

Land Design Solutions

Land Planning, Site Planning and Landscape Architecture

February 4, 2013

Mr. Jared Woolston
Maine Department of Environmental Protection
312 Canco Road
Portland, ME 04103

**RE: Old Barn Estates - Proposed Residential Subdivision
1062 Ocean Avenue & Ledgewood Drive
NRPA PBR – Section 10 Stream Crossing**

Dear Jared,

We have prepared the enclosed Permit By Rule Notification Form and required documentation for a steam crossing associated with the above project. The following information is enclosed:

- a. Permit By Rule Notification.
- b. Agent Authorization
- c. USGS Map
- d. Secretary of State Statement of Corporate Standing.
- e. Site Photograph
- f. \$70.00 Fee

Please contact me should you require additional information.

Sincerely,



Peter B. Biegel, RLA, LEED AP
Maine Licensed Landscape Architect
Land Design Solutions

cc: TPO Properties
City of Portland
Town of Falmouth

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
PERMIT BY RULE NOTIFICATION FORM**
(For use with DEP Regulation, Chapter 305)

PLEASE TYPE OR PRINT IN **BLACK INK ONLY**

Name of Applicant: (owner) TPO Properties, LLC (contact: Tim O'Donovan)		Name of Agent:		Land Design Solutions (Contact: Peter Biegel)	
Applicant Mailing Address: 30 Ledgewood Drive		Agent Phone # (include area code):		(207) 939-1717	
Town/City: Falmouth		PROJECT Information Name of Town/City:		Portland	
State and Zip code: Maine, 04105		Name of Wetland or Waterbody:		Unnamed	
Daytime Phone # (include area code): (207) 450-7890		Map #:	415/414	Lot #:	1/4 & 2/3
Detailed Directions to Site: Ledgewood Drive, Falmouth, Maine - Latitude 43 42'9.66"N, Longitude 70 15'54.94"W					
		UTM Northing: (if known)		UTM Easting: (if known)	
Description of Project: Permanent Stream crossing with a residential driveway. Construction to take place between July 15th and October 1st.					
Part of a larger project? (check one) →		<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	After the Fact? (check one) →	
		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Check one → This project <input type="checkbox"/> does (or) <input checked="" type="checkbox"/> does not involve work below mean low water (average low water).	

PERMIT BY RULE (PBR) SECTIONS: (Check at least one)

I am filing notice of my intent to carry out work which meets the requirements for Permit By Rule (PBR) under DEP Rules, Chapter 305. I and my agents, if any, **have read** and will comply with all of the standards in the Sections checked below.

- | | | |
|---|---|---|
| <input type="checkbox"/> Sec. (2) Act. Adj. to Protected Natural Res. | <input checked="" type="checkbox"/> Sec.(10) Stream Crossing | <input type="checkbox"/> Sec. (17) Transfers/Permit Extension |
| <input type="checkbox"/> Sec. (3) Intake Pipes | <input type="checkbox"/> Sec. (11) State Transportation Facil. | <input type="checkbox"/> Sec. (18) Maintenance Dredging |
| <input type="checkbox"/> Sec. (4) Replacement of Structures | <input type="checkbox"/> Sec. (12) Restoration of Natural Areas | <input type="checkbox"/> Sec. (19) Activities in/on/over significant vernal pool habitat |
| <input type="checkbox"/> Sec. (5) REPEALED | <input type="checkbox"/> Sec. (13) F&W Creation/Enhance/Water Quality Improvement | <input type="checkbox"/> Sec. (20) Activities in existing dev. areas located in/on/over high or moderate value inland waterfowl & wading bird habitat or shorebird nesting, feeding & staging areas |
| <input type="checkbox"/> Sec. (6) Movement of Rocks or Vegetation | <input type="checkbox"/> Sec. (14) REPEALED | |
| <input type="checkbox"/> Sec. (7) Outfall Pipes | <input type="checkbox"/> Sec. (15) Public Boat Ramps | |
| <input type="checkbox"/> Sec. (8) Shoreline stabilization | <input type="checkbox"/> Sec. (16) Coastal Sand Dune Projects | |
| <input type="checkbox"/> Sec. (9) Utility Crossing | | |

