

**City of Portland, Maine – Building or Use Permit Application** 389 Congress Street, 04101, Tel: (207) 874-8703, FAX: 874-8716

Location of Construction: 27-29 Wharf St		Owner: J. Soley/Monopoly, Inc.		Phone:		Permit No: 970554	
Owner Address:		Lessee/Buyer's Name: Tony's Thai Taste, Inc.		Phone: 29 Wharf St Portland, ME 04101		Business Name:	
Contractor Name:		Address:		Phone: 775-7141		<div style="border: 2px solid black; padding: 5px; text-align: center;"> <b>PERMIT ISSUED</b>                  Permit Issued:  <b>JUN - 6 1997</b>  <b>CITY OF PORTLAND</b>                  Zone: CBL: 32 N 10             </div>	
Past Use: Restaurant		Proposed Use: Same		COST OF WORK: \$ _____ FIRE DEPT. <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied		PERMIT FEE: \$ 25.00 INSPECTION: Use Group: Type:	
Proposed Project Description: Conduct Outside Dining - 1997 Season		Signature: <i>[Signature]</i>		Signature: <i>[Signature]</i>		PEDESTRIAN ACTIVITIES DISTRICT (P.A.D.) Action: <input type="checkbox"/> Approved <input type="checkbox"/> Approved with Conditions <input type="checkbox"/> Denied Signature: _____ Date: _____	
Permit Taken By: Mary Gresik		Date Applied For: 27 May 1997					

- This permit application does not preclude the Applicant(s) from meeting applicable State and Federal rules.
- Building permits do not include plumbing, septic or electrical work.
- Building permits are void if work is not started within six (6) months of the date of issuance. False information may invalidate a building permit and stop all work..

- Special Zone or Reviews:**
- Shoreland
  - Wetland
  - Flood Zone
  - Subdivision
  - Site Plan maj  minor  mm

- Zoning Appeal**
- Variance
  - Miscellaneous
  - Conditional Use
  - Interpretation
  - Approved
  - Denied

- Historic Preservation**
- Not in District or Landmark
  - Does Not Require Review
  - Requires Review

- Action:**
- Approved
  - Approved with Conditions
  - Denied

Date: \_\_\_\_\_

**CERTIFICATION**

I hereby certify that I am the owner of record of the named property, or that the proposed work is authorized by the owner of record and that I have been authorized by the owner to make this application as his authorized agent and I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in the application is issued, I certify that the code official's authorized representative shall have the authority to enter all areas covered by such permit at any reasonable hour to enforce the provisions of the code(s) applicable to such permit

*[Signature]* 27 May 1997

SIGNATURE OF APPLICANT Tony Pseuduthin ADDRESS: \_\_\_\_\_ DATE: \_\_\_\_\_ PHONE: \_\_\_\_\_

RESPONSIBLE PERSON IN CHARGE OF WORK, TITLE \_\_\_\_\_ PHONE: \_\_\_\_\_

**PERMIT ISSUED  
WITH REQUIREMENTS**

CEO DISTRICT 2

**City of Portland, Maine – Building or Use Permit Application** 389 Congress Street, 04101, Tel: (207) 874-8703, FAX: 874-8716

Location of Construction: 27-29 Wharf St		Owner: J. Soley/Monopoly, Inc.		Phone:	
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		Signature: <i>[Signature]</i>		Signature: <i>[Signature]</i>	
Permit Taken By: Mary Gresik		Date Applied For: 27 May 1997		PEDESTRIAN ACTIVITIES DISTRICT (P.A.D.) Action: <input type="checkbox"/> Approved <input type="checkbox"/> Approved with Conditions <input type="checkbox"/> Denied	
		Signature:		Date:	

Permit No: 970554

**PERMIT ISSUED**

Permit Issued:  
**JUN - 6 1997**

**CITY OF PORTLAND**

Zone 3 CBL: B7

Zoning Approval: *shall also comply with conditions*

Special Zone or Reviews:

Shoreland *any traffic engineer*

Wetland *requirements*

Flood Zone *req*

Subdivision *req 6/4/97*

Site Plan *major*  minor  mm

**Zoning Appeal**

Variance

Miscellaneous

Conditional Use

Interpretation

Approved

Denied

**Historic Preservation**

Not in District or Landmark

Does Not Require Review

Requires Review

Action: *Outdoor cafe installation must conform w/ design standards*

Approved

Approved with Conditions

Denied

Date: *5/29/97*

*attached hereto.*

**PERMIT ISSUED WITH REQUIREMENTS**

*Condition: Outdoor cafe installation must conform w/ design standards*

**CERTIFICATION**

I hereby certify that I am the owner of record of the named property, or that the proposed work is authorized by the owner of record and that I have been authorized by the owner to make this application as his authorized agent and I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in the application is issued, I certify that the code official's authorized representative shall have the authority to enter all areas covered by such permit at any reasonable hour to enforce the provisions of the code(s) applicable to such permit

SIGNATURE OF APPLICANT: *Tony Phadunduthin* ADDRESS: DATE: 27 May 1997 PHONE:

RESPONSIBLE PERSON IN CHARGE OF WORK, TITLE PHONE:

White-Permit Desk Green-Assessor's Canary-D.P.W. Pink-Public File Ivory Card-Inspector

DA

CEO DISTRICT 2

*A. Rowe*

## Design Standards for Outdoor Cafe Installations on Wharf Street

Over the past few years, numerous establishments have opened outdoor cafes along Wharf Street. In order to avoid visual clutter and lend some consistency to the streetscape, the Historic Preservation Committee of the City of Portland has developed design standards which will apply to all outdoor cafe installations on Wharf Street. Attached is a construction specification to be followed in installing posts or stanchions to cordon off the seating area. All of the materials specified are readily available through local suppliers.

In addition to the attached construction specification, the following general design standards shall also apply:

- \* No decking shall be installed over the brick sidewalk.
- \* No continuous awnings shall be installed to cover dining area; umbrellas may be installed over individual tables
- \* Tables shall not exceed 4 feet in any dimension
- \* Lighting shall consist of removable, table-top lights only

Note: Any exceptions to these approved standards must be approved by the Historic Preservation Committee

<b>ACORD</b>				DATE (MM/DD/YY) 05/20/97	
PRODUCER HOLDEN AGENCY P O BOX 10610 PORTLAND MAINE 04104		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.			
INSURED TONY'S THAI TASTE 29 WHARF STREET PORTLAND ME 04101		COMPANIES AFFORDING COVERAGE COMPANY A FIRST SPECIALTY INSURANCE CORP COMPANY B COMPANY C COMPANY D			
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.					
CO LN	TYPE OF INSURANCE	POLICY NUMBER	POLICY EXPIRES DATE (MM/DD/YY)	POLICY EXPIRES DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> OWNERS & CONTRACTORS PROT	SMP0093008	10/18/96	10/18/97	GENERAL AGGREGATE \$ PRODUCTS - COMPOUND AGG \$ PERSONAL & ADV SBJRY \$ EACH OCCURRENCE \$1,000,000 FIRE DAMAGE (Any one fire) \$ 50,000 MED EXP (Any one person) \$ 1,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT \$ BODILY SBJRY (Per person) \$ BODILY SBJRY (Per workday) \$ PROPERTY DAMAGE \$
	DAMAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY \$ EACH ACCIDENT \$ AGGREGATE \$
	EXCESS LIABILITY <input type="checkbox"/> UMBRELLA FORM <input type="checkbox"/> OTHER THAN UMBRELLA FORM				EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS LIABILITY THE PROPRIETOR/PARTNER/EXECUTIVE OFFICERS ARE: <input type="checkbox"/> INCL <input type="checkbox"/> EXCL OTHER				STATUTORY LIMITS EACH ACCIDENT \$ DISEASE - POLICY LIMIT \$ DISEASE - EACH EMPLOYEE \$
Department of Operations/Location/Reference/SPECIAL Items THE CITY OF PORTLAND IS NAMED AS AN ADDITIONAL INSURED AS RESPECTS TO THE SIDEWALK TABLES FOR THE SUMMER OF 1997					
CITY OF PORTLAND 389 CONGRESS STREET PORTLAND ME 04104			SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL endeavor TO MAIL 10 DAYS BEFORE NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL NOT BE A WAIVER OF OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES. AUTHORIZED REPRESENTATIVE Andrea P. Charbonnet LC A		

MAY 20 '97 14:27

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PAGE.002

\*\* TOTAL PAGE.001 \*\*

DANA STREET

KINKO GIFT SHOP

GATE CLOSED TO ALL TRAFFIC AFTER 11:00 AM TO 6:00 AM

← FORE ST. → TONY'S THAI TASTE 27-29 WHARF ST.

