



YARMOUTH MAINE

To: Town Council
From: Erin Zwirko, Director of Planning & Development
Re: Proposed Forest Management Plan, 251 West Main Street
Date: March 13, 2024

As conditioned in the Planning Board's recommendation, I am providing the following comments on the proposed Forest Management Plan prepared by Jones Associates and presented by Julia Libby in support of her Contract Zone Agreement request for 251 West Main Street. I have reviewed these comments with Scott Couture, Tree Warden, and Nicholas Ciarimboli, Code Enforcement Officer, who are in concurrence.

- There are references in Sections B.4.a and B.4.b to actions that may be completed without a permit after consultation with the CEO and the Town Tree Warden. The Department of Planning & Development does not have a permit for tree cutting outside of the shoreland zone, so it is recommended that this language be revised to read "may be removed with written authorization after consultation with the Code Enforcement Officer and the Town Tree Warden."
 - Similarly in Section B.4.a.ii, there is a reference to a permit, which should be deleted.
- There are references throughout to consultation with the Code Enforcement Officer or the Town Tree Warden. It is recommended that "or" be replaced with "and." This recommendation is not intended to create an additional layer of review; rather, to ensure that both town officials are aware of activities related to the Forest Management Plan and can make a mutual determination. It does not advance the purposes of the Plan if the two officials are not aware of the decisions of the other.
- Section B.5.a requires the submittal of a revegetation plan. The paragraph should be revised to indicate that the revegetation plan shall be submitted to the Town Tree Warden and the Code Enforcement Officer for review and approval.
- Section D. Enforcement should be revised to indicate that enforcement actions shall include the requirement to submit a revegetation plan as outlined in Section B.5.a.
- The requirements of the Forest Management Plan shall be reprinted on the subdivision plan that, if approved by the Planning Board, will be recorded in the Cumberland County Registry of Deeds.

Erin Zwirko, AICP, LEED AP | Director of Planning & Development
207-846-2401 | ezwirko@yarmouth.me.us | yarmouth.me.us
200 Main Street, Yarmouth, ME 04096