainage, detention, and/or treatment of stormwater from Parcel B and/or the MTA Parcel; provided that such use, modification, or enlargement does not adversely impact the use of the same for the stormwater from Parcel A. By acceptance of this deed, Grantee agrees that Grantee, its successors, and assigns shall be responsible, at Grantee's sole expense, for maintaining and repairing the stormwater detention and drainage facilities to keep the same in good order, condition, and repair and in compliance with applicable laws, until such time, if any, as Grantor, its successors or assigns, develop Parcel B and/or the MTA Parcel and make use of the stormwater detention and drainage facilities installed by Grantee on Parcel B. If Grantor, its successors or assigns develop Parcel B and/or the MTA Parcel and make use of the stormwater detention and drainage facilities installed by Grantee on Parcel B, either party shall have the right to maintain and repair the same, but the costs of maintenance and repair shall be shared equally by the parties, except to the extent such is done at the request of Grantor, its successors or assigns to modify or enlarge such facilities to accommodate additional drainage, detention and/or treatment of stormwater from Parcel B and/or the MTA Parcel, in which event such costs shall be paid solely by Grantor, its successors or assigns. Nothing herein contained shall be construed to preclude Grantor, its successors or assigns from granting rights to others to use any portion of Parcel B (including that portion described on Exhibit F) for drainage, detention and/or treatment of stormwater.

The purpose of this corrective deed is as follows: There were erroneous City of Portland tax map and lot references contained in the labeling of easement areas set forth on a plan entitled "ALTNACSM Land Title Survey on Warren Avenue, Portland, Maine Made For Wendy's Old Fashioned Hamburgers of New York, Inc." prepared by Owen Haskell, Inc., Job No. 2001-220P, dated October 30, 2001, as revised through September 12, 2002. The opening paragraphs of Exhibits C, D, and E to that certain deed from Grantor to Grantee dated September 24, 2002 and recorded in the Cumberland County Registry of Deeds in Book 18138, Page 171, described various easement areas by reference to said plan and thereby perpetuated the erroneous tau map and lot references contained in the labeling of the easement areas on said plan. Said ALTA/ACSM Land Title Survey has been amended by revision dated December 2, 2002, to correct the tax map and lot references contained in the labeling of the easement areas and the City of Portland has requested that the

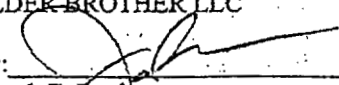
Grantor execute *this* corrective deed so that the Exhibits heretowill conform to said revised plan.

IN WITNESS WHEREOF, each Grantor has caused this instrument to be executed on its behalf by its duly authorized undersigned representative, this 27 day of February, 2003

SIGNED, SEALED AND DELIVERED  
IN THE PRESENCE OF:

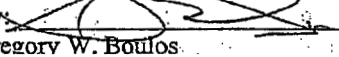


OLDER BROTHER LLC

By:   
Joseph F. Boulos  
Its Manager



YOUNGER BROTHER LLC

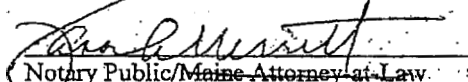
By:   
Gregory W. Boulos  
Its Manager

STATE OF MAINE  
County of Cumberland, SS.

February 27, 2003

Then personally appeared the above-named **Joseph F. Boulos**, Manager of Older Brother LLC, and acknowledged the foregoing instrument to be his **free act and deed** in his said **capacity**, and the **free act and deed** of said Older Brother **LLC**.

Before me,

  
Notary Public/Maine Attorney-at-Law  
Printed Name: Janna A. Merritt

SEAL

STATE OF MAINE  
County of Cumberland, SS.

February 24, 2003

Then personally **appeared** the above-named Gregory W. Boulos, Manager of Younger Brother LLC, and acknowledged the foregoing instrument to be his **free act and deed** in his said **capacity**, and the free act and deed of said **Younger Brother LLC**.

