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

Contraction of the second

Location of Construction: 41/45 Deane St	Owner:		Phone:	Permit Non 318
Owner Address:	Leasee/Buyer's Name:	Phone:	BusinessName:	001
	Tim Riggine			PEREMIT ISSUED
Contractor Name:	Address:	Phon		Fermin ISsued,
Past Use:	Proposed Use:	COST OF WOR	797-6320/797-2129 K: PERMIT FEE:	DEC 1 9 1995
Fast Use.	Proposed Use.	\$ 85,000.00		UEL 1 9 1950
Vacant Land	ZX-fam dwelling	FIRE DEPT.	Approved INSPECTION:	THE REPORT AND
			Denied Use Group://3Type:	SCITY OF PURILAND
			13064935101	Zone: CBL: 051-A- 22
Proposed Project Description:		Signature:	Signature: ACTIVITIES DISTRICT (2017).D.)	Zoning Approval:
			011	Special Zone or Reviews:
				□ Special Zone or Reviews:
Construct Masia dwelling				U Wetland
2-fan				Flood Zone
		Signature:	Date:	
Permit Taken By: Mary Greatk	Date Applied For:	A October 1995		Site Plan maj 🗆 minor 🗆 mm
<ol> <li>This permit application doesn't preclude the</li> <li>Building permits do not include plumbing, s</li> <li>Building permits are void if work is not starter tion may invalidate a building permit and starter</li> </ol>	eptic or electrical work. ed within six (6) months of the date of is			<ul> <li>Variance</li> <li>Miscellaneous</li> <li>Conditional Use</li> <li>Interpretation</li> <li>Approved</li> <li>Denied</li> </ul>
4 - 1 - N - N - N - N - N - N - N - N - N			PERMIT ISSUED WITH LETTER	Does Not Require Review
		4		Requires Review
	*			Action:
	CERTIFICATION			
I hereby certify that I am the owner of record of th			e laws of this jurisdiction. In addition	
authorized by the owner to make this application if a permit for work described in the application areas covered by such permit at any reasonable h	issued, I certify that the code official's	le(s) applicable to such		II Date:
if a permit for work described in the application	issued, I certify that the code official's our to enforce the provisions of the cod	le(s) applicable to such	permit mber 1995 - Permit Routed	II Date:
if a permit for work described in the application areas covered by such permit at any reasonable h	issued, I certify that the code official's our to enforce the provisions of the cod ADDRESS:	le(s) applicable to such 14 Dece 24 Octo	permit mber 1995 - Permit Routed ber 1995	II Date:

Date: 12/18/95

Applicant: Address: 41-45 Detrate St, Assessors No.: 51-A-20-24

### CHECK LIST AGAINST ZONTNG ORDTNANCE

Date -Zone Location - R-5 Interior or corner lot -Use - 2 family Sewage Disposal - (by Rear Yards - 20'rey 25' shown both Sides Side Yards - 12' reg. - 15'+ shown on both Sides Front Yards - 20 Sey / using option Not to exceed werkye depth of fint yolon eitherside, Projections Projections -Height - 2 Story - 2 Chmily Lot Area - 6,000 Treg, 7,301 per ASSESSOTS Building Area - 40% 60 (avarage MAX Area per Family - 3,000 / mit - min of 6,000 + - 7, 301 + shown width of Lot - 60' rey - 100" shown Lot Frontage - 50'reg - 100'shown Off-street Parking - 2 parking spaces Vegured-Loading Bays - 9×19 - Sec 14-336 (b) "Parking shall be prohibited in the front yard 6 lots containing two or more dwelling units " site Plan - MMOT Site Shoreland Zoning - NA Flood Plains -

Planning & Urban Development



Joseph E. Gray Jr. Director

## CITY OF PORTLAND

December 8, 1995

John Swan Cayuga, Corp. P.O. Box 10194 Portland, ME 04104

RE: 41-45 Deane Street 2 Family Duplex

Dear Mr. Swan:

On December 7, 1995 the Portland Planning Authority granted minor site plan approval for the 2-family duplex at 41-45 Deane Street with the following conditions:

