

Portland, Maine



Yes. Life's good here.

Danielle P. West-Chuhta  
Corporation Counsel

Anne M. Torregrossa  
Associate Counsel

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July 14, 2016

**NOTICE OF INTENT TO PROSECUTE**

David Duffy  
64 Jessica Lane  
South Portland, Maine 04106

RE: 11 Moody Street  
CBL003 A017001

To Whom it May Concern,

Please see the attached Inspection Violations. The City of Portland Fire Department has referred this matter to me for prosecution. In order to avoid prosecution, you must submit to Fire Prevention Bureau a plan of action to remedy the violations no later than **July 29, 2016**.

**YOUR FAILURE TO SUBMIT A PLAN OF ACTION  
WITHIN THE TIMEFRAME PROVIDED WILL RESULT IN  
LEGAL ACTION AND THE IMPOSITION OF CIVIL PENALTIES.**

Please feel free to contact Tori Ross of the Fire Prevention Bureau at (207)874-8400 with any questions. I look forward to your anticipated cooperation and appreciate your efforts to help keep the citizens of Portland safe.

Sincerely,

Anne M. Torregrossa  
Associate Corporation Counsel  
City of Portland

**CITY OF PORTLAND  
PORTLAND FIRE DEPARTMENT**

380 Congress Street  
Portland, Maine 04101

# 353913

**Inspection Violations**

<b>Owner/Manager</b> Duffy David		<b>Inspector</b> Daniel Small	<b>Inspection Date</b> 6/30/2016
<b>Location</b> 0011 MOODY ST	<b>CBL</b> 003 A017001	<b>Status</b> Failed	<b>Inspection Type</b> Fire Company-FP Routine Inspec

Code	Int/Ext	Floor	Unit No.	Area	Compliance Date
1) 73.15					
<b>Violation:</b>	NFPA 101- 31.3.1.1.1 VERTICAL OPENINGS NOT FIRE RATED; VERTICAL OPENINGS SHALL BE ENCLOSED OR PROTECTED IN ACCORDANCE WITH SECTION 8.6.				
<b>Notes:</b>	BREACHES IN PLASTER WALLS---REAR STAIRS				
2) 89.05					
<b>Violation:</b>	NFPA 1 EXCESSIVE/DISORDERLY STORAGE; REFERENCE NFPA 1 FOR EXCESSIVE FUEL-LOAD.				
<b>Notes:</b>	BASEMENT/FRONT/REAR STAIRS				
3) 91.30					
<b>Violation:</b>	NFPA 70 MISSING BREAKER IN PANEL; REFER TO NFPA 70, NATIONAL ELECTRICAL CODE, FOR INFORMATION ON MISSING BREAKERS IN AN ELECTRICAL PANEL.				
<b>Notes:</b>	BASEMENT				
<b>Comments:</b>					