

Location of Construction: <b>503-525 Presumpscot</b> <del>601 Danforth St</del>		Owner: Merrill Industries, Inc.	Phone:	Permit No: <b>961217</b>
Owner Address: SAA Ptld, ME 04102	Leasee/ <del>Buyer/Owner</del> : Sprint Spectrum	Phone:	Business Name:	<div style="border: 2px solid black; padding: 5px; text-align: center;"> <b>PERMIT ISSUED</b>                  DEC 12 1996  <b>CITY OF PORTLAND</b> </div>
Contractor Name: Sprint Spectrum	Address: 135 Commerce Way, Ste 200 Portsmouth, NH 03801-3263	Phone: 603-422-6033/David		
Past Use: Comm	Proposed Use: Same	<b>COST OF WORK:</b> \$ 150,000.00	<b>PERMIT FEE:</b> \$ 50.00/770.	Zoning Approval: <b>Special Zone or Reviews:</b> <input type="checkbox"/> Shoreland <i>shall meet FAA Reg.</i> <input type="checkbox"/> Wetland <input type="checkbox"/> Flood Zone <input type="checkbox"/> Subdivision <input checked="" type="checkbox"/> Site Plan <input type="checkbox"/> major <input checked="" type="checkbox"/> minor <input type="checkbox"/> amm
		<b>FIRE DEPT.</b> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied	<b>INSPECTION:</b> Use Group: Type:	
Proposed Project Description:  Interpretation Appeal Erect 180' Monopole Tower Construct 7 x 9 Equipment Platform		<b>PEDESTRIAN ACTIVITIES DISTRICT (P.A.D.)</b> Action: <input type="checkbox"/> Approved <input type="checkbox"/> Approved with Conditions <input type="checkbox"/> Denied		Signature: <i>[Signature]</i> Date: _____ Signature: <i>[Signature]</i>
Permit Taken By: Mary Gresik	Date Applied For: 07 November 1996			

- This permit application doesn't preclude the Applicant(s) from meeting applicable State and Federal rules.
- Building permits do not include plumbing, septic or electrical work.
- 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..  
David P. Littell  
Sprint Spectrum  
c/o Pierce Atwood  
1 Monument Sq  
Portland, ME 04101  
791-1300

*Appeal tabled 11/21/96*

*change to allow for*

**PERMIT ISSUED WITH LETTER**

- Zoning Appeal**
- Variance
  - Miscellaneous
  - Conditional Use
  - Interpretation *3 monopoles*
  - Approved *oked 11/21/96*
  - Denied
- Historic Preservation**
- Not in District or Landmark
  - Does Not Require Review
  - Requires Review

**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 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 provisions of the code(s) applicable to such permit

<i>[Signature]</i>	David Littell	09 Dec 96 - Permit Routed
SIGNATURE OF APPLICANT	ADDRESS: Michael Polakewich/Sprint Spectrum	DATE: 07 November 1996
RESPONSIBLE PERSON IN CHARGE OF WORK, TITLE	02 Dec 96	PHONE:

Action:

- Approved
- Approved with Conditions
- Denied

Date: 12/9/96

*[Signature]*

CEO DISTRICT 6

*M.*

COMMENTS

2-26-97 Pad is being poured today. Rebar is all in place  
3-24-97 Towers have all been put up

Inspection Record

Type	Date
Foundation: _____	_____
Framing: _____	_____
Plumbing: _____	_____
Final: _____	_____
Other: _____	_____

**City of Portland, Maine – Building or Use Permit Application** 389 Congress Street, 04101, Tel: (207) 874-8703, FAX: 874-8716

