

Location of Construction:		Owner:		Phone:		Permit No: 940795			
Owner Address:		Leasee/Buyer's Name:		Phone:				Business Name:	
Contractor Name:		Address:		Phone:		Permit Issued: AUG - 3			
Past Use:		Proposed Use:		COST OF WORK: \$ _____				PERMIT FEE: \$ _____	
Proposed Project Description:		FIRE DEPT. <input type="checkbox"/> Approved <input type="checkbox"/> Denied Signature: _____		INSPECTION: Use Group: _____ Type: _____ Signature: _____		Zone: _____ CBL: 32-V-14			
						PEDESTRIAN ACTIVITIES DISTRICT (P.U.D.) Action: Approved <input type="checkbox"/> Approved with Conditions: <input type="checkbox"/> Denied <input type="checkbox"/>		Zoning Approval: _____	
						Signature: _____ Date: _____		Special Zone or Reviews: <input type="checkbox"/> Shoreland <input type="checkbox"/> Wetland <input type="checkbox"/> Flood Zone <input type="checkbox"/> Subdivision <input type="checkbox"/> Site Plan <input type="checkbox"/> maj <input type="checkbox"/> minor <input type="checkbox"/> mm <input type="checkbox"/>	

1. This permit application doesn't preclude the Applicant(s) from meeting applicable State and Federal rules.
2. Building permits do not include plumbing, septic or electrical work.
3. 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..

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 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 _____ ADDRESS: _____ DATE: _____ 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

Permit No:
940795

Permit Issued:

AUG - 3

Zone: _____ **CBL:** **32-V-14**

Zoning Approval: _____

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: _____

CEO DISTRICT

COMMENTS

8-19-94 - Sign in place - appears to be done per plans.

9-22-94 - Sign still in place - permit has expired - will
take to Corporation Counsel to decide how to handle it.

Inspection Record

	Type	Date
Foundation:	N/A	N/A
Framing:	N/A	N/A
Plumbing:	N/A	N/A
Final:	Sign still in place	9-22-94
Other:		

Please fill out any part which applies to job. Proper plans must accompany form.

Owner: Joseph Soley Phone # _____
 Address: The Cage 50 Wharf St Ptd, ME 04101
 LOCATION OF CONSTRUCTION 50 Wharf St
 Contractor: _____ Sub: _____
 Address: _____ Phone # _____
 Est. Construction Cost: 415. Proposed Use: Club w/int reno
 Past Use: club
 # of Existing Res. Units _____ # of New Res. Units _____
 Building Dimensions L _____ W _____ Total Sq. Ft. _____
 # Stories: _____ # Bedrooms _____ Lot Size: _____
 Is Proposed Use: Seasonal _____ Condominium _____ Conversion _____
 Explain Conversion Make Interior Renovations

For Official Use Only

Date 20 June 1994 Subdivision: _____
 Inside Fire Limits _____ Name _____
 Bldg Code _____ Lot: JUN 28 1994
 Time Limit _____ Ownership: _____ Public _____ Private _____
 Estimated Cost _____

Zoning:
 Street Frontage Provided: _____
 Provided Setbacks: Front _____ Back _____ Side _____ Side _____

Review Required:
 Zoning Board Approval: Yes _____ No _____ Date: _____
 Planning Board Approval: Yes _____ No _____ Date: _____
 Conditional Use: _____ Variance _____ Site Plan _____ Subdivision _____
 Shoreland Zoning Yes _____ No _____ Floodplain Yes _____ No _____
 Special Exception _____
 Other W.D.L. (Explain) _____

NECN, Inc P.O. Box 4675 Ptd, ME 04112

Foundation:
 1. Type of Soil: _____
 2. Set Backs - Front _____ Rear _____ Side(s) _____
 3. Footings Size: _____
 4. Foundation Size: _____
 5. Other _____

Floor:
 1. Sills Size: _____ Sills must be anchored.
 2. Girder Size: _____
 3. Lally Column Spacing: _____ Size: _____
 4. Joists Size: _____ Spacing 16" O.C.
 5. Bridging Type: _____ Size: _____
 6. Floor Sheathing Type: _____ Size: _____
 7. Other Material: _____

Exterior Walls:
 1. Studding Size _____ Spacing _____
 2. No. windows _____
 3. No. Doors _____
 4. Header Sizes _____ Span(s) _____
 5. Bracing: Yes _____ No _____
 6. Corner Posts Size _____
 7. Insulation Type _____ Size _____
 8. Sheathing Type _____ Size _____
 9. Siding Type _____ Weather Exposure _____
 10. Masonry Materials _____
 11. Metal Materials _____

