Portland, Maine



Yes. Life's good here.

Danielle P. West-Chuhta Corporation Counsel

Anne M. Torregrossa Associate Counsel Michael I, Goldman Associate Counsel

July 14, 2016

NOTICE OF INTENT TO PROSECUTE

Harold P. Burnham, II and Patricia Burnham P.O. Box 2087 Scarborough, Maine 04074

RE:

94 Park Ave

CBL048 B003001

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



Inspection Violations

Owner/Mar BURNHAM	nager HAROLD P II		Inspec Angela		Inspection Date 6/28/2016			
Location CBL			Status		Inspection Type			
94 PARK AVE 0		048 B003	001 Failed		Fire Company-FP Routine Inspec			
Code	Int/	Ext FI	loor Unit N	o. Area	Compliance Date			
1) 80.16 Violation:	Interior Various locations NFPA 101-7.9.3 EMERGENCY LIGHTS REQUIRE MAINTENANCE; 7.9.3 Periodic Testing of Emergency Equipment							
	7.9.3.1 Required emergency lighting systems shall be tested in accordance with one of the three options offered by 7.9.3.1.1, 7.9.3.1.2, or 7.9.3.1.3.							
	7.9.3.1.1 Testing of required emergency lighting systems shall be permitted to be conducted as follows							
	(1) Functional testing shall be conducted monthly with a minimum of 3 weeks and a maximum of 5 weeks between tests, for not less than 30 seconds, except as otherwise permitted by 7.9.3.1.1(2).							
	(2) The test interval shall be permitted to be extended beyond 30 days with the approval of the authority having jurisdiction.							
	(3) Functional testing shall be conducted annually for a minimum 1-1/2 hours if the emergency lighting system is battery powered.							
	(4) The emergency lighting equipment shall be fully operational for the duration of the test required by 7.9.3.1.1(1) and (3).							
Nation	(5) Written records of visual inspections and tests shall be kept by the owner for inspection by the authority having jurisdiction. MULTPLE EMERGENCY LIGHTS, IN COMMON AREAS, ARE INOPERABLE.							
Notes:			LIGHTS, IN COM					
2) 81.20 Violation: Notes:	Interior Basement NFPA 10- 7.2.4.4 FIRE EXTINGUISHER INSPECTION TAG; Where manual inspections are conducted, records for manual inspections shall be kept on a tag or label attached to the fire extinguisher, on an inspection checklist maintained on file, or by an electronic method. EXTINGUISHER HANGING IN BOILER ROOM DOES NOT HAVE CURRENT INSPECTION.							
3) 55.20	Inte	rior	······································	Through C	Dut			
Violation:	NFPA 101- 31.3.3.2 INTERIOR FINISH; INTERIOR WALL AND CEILING FINISH MATERIALS COMPLYING WITH 10.2 SHALL BE PERMITTED AS FOLLOWS: (1) EXIT ENCLOSURES- CLASS A OR B (2) LOBBIES AND CORRIDORS- CLASS A OR B (3) OTHER SPACES- CLASS A, B, OR C.							

WOOD PANELING THROUGHOUT STAIRWAYS AND HALLWAYS.

Notes:

CITY OF PORTLAND PORTLAND FIRE DEPARTMENT

380 Congress Street Portland, Maine 04101

Inspection Violations

Owner/Manager		Inspector	Inspection Date
BURNHAM HAROLD	PII	Angela Calvo	6/28/2016
Location	CBL	Status	Inspection Type
94 PARK AVE	048 B003001	Failed	Fire Company-FP Routine Inspec

4) 89.05

Interior

Various locations

Violation:

NFPA 1 EXCESSIVE/DISORDERLY STORAGE; REFERENCE NFPA 1 FOR EXCESSIVE FUEL-

LOAD.

Notes:

EXCESS DEBRIS STORAGE IN BOILER ROOM AND ELECTRICAL ROOM. ALSO, ALL ITEMS

STORED IN COMMON HALLWAYS SHOULD BE REMOVED.

5) 91.05

Interior

Stairways

Violation:

NFPA 70- 4.10.8 BROKEN LIGHT FIXTURE; Luminaries shall be installed such that the connections between the luminaire conductors and circuit conductors can be inspected without requiring the disconnection of any part of the wiring unless the luminaries are connected by attachment plugs and

receptacles.

Notes:

LIGHT FIXTURE MISSING COVER IN REAR STAIRWAY, FIRST LANDING, EXPOSED WIRING.

6) 69.20

Exterior

Violation:

Notes:

PORTLAND FIRE DEPARTMENT CHAPTER 10 SECTION 12 KNOX BOX REQUIRED; KNOX BOXES ARE REQUIRED FOR ALL BUILDINGS WITH FIRE ALARM OR SUPPRESSION SYSTEMS.

KNOX BOX REQUIRED.

Comments: