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STATE OF MAINE
CUMBERLAND, ss

SUPERIOR COURT
CIVIL ACTION
DOCKET NO. AP-18-20

CHRISTOPHER MUNZ
and JULIE MUNZ,

Plaintiffs

v.

ORDER ON MOTION FOR
CLARIFICATION

TOWN OF CAPE ELIZABETH,

and

MARGARET BIRLEM and
NOELLE C. DELUCA

Defendants

STATE OF MAINE
Cumberland ss Clerk's Office

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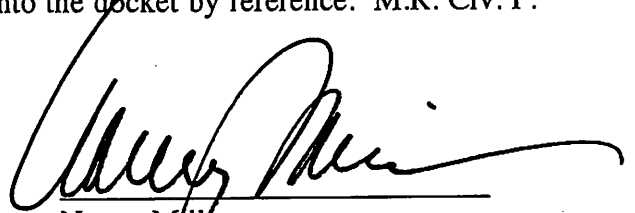
The entry in court's March 12, 2019 order is clarified as follows:

The Court VACATES the decision of Town of Cape Elizabeth Planning Board and REMANDS for further proceedings, including a new hearing, consistent with this decision. See M.R. Civ. P. 80B(m); Gensheimer v. Town of Phippsburg, 2005 ME 22, ¶ 25, 868 A.2d 161; Carroll v. Town of Rockport, 2003 ME 135, ¶ 31, 837 A.2d 148; Rams Head Partners, LLC v. Town of Cape Elizabeth, 2003 ME 131, ¶ 18, 834 A.2d 916; Sanborn v. Town of Eliot, 425 A.2d 629, 631 (Me. 1981). This Superior Court does not retain jurisdiction over this case. M.R. Civ. P. 80B(m).

The clerk is directed to incorporate this order into the docket by reference. M.R. Civ. P.

79(a).

Date: July 3, 2019


Nancy Mills
Justice, Superior Court

Entered on the Docket: 07/08/19
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