Interior Walls:
 1. Studding Size _____ Spacing _____
 2. Header Sizes _____ Span(s) _____
 3. Wall Covering Type _____
 4. Fire Wall if required _____
 5. Other Materials _____

Ceiling:
 1. Ceiling Joists Size: _____
 2. Ceiling Strapping Size _____ Spacing _____ Not in District nor Landmark.
 3. Type Ceilings: _____ Does not require review.
 4. Insulation Type _____ Size _____ Requires Review.
 5. Ceiling Height: _____ *****

Roof:
 1. Truss or Rafter Size _____ Span _____ Approved.
 2. Sheathing Type _____ Size _____ Approved with Conditions.
 3. Roof Covering Type _____ Does not require review.

Chimneys:
 Type: _____ Number of Fire Places _____
 Date _____ Signature _____

Heating:
 Type of Heat: _____

Electrical:
 Service Entrance Size: _____ Smoke Detector Required Yes _____ No _____

Plumbing:
 1. Approval of soil test if required Yes _____ No _____
 2. No. of Tubs or Showers _____ A 3 3 B
 3. No. of Flushes _____
 4. No. of Lavatories _____
 5. No. of Other Fixtures _____ Handwritten

Swimming Pools:
 1. Type: _____
 2. Pool Size: _____ x _____ Square Footage _____
 3. Must conform to National Electrical Code and State Law.

Permit Received By Mary

PERMIT ISSUED WITH LETTER
 Signature of Applicant _____
 John Brier

PERMIT ISSUED WITH LETTER
 Date 20 June 1994

CONTINUED TO REVERSE SIDE

940776



APPLICATION FOR AMENDMENT TO PERMIT

JUL 29 1961

Amendment No. _____

Portland, Maine, _____

To the INSPECTOR OF BUILDINGS, PORTLAND, MAINE

The undersigned hereby applies for amendment to Permit No. _____ pertaining to the building or structure comprised in the original application in accordance with the Laws of the State of Maine, the Building Code and Zoning Ordinance of the City of Portland, plans and specifications, if any, submitted herewith, and the following specifications:

Location _____ Within Fire Limits? _____ Dist. No. _____
Owner's name and address _____ Telephone _____
Lessee's name and address _____ Telephone _____
Contractor's name and address _____ Telephone _____
Architect _____ Plans filed _____ No. of sheets _____
Proposed use of building _____ No. families _____
Last use _____ No. families _____
Increased cost of work _____ Additional fee _____

Description of Proposed Work

Details of New Work

Is any plumbing involved in this work? _____ Is any electrical work involved in this work? _____
Height average grade to top of plate _____ Height average grade to highest point of roof _____
Size, front _____ depth _____ No. stories _____ solid or filled land? _____ earth or rock? _____
Material of foundation _____ Thickness, top _____ bottom _____ cellar _____
Material of underpinning _____ Height _____ Thickness _____
Kind of roof _____ Rise per foot _____ Roof covering _____
No. of chimneys _____ Material of chimneys _____ of lining _____
Framing lumber — Kind _____ Dressed or full size? _____
Corner posts _____ Sills _____ Girt or ledger board? _____ Size _____
Girders _____ Size _____ Columns under girders _____ Size _____ Max. on centers _____
Studs (outside walls and carrying partitions) 2x4-16" O.C. Bridging in every floor and flat roof span over 8 feet.
Joints and rafters: 1st floor _____, 2nd _____, 3rd _____, roof _____
On centers: 1st floor _____, 2nd _____, 3rd _____, roof _____
Maximum span: 1st floor _____, 2nd _____, 3rd _____, roof _____

Approved: _____

Signature of Owner _____

Approved: _____

INSPECTION COPY — WHITE
APPLICANT'S COPY — YELLOW

FILE COPY — PINK
ASSESSOR'S COPY — GOLDEN

Inspector of Buildings

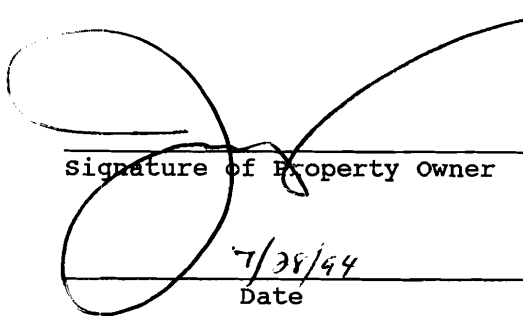
OWNERS CONSENT AND AGREEMENT

I, Joseph L. Soley, being the owner of the premises located at
(print property owners name)
50 Wharf Street in Portland, Maine, hereby give consent to the
(print property address)

erection of a certain sign/awning/banner owned by THE CAGE Co.
(print lessee's name)

