

CITY OF PORTLAND  
 FIRE PREVENTION BUREAU  
 380 Congress Street, Portland, Maine 04101  
 fireprevention@portlandmaine.gov  
 (207) 874-8400

**NOTICE OF VIOLATION AND ORDER TO CORRECT**

September 25, 2017

<b>Responsible Party 1:</b> Bannai Kyo 206 Hillside St Yarmouth, ME 04096		
<b>Location</b> 128 EMERY ST	<b>CBL</b> 062 C006001	<b>Inspection Date</b> 8/25/2017
<b>Inspector</b> Dale Dyer	<b>Inspection Type</b> FP Routine Inspection	<b>Status</b> Failed

The City of Portland Fire Department inspected this property, and found the fire and life safety code violations listed below, which you are hereby ordered to correct. You must propose a date of completion to remedy each violation, a final date of completion, and a date of re-inspection.

**You must send this form to the Fire Prevention Bureau no later than 10/15/2017.**

Your failure to submit a plan of action by the date provided, or to correct any violation within the applicable time frame, may result in legal action against you, the imposition of civil penalties, and the pursuit of other legal remedies.

Violation	Proposed Date of Completion
<b>NFPA 101- 7.1.3.2.1 60-MIN FIRE DOOR ASSEMBLIES REQ;</b> The separation shall have a minimum 1-hour fire resistance rating where the exit connects three or fewer stories. 60 Minute fire doors with self-closers required in front and rear egress of Units 1-3, and basement access.	
<b>NFPA 101- 31.3.1.1.1 VERTICLE OPENINGS SHALL BE PROTECTED;</b> Vertical openings shall be enclosed or protected in accordance with Section 8.6. Vertical openings in front entry way and 2nd floor landing need to be sealed.	
<b>NFPA 70 OUTLETS REQUIRE COVERS;</b> Refer to NFPA 70, National Electrical Code, for requirements regarding outlets requiring covers. Unit #2 bathroom.	
<b>CITY ORDINANCE HARDWIRED CARBON MONOXIDE ALARMS REQUIRED;</b> The owner shall install, or cause to be installed, by the manufacturer's requirements at least one approved carbon monoxide detector in each area within, or giving access to, bedrooms in: Each unit in any building of multifamily occupancy Any addition to or restoration of an existing single-family dwelling Any conversion of a building to a single-family dwelling A carbon monoxide detector must be powered both by the electrical service in the building or dwelling and by battery. Hardwired Smoke/CO detector required in basement.	____/____/____

Violation	Proposed Date of Completion
<b>CITY OF PORTLAND RULES AND REGS- CHAPTER 4.6 LABEL UNIT DOORS;</b> 4.6 Commercial suites shall be designated as approved by the FD. In single floor buildings letter designations shall be acceptable. 4.6.1 Residential units shall be designated using numerals. 4.6.2 The first numerical of each residential unit shall be the floor designation. 4.6.3 In single floor buildings the floor designation shall be omitted. All 3 Unit doors need to be labeled.	
<b>NFPA 1, CHAPTER 10 - 10.11.6 HIBACHI OR GRILL ON BALCONY;</b> NO HIBACHI, GAS-FIRED GRILL, CHARCOAL GRILL, OR OTHER SIMILAR DEVICES USED FOR COOKING, HEATING, OR OTHER PURPOSE, SHALL BE USED OR KINDLED ON ANY BALCONY OR UNDER ANY OVERHANG PORTION OR WITHIN 10 FTOF ANY STRUCTURE Gas grill needs to be removed from the 2nd floor deck.	
<b>FINAL DATE OF COMPLETED VIOLATION(S)</b>	____ / ____ / ____
<b>FIRE PREVENTION BUREAU RE-INSPECTION OF COMPLETED VIOLATION(S)</b>	____ / ____ / ____

The Bureau reserves the right to reject or modify any proposed plan of action, and may require evidence of sufficient financial and technical capacity to complete the proposed plan. Please contact the Bureau with any questions.

**VIOLATOR CERTIFICATION**

*I agree to remedy the violations listed within the timeframes provided. If I require additional time to comply, I understand that I must contact the Fire Prevention Bureau prior to the deadline to request an extension, which is entirely within the Bureau's discretion to grant or deny.*

*I further understand that it is my responsibility to schedule a reinspection of my property once the violations have been remedied to do so. My failure to schedule a reinspection shall be deemed an admission that the violations have not been remedied.*

*If I fail to comply with this agreement, I understand that I am liable for penalties pursuant to the City of Portland Code of Ordinances §§ 1-15 and 10-25, and 30-A M.R.S. § 4452 and may be subject to further legal action.*

\_\_\_\_\_  
Date Responsible Party

\_\_\_\_\_  
Date Responsible Party

**SEEN AND AGREED**

\_\_\_\_\_  
Date Fire Prevention Bureau