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Mr. Nathan Poore, Town Manager
Mr. Dave Goldberg, Town Council Chair
271 Falmouth Road
Falmouth, ME 04105

December 1, 2015

Dear Nathan and Dave,

The Falmouth Land Trust would like to formally request being added to the next Town Council agenda for discussion and approval of the vacation of the public rights of incipient dedication in the Overlook Farms subdivision's roadways.

As you are aware, the Land Trust entered into a purchase and sale agreement last January to purchase the 62 acre approved subdivision from property owner, Kevin Smith. Following a quick campaign to raise \$700,000 by June 15, 2015, and with substantial financial support from the Town Council, the Trust closed on the property on June 17, 2015.

As part of our Memorandum of Understanding between the Town Council and Falmouth Land Trust (document attached), the Trust agreed to vacate the approved subdivision as soon as possible upon the Land Trust closing on the property.

Per advice from the Planning Department, the process of vacating a subdivision in Falmouth is a two-step process that involves both the Town Council and the Planning Board. The first step in this process is to obtain approval from the Town Council to vacate the town's rights of incipient dedication in the subdivision's roadways, in this case, Halter Road and Overlook Farm Road. There are no individuals or entities who have rights in the subdivision approval other than Falmouth Land Trust.

Following the Council's approval to vacate the town's rights of incipient dedication of this subdivisions roadways, Falmouth Land Trust will apply to the Planning Board to vacate the overall subdivision approval.

I hope this information along with the attached documents allows us to proceed as an agenda item at your next Council meeting.

Respectfully submitted,

Tommy Johnson
President