Location of Construction: <i>503-315 Academy St 601-Donmouth St</i>		Owner: <i>Herrill Industries, Inc.</i>	Phone:	Permit No: <b>961217</b>
Owner Address: <i>SAs Prid, ME 04102</i>	Leasee/Buyer's Name: <i>Sprint Spectrum</i>	Phone:	Business Name:	<b>PERMIT ISSUED</b> Permit Issued: <b>DEC 12 1996</b> <b>CITY OF PORTLAND</b>
Contractor Name: <i>Sprint Spectrum</i>	Address: <i>135 Commerce Way, Ste 200 Portsmouth, NH 03801-3263</i>	Phone: <i>603-422-6033/David</i>		
Past Use: <i>Comm</i>	Proposed Use: <i>Same</i>	<b>COST OF WORK:</b> \$ <i>150,000.00</i>	<b>PERMIT FEE:</b> \$ <i>50.00 / 770.</i>	
		<b>FIRE DEPT.</b> <input type="checkbox"/> Approved <input type="checkbox"/> Denied	<b>INSPECTION:</b> Use Group: Type:	<b>Zone:</b> <i>1-2</i> <b>CBL:</b> <i>415-B-006</i>
Proposed Project Description: <i>Interpretation Appeal Erect 180' Monopole Tower Construct 7 x 9 Equipment Platform</i>		<b>PEDESTRIAN ACTIVITIES DISTRICT (P.U.D.)</b> Action: <input type="checkbox"/> Approved <input type="checkbox"/> Approved with Conditions <input type="checkbox"/> Denied		<b>Zoning Approval:</b> <b>Special Zone or Reviews:</b> <input type="checkbox"/> Shoreland <input type="checkbox"/> Wetland <input type="checkbox"/> Flood Zone <input type="checkbox"/> Subdivision <input checked="" type="checkbox"/> Site Plan <input type="checkbox"/> maj <input type="checkbox"/> minor <input type="checkbox"/> mm <input type="checkbox"/>
Permit Taken By: <i>Mary Gresik</i>	Date Applied For: <i>07 November 1996</i>			<b>Zoning Appeal</b> <input type="checkbox"/> Variance <input type="checkbox"/> Miscellaneous <input type="checkbox"/> Conditional Use <input type="checkbox"/> Interpretation <input type="checkbox"/> Approved <input type="checkbox"/> Denied

- This permit application doesn't preclude the Applicant(s) from meeting applicable State and Federal rules.
- Building permits do not include plumbing, septic or electrical work.
- 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..

*David P. Littell  
Sprint Spectrum  
c/o Pierce Atwood  
1 Monument Sq  
Portland, ME 04101  
791-1300*

*Appeal tabled  
12/21/96  
revised to  
mm file*

**PERMIT ISSUED WITH LETTER**

**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 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 provisions of the code(s) applicable to such permit

*09 Dec 96 - Permit Routed  
07 November 1996*

SIGNATURE OF APPLICANT: <i>David Littell</i>	ADDRESS: <i>Michael Polakovich/Sprint Spectrum</i>	DATE: <i>02 Dec 96</i>	PHONE:
RESPONSIBLE PERSON IN CHARGE OF WORK, TITLE			PHONE:

**Action:**  
 Approved  
 Approved with Conditions  
 Denied

Date: \_\_\_\_\_

**CEO DISTRICT**

Inspection Services  
P. Samuel Hoffses  
Chief



Planning and Urban Development  
Joseph E. Gray Jr.  
Director

## CITY OF PORTLAND

December 12, 1996

Sprint Spectrum  
135 Commerce Way  
Portsmouth, N.H. 03801-3263

RE:503-525 Presumpscot St.

Dear Sir,

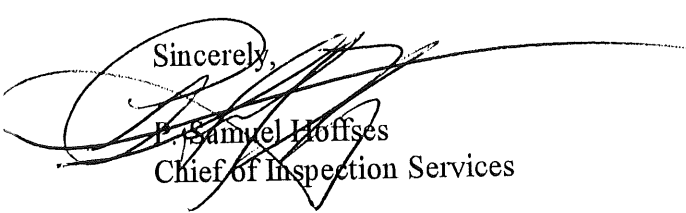
Your application to erect a 180' Monopole Tower with a 7' x 9' platform been reviewed and a permit is herewith issued subject to the following requirements. This permit does not excuse the applicant from meeting applicable State and Federal laws.

**NO CERTIFICATE OF OCCUPANCY WILL BE ISSUED UNTIL ALL REQUIREMENTS OF THIS LETTER ARE MET.**

### Site Plan Review Requirements

Building Inspection : Approved. M. Schmuckal  
Development Review Coordinator : Approved S. Hopkins  
Planning Div. Approved : S. Hopkins  
Fire Dept. : Approved: Lt. Mc Dougall

Sincerely,

  
P. Samuel Hoffses  
Chief of Inspection Services

cc: M. Schmuckal , S. Hopkins, Lt. Mc Dougall



**CITY OF PORTLAND, MAINE  
DEVELOPMENT REVIEW APPLICATION  
PLANNING DEPARTMENT PROCESSING FORM**

96112602

I. D. Number

Applicant Sprint Spectrum  
135 Commerce Way, Suite 200

26 November 1996  
Application Date

Applicant's Mailing Address Portsmouth, NH 03801

Project Name/Description

Consultant/Agent Nancy Bozenhard  
Nancy Bozenhard - Patriot Field Svcs

503-505 Presumpscott

Address of Proposed Site

415-B-006

Applicant or Agent Daytime Telephone, Fax  
637-2180 Nancy - Contact

Assessor's Reference: Chart-Block-Lot

Proposed Development (check all that apply):  
 New Building  Building Addition  Change of Use  Residential  
 Office  Retail  Manufacturing  Warehouse/Distribution  Other (specify) Communications Tower

