

**Location** • 441 Pritham Ave. • Greenville Jct, ME 04442

June 30, 2020

Naomi Kirk-Lawlor  
Senior Planner, Land Use Planning Commission  
Maine Department of Agriculture, Conservation and Forestry  
18 Elkins Lane, Harlow Building, 4<sup>th</sup> Floor  
Augusta, ME 04333-0022

**Subject:** Declaration of Restrictive Covenants

Dear Naomi,

Attached please find the “Declaration of Restrictive Covenants” that Weyerhaeuser agrees to execute upon LUPC approval of Zoning Petition ZP 707 B.

In summary, the Declaration of Restrictive Covenants will apply to the 16,910 acres being rezoned (the Restricted Property), regardless of who owns it, until December 31, 2022 and will ensure the following restrictions:

- No “clearcut” may be created or established on the Restricted Property, and no timber harvesting or other activities that would result in a “clearcut” being created or established may be undertaken or permitted on the Restricted Property during the Term. Clearcuts solely as the result of a natural disaster such as fire, disease, insect infestation, or other natural causes through no fault of the owner of the Restricted Property (including clearcuts undertaken to prevent the spread of disease or to control or contain an insect infestation or other natural disaster) are permitted, so long as the owner of the Restricted Property establishes vegetative cover sufficient to prevent accelerated erosion on the affected area as soon as possible after the occurrence of the natural disaster.
- No “development” may occur or be permitted on the Restricted Property during the Term.
- During the Term, no owner may submit an application, petition, or request for, or seek approval of, any change in the “land use subdistrict” designation or boundaries of any portion of the Restricted Property.
- While the Restrictive Covenants are in place, the owner(s) of the Restricted Property will not have sufficient right, title, and interest to be granted any development permits or changes in land use subdistricts (this is expressly stated in the Restrictive Covenants).
- The terms “development” and “land use subdistrict” refer to LUPC’s definitions in Chapter 10 of LUPC’s rules, and the term “clearcut” refers to Maine Forest Service’s definitions in Chapter 20 of the MFS rules.

Please feel free to contact me if you have any questions.

Regards,



Luke Muzzy  
Senior Land Asset Manager

Enclosure: Proposed Form of Declaration