WHARF STREET

40 FEET

19 FEET CIRCLES FOR WALKING

27 WHARF

BRASS LANTERN

HANGING CAN TAKE IN & OUT

DINING ROOM

LADIES' ROOM

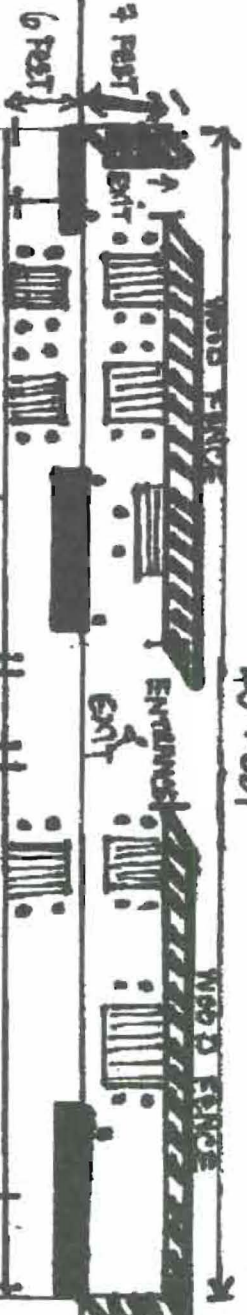
MEN'S ROOM

29 WHARF

KITCHEN

DINING ROOM

BAKERY



CONDITIONS FOR SIDEWALK OCCUPANCY PERMIT

Written consent and agreement relating to occupancy of the City of Portland sidewalk in the front, side, and/or rear of the building at:

27-29 WHARF STREET, PORTLAND, ME. 04101

in Portland, Maine, by the owner of the establishment being:

TONY D. PHADUNETHIN

doing business as: TONY'S THAI TASTE RESTAURANT:

hereby, to the fullest extent permitted by law, shall defend, indemnify and hold harmless the City, its officers and employees, from and against all claims, damages, losses and expenses, just or unjust, including, but not limited to costs of defense and attorney's fees, arising out of the establishment's occupancy of the sidewalk, provided that any such claims, damage, loss or expense (1) is attributable to bodily injury, sickness, disease, or death, or to injury to or destruction of tangible property including the loss of use therefrom, and (2) is caused in whole or in part by any negligent act or omission of the establishment, anyone directly or indirectly employed by it, or anyone for whose act it may be liable.

