Form # P 04 DISPLAY THIS CA	RD ON PRINCIPAL F	RONTAGE OF WORK
Please Read Application And		DN .
Notes, If Any, Attached	PERMIT	Permit Number 061247 PERMIT ISSUED
This is to certify that DAY THOMAS H & MA	AR DAY JTS/John Kiely	
has permission tonew front entry w/ stair to	b ba nent, en porch	SEP 2 7 2005
AT <u>8 SUNSET RD</u> , PI		090 0001001
•provided that the person or persor	ns rm or state lion real	pting this permit shall comply with all
of the provisions of the Statutes of	of line and of the second	nces of the City of Portland regulating
the construction, maintenance and this department.	d use of buildings and s	ctures, and of the application on file in
Apply to Public Works for street line and grade if nature of work requires such information.	fication of insperion musion of and wight permit on proce to re this olding or art there is ed or a cosed-in b JR NOTICE TO REQUIRED.	
OTHER REQUIRED APPROVALS		112/26
Health Dept		and 9/27/06
Appeal Board		- The second
Other Department Name		Director - Building & Inspection Services
-	NALTY FOR REMOVING THIS	S CARD
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			3, Fax: (2	,					
Location of Construction:	~	Owner Name:			Owner A	ddress:		Phone:	
8 SUNSET RD	L.	DAY THOM	AS H & M	IARY E DA	8 SUNS	SET RD			
Business Name:)		Contractor Nam	e:		Contract	or Address:		Phone	
		John Kiely				and Ave Pea	aks Island	2077662026	5
Lessee/Buyer's Name		Phone:			Permit T	ype:		Z	Lone:
					Additi	ons - Dwell	ings		LKZ
Past Use:		Proposed Use:	-		Permit F	ee:	Cost of Work:	CEO District:	
Single Family Home		Single Family				\$140.00	\$12,000.0		
		entry w/ stair porch	to baseme	nt, entry	FIRE DE	- <u>a</u>	pproved INS Denied Use	PECTION: e Group: R-3 Ty TRC 20	ype:B
new front entry w/ stain	to basement,	entry porch			Signature PEDEST	1	Sign TTIES DISTRIC	nature: T (P.A.D.) (
					Action:	Approve			eried
					Signature	:		Date:	
Permit Taken By:	Date Aj	pplied For:				Zoning	Approval		
ldobson	08/24	4/2006				_			
			Speci	al Zone or Revie	WS 76	Zoning	g Appeal	Historic Preserv	vation
			Shor	BHW		🗌 Variance 🗨		Not in District of	or Landmar
			U Wet	d Zone June	150117	Miscellan	eous	Does Not Requi	re Review
			F100	d Zone		Condition	al Use	Requires Review	W
			Subo	livision		Interpreta	tion	Approved	
			🗌 Site	Plan NJA		Approved		Approved w/Co	nditions
	RMITISS		Maj OK Date:	Minor⊡ MM w Th(im <mark>3 9 2:</mark>	dok Toch	Denied		Denied Date:	\sum
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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 provision of the code(s) applicable to such permit.

SIGNATURE OF APPLICANT	ADDRESS	DATE	PHONE
RESPONSIBLE PERSON IN CHARGE OF WORK, TITLE		DATE	PHONE

From: To: Date: Subject:	"Gerald Weinand" < gwde : "Marge Schmuckal" <mes 9/5/2006 1:19:38 AM Day, 8 Sunset Road, Pea</mes 	S@portlandmaine.g	
Marge:			at land 1
re: Day's End, 8	Sunet Road, Peaks Island,	Maine	st inger in a Antxita
Below please fin	d the revised floor area and	volum calculations	is based on the 1993 addition:
Existing(! 989) 1 Existing (1989)	st Floor area w/in setback: Basement area w/in setback	1322 S.F. (: 794 S F.	
Total existing (1	.989 floor area w/in setback	: 2216 S.F.	ton 3.0, ob the top to
Allowable increa	se:	30%	bangascof
Total allowable a	area increase	634 S.F.	total so tay
	dition: $656 - 56$ sethis appication:	759 S.F. <u>13.S.E.</u> 182 S.F.	
Remaining allow	able area increase:	452 S.F.	DEPT. OF BUILDING INSPECTION
Existing (1989)	olume w/in setback:	18,795C.F.	CITY OF PORTLAND, ME
Allowable increa	se:	30%	SEP - 5 2006
Total allowable in	ncrease:	5,639C.F.	RECEIVED
Volume 1993 ad Proposed increa Total:	dition: se this appication:	1,599C.F. 695C.F. 2,294C.F.	I 94 11
Remaining allow	able volume increase:	3,345C.F.	
			2 j-1 was

