



May 23, 2016

Repeta Thomas J

75 Watson St

Portland , ME 04103

CBL: 016 B012001

Located at 0060 MUNJOY ST

#### NOTICE OF INTENT TO PROSECUTE

Dear Owner/Manager/Occupant,

An inspection of the property located at the address referenced above revealed that the structure and premises fail to comply with NFPA 2009 Fire Code and/or NFPA Life Safety Codes. Attached is a list of those violations.

The above-referenced property is in violation of the Chapter 10, Fire Prevention and Protection, Article 1 of the Portland City Code (the "Code") and National Fire Protection Association (NFPA) 101 Life Safety Code. Please note that the Code is available online at [www.portlandmaine.gov](http://www.portlandmaine.gov).

This is a notice of intent to prosecute. As such, the matter is being referred to the City of Portland Corporation Council for legal action and possible civil penalties as provided for in Chapter 10, Fire Prevention and Protection, 10-25 of the Code and in Title 30- A.M.R.S.A. 4452.

Please be advised that you will need to contact the Fire Prevention Bureau at 207-874-8400 before the court date on the attached Reference to Court letter to either schedule a re-inspection or to submit a plan of action to correct these violations.

Sincerely,

A handwritten signature in black ink that reads "Capt. David Petrucci".

Portland Fire Department

Fire Prevention Bureau

CITY OF PORTLAND  
 PORTLAND FIRE DEPARTMENT

380 Congress Street  
 Portland, Maine 04101 #354519

Inspection Violations

<b>Owner/Manager</b> Repeta Thomas J		<b>Inspector</b> Daniel Small		<b>Inspection Date</b> 5/21/2016	
<b>Location</b> 0060 MUNJOY ST		<b>CBL</b> 016 B012001		<b>Status</b> Failed	
<b>Inspection Type</b> Fire Company-FP Routine Inspe					

Code	Int/Ext	Floor	Unit No.	Area	Compliance Date
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1) 89.05

**Violation:** NFPA 1 EXCESSIVE/DISORDERLY STORAGE; REFERENCE NFPA 1 FOR EXCESSIVE FUEL-LOAD.

**Notes:** STORAGE OF ITEMS IN STAIRWAYS

2) 91.35

**Violation:** NFPA 70 MISSING COVER ON PANEL; REFER TO NFPA 70, NATIONAL ELECTRICAL CODE, ON REQUIREMENTS OF MISSING COVER ON ELECTRICAL PANEL.

**Notes:** COMPLETE COVER MISSING OVER ELECTRICAL PANEL

3) 3.011

**Violation:** NFPA 101- 31.3.2.1.1 BOILER PROTECTION REQUIRED; THE AREAS DESCRIBED IN TABLE 31.3.2.1.1 SHALL BE PROTECTED AS INDICATED:  
 BOILER AND FUEL-FIRED HEATER ROOMS SERVING MORE THAN A SINGLE DWELLING UNIT (MINIMUM SEPARATION/PROTECTION IS 1 HOUR OR SPRINKLERS)

**Notes:** SPRINKLER COVERAGE REQUIRED FOR BASEMENT HEATING UNITS

4) 80.37

**Violation:** NFPA 101- 8.3.4.2 60 MINUTE FIRE DOOR REQUIRED; REFER TO NFPA 101- TABLE 8.3.4.2 THAT STATES FIRE DOOR ASSEMBLIES FOR VERTICAL SHAFTS (INCLUDING STAIRWAYS, EXITS, AND REFUSE CHUTES) ARE RATED AND REQUIRED FOR 1 HOUR.

**Notes:** BOTH STAIRWAYS

**Comments:** Inspections from Naviline Fire Inspections. 2 were listed.

- Boiler protection required
- Apt doors need to be 1 hr fire rated

STATE OF MAINE

DISTRICT COURT  
Location: Portland  
Docket No.

CITY OF PORTLAND and body politic and  
Corporate, located in the County of  
Cumberland and State of Maine,

Plaintiff,

**FIRE PREVENTION AND PROTECTION  
CODE VIOLATION**

**(M.R. CIV. P. 80H AND 80k)**

v.

Thomas J Repeta  
Defendant

SUMMONS NUMBER: 354519

This matter has been referred to the Corporation Counsel's Office for immediate legal action with respect to the code violations detailed in the attached letter. It has been assigned the above summons number and will be filed with the Portland District Court and will be assigned for an initial appearance at the Portland District Court 205 Newbury Street Portland, Maine 04101 at 8:30 A.M. on 08/08/2016. Please contact Tori Ross in Fire Prevention at (207)-874-8400 or via e-mail at [meservev@portlandmaine.gov](mailto:meservev@portlandmaine.gov) to set up an in-person meeting to meet with somebody in the Fire Prevention Bureau to resolve these issues or make alternative arrangements to relieve you of the requirement to appear in Court on 08/08/2016.

Dated:



Corporation Counsel  
City of Portland  
389 Congress St  
Portland, ME 04101  
207-874-8480

Danielle P. West-Clawtha  
Bar #9532