134,876 Sq Ft

Proposed Building Square Feet or # of Units

Acreage of Site

Zoning I-2

**Check Review Required:**

- |   |  |  |  |
|---|--|--|--|
| <input checked="" type="checkbox"/> Site Plan (major/minor) | <input type="checkbox"/> Subdivision # of lots _____ | <input type="checkbox"/> PAD Review            | <input type="checkbox"/> 14-403 Streets Review   |
| <input type="checkbox"/> Flood Hazard                       | <input type="checkbox"/> Shoreland                   | <input type="checkbox"/> Historic Preservation | <input type="checkbox"/> DEP Local Certification |
| <input type="checkbox"/> Zoning Conditional Use (ZBA/PB)    | <input type="checkbox"/> Zoning Variance             | <input type="checkbox"/> Single-Family Minor   | <input type="checkbox"/> Other _____             |

Fees paid: site plan 300.00 subdivision \_\_\_\_\_

**Approval Status:**

Reviewer Marge Schmedel

- Approved  Approved w/Conditions listed below  Denied

- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

Approval Date 12/11/96 Approval Expiration \_\_\_\_\_ date Extension to \_\_\_\_\_ date  Additional Sheets Attached

Condition Compliance \_\_\_\_\_ signature \_\_\_\_\_ date \_\_\_\_\_

Performance Guarantee  Required\*  Not Required

\* No building permit may be issued until a performance guarantee has been submitted as indicated below

- |   |                            |                               |                             |
|---|----------------------------|-------------------------------|-----------------------------|
| <input type="checkbox"/> Performance Guarantee Accepted | _____ date _____           | _____ amount _____            | _____ expiration date _____ |
| <input type="checkbox"/> Inspection Fee Paid            | _____ date _____           | _____ amount _____            |                             |
| Performance Guarantee Reduced                           | _____ date _____           | _____ remaining balance _____ | _____ signature _____       |
| Performance Guarantee Released                          | _____ date _____           | _____ signature _____         |                             |
| Defect Guarantee Submitted                              | _____ submitted date _____ | _____ amount _____            | _____ expiration date _____ |
| Defect Guarantee Released                               | _____ date _____           | _____ signature _____         |                             |

Address: 503-505 Presumpscott St



**CITY OF PORTLAND, MAINE  
DEVELOPMENT REVIEW APPLICATION  
PLANNING DEPARTMENT PROCESSING FORM**

96112602

I. D. Number

Applicant Sprint Spectrum  
135 Commerce Way, Suite 200

26 November 1996  
Application Date

Applicant's Mailing Address Portsmouth, NH 03801

503-505 Presumpscott  
Project Name/Description

Consultant/Agent Nancy Bozenliard - Patriot Field Svcs

Address of Proposed Site 415-B-006

Applicant or Agent Daytime Telephone, Fax  
637-2180 Nancy - Contact

Assessor's Reference: Chart-Block-Lot

Proposed Development (check all that apply):  
 Office  Retail  Manufacturing  Warehouse/Distribution  Other (specify) Residential Communications Tower  
 New Building  Building Addition  Change of Use

Proposed Building Square Feet or # of Units 134,876 Sq Ft Acreage of Site I-2 Zoning

**Check Review Required:**

- |   |  |  |  |
|---|--|--|--|
| <input checked="" type="checkbox"/> Site Plan (major/minor) | <input type="checkbox"/> Subdivision # of lots _____ | <input type="checkbox"/> PAD Review            | <input type="checkbox"/> 14-403 Streets Review   |
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| <input type="checkbox"/> Zoning Conditional Use (ZBA/PB)    | <input type="checkbox"/> Zoning Variance             | <input type="checkbox"/> Single-Family Minor   | <input type="checkbox"/> Other _____             |

Fees paid: site plan 300.00 subdivision \_\_\_\_\_

Reviewer [Signature]

**Approval Status:**

- Approved  Approved w/Conditions listed below  Denied

- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

Approval Date 11/26/96 Approval Expiration \_\_\_\_\_ date Extension to \_\_\_\_\_ date  Additional Sheets Attached

Condition Compliance \_\_\_\_\_ signature \_\_\_\_\_ date

Performance Guarantee  Required\*  Not Required

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Performance Guarantee Reduced	_____ date	_____ remaining balance	_____ signature
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Defect Guarantee Released	_____ date	_____ signature	

Address: 503-505 Presumpscott



**CITY OF PORTLAND, MAINE  
DEVELOPMENT REVIEW APPLICATION  
PLANNING DEPARTMENT PROCESSING FORM**

98112602

I. D. Number

Applicant Sprint Spectrum  
135 Commerce Way, Suite 200

26 November 1996  
Application Date

Applicant's Mailing Address Portsmouth, NH 03801

Project Name/Description  
503-505 Prospect

Consultant/Agent Nancy Rosenhard - Patriot Field Serv

Address of Proposed Site 415-B-006

Applicant or Agent Daytime Telephone, Fax  
637-2180 Nancy - Contact

Assessor's Reference: Chart-Block-Lot

Proposed Development (check all that apply):  
 New Building  Building Addition  Change of Use  Residential  
 Office  Retail  Manufacturing  Warehouse/Distribution  Other (specify) Communications Tower

Proposed Building Square Feet or # of Units 134,876 Sq Ft      Acreage of Site 1-2      Zoning

**Check Review Required:**

- |   |  |  |  |
|---|--|--|--|
| <input checked="" type="checkbox"/> Site Plan (major/minor) | <input type="checkbox"/> Subdivision # of lots _____ | <input type="checkbox"/> PAD Review            | <input type="checkbox"/> 14-403 Streets Review   |
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| <input type="checkbox"/> Zoning Conditional Use (ZBA/PB)    | <input type="checkbox"/> Zoning Variance             | <input type="checkbox"/> Single-Family Minor   | <input type="checkbox"/> Other _____             |

Fees paid: site plan 300.00 subdivision \_\_\_\_\_

**Approval Status:**

Reviewer Sarah Hopkins

- Approved       Approved w/Conditions listed below       Denied

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_

Approval Date 12/5/96      Approval Expiration \_\_\_\_\_ date      Extension to \_\_\_\_\_ date       Additional Sheets Attached

Condition Compliance \_\_\_\_\_ signature \_\_\_\_\_ date

Performance Guarantee  Required\*       Not Required

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|---|----------------------|-------------------------|-----------------------|
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Address: \_\_\_\_\_



**CITY OF PORTLAND, MAINE  
DEVELOPMENT REVIEW APPLICATION  
PLANNING DEPARTMENT PROCESSING FORM**

96112602

I. D. Number

Applicant Sprint Spectrum  
135 Commerce Way, Suite 200

26 November 1996  
Application Date

Applicant's Mailing Address Portsmouth, NH 03801

Project Name/Description

Consultant/Agent Nancy Bozenhard - Patriot Field Svcs

503-505 Presumpscott  
Address of Proposed Site 415-B-006

Applicant or Agent Daytime Telephone, Fax  
637-2180 Nancy - Contact

Assessor's Reference: Chart-Block-Lot

Proposed Development (check all that apply):  
 New Building  Building Addition  Change of Use  Residential  
 Office  Retail  Manufacturing  Warehouse/Distribution  Other (specify) Communications Tower

Proposed Building Square Feet or # of Units 134,876 Sq Ft      Acreage of Site \_\_\_\_\_      Zoning \_\_\_\_\_

**Check Review Required:**

- |   |  |  |  |
|---|--|--|--|
| <input checked="" type="checkbox"/> Site Plan (major/minor) | <input type="checkbox"/> Subdivision # of lots _____ | <input type="checkbox"/> PAD Review            | <input type="checkbox"/> 14-403 Streets Review   |
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Fees paid: site plan 300.00 subdivision \_\_\_\_\_

**Approval Status:**

- Approved       Approved w/Conditions listed below       Denied

Reviewer Sarah Hopkins

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_

Approval Date 12/5/96      Approval Expiration \_\_\_\_\_ date      Extension to \_\_\_\_\_ date       Additional Sheets Attached

Condition Compliance \_\_\_\_\_ signature \_\_\_\_\_ date \_\_\_\_\_

Performance Guarantee  Required\*       Not Required

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| Defect Guarantee Submitted                              | _____ submitted date _____ | _____ amount _____            | _____ expiration date _____ |
| Defect Guarantee Released                               | _____ date _____           | _____ signature _____         |                             |

Address: 503-505 Presumpscott St





## CITY OF PORTLAND

December 9, 1996

Nancy Bozenhard  
135 Commerce Way Suite 200  
Portsmouth, NH 03801

Re: 503-505 Presumpscott Street Communication Tower

Dear Ms. Bozenhard:

On December 5, 1996 the Portland Planning Authority granted minor site plan approval for the proposed communications structures on Presumpscott Street.

The approval is based on the submitted site plan. If you need to make any modifications to the approved site plan, you must submit a revised site plan for staff review and approval.

Please note the following provisions and requirements for all site plan approvals:

1. The site plan approval will be deemed to have expired unless work in the development has commenced within one (1) year of the approval or within a time period agreed upon in writing by the City and the applicant. A one year extension may be granted by this department if requested by the applicant in writing prior to the expiration date of the site plan.
2. A performance guarantee in a form acceptable to the City of Portland and an inspection fee equal to 1.7% of the performance guarantee will have to be posted before beginning any site construction or issuance of a building permit.
3. A defect guarantee, consisting of 10% of the performance guarantee, must be posted before the performance guarantee will be released. w/a
4. Prior to construction, a preconstruction meeting shall be held at the project site with the contractor, development review coordinator, Public Work's representative and owner to review the construction schedule and critical aspects of the site work. At that time, the site/building contractor shall provide three (3) copies of a detailed construction schedule to the attending City representatives. It shall be the contractor's responsibility to arrange a mutually agreeable time for the preconstruction meeting.

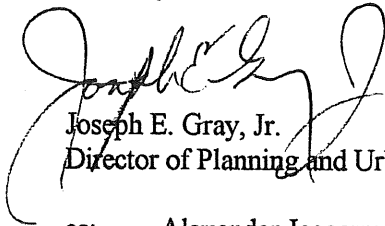
O:\PLAN\ORDAMEND\RADIO\503PRSM.P

5. If work will occur within the public right-of-way such as utilities, curb, sidewalk and driveway construction, a street opening permit(s) is required for your site. Please contact Carol Merritt at 874-8300, ext. 8828. (Only excavators licensed by the City of Portland are eligible.)

The Development Review Coordinator (874-8300 ext. 8722) must be notified five (5) working days prior to date required for final site inspection. Please make allowances for completion of site plan requirements determined to be incomplete or defective during the inspection. This essential as all site plan requirements must be completed and approved by the Development Review Coordinator prior to issuance of a Certificate of Occupancy. Please schedule any property closing with these requirements in mind.

If there are any questions, please contact the Planning Staff.

Sincerely,



Joseph E. Gray, Jr.  
Director of Planning and Urban Development

cc: Alexander Jaegerman, Chief Planner  
Sarah Hopkins, Senior Planner  
✓ P. Samuel Hoffses, Chief of Building Inspections  
Marge Schmuckal, Zoning Administrator  
Kathi Staples PE, City Engineer  
Development Review Coordinator  
William Bray, Deputy Director/City Traffic Engineer  
Jeff Tarling, City Arborist  
Natalie Burns, Associate Corporation Counsel  
Lt. Gaylen McDougall, Fire Prevention  
Mary Gresik, Building Permit Secretary  
Kathleen Brown, Assistant Director of Economic Development  
Susan Doughty, Assessor's Office  
Approval Letter File



Sprint Spectrum L.P.

135 Commerce Way, Suite 200 Telephone: 603.422.6000  
Portsmouth, NH 03801-3263 Fax: 603.430.7620

November 25, 1996

City of Portland Review Committee  
389 Congress St.  
Portland, Me. 04101

Dear Committee Members:

SPRINT SPECTRUM respectfully requests your review and consideration of our application for minor site plan approval for the placement of a communications monopole and related equipment at 503-525 Presumpscot Street. This facility would be placed within a lot owned by Merrill Industries, Inc.; a copy of the Memorandum of Option Agreement is enclosed. Also enclosed is a copy of the site plan and our written statement.

SPRINT SPECTRUM is working to build a network that will provide the availability of Personal Communication Service (PCS) to the citizens of your community. With an exciting new range of communication options and a dramatically improved quality of transmission, PCS will allow consumers to perform tasks at the time and place of their choosing. PCS is a family of products offering services such as portable phones, pagers, fax transmission, mobile data transmission and products which combine voice and data services.

With your approval, this integral component of our network would introduce and offer a technologically advanced service to meet the rapidly changing and varied communication needs of the residents and businesses of the City of Portland.

If you have any questions, please feel free to call me at 637-2180. On behalf of SPRINT SPECTRUM, I thank you for your time and consideration in reviewing this request.

Sincerely,

*Nancy Bozenhard*  
NANCY BOZENHARD

503-505 Presumpscot St

## WRITTEN STATEMENT

### LOT USAGE

The lot is currently vacant. The project is for the placement of a communications monopole and a 5' x 8' equipment platform and a gravel access drive from Presumpscot Street.

