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Planning and Development Department
Lee D. Urban, Director

Planning Division
Alexander Jaegerman, Director

September 27, 2007

Stephen R. Andrew
25 Middle Street
Portland, ME 04101

Re: 31 Lennox St., CBL: 430-A-008, Exemption for Retaining Wall

Dear Mr. Andrew:

Thank you for submitting a site plan exemption for the replacement of a retaining wall on your property at 31 Lennox Street. The location of the retaining wall is within the Shoreland Zone.

As I noted in my voice message to you on September 22, 2007, I cannot approve this request at this time. I recommend that you first get your permit from the Department of Environmental Protection (DEP) and as noted in your Natural Resources Conservation Service letter, I believe you need to obtain permission from the Army Corps of Engineers. Once you have those approvals, the Planning Office can then process your request for an exemption. I am returning your application, so you may resubmit for a site plan exemption along with copies of the DEP and Army Corps approvals.

For your information, I did present the plan at our weekly development review meeting for initial comments from staff members. Dan Goyette P.E, the City's consulting engineer, questioned the size of the proposed stones for the retaining wall. He suggested that you confirm with a professional engineer that the proposed stone size is adequate for the stability of the retaining wall.

The impacts of the Patriot Day Storm were far reaching. We will process your request for an exemption expediently, once you have received the other required approvals. Thank you for your consideration of this matter.

Sincerely,

Barbara Barhydt
Development Review Services Manager

cc: Alexander Jaegerman, Planning Division Director
Jeanne Bourke, Inspection Division Manager
— Margie Schmuckal, Zoning Administrator

