



PORTLAND

Strengthening a Remarkable City, Building

BMC INC

94 COMMERCIAL ST

PORTLAND, ME 04101

July 15, 2008

CBL: 030 A005001

Located at 94 COMMERCIAL ST

Dear BMC INC,

An evaluation of the above-referenced property on 07/14/2008 shows that the structure fails to comply with the Code of Ordinances of the City of Portland. The dumpster associated with Casco Bay Variety and Andy's Pub and has been found to be overflowing, unsanitary, and causing garbage and debris to go onto public property. Attached is a list of the violations.

This is a notice of violation pursuant to City of Portland Code of Ordinances. All referenced violations shall be corrected within 5 days of the date of this notice. A re-inspection of the premises will occur on 7/21/2008 at which time compliance will be required. Failure to comply will result in this office referring the matter to the City of Portland Corporation Counsel for legal action and possible civil penalties, as provided for in Section 1-15 of the Code.

This constitutes an appealable decision pursuant to Section 6-127 of the Code.

Please feel free to contact me if you wish to discuss the matter or have any questions.

Please be advised that the Portland City Council has amended the Building regulations to include a \$75.00 re-inspection fee. This violation will automatically cause a re-inspection at no charge. If there are any subsequent inspections, however, the \$75.00 fee will be assessed for each inspection.

Sincerely,

Suzanne Hunt @ (207) 874-8707
Code Enforcement Officer

COPY

CC: Alexander Murphy City Clerk Office, Business License Administrator
Mary Costigan Corporate Counsel City of Portland
Casco Bay Variety
Andy's Pub

Mary
Dumpster ongoing
issue- very nasty
Can I request
copy of contract
w/ Dumpster people
Suzanne

CITY OF PORTLAND
DEPARTMENT OF PLANNING & URBAN DEVELOPMENT
389 Congress Street
Portland, Maine 04101

Inspection Violations

Owner/Manager BMC INC		Inspector Suzanne Hunt	Inspection Date 7/14/2008
Location 94 COMMERCIAL ST	CBL 030 A005001	Status Re-Inspect 5 Days	Inspection Type Complaint-Inspection

Code	Int/Ext	Floor	Unit No.	Area	Compliance Date
1)	Exterior				
Violation:					
Notes: 12.46 City of Portland Code of Ordinances: Waste cannot be thrown of cause to be thrown in a public place. Dumpster over flow spreading into public places					
2)	Exterior				
Violation:					
Notes: 12.49 Cityof Portland Code of Ordinances: Failure to comply with order of Health Authority.					
3)	Exterior				
Violation:					
Notes: 11-26 City of Portland Code : Adequate dumpster size and pick up dates must be made adequate					

Comments: The dumpster is inadequate , there is a continual record of complaints and inspector notes on this violation. An adequate dumpster and pick up contract is needed.

COPY

From: Mary Costigan
To: Suzanne Hunt
Date: 7/15/2008 3:13:26 PM
Subject: Re: 94 Commercial dumpster

Good to hear. Let me me know if you have any future problems with her.

>>> Suzanne Hunt 7/15/2008 3:11:12 PM >>>

I called the building owner and requested that she meet with us on Friday at 1 p.m. She declined the meeting saying she was too busy, would call me when she had time. I told her that I had called BMC (dumpster co.) and was told pick ups were not being done because of over due fees. I explained that this info had led me to believe she was not taking this violation seriously.

I really wanted to send a message that this will not be tolerated.

Although she will not be meeting with us, I feel that a strong message has been delivered. I much appreciate your willingness to back me up. thank you, Suzanne

Suzanne Hunt Code Enforcement, 874-8707

**City of Portland
Inspection Services
RETURN OF SERVICE**

On the 15 day of July, 2008, I made service of the
_____ upon Vni

at ~~UAC~~ Andy's Andy's OK Por Pub

☒ By delivering a copy in hand.

_____ By leaving copies at the individual's dwelling house or usual place of abode with
a person of suitable age or discretion who resides therein and whose name is

_____ By delivering a copy to an agent authorized to receive service of process, and
whose name is _____

_____ By (describe other manner of service) _____

DATED: 7/15/08

Sgt. Huns
Signature of Person Making Service

Code Enforcement
Title

I have received the above-referenced documents

We will work w/ the
~~building owner~~ building owner
to exceed City specification
Signature of Person Receiving Service

_____ Refused to Sign

_____ Unable to Sign

**City of Portland
Inspection Services
RETURN OF SERVICE**

On the 15 day of July, 2008, I made service of the
upon Mr. B.M.C.

at 94 Commercial

☒

By delivering a copy in hand.

☐

By leaving copies at the individual's dwelling house or usual place of abode with
a person of suitable age or discretion who resides therein and whose name is

☐

By delivering a copy to an agent authorized to receive service of process, and
whose name is

☐

By (describe other manner of service)

DATED: 7-15-08

Suz Ann
Signature of Person Making Service

Code Enforcement City of PHL
Title

I have received the above-referenced documents

[Signature]
Signature of Person Receiving Service

☐ Refused to Sign

☐ Unable to Sign

776-1900

**City of Portland
Inspection Services
RETURN OF SERVICE**

On the 15th day of July, 2008, I made service of the
Cisco by Randy upon _____
at 94 Commercial

- ☒ By delivering a copy in hand.
- ☐ By leaving copies at the individual's dwelling house or usual place of abode with a person of suitable age or discretion who resides therein and whose name is _____
- ☐ By delivering a copy to an agent authorized to receive service of process, and whose name is _____
- ☐ By (describe other manner of service) _____

DATED: 7-15-08

Suz Haur
Signature of Person Making Service

Ci Officer City of Pt
Title

I have received the above-referenced documents

Vicki L. Lerman
Signature of Person Receiving Service

☐ Refused to Sign

☐ Unable to Sign