### LAND AREA

The total land area of the site is 2.78 acres. The area to be used by Sprint Spectrum is 2,250 square feet to be enclosed by a chain link fence. Access to the site will be via a 12-foot wide gravel drive to run approximately 280 feet from Presumpscot Street to the fenced enclosure area.

### EASEMENTS

Sprint Spectrum has been granted a 25-foot utility and access easement, as shown on the enclosed site plan.

### SOLID WASTE

There is no solid waste generated by this facility.

### OFF-SITE FACILITIES

This site is to be accessed from Presumpscot Street. Visits to the site by Sprint Spectrum technicians will average once or twice per month. There are no requirements for water or sewer associated with this project.

### SURFACE DRAINAGE

The area of proposed development currently has a sheet runoff of surface water mostly in a west to east direction. The area has a growth of low brush and small trees.

The post-development site will be cleared of the existing growth, but less than 50 square feet of the 2,100 square feet total will become impervious ground coverage and will not significantly increase surface runoff. Minimal grading will be required which will have no significant impact on the existing surface runoff pattern. The development will not add more water to Presumpscot Street and will not significantly impact the neighboring property with water runoff.

### CONSTRUCTION PLAN AND ESTIMATED COST

The construction of this project will begin within two days of securing the building permit and that total construction and implementation will require four to six weeks. The estimated cost of construction is \$150,000. Construction of monopole sites generally adhere to the following schedule:

- 1) Surveyors will re-define the lease/construction area and access way to the site;
- 2) The lease area will be cleared of trees, stumps, and other debris;
- 3) The access way and lease area will be excavated to remove topsoil, and bank run gravel will be placed to a depth of 12" on the access way;
- 4) Geo-technical analysis will be performed to determine foundation requirements;
- 5) Foundation area is excavated and forms placed for monopole and for 5' x 8' equipment platform pillar supports;
- 6) Concrete is poured and allowed to set; forms are removed and concrete allowed to cure;
- 7) Monopole is placed;
- 8) Equipment platform, transmission/receiving equipment, cabling and ancillary equipment is installed;
- 9) Utility service is connected;
- 10) Lease area and access way is leveled with crushed gravel/crushed stone to a depth of 6";
- 11) Security fencing and gate are installed.

### REGULATORY APPROVAL

The placement of the 180-foot monopole at this site is in compliance with Federal Aviation Administration regulations. Enclosed please find the appropriate documentation.

### EVIDENCE OF FINANCIAL TECHNICAL CAPACITY

Please see the enclosed letter.

### APPLICANT'S TITLE TO SITE

Please see the enclosed Memorandum of Option Agreement and Affidavit.

### DESCRIPTION OF NATURAL AREAS

There are no known unusual natural areas, wildlife or fishery habitats

or archeological sites on or near the project site. The site will have erosion control protection during construction. Areas of the property disturbed by the work and not covered by the fenced site or driveway, shall be graded to a uniform slope, fertilized, seeded and covered with mulch.



Because You Want It  
Right On The  
First Approach.

October 3, 1996

Site ID# 68F

To Whom It May Concern:

Airspace Safety Analysis Corporation (ASAC) has conducted an aeronautical study on October 3, 1996 for Sprint PCS. The study was to determine a proposed structure's effect, if any, on navigable airspace. ASAC's study is conducted in accordance with the Federal Aviation Regulations (FAR) Part 77 and the Federal Communications Commission (FCC) Part 17. The proposed construction site is located near Portland, Maine. The NAD 83 site coordinates are Latitude 43° 41' 58.39" North, Longitude 070° 15' 30.29" West. The site has a surface elevation of 34 feet above mean sea level (MSL), the structure has a proposed height of 199 feet above ground level (AGL), which includes the additional height of any antennas, etc. This gives an overall structure height above mean sea level of 233 feet AMSL.

The nearest airport from the proposed construction site is PORTLAND INTERNATIONAL JETPORT. The airport reference point at this public use, instrumented airport is located 23,577 feet or 3.88 nautical miles on a True Bearing of 214.40 degrees from the proposed site. The nearest landing surface, the approach end of Runway 18 at PORTLAND INTERNATIONAL JETPORT is located 20,915 feet or 3.44 nautical miles on a True Bearing of 218.24 degrees from the proposed site. The runway elevation at this point is 45 feet MSL.