- A detail shall be added to the plan showing the drywell for the foundation drain system. A detail must be approved by the Planning Authority prior to installation.
- 2. All improvements constructed in the City of Portland right-of-way including but not limited to; brick sidewalks, granite curbing, granite tipdowns, paved entrances, grassed esplanades, and grading of sideslopes shall be constructed in accordance with the technical standard details as published by the Portland Public Works Department, or under the approval of the City Engineer.
- 3. A letter from the Portland Water District which approves the water metering pit and water services connections needs to be submitted to the Portland Planning authority.
- Prior to any blasting of ledge or bedrock the applicant must obtain the required permits from Building Inspections and Portland Fire Department.

The approval is based on the submitted site plan. If you need to make any modifications to the approved site plan, you must submit a revised site plan for staff review and approval.

Please note the following provisions and requirements for all site plan approvals:

1. The site plan approval will be deemed to have expired unless work in the development has commenced within one (1) year of the approval or within a time period agreed upon in writing by the City and the applicant. A one year extension may be granted by this department if requested by the applicant in writing prior to the expiration date of the site plan.

- 2. A performance guarantee in a form acceptable to the City of Portland and an inspection fee equal to 1.7% of the performance guarantee will have to be posted before beginning any site construction or issuance of a building permit.
- 3. A defect guarantee, consisting of 10% of the performance guarantee, must be posted before the performance guarantee will be released.
- 4. Prior to construction, a preconstruction meeting shall be held at the project site with the contractor, development review coordinator, Public Work's representative and owner to review the construction schedule and critical aspects of the site work. At that time, the site/building contractor shall provide three (3) copies of a detailed construction schedule to the attending City representatives. It shall be the contractor's responsibility to arrange a mutually agreeable time for the preconstruction meeting.
- 5. If work will occur within the public right-of-way such as utilities, curb, sidewalk and driveway construction, a street opening permit(s) is required for your site. Please contact Carol Poliskey at 874-8300, ext. 8828. (Only excavators licensed by the City of Portland are eligible.)

If there are any questions, please contact the planning staff.

Sincerely, Gray, oseph E. pipector of Planning and Urban Development cc: Alexander Jaegerman, Chief Planner Kandice Talbot, Planning Technician P. Samuel Hoffses, Chief Building Inspector Marge Schmuckal, Zoning Administrator George Flaherty, Director of Environmental/Intergovernmental Services William Bray, Deputy Director/City Traffic Engineer Jeff Tarling, City Arborist Lt. Gaylen McDougall, Fire Prevention Natalie Burns, Associate Corporation Counsel Mary Gresik, Building Permit Secretary James Seymour, Acting Development Review Coordinator Kathleen Brown, Assistant Director of Economic Development Approval Letter File

Inspection Services P. Samuel Hoffses Chief



Planning and Urban Development Joseph E. Gray Jr. Director

## CITY OF PORTLAND

December 19, 1995

Timothy Higgins 123 Maine Ave Portland, ME 04103

Re: 41/45 Deane St

Dear Tim,

Your application to construct a two (2) family dwelling has been reviewed and a permit is herwith issued subject to the following requirements: This permit does not excuse the applicant from meeting applicable State and Federal laws.

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

#### Site Plan Review Requirements

Development Review Coordinator: All improvements within the R.O.W. must be constructed in accordance to the technical details of Public Works. Details of the foundation drywell shall be reviewed by the DRC. Submit a letter from the Portland Water District approving metering pit. - J. Seymour Code Enforcement: Parking along both side of the house shall be extended to allow parking for two (2) cars (minimum of 38' back from the front of building). Sec 14-336(b) Prohibits parking in the front yard of lot containing two or more dwelling units. - M. Schmuckal Fire Department: Developer must have hydrant within 750' by path of travel - LT Mc Dougall Planning Division: See attached approval letter - K. Talbot

Building Code Requirements

- Please read and implement items numbered 1, 2, 7, 9, 11, 13, 14, 15, 16, and 17 of the attached building permit report.
- 2. The fire wall between the two (2) dwelling units must have a fireresistant rating of two (2) hours. This wall must be continuous from foundation (basement floor) to terminate as per Chapter 7, section 707.2 of the City's building Code (BOCA/1993).
- 3. Sound transmission control shall be done as per section 1214.0 of the City's building code.

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: J. Seymour, Development Review Coordinator M. Schmuckal, Assistant Chief of Inspection Services K. Talbot, Planning LT Mc Dougall, Fire Previntion Bureau

#### BUILDING PERMIT REPORT

Date: December 19, 1995	ADDRESS: Dean Street, 051-A-020/021
REASON FOR PERMIT: To construct	a two family dwelling
BUILDING OWNER: McGowen	
CONTRACTOR: Tim Higgins	<b>APPROVED</b> :See #1,2,7,9,11,13,14,15,
CON	DITIONS OF APPROVAL

- Before concrete for foundation is placed, approvals from Inspection Services must be obtained. (A 24 hour notice is required prior to inspection)
- 2. Precautions must be taken to protect concrete from freezing.
- 3. 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.
- 4. All vertical openings shall be enclosed with construction having a fire rating of at least one (1) hour, including fire doors with selfclosers.
- 5. 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.
- 6. The boiler shall be protected by enclosing wit one (1) hour fire-rated construction including fire doors and ceiling, or by providing automatic extinguishment. Sprinkler piping serving not more than six sprinklers may be connected to a domestic water supply having a capacity sufficient to provide 0.15 gallons per minute, per square foot of floor throughout the entire area. An INDICATING shut-off valve shall be installed in an accessible location between the sprinkler and the connection to the domestic water supply. Minimum pipe size shall be 3/4 inch copper or 1 inch steel. Maximum coverage area of a residential sprinkler is 144 square feet per sprinkler.
- 7. 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 square feet.
- 8. 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.
- 9. 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, 919.3.2 (BOCA National Building Code/1993) and NFPA 101, Chapters 18 and 19. (Smoke detectors shall be installed and maintained at the following locations):
  - a. In the immediate vicinity of bedrooms
  - b. In all bedrooms

c. In each story within a dwelling unit, including basements In 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.

- 10. 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 1/2 inch gypsum board or the equivalent applied to the garage side. (Chapter 4, Section 407.0 of the BOCA/1993)
- 11. Guardrail and 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 inches, except Use Group R which is 36 inches. In occupancies in Use Group A, B, B-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 inches cannot pass through any opening. Guards shall not have an ornamental pattern that would provide a ladder effect.
- 12. All exit signs, lights and means of egress lighting shall be done in accordance with Chapter 10, Section and Subsections 1023. and 1024. of the City's Building Code. (The BOCA National Building Code/1993)
- 13. Stair construction in Use Group R-3 and R-4 is a minimum of 9" tread and 8-1/4" maximum rise. All other Use Group minimum is 11" tread, and 7" maximum rise.
- 14. Headroom in habitable space is a minimum of 7'6".
- 15. The minimum headroom in all parts of a stairway shall not be less than 80 inches.
- 16. 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 for demolition permit is granted.
- 17. 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".
- 18. 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 of the facility meet the standards of construction required by this section. Prior to commencing construction of the facility, the builder shall submit the certification to the Division of Inspection Services.
- 19. This permit does not excuse the applicant from obtaining any license which may be needed from the City Clerk's Office.

P. Samuel Hoffses Chief, Inspection Services



CITY OF PORTLAND Planning and Urban Development Department

MEMORANDUM

TO: Marland Wing, Code Enforcement Officer

FROM: James Seymour, Acting Development Review Coordinator /

DATE: March 27, 1996

RE: Temporary Certificate of Occupancy for 41-45 Deane Street

I have reviewed the duplex at 41-45 Deane Street and believe it would be acceptable to issue a temporary Certificate of Occupancy. A permanent Certificate of Occupancy should not be issued until the following conditions have been met.