Before me,

  
Notary Public/Maine Attorney-at-Law  
Printed Name: PAUL D. PIETROPAOLI

**EXHIBIT A**

(Legal Description of Parcel A)

A certain parcel of land situated on the northerly side of Warren Avenue in the City of Portland, County of Cumberland, and State of Maine, as shown as "Proposed Lot, 52,173 S.F., 1.1977 Acres" on a plan entitled "ALTNACSM Land Title Survey on Warren Avenue, Portland, Maine, Made for Wendy's Old Fashioned Hamburgers of New York, Inc.," prepared by Owen Haskell, Inc., Job No. 2001-220P, dated October 30, 2001 and revised through December 2, 2002, being bounded and described as follows:

Beginning on the northerly sideline of Warren Avenue at a southeasterly corner of Lot 2, as shown on a plan entitled "Plan of Neptune Properties" recorded in the Cumberland County Registry of Deeds in Plan Book 170, Page 38;

thence N 04° 24' 12" E along the easterly sideline of said Lot 2 a distance of Two Hundred Seventeen and 97/100 (217.97) feet to a point;

thence N 84° 20' 50" E through land of the Grantor a distance of Two Hundred Twenty-Five and 85/100 (225.85) feet to a point;

thence S 05° 39' 10" E through land of the Grantor a distance of Two Hundred Eleven and 71/100 (211.71) feet to the northerly sideline of Warren Avenue;

thence S 83° 43' 00" W along the northerly sideline of Warren Avenue a distance of Two Hundred Sixty-Three and 92/100 (263.92) feet to the point of beginning.

Specifically excluded from this conveyance is all right, title, or interest of Grantor in and to a certain access and utility easement over the parcel which abuts the westerly sideline of the above-described premises as set forth in a deed from Michael Scarks to Francis P. Drake dated March 31, 1988, recorded in the Cumberland County Registry of Deeds in Book 8229, Page 47, which access and utility easement is hereby excepted and reserved by Grantor for the benefit of the land described in Exhibit B to this deed.

**EXHIBIT B**  
**(Legal Description of Parcel B)**

A certain lot or parcel of land situated on the northerly side of Warren Avenue in the City of Portland, County of Cumberland, and State of Maine, being all of the premises-described in a deed from Bridgeside Associates to Wargate Associates dated December 1, 1994, and recorded in the Cumberland County Registry of Deeds in Book 11750, Page 307, as further conveyed by Wargate Associates to Older Brother LLC and Younger Brother LLC, as tenants in common, **EXCEPTING, HOWEVER,** that portion thereof that is described in Exhibit A to *this* Quitclaim Deed with Covenant.

**EXHIBIT C**  
**(Legal Description of Easement Area)**

A certain parcel of land situated on the northerly side of **Warren Avenue** in the **City** of **Portland, County** of **Cumberland**, and State of **Maine**, as shown as "Proposed Access Easement for Lot 314-A-7" on a plan entitled "ALTA/ACSM Land Title Survey on **Warren Avenue, Portland, Maine**, Made for **Wendy's Old Fashioned Hamburgers of New York, Inc.**" prepared by **Owen Haskell, Inc.**; Job No. 2001-220P, dated **October 30, 2001** and revised through **December 2, 2002**, being bounded and described as follows:

Beginning on the **northerly** sideline of **Warren Avenue** at a southeasterly corner of **Lot 2**, as shown on a plan entitled "**Plan of Neptune Properties**" recorded in the **Cumberland County Registry of Deeds** in **Plan Book 170, Page 38**;

thence **N 04° 24' 12" E** along the easterly sideline of said **Lot 2** a distance of **Two Hundred Seventeen and 97/100 (217.97) feet to a point**;

thence **N 84° 20' 50" E** along the northerly boundary of **Parcel A** (as that term is defined in the instrument to which this Exhibit is attached) a distance of **Eighty-One and 00/100 (81.00) feet to a point**;

thence **S 41° 02' 56" W** a distance of **Ninety-Four and 78/100 (94.78) feet to a point**;

thence **S 05° 39' 10" E** a distance of **Eighty-Four and 11/100 (84.11) feet to a point**;

thence **S 22° 37' 24" E** a distance of **Forty-One and 11/100 (41.11) feet to a point**;

thence southerly, along a curve concave to the left having a radius of **Thirty-Five and 00/100 (35.00) feet** and an arc distance of **Twenty-Eight and 60/100 (28.60) feet** to the northerly sideline of said **Warren Avenue**;

thence **S 83° 43' 00" W** along the northerly sideline of said **Warren Avenue** a distance of **Seventy-Three and 45/100 (73.45) feet to the point of beginning**.

**EXHIBIT D**

(Legal Description of Sewer Line Easement Area)

A certain parcel of land situated on the northerly side of Warren Avenue in the City of Portland, County of Cumberland, and State of Maine, as shown as "Proposed Utility Easement for Lot 314-A-7" on a plan entitled "ALTA/ACSM Land Title Survey on Warren Avenue, Portland, Maine, Made for Wendy's Old Fashioned Hamburgers of New York, Inc." prepared by Owen Haskell, Inc., Job No. 2001-220P, dated October 30, 2001 and revised through December 2, 2002, being bounded and described as follows:

Beginning on the northerly sideline of Warren Avenue at a southeasterly corner of Lot 2, as shown on a plan entitled "Plan of Neptune Properties" recorded in the Cumberland County Registry of Deeds in Plan Book 170, Page 38;

thence N 04° 24' 12" E along the easterly sideline of said Lot 2 a distance of Ten and 18/100 (10.18) feet to a point;

thence N 83° 43' 00" E a distance of Two Hundred Sixty-Two and 15/100 (262.15) feet to a point on the easterly boundary of Parcel A (as that term is defined in the instrument to which this Exhibit is attached);

thence S 05° 39' 10" E along the easterly boundary of said Parcel A a distance of Ten and 00/100 (10.00) feet to the northerly sideline of Warren Avenue;

thence S 83° 43' 00" W along the northerly sideline of Warren Avenue a distance of Two Hundred Sixty-Three and 92/100 (263.92) feet to the point of beginning.

**EXHIBIT E**

**(Legal Description of Access Easement to Benefit Parcel A)**

**A certain parcel of land situated on the northerly side of Warren Avenue in the City of Portland, County of Cumberland, and State of Maine, as shown as "Proposed Access Easement for Lot 314-A-3" on a plan entitled "ALTA/ACSM Land Title Survey on Warren Avenue, Portland, Maine, Made for Wendy's Old Fashioned Hamburgers of New York, Inc." prepared by Owen Haskell, Inc., Job No. 2001-220P, dated October 30, 2001 and revised through December 2, 2002; being bounded and described as follows:**

Beginning at a point on the northerly **sideline** of Warren Avenue at the southeasterly corner of Parcel A (as that term is defined in *the* instrument to which this Exhibit is attached); said point of beginning being located N 83° 43' 00" E a distance of Two Hundred Sixty-Three and 92/100 (263.92) feet from a southeasterly corner of Lot 2 as shown on a plan entitled "Plan of Neptune Properties" recorded in the Cumberland County Registry of Deeds in **Plan Book 170, Page 38;**

thence N 05° 39' 10" W a distance of Sixty and 00/100 (60.00) feet;

thence N 83° 43' 00" E a distance of Seventy-Eight and 27/100 (78.27) feet;

thence S 06° 17' 00" E a distance of Thirty and 04/100 (30.04) feet;

thence southwesterly **along** a curve concave to the left having a radius of Fifteen and 00/100 (15.00) feet, and an arc distance of Twenty-Eight and 99/100 (28.99) feet;

thence southerly along a curve concave to the left having a radius of Thirty-Five and 00/100 (35.00) feet and an arc distance of Eleven and 17/100 (11.17) feet to the northerly **sideline** of Warren Avenue;

thence S 83° 43' 00" W **along** said northerly **sideline** of Warren Avenue a distance of Seventy and 44/100 (70.44) feet to the point of **beginning**.



**EXHIBIT F**

(Legal Description of Stormwater Easement Area)

A certain parcel of land situated on the northerly side of, but not adjacent to, Warren Avenue in the City of Portland, County of Cumberland, and State of Maine, as shown as "Proposed, Drainage Easement" on a plan entitled "ALTNACSM Land Title Survey on Warren Avenue, Portland, Maine, Made for Wendy's Old Fashioned Hamburgers of New York, Inc." prepared by Owen Haskell, Inc., Job No: 2001-220P, dated October 30, 2001 and revised through December 2, 2002, being bounded and described as follows:

Beginning at the northwesterly corner of Parcel A (as that term is defined in the instrument to which this Exhibit is attached), said point of beginning being located N 04° 24' 12" E a distance of Two Hundred Seventeen and 97/100 (217.97) feet from a southeasterly corner of Lot 2 as shown on a plan entitled "Plan of Neptune Properties" recorded in the Cumberland County Registry of Deeds in Plan Book 170, Page 38;

thence continuing N 04° 24' 12" E along the easterly boundary of said Lot 2 a distance of Seventy-Four and 10/100 (74.10) feet;

thence N 83° 42' 58" E a distance of Two Hundred Fifty and 00/100 (250.00) feet;

thence S 06° 17' 02" E a distance of Forty-Five and 00/100 (45.00) feet;

thence S 45° 04' 27" W a distance of Forty-Eight and 53/100 (48.53) feet;

thence S 84° 20' 50" W a distance of Two Hundred Twenty-Five and 85/100 (225.85) feet to the point of beginning.

Received  
Recorded Register of Deeds  
Mar 03 2003 01:58:59P  
Cumberland County  
John B. O'Brien