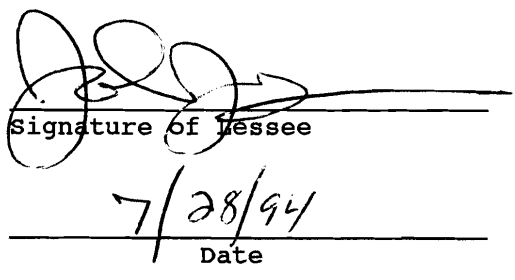
over the sidewalk or on building from said premises as described in
application to the Division of Inspection Services.

And in consideration of the issuance of said permit, owner of said premises,
in event said sign shall cease to serve the purpose for which it was erected
or shall become dangerous and in event the owner of said sign shall fail to
remove said sign or make it permanently safe in case the sign still serves
the purpose for which it was erected, hereby agrees for himself or itself,
for his heirs, its successors, and his or its assigns, to completely remove
said sign.



Signature of Property Owner

7/28/94
Date



Signature of Lessee

7/28/94
Date



CA 100
C600

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This Supplemental Declarations and the Commercial Policy Declarations, together with the original Home Office policy, coverage form(s) and Endorsements complete the above mentioned policy.

Inspection Services
Samuel P. Hoffses
Chief



Planning and Urban Development
Joseph E. Gray Jr.
Director

CITY OF PORTLAND

June 27, 1994

NECN, Inc.
P.O. Box 4675
Portland, ME 04112

Re: 50 Wharf Street

Dear Sir:

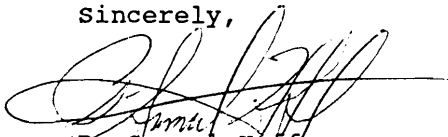
Your application to make interior renovations has been reviewed and a permit is herewith issued subject to the following requirements: This permit doesn't preclude the applicant from meeting applicable State and Federal laws.

No Certificate of Occupancy can be issued until all requirements of this letter are met.

1. All food preparation equipment shall meet the requirements of both local and state rules.
2. All equipment shall be installed as per local codes.
3. The hood system shall be ducted to the outdoors. The location of the system termination shall conform to the requirements of Section 308 of the City's mechanical code, and shall be a minimum of ten (10) feet above the adjoining finished ground level. The discharge shall direct exhaust away from the building.
4. All exit signs, lights and means of egress lighting shall be done in accordance with Chapter 10, section and subsection 1023. and 1024.0 of the City's building code (The BOCA National Building Code/1993).
5. This permit is being issued with the understanding that no exterior work is to be done.

If you have any questions regarding these requirements, please do not hesitate to contact this office.

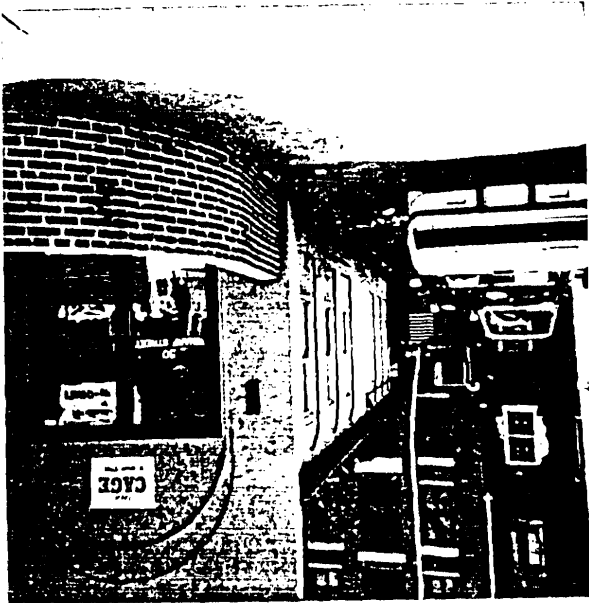
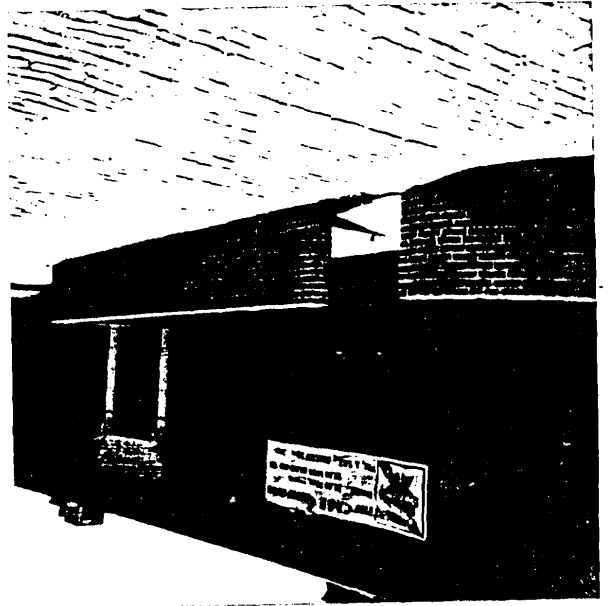
Sincerely,