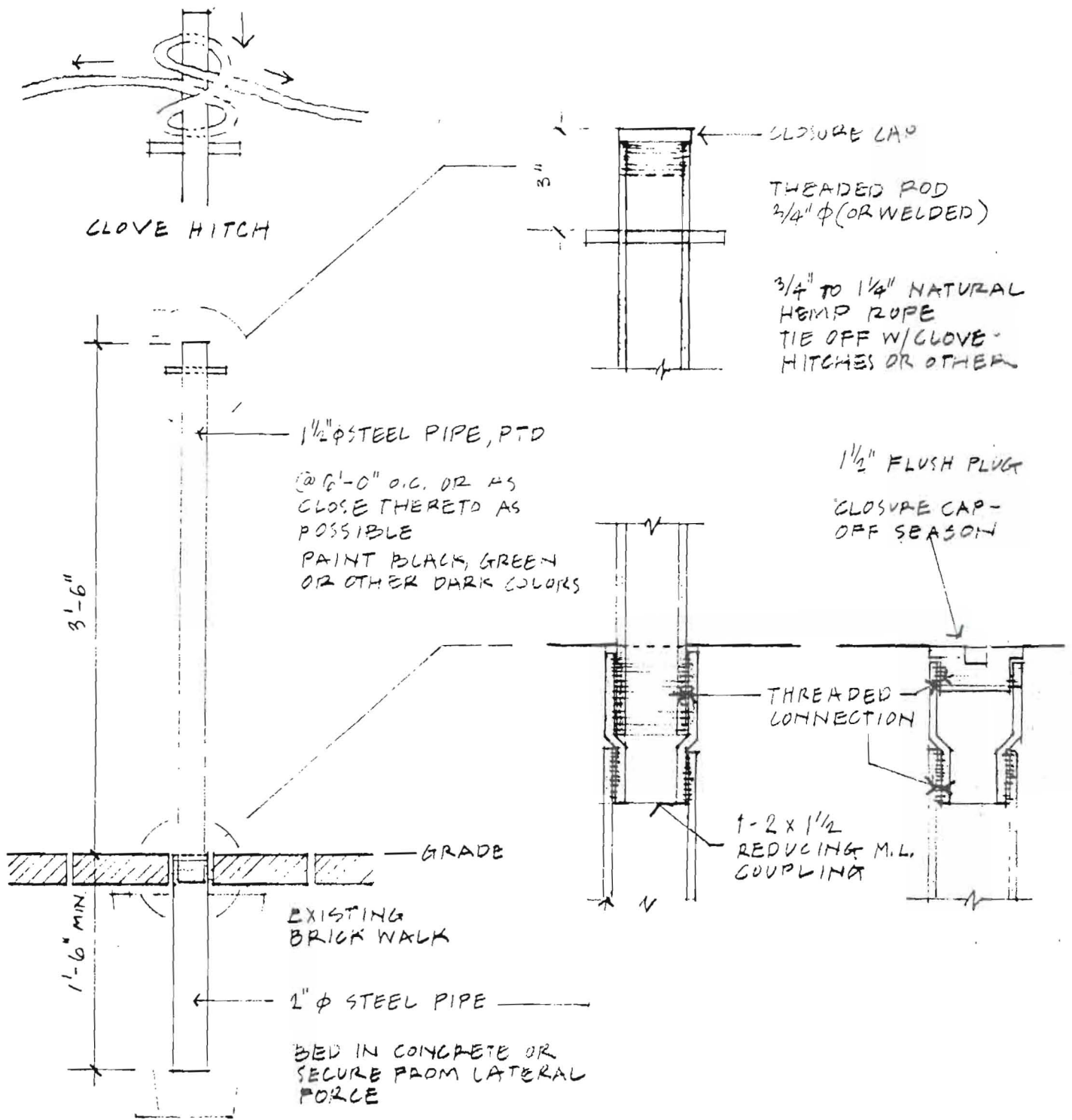
Signed and Acknowledged:

*Phadunethin*  
Establishment Owner

Dated:

5/15/97

# DESIGN STANDARD FOR OUTDOOR DINING



SECTION/ELEVATION

1"=1'-0"

DETAILS

3"=1'-0"

NOTES:  
POSTS NOT TO BE INSTALLED  
BEYOND THE GRANITE CURB LINE.

RECOMMENDED TO USE GALVANIZED  
PIPE, PTD.

POSTS TO BE REMOVED  
IN OFF-SEASON + HOLES  
TO BE CAPPED.

## BUILDING PERMIT REPORT

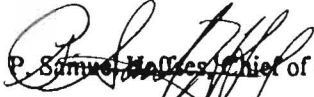
DATE: 5 June 97 ADDRESS: 27-29 Wharf ST.  
REASON FOR PERMIT: To Conduct outside Dining  
BUILDING OWNER: J. Soley/Manapoly, Inc.  
CONTRACTOR: Tony's Thai Taste, Inc.  
PERMIT APPLICANT: Tony Phadunduthin APPROVAL: \*1, \*26, \*27, \*28 **DECEID**

### CONDITION(S) OF APPROVAL

- X1. This permit does not excuse the applicant from meeting applicable State and Federal rules and laws.
2. Before concrete for foundation is placed, approvals from the Development Review Coordinator and Inspection Services must be obtained. (A 24 hour notice is required prior to inspection)
3. Precaution must be taken to protect concrete from freezing.
4. It is strongly recommended that a registered land surveyor check all foundation forms before concrete is placed. This is done to verify that the proper setbacks are maintained.
5. Private garages located beneath habitable rooms in occupancies in Use Group R-1, R-2, R-3 or I-1 shall be separated from adjacent interior spaces by fire partitions and floor/ceiling assembly which are constructed with not less than 1-hour fire resisting rating. Private garages attached side-by-side to rooms in the above occupancies shall be completely separated from the interior spaces and the attic area by means of ½ inch gypsum board or the equivalent applied to the garage means of ½ inch gypsum board or the equivalent applied to the garage side. (Chapter 4 Section 407.0 of the BOCA/1996)
6. All chimneys and vents shall be installed and maintained as per Chapter 12 of the City's Mechanical Code. (The BOCA National Mechanical Code/1993) U.L. 103.
7. Guardrail & Handrails A guardrail system is a system of building components located near the open sides of elevated walking surfaces for the purpose of minimizing the possibility of an accidental fall from the walking surface to the lower level. Minimum height all Use Groups 42" , except Use Group R which is 36". In occupancies in Use Group A, B, H-4, I-1, I-2 M and R and public garages and open parking structures, open guards shall have balusters or be of solid material such that a sphere with a diameter of 4" cannot pass through any opening. Guards shall not have an ornamental pattern that would provide a ladder effect.
8. Headroom in habitable space is a minimum of 7'6".
9. Stair construction in Use Group R-3 & R-4 is a minimum of 10" tread and 7 3/4" maximum rise. All other Use group minimum 11" tread, 7" maximum rise.
10. The minimum headroom in all parts of a stairway shall not be less than 80 inches.
11. Every sleeping room below the fourth story in buildings of use Groups R and I-1 shall have at least one operable window or exterior door approved for emergency egress or rescue. The units must be operable from the inside without the use of special knowledge or separate tools. Where windows are provided as means of egress or rescue they shall have a sill height not more than 44 inches (1118mm) above the floor. All egress or rescue windows from sleeping rooms shall have a minimum net clear opening height dimension of 24 inches (610mm). The minimum net clear opening width dimension shall be 20 inches (508mm), and a minimum net clear opening of 5.7 sq. ft.
12. Each apartment shall have access to two (2) separate, remote and approved means of egress. A single exit is acceptable when it exits directly from the apartment to the building exterior with no communications to other apartment units.
13. All vertical openings shall be enclosed with construction having a fire rating of at least one (1) hour, including fire doors with self closer's.
14. The boiler shall be protected by enclosing with (1) hour fire-rated construction including fire doors and ceiling, or by providing automatic extinguishment.
15. All single and multiple station smoke detectors shall be of an approved type and shall be installed in accordance with the provisions of the City's Building Code Chapter 9, Section 19, 920.3.2 (BOCA National Building Code/1996), and NFPA 101 Chapter 18 & 19. (Smoke detectors shall be installed and maintained at the following locations):
  - In the immediate vicinity of bedrooms
  - In all bedrooms
  - In each story within a dwelling unit, including basementsIn addition to the required AC primary power source, required smoke detectors in occupancies in Use Groups R-2, R-3 and I-1 shall receive power from a battery when the AC primary power source is interrupted. (Interconnection is required)



- 16. A portable fire extinguisher shall be located as per NFPA #10. They shall bear the label of an approved agency and be of an approved type.
- 17. The Fire Alarm System shall be maintained to NFPA #72 Standard.
- 18. The Sprinkler System shall maintained to NFPA #13 Standard.
- 19. All exit signs, lights, and means of egress lighting shall be done in accordance with Chapter 10 Section & Subsections 1023. & 1024. Of the City's building code. (The BOCA National Building Code/1996)
- 20. All construction and demolition debris must be disposed at the City's authorized reclamation site. The fee rate is attached. Proof of such disposal must be furnished to the office of Inspection Services before final Certificate of Occupancy is issued or demolition permit is granted.
- 21. Section 25-135 of the Municipal Code for the City of Portland states, "No person or utility shall be granted a permit to excavate or open any street or sidewalk from the time of November 15 of each year to April 15 of the following year".
- 22. The builder of a facility to which Section 4594-C of the Maine State Human Rights Act Title 5 MRSA refers, shall obtain a certification from a design professional that the plans commencing construction of the facility, the builder shall submit the certification to the Division of Inspection Services.
- 23. This permit does not excuse the applicant from obtaining any license which may be needed from the City Clerk's office.
- 24. Ventilation shall meet the requirements of Chapter 12 Sections 1210. of the City's Building Code.
- 25. All electrical and plumbing permits must be obtained by a Master Licensed holders of their trade.
- 26. Condition; shall also comply with any Traffic engineer requirements.
- 27. outside dining shall conform with design standards. (see attached)
- 28. No mounting, drilling or defacing any City Property without prior approval by Public Works.

  
P. Samuel Haffner, Chief of Code Enforcement

cc: Lt. McDougall, PFD  
Marge Schmuckal  
Ms. D. Andrews S.P.