- It appears that lot grading may be necessary later in the spring when the soils are less saturated with snow melt. All disturbed areas should be filled and graded to conform to the natural grade and provide positive drainage away from the house.
- The disturbed lot area shall be loamed, seeded and mulched no later than May 14, 1996 and approved by the Development Review Coordinator.
- 3. Erosion Control Measures such as siltation fencing must be installed immediately at the limited of construction disturbance, and along the proposed edge of the sidewalk. All measures must be constructed in accordance with the BMP's (Best Management Practices) for erosion control as published by the Maine D.E.P. Erosion control shall be installed no later than April 1, 1996.

 All landscaping and tree planting must be completed and reviewed by the Development Review Coordinator by May 14, 1996

- 5. All improvements to include driveway entrance paving, sidewalk, and esplanade construction must be completed in the Spring of 1996. All construction within the City's right-of-way shall be in accordance with the Technical Standards and Details as published by Public Works. All right-of-way construction shall be completed by May 20, 1996. If the developer is unable to complete by this date, a notification shall be submitted to the City Planning and Public Works Department stating when the improvements/construction will occur and the reasons for delay.
- 6. It shall be the responsibility of the applicant to maintain and clean the street of tracked soils as a result of the site construction or associated activity. This shall be the applicants responsibility until all the site improvements have been completed and disturbed areas total stabilized.

cc: Kathi Staples PE, City Engineer

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	DEVELOPMENT F	ORTLAND, MAINE REVIEW APPLICATION MENT PROCESSING FORM	I. D. Number
Timothy Higgins			24 October 1995
Applicant 123 Maine St Ptld	1, ME 04103		Application Date
Applicant's Mailing Address		Deane St	Project Name/Description
Consultant/Agent Tim 797-6320/7	797-2129	Address of Proposed Site	051-A-02@/022
Applicant or Agent Daytime Telephone, Fa	ax	Assessor's Reference: Ch	
Proposed Development (check all that app Office Retail Manuf 960 GFC 1,870 To	facturing Warehous	se/Distribution Other (spec 7,308 sq ft	F-5
Proposed Building Square Feet or # of Uni	its Acreag	e of Site	Zoning
Check Review Required:			
X Site Plan (major/minor)	Subdivision # of lots	PAD Review	14-403 Streets Review
Flood Hazard	Shoreland	Historic Preservation	DEP Local Certification
Zoning Conditional Use (ZBA/PB)	Zoning Variance	Single-Family Minor	Other
ces paid: site plan	subdivision		Land March
Approval Status:		Reviewer MArges	chunckAL
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	rohibits par		e front of the building tyard of 6ts contain
light	oval Expiration	_ Extension to date	Additional Sheets Attached
Condition Compliance	signature	date	- 22
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DEVELOPMENT PLANNING DEPAR	PORTLAND, MAINE FREVIEW APPLICATION TMENT PROCESSING FORM	I. D. Number
Applicant 122 Water Ca. Paid NE 06102	-	24 October 1995 Application Date
142 DETUR DE LEINA DE 04103	_	
Applicant's Mailing Address	Deane St	Project Name/Description
Consultant/Agent 797-6320/797-2129	Address of Proposed Site	051-A-021/022
Applicant or Agent Daytime Telephone, Fax	Assessor's Reference: Cha	rt-Block-Lot
Proposed Development (check all that apply): X New Building Office Retail Manufacturing Wareho 960 GPC 1,870 Total	g Building Addition C puse/Distribution Other (speci 7,308 sq ft	hange of Use Residential fy)
Proposed Building Square Feet or # of Units Acre		Zoning
Check Review Required:       Site Plan     Subdivision       (major/minor)     # of lots	PAD Review	14-403 Streets Review
Flood Hazard Shoreland	Historic Preservation	DEP Local Certification
Zoning Conditional Zoning Variance Use (ZBA/PB)	Single-Family Minor	Other
Fees paid: site plan subdivision		
Approval Status: Approved Approved w/Condi listed below P. Developin must hydt within		ſ