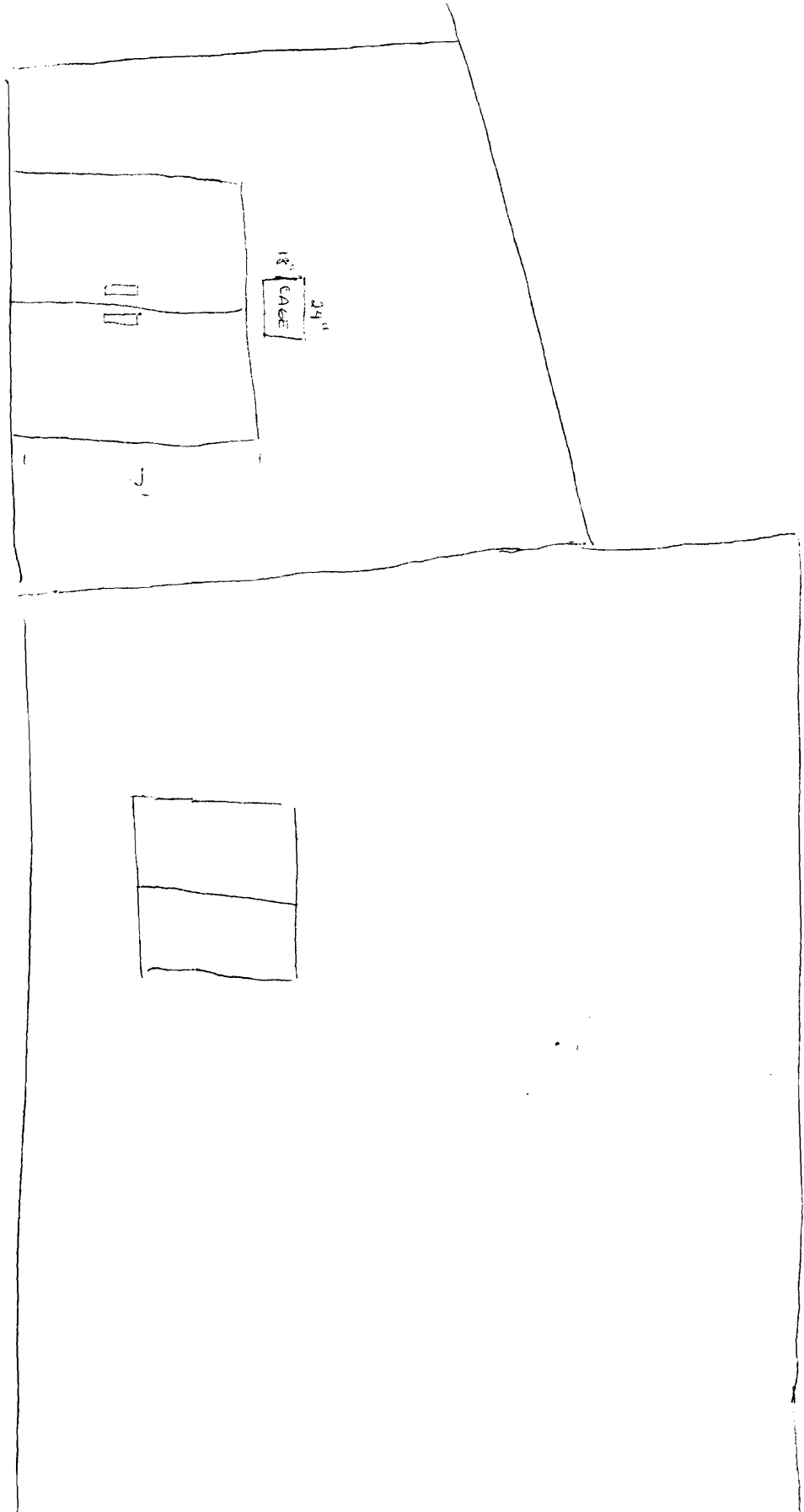


P. Samuel Hoffses
Chief of Inspection Services