I have attached the following required submittals. **NOTIFICATION FORMS CANNOT BE ACCEPTED WITHOUT THE NECESSARY ATTACHMENTS:**

- Attach a check for \$70 made payable to: "Treasurer, State of Maine".**
- Attach a U.S.G.S. topo map or Maine Atlas & Gazetteer map with the project site clearly marked.**
- Attach Proof of Legal Name.** If applicant is **not** an individual or municipality, provide a copy of Secretary of State's registration information (available at <http://icrs.informe.org/nei-sos-icrs/ICRS?MainPage=x>)
- Attach photos of the proposed site where activity will take place as outlined in PBR Sections checked above.**
- Attach all other required submissions as outlined in the PBR Sections checked above.**

I authorize staff of the Departments of Environmental Protection, Inland Fisheries & Wildlife, and Marine Resources to access the project site for the purpose of determining compliance with the rules. I also understand that **this permit is not valid until approved by the Department or 14 days after receipt by the Department, whichever is less.**

By signing this Notification Form, I represent that the project meets all applicability requirements and standards in the rule and that the applicant has sufficient title, right, or interest in the property where the activity takes place.

Signature of Agent or Applicant:	<i>Peter B. Biegel (Agent)</i>	Date:	2/7/13
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Keep a copy as a record of permit. Send the form with attachments via certified mail or hand deliver to the Maine Dept. of Environmental Protection at the appropriate regional office listed below. The DEP will send a copy to the Town Office as evidence of the DEP's receipt of notification. No further authorization by DEP will be issued after receipt of notice. Permits are valid for two years. **Work carried out in violation of any standard is subject to enforcement action.**

AUGUSTA DEP 17 STATE HOUSE STATION AUGUSTA, ME 04333-0017 (207)287-3901	PORTLAND DEP 312 CANCO ROAD PORTLAND, ME 04103 (207)822-6300	BANGOR DEP 106 HOGAN ROAD BANGOR, ME 04401 (207)941-4570	PRESQUE ISLE DEP 1235 CENTRAL DRIVE PRESQUE ISLE, ME 04769 (207)764-0477
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OFFICE USE ONLY	Ck.#	Date	Staff	Staff	
PBR #	FP	Date	Acc. Date	Def. Date	After Photos

30 Ledgewood Drive
Falmouth, ME 04104
June 26, 2012

**RE: TPO Properties, LLC
Residential Subdivision**

To whom it may concern:

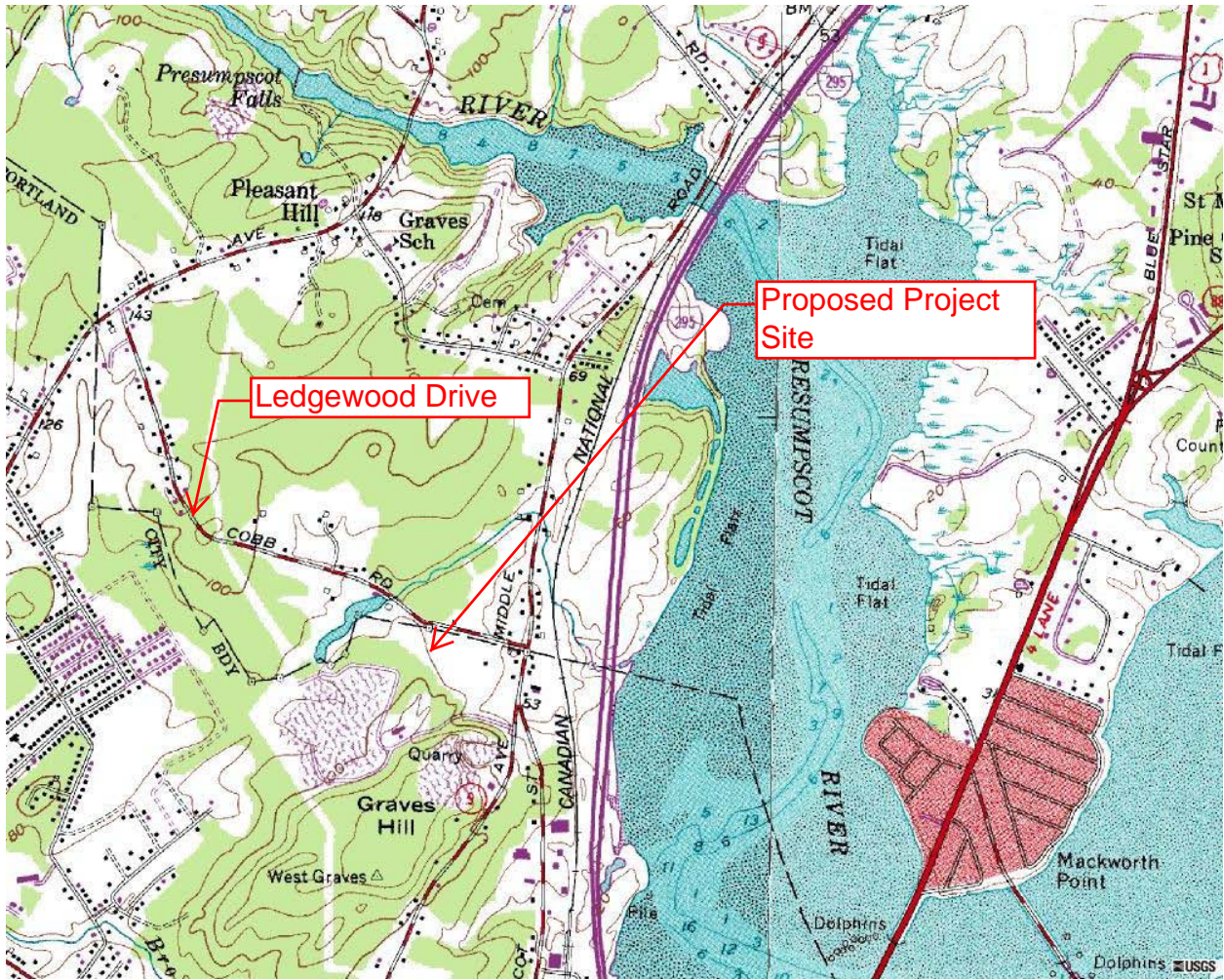
Please consider this letter as authorization for Land Design Solutions to act as the agent relative to the local and state permitting required for the referenced project.

Sincerely,
Tim O'Donovan

A handwritten signature in black ink that reads "Tim O'Donovan". The signature is written in a cursive style with a long horizontal flourish at the end.

Owner
TPO Properties, LLC

USGS Map - Old Barn Estates
Ledgewood Drive, Falmouth, Maine





MAINE

Department of the Secretary of State
Bureau of Corporations, Elections and Commissions

Corporate Name Search

Information Summary

[Subscriber activity report](#)

This record contains information from the CEC database and is accurate as of: **Mon Jan 28 2013 12:50:13**. Please print or save for your records.

Legal Name	Charter Number	Filing Type	Status
TPO PROPERTIES, LLC	20030971DC	LIMITED LIABILITY COMPANY (DOMESTIC)	GOOD STANDING

Filing Date	Expiration Date	Jurisdiction
11/25/2002	N/A	MAINE

Other Names (A=Assumed ; F=Former)

NONE

Clerk/Registered Agent

JOSEPH R. MAZZIOTTI
P.O. BOX 1319
PORTLAND, ME 04104

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Old Barn Estates

Ledgewood Drive, Falmouth Maine
NRPA PBR – Culvert Crossing Site Photograph



Photograph taken by Peter Biegel (Land Design Solutions) February 1, 2013