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Approved Approved w/Condi listed below 1. Development hydt withing 2. 3.	tions Denied	ſ
Approved Approved w/Condi listed below P. Development hydt withing 2. 3. 4. Approval Date <u>11/3/55</u> Approval Expiration	tions Denled <u>950 psthoftro</u>	< ) Additional Sheets
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DEVELOPME PLANNING DEPA	F PORTLAND, MAINE ENT REVIEW APPLICATION ARTMENT PROCESSING FORM	I. D. Number
Applicant		Application Date
Applicant's Mailing Address		
	Deats St	Project Name/Description
Consultant/Agent 757-0310/797-2139	Address of Proposed Site	051-4-071/017
Applicant or Agent Daytime Telephone, Fax	Assessor's Reference: Cha	
Proposed Development (check all that apply): New Build Office Retail Manufacturing War		
	creage of Site	Zoning
Check Review Required:		
Site Plan Subdivision # of lots	PAD Review	14-403 Streets Review
Flood Hazard Shoreland	Historic Preservation	DEP Local Certification
Zoning Conditional Zoning Variance Use (ZBA/PB)	Single-Family Minor	Other
Fees paid: site plan subdivisio	on	
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DEVELOPMI PLANNING DEP	OF PORTLAND, MAINE ENT REVIEW APPLICATION ARTMENT PROCESSING FORM	I. D. Number
Timothy Higgins		24 October 1995
Applicant 123 Maine St Ptld, ME 04103		Application Date
Applicant's Mailing Address	Deane St	Project Name/Description
Consultant/Agent Tim 797-6320/797-2129	Address of Proposed Site	051-A-021/022
Applicant or Agent Daytime Telephone, Fax	Assessor's Reference: Ch	art-Block-Lot
Proposed Development (check all that apply): X New Buil Office Retail Manufacturing Wa 960 GFC 1,870 Total	7,308 sq ft	:ify)
Proposed Building Square Feet or # of Units	Acreage of Site	Zoning
Check Review Required:          Site Plan       Subdivision         (major/minor)       # of lots         Flood Hazard       Shoreland	PAD Review Historic Preservation	
Zoning Conditional Zoning Variance Use (ZBA/PB)	Single-Family Minor	Other
Fees paid: site plan subdivis	ion	and the second s
Approval Status:	Reviewer James S	Seymour
in accordance to t	thin the R.O.W m the technical detain drywell shall be Hand Water Dustrict of	ust be constructed ils of Publichborks
Approval Date 12/14/95 Approval Expiration 12	14/96 Extension to	Additional Sheets
Condition Compliance April September	c 12/14/95 Bate	DEC = Development Review Coordinator
Performance Guarantee Required*	Not Required	
* No building permit may be issued until a performance guara	intee has been submitted as indicated be	low
Performance Guarantee Accepted 12/14/95	\$ 4700.00	March 13, 1998
E date	\$ 79,90	expiration date
Inspection Fee Paid 12 14 95 date	amount	
Performance Guarantee Reduced	remaining balance	signature
Performance Guarantee Released	signature	
Defect Guarantee Submitted		
submitted date Defect Guarantee Released		expiration date
date	signature Coordinator Green - Fire Yellov	v - Planning 2/9/95 Rev5 KT.DPUD



CITY OF PORTLAND, MAINE Department of Building Inspection

# Certificate of Occupancy

LOCATION 41-45 Deane Street

Issued to Timothy Higgins

Date of Issue November 8, 1996

**Upis is to certify** that the building, premises, or part thereof, at the above location, built – altered – changed as to use under Building Permit No. 951318, has had final inspection, has been found to conform substantially to requirements of Zoning Ordinance and Building Code of the City, and is hereby approved for occupancy or use, limited or otherwise, as indicated below.

PORTION OF BUILDING OR PREMISES

APPROVED OCCUPANCY

ENTIRE

PUPLEX/TWO FAMILY DWEELING

Limiting Conditions:

This certificate supersedes certificate issued

Approved:

(Date)

Inspector

Inspector of Buildings

Notice: This certificate identifies lawful use of building or premises, and ought to be transferred from owner to owner when property changes hands. Copy will be furnished to owner or lessee for one dollar.

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Date revised by surviying a lasta Malley contractor Lager Inspection Record SHULLAN 1 action of Type all set loll Foundation: 107 Suneyed Plumbing: Framing: Other: Final: . COMMENTS . "can Need OV Fran Jim Semark Muri pypery & Nearly ready 2 20-94 Checked louler &