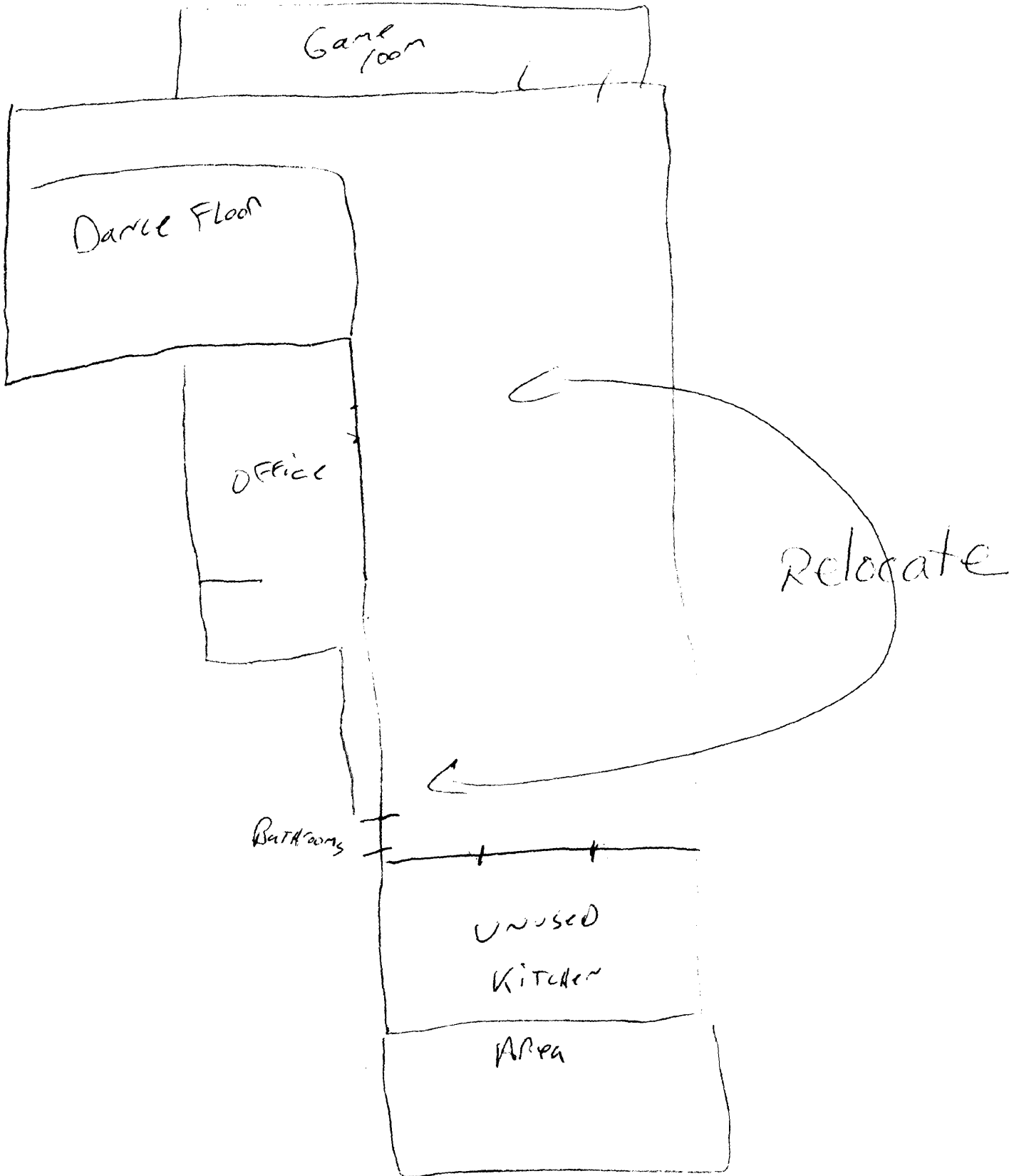
cc: Gary Hamilton, Historic Preservation Officer
Lt. McDougall, Fire Prevention Bureau

8/26/94



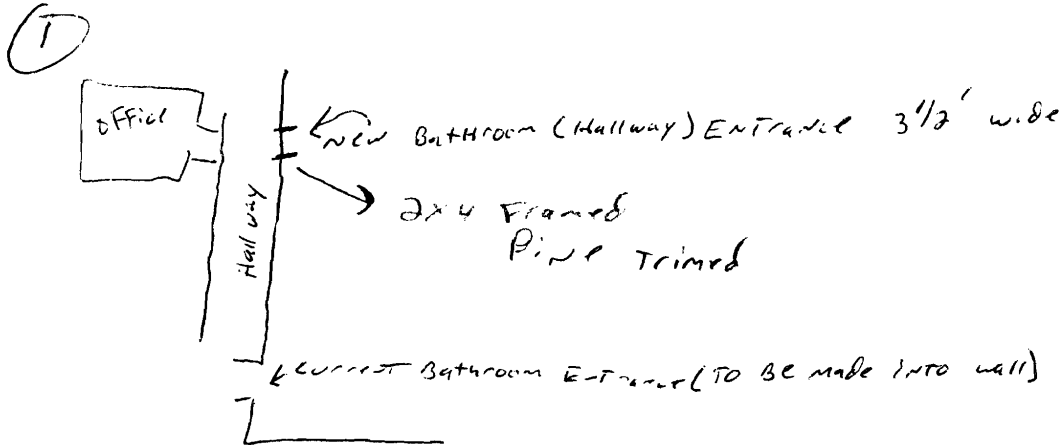


Current

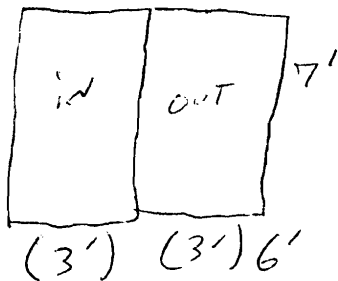


ADDITION

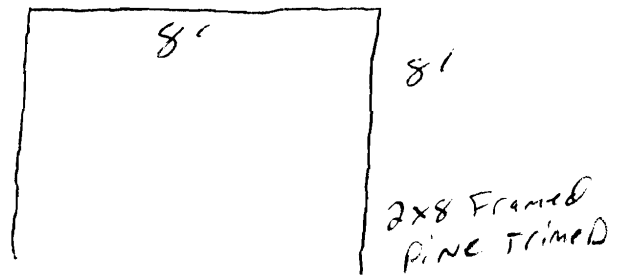
- ① Move entrance to Bathroom
- ② widen doorway to kitchen
- ③ Build serving shelf, small wall in kitchen
- ④ Install kitchen equipment



② Current Doors to Kitchen /

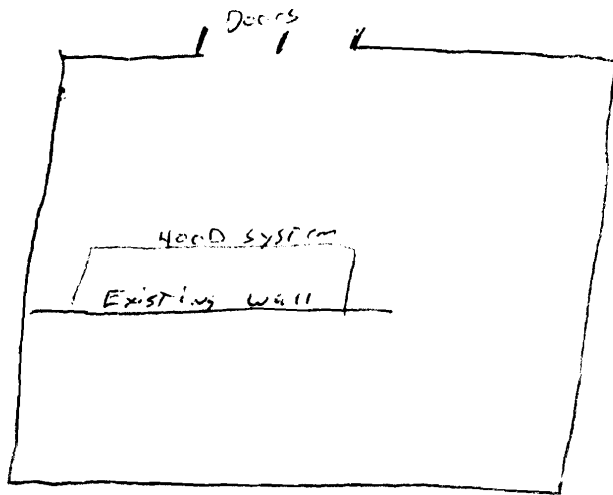


New Doors

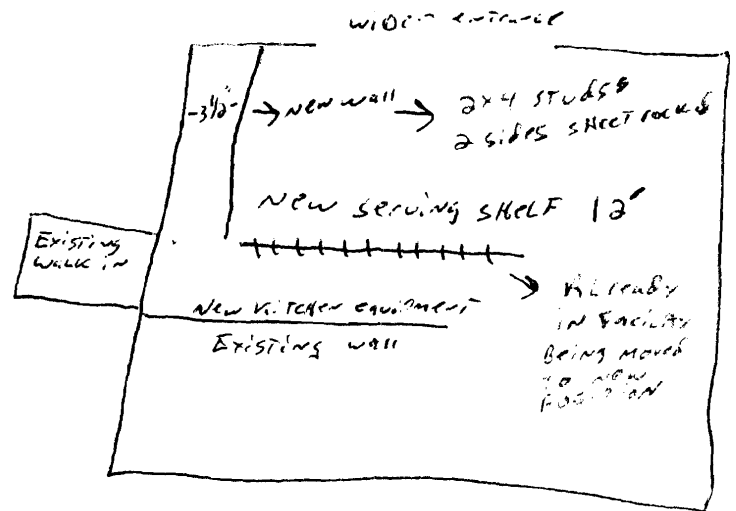


③

Current Kitchen



New Kitchen Shelf



COST ESTIMATES

① Bathroom entrance

Materials : \$ 75
 Labor : \$ 50
\$ 125

② widen Door to Kitchen

Materials \$ 25
 Labor \$ 40
 \$ 65

③ serving shelf, small wall

Materials \$ 150
 Labor \$ 75
 \$ 225

TOTAL construction
 + materials = \$ 415

12-10-93	B + L	}	B = Building
12-15-93	B		L = License
12-16-93	B + L		E = Environmental
12-17-93	B		
12-23-93	B + L		
12-29-93	B		
1-10-94	B + L		
2-3-94	B + L		
2-11-94	B + L		
3-18-94	B + L		
5-31-94	E + L	}	Permit # 940632
6-2-94	E + L		
7-18-94	B + E + L		
7-20-94	B + E + L		
8-19-94	E + C		
9-22-94	B (# 940795)		

Approx. dates of inspections @ 50 Wharf St.
 Please note - at least 2 CEO always went on
 inspections @ 50 Wharf St.



March 20, 1994

COPY

Nadine Daniels
City Clerk
Portland City Hall

Dear Ms. Daniels:

I am writing you to express my extreme disdain over an event that occurred last evening at my place of business, The Cage.

At 11:10 p.m. last evening two representatives from code enforcement, Arthur Rowe and Tammy Munson, showed up at The Cage while we were open for business. After making their way past the uniformed Portland Police Officer, whom we employ every weekend, they presented their identification to our staff and approached me.

At this time they asked if they could take a look around and we proceeded into the game room where they informed me that they were there because **your office had told them to come down and check out "lewd" activities that were reportedly occurring at our place of business.** To say the least I was dumfounded and outraged.

I asked them under what authority would code enforcement officers be under to be checking on these alleged "lewd" activities. At this point Mr. Rowe said that actually Sam Hoffsess had told them to come down to check on code enforcement issues. I found this to be perplexing. Why would code enforcement send down personnel at this time of night to check on code issues? Further, I had spoken with Sam early in the day to ask about our Certificate of Occupancy that has yet to be issued. This call was in reference to a personal meeting that I had with Mr. Hoffsess three weeks ago in which he said that we had satisfied all of his offices requirements and that our Certificate of Occupancy was ready to be signed and would be forthcoming in a matter of days. During this telephone call Mr. Hofsess said that he had been on vacation for two weeks but that our Certificate of Occupancy would be sent out immediately. He did not mention anything about the fact that he was sending down two code enforcement officers later that night.

After Mr. Rowe said that they were actually there to check on our exits (for the seventh time) Tammy Munson proceeded to question me about what she again said were reports of "lewd" activities. She asked me if we had a professional dance team and if we had a "show" scheduled for 11 p.m.. I told her no, but apparently this answer was not believed by her as she again asked if we had a show scheduled for 11 p.m..

I would like to reiterate that Tammy Munson is the same code enforcement officer who forced us to spend several months and a considerable amount of money trying to fix a code violation that was determined to never have been a violation in the first place. Ms. Munson is also the code officer who accused us of fraudulently applying for our building permits, only later to retract her claims. All of her actions, and the actions of City Hall have been well documented by us. **Government on any level is not above the law, and the basic principles upon which civil rights are based upon are being stretched tenuously thin by your City Hall's treatment of our business.**

To sum things up I am at the end of my rope in terms of our willingness to put up with the continued harassment that is originating from City Hall. I can only assume that these latest antics are another attempt to discredit our establishment in light of the fact that **not a single breach of the peace has taken place inside our establishment since we opened**, an occurrence the city was positive would be occurring on a regular basis in our non-alcoholic facility.

We are good corporate citizens providing the youth of this city with a safe place to socialize. **Last week we sponsored a canned food drive that resulted in a considerable amount of food being delivered to The Friendship House in Portland, and next month we are sponsoring a fund-raiser for the local D.A.R.E. program.** In addition, we continue to hire a uniformed Portland Police officer at our establishment. It is no secret that this uniformed presence is also making Wharf St. a safer place for all of the businesses in the area.

Do we have professional dancers employed at The Cage? Yes, we do. Do they perform "lewd" activities? No they don't. These dancers were hired for their ability to perform choreographed dance routines, similar to cheerleaders, dancers on television in music videos, etc. This practice is common at many night clubs, athletic events and restaurants throughout America. To insinuate that these dancers are performing "lewd" acts, under the watchful eye of a Portland Police Officer is not only ludicrous but slanderous. **I invite anyone from City Hall or the media to come down and watch these dance routines at any time.**

The city's numerous defaming and slanderous comments about our business are well documented and clearly show the lengths the city is willing to go to discredit us. What is fueling this effort is truly befuddling to us.

I am going on record to tell you, for the last time, that we expect to be treated in the same fashion as any other business in the city of Portland. We also expect our Certificate of Occupancy, which is long overdue, to be issued immediately. **If the harassment does not stop and if the city continues to try and interfere with our ability to run our business we will be forced to file suit against the City of Portland.** We are also

planning on contacting the appropriate state and federal agencies to look into our treatment by the City of Portland.

I must ask that any response that you may have regarding the issues discussed in this letter be put in writing.

Sincerely,

John Brier
N.E.C.N., Inc.

cc: Lavallee
Hanson
N.E.C.N., Inc.

Steve Greenlee
Joshua Weinstein
Portland Press Herald

Sam Hofssess
Code Enforcement

Gary Wood
Corporation Council

12-29-93

NECN INC.
BOX 4675
PRIDGEMAN, MO. 64112

12-29-93

RE. 50 Wharf St.

Dear Mr. Brier:

On December 17, 1993, Inspection services was notified by the city clerks' office that your license had been issued in error and your license required further review. Based on this notification, we did not return for our final inspection on December 17, 1993.

^{and} We made two visits to 50 Wharf St. on December 23, 1993. ~~As well as~~ three attempts to phone you, ~~there was inspection~~ ^{which} all efforts were unsuccessful. This inspection was scheduled on Dec. 17, 1993 a.m. by Marge Schmuckel and Tommy Munson with John Brier in addition to the inspection scheduled for ~~at~~ 3:30 pm on Dec. 17, 1993.

12-29-93

NECN INC.
Box 4675
Portland, Me. 04112

12-29-93

RE. 50 Wharf St.

Dear Mr. Brier:

On December 17, 1993, Inspection services was notified by the city clerks' office that your license had been issued in error and your license required further review. Based on this notification, we did not return for our final inspection on December 17, 1993.

~~43~~ ^{and} We made two visits to 50 Wharf St. on December 23, 1993 ~~and~~ three attempts to phone you, ~~there was an inspection~~ which all efforts were unsuccessful. This inspection was scheduled on Dec. 17, 1993 a.m. by Marge Schmuckel and Tammy Munson with John Brier in addition to the inspection scheduled for ~~at~~ 5:30 pm on Dec. 17, 1993.

CITY OF PORTLAND, MAINE

PLANNING BOARD

Kenneth M. Cole III, Chair
Cyrus Hagge, Vice Chair
Joseph R. DeCoursey
John H. Carroll
Donna Williams
Jaimey Caron
Kevin McQuinn

February 14, 1995

John Brier
NECN, Inc.
50 Wharf Street
Portland, ME 04101

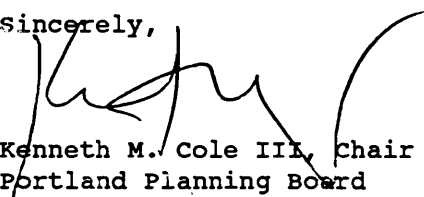
RE: The Cage

Dear Mr. Brier:

On January 24, 1995 the Portland Planning Board voted 5-1 (Carroll opposed, Hagge abstaining) to uphold the decision of the Historic Preservation Committee, based on the fact that the decision was not arbitrary or capricious and was based on the evidence in the record on the application of the Cage for an awning at 50 Wharf Street.

If there are any questions, please contact the Planning Staff.

Sincerely,


Kenneth M. Cole III, Chair
Portland Planning Board

cc: Joseph E. Gray, Jr., Director of Planning and Urban Development
Alexander Jaegerman, Chief Planner
Gary Hamilton, Historic Preservation Officer
Debrah Andrews, Senior Planner
✓ P. Samuel Hoffses, Chief of Building Inspections
Marge Schmuckal, Zoning Administrator
Natalie Burns, Associate Corporation Counsel
Mary Gresik, Building Permit Secretary
Approval Letter File