Federal Aviation Regulations (FAR) Part 77 proscribes various airspace surfaces and slopes which, if exceeded, require the sponsor of the structure to provide the Federal Aviation Administration with Notice of Proposed Construction. FCC Part 17 also specifies this requirement. Additionally FAR 77 Subpart C proscribes various airspace surfaces and slopes which, if exceeded, require the FAA to provide public notice inviting comments prior to issuing a determination. Subpart C also proscribes surfaces and slopes which, if exceeded, would identify the proposed structure as a Hazard to navigable airspace.

Two Crown Center  
1745 Phoenix Boulevard  
Suite 120

Atlanta, Georgia 30349

770/994-1557 • FAX 770/994-1637

STV 11355 96A

Page 1

ASAC has determined that a structure height of 199 feet AGL (233 feet AMSL) at this site would not exceed any FAR Part 77 or FCC Rules Part 17 notice requirement surface. Therefore, FAA Notice of Proposed Construction is not required for this structure.

Should you have any questions regarding this letter or the study conducted by ASAC, please feel free to contact my office anytime at (770) 994-1557.

Sincerely,

AIRSPACE SAFETY ANALYSIS CORPORATION



Kenneth R. Patterson



Because You Want It  
Right On The  
First Approach



*Sprint Spectrum L.P.*

**Robert M. Neumeister, Jr.**  
Chief Financial Officer  
4717 Grand  
Kansas City, MO 64112  
Phone: 816/559-1400

Dear Madam/Sir:

Sprint Spectrum L.P. is a new business begun in October 1994. The Venture is a partnership consisting of Sprint Corporation, the nation's third largest long distance provider, Tele-Communications, Inc., the nation's largest cable television provider, Cox Communications and Comcast Corporation, the nation's third and fourth largest cable providers, respectively. Sprint Spectrum intends to become a national, full service provider of wireless communications products and services. The Venture expects to launch its service in the second half of 1996.

As a partnership, the Venture does not provide external financial information. While Sprint Spectrum is a development stage company with no operating history, in assessing the credit worthiness of the Venture prospective creditors should consider the following:

- The partners have invested over \$2.2 Billion of cash in the Venture to date and intend to contribute another \$2 Billion.
- Each of the partners has a strong financial position and the Venture represents a major, strategic investment for each of them. Financial statements for any of the partners are available upon request.
- The major telecom infrastructure vendors intend to finance the procurement of equipment and construction of the network.

Sprint Spectrum has the full support and funding of its partners and vendors. As such, Sprint Spectrum stands behind its obligations.

Regards,

Robert M. Neumeister, Jr.  
Chief Financial Officer

Finance Committee

**STV Partners  
Finance Committee Contact List**

**Sprint**

2330 Shawnee Mission Parkway  
Westwood, KS 66205

M. Jeannine Strandjord  
Senior Vice President & Treasurer  
(W) 913-624-3211  
Fax 913-624-8426

Secretary: Sandy Sewell 913-624-3445

**Tele-Communications, Inc.**

P.O. Box 5630  
Denver, CO 80217

Bernard W. Schotters  
Senior Vice President - Finance & Treasurer  
(W) 303-267-5050  
Fax 303-488-3200

Secretary: Sue Seiden 303-267-5047

**Comcast Corporation**

1500 Market St., 35th Floor  
Philadelphia, PA 19102

John Alchin  
Senior Vice President & Treasurer  
(W) 215-981-7503  
Fax 215-981-7744

Secretary: Ann Corcoran 215-981-7552

**Cox Enterprises, Inc.**

1400 Lake Hearn Drive  
Atlanta, GA 30319

Janet Lavine  
Assistant Treasurer  
(W) 404-843-5030  
Fax 404-843-5142

Secretary: Vivian 404-843-5107

***SPRINT TELECOMMUNICATIONS VENTURE***

**MEMORANDUM**

**DATE 10/25/95**

---

**TO: MTA Budget Managers**  
**FROM: Ted Bolerjack**  
**RE: Federal Tax LD. Numbers For the Venture**

**The following are the Federal tax identification numbers for the different entities associated with the venture:**

<b>Sprint Spectrum, L.P.</b>	<b>48-1165241</b>
<b>MajorCo, L.P.</b>	<b>48-1165242</b>
<b>MinorCo, L.P.</b>	<b>48-1165243</b>
<b>MajorCo Sub, L.P.</b>	<b>48-1165245</b>
<b>NewTelco, L.P.</b>	<b>48-1165246</b>
<b>WirelessCo, L.P.</b>	<b>48-1172930</b>
<b>PhillieCo, L.P.</b>	<b>48-1157552</b>

MEMORANDUM OF OPTION AGREEMENT

Site Name: Falmouth

Site ID: NH/M 68F

This memorandum evidences that an option was made and entered into by written Option Agreement dated October 23, 1996, between Merrill Industries, Inc. ("Owner") and Sprint Spectrum L.P., a Delaware limited partnership ("Sprint Spectrum"), the terms and conditions of which are incorporated herein by reference.

