

The Law Office of Gary M. Prolman

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July 26, 2002

VIA FAX & U.S. MAILS

Penny Littell
Associate Corporation Counsel
City of Portland
389 Congress Street
Portland, Maine 04101

**RE: Bernie's Auto Repair
522 Riverside Street
ID No. 1999-0167, CBL #321-A-002**

Dear Penny:


This is in response to your July 17, 2002 correspondence. As you know, Bernie has 522 Riverside Street up to substantial compliance (if not all) with all of the site plan requirements that were previously requested. After speaking with you today, it seems that the most logical step to address the "Fill" situation is for Bernie to apply for a "Fill" permit from the City as well as a "Permit by Rule" from the Department of Environmental Protection following its' recommendations. I am following the suggestion made by Mike Clark (822-6350) of the Department of Environmental Protection.

If Bernie does the above-entitled things it is my position that he should be entitled to an Occupancy Permit. Please advise me as to any further punch list items that Bernie needs to do to have his Occupancy Permit issued. As you know, Bernie has worked very hard over the last several months since we met to meet all of the expectations of the City. He has substantially complied with virtually every item but you seem to indicate there are still some problems. He fully intends to complete those expectations, but cannot do so unless you have a list of items for us that remain outstanding.

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Bernie's Auto Repair is ready, willing and able to complete this process, please let me know as soon as possible the results of your meeting at the first part of the week.

Sincerely,



Gary M. Prolman

GMP/ag

Cc: Bernie Clark
Alex Jaegerman, Division Director
Sarah Hopkins, Development Review Manager
Jay Reynolds, Development Review Coordinator
Michael Nugent, Inspection Services Manager
Kandi Talbot, Planner