***[Legal Department letterhead]***

**DRAFT**

October 9th, 2012

Falmouth Planning Board

c/o Ethan J Croce, Senior Planner

Town of Falmouth

271 Falmouth Road

Falmouth, ME 04105

Re: Proposed subdivision: TPO Properties LLC (Tim O’Donovan) applicant; Ledgewood Drive

Dear Mr. Croce and Members of the Falmouth Planning Board:

As you know, under 30-M.R.S.A. section 4403(1-A) the above project requires all review meetings and hearings of the relevant Boards to be held jointly unless both Boards agree, in writing, to waive this requirement.

The Portland Planning Board (the “Board”) held an informational workshop on September 24th, 2012, where the Board discussed the project and considered the several issues raised as a result of the its location within both the City of Portland and Town of Falmouth. The Board requested that Portland staff coordinate with Falmouth staff regarding all aspects of the review and we anticipate that detailed issues, including those raised by the Falmouth Planning Board at its pre-application sketch plan review on August 2012, will need to be reviewed and resolved.

This letter confirms that on October 9th, 2012, the Portland Planning Board voted unanimously to waive the joint meeting requirement in section 4403(1-A), with the proviso that the option for requesting a joint meeting remains available to the Board in the event there are issues that arise that require joint consideration and resolution.

Please contact me if you have any questions.

Sincerely,

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