Such Agreement provides in part that Owner grants to Sprint Spectrum an option to lease a certain site ("Site") located at Presumpscot Street, City of Portland, County of Cumberland, State of Maine, within the property of Owner which is described on Exhibit A attached hereto, pursuant to a PCS Site Agreement. The term of the option commenced on October 23, 1996, and will terminate on 12:10 (a.m.) p.m. (EST time) on April 22, 1997.

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the day and year first above written.

OWNER: Merrill Industries, Inc.

By: [Signature]  
Title: [Signature]

See Exhibit 2a for Continuation of Owner Signatures

Address: 601A Denmark St  
Portland, ME 04102

Date: 27 October 96

Sprint Spectrum L.P.,  
a Delaware limited partnership

By: [Signature]  
Name: Steven Paisner

Title: Director Engineering & Operations  
New Hampshire/Maine MTA

Address: 135 Commerce Way, Suite 200  
Portsmouth, NH 03801

Date: 11-1-96

Owner Initials \_\_\_\_\_  
Sprint Spectrum Initials A. Paisner 11-1-96

STATE OF MAINE  
COUNTY OF CUMBERLAND

The foregoing instrument was acknowledged before me this 23<sup>rd</sup> day of OCTOBER, 1996,  
 by PAUL D MERRILL,  by \_\_\_\_\_, as PRESIDENT of  
MERRILL INDUSTRIES INC, a MAINE corporation, on behalf of the corporation, by  
\_\_\_\_\_, partner (or agent) on behalf of \_\_\_\_\_, a partnership.

(AFFIX NOTARIAL SEAL)

Anthony A. Tennessee  
(Official Notary Signature)

Anthony A. Tennessee  
(Printed or Typed Name of Notary)

My Commission Expires: 9/1/99

STATE OF NEW HAMPSHIRE  
COUNTY OF ROCKINGHAM

The foregoing instrument was acknowledged before me this 1<sup>st</sup> day of November, 1996,  
by Steven Paisner, as Director Engineering & Operations, New Hampshire/Maine MTA of Sprint Spectrum  
L.P., a Delaware limited partnership, on behalf of Sprint Spectrum L.P.

(AFFIX NOTARIAL SEAL)

Carol Donahue McEleney  
(Official Notary Signature)

CAROL DONAHUE McELENEY, Notary Public  
My Commission Expires July 31, 2001  
\_\_\_\_\_  
(Printed or Typed Name of Notary)

My Commission Expires:

**EXHIBIT A\***  
**SITE DESCRIPTION**

Site Name Falmouth

Site I.D. NH/M 68F

Site situated on Presumpscot Street, in the City of Portland, County of Cumberland, State of Maine, being Tax Map 415, Block B, Lot 6, commonly described as follows:

Legal Description: A portion of the property described as parcel 14 in deed of Paul D. Merrill, personal representative of the estate of Paul E. Merrill to Merrill Industries, Inc. dated September 14, 1983 and recorded in Cumberland County Registry of Deeds in Book 6284, Page 72.

Sketch of Site: See attached

Owner Initials

*PM*

Sprint Spectrum Initials

*Steven Palmer 11/4/96*

Note: Owner and Sprint Spectrum may, at Sprint Spectrum's option, replace this Exhibit with an exhibit setting forth the legal description of the property on which the Site is located and/or an as-built drawing depicting the Site.

|||||

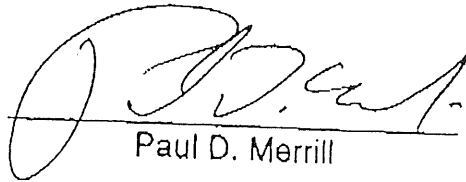


AFFIDAVIT

City of Portland, Maine -- Planning Department

I, Paul D. Merrill, President of Merrill Industries, Inc., with an address of 601 Danforth St., Portland, Maine, hereby authorize Sprint Spectrum to apply for the necessary approvals associated with the installation of a communications tower and related equipment to be placed at Map 415, Block B, Lot 6, located on Presumpscot Street, Portland, Me., which approvals shall affect only the area designated as lease area and access easement area on attached Exhibit A.

10/28/96  
Date

  
Paul D. Merrill