Please let me know if any additional information is required. Thank you for your assistance with this ba_{a} .

Gerald Weinand gwdesign Rockland, Maine



Strengthening a Remarkable City, Building a Community for Life • www.portlandmaine.gov

Lee Urban-Director *←* Planning and Development Marge Schmuckal, Zoning Administrator

September 1,2006

Gerald Weinand 26 Grove Street Rockland, Maine 04841

RE: 8 Sunset Road, Peaks Island -90-D-1 & 2 – IR-2 Zone with Shoreland Overlay #06-1247

Dear Mr. Weinand,

I am in receipt of your application for an addition at 8 Sunset Road on Peaks Island. The City's regulations allowing expansions within the 75' of HWM has been in existence since January 1, 1989. Our microfiche files show that a 6.5' x 26' addition was added within the 75' setback area in 1993. Therefore, the calculation that you used **for** this new addition is not accurate for the base being used and the percentage of 30% of square footage and volume permitted over the lifetime of the structure. I have attached copies of the old permit and section 14-382(f) that outlines the 30% allowances on legally nonconforming structures within 75' of the HWM.

Your permit will be on hold until such time I receive the corrected and revised higher tech information on this permit. No construction can commence until a valid permit has been CARC. issued by this department. If you have any questions regarding this matter, please do not hesitate to call.

Very truly yours Marge Schmuckal

Marge Schmückal Zoning Administrator

Cc: Thomas & Mary E. Day, 199 High Brook Road, Thornton, N.H. 03223 John Kiley, 591 Island Ave., P.I. 04108 File

BACK BAY BOUNDARY, INC.

LAND SURVEYING

September 25,2006

Mrs. Marge Schmuckel Zoning Administrator City of Portland, Maine 389 Congress St. Portland, Maine 04101



RE: Methodology of locating buildings and other features on a piece of property and calculating the area **of** each feature.

When surveying a parcel of land for the determination of a lot's impervious area or lot coverage the method utilized is always consistent with modern surveying practices.

A survey crew visits the site and sets up what is known as random traverse or mathematical figure around the site. Utilizing a surveying instrument known as a total station, a series of survey control points are occupied with the instrument from which features such as buildings, walls, pavement and patios are located. The total station locates these features by shooting a laser beam to a prism that has been held on or next to the feature to be located. In the case of a building corner, the prism is set next to the feature and the angle is turned to the actual building corner to accurately locate the feature.

The total station measures the angle, distance and elevation of each feature the prism is set on or next to and downloads the information into an electronic field book known as a data collector.

When the desired features are located and downloaded into the data collector the crew returns to the office and downloads the information from the data collector into a computer program known as AutoCAD.

The features located in the field are shown in the AutoCAD program a dot or node where the feature was, as point number identifying the feature, a description of the feature such as bldg for a building corner and an elevation of the feature.

When then join the nodes of the points together with lines drawn in AutoCAD to identify the features as buildings, wall or driveways.

(207) 774-2855

643 Forest Avenue Portland, Maine 04101 Email <u>–Backbavboundarv@cs.com</u>

Fax (207) 347-4346

www.Backbayboundary.com

BACK BAY BOUNDARY, INC. LAND SURVEYING

It is then a simple click of the mouse to ask the computer to calculate the area of each feature. We tell the computer which lines or features to use and it calculates the area of feature by utilizing geometry and trigonometry. Each side of the rectangle or circle is calculated and the report of its area is given.

As each feature has to be located within a **1/8** of an inch or better the resulting area is given the same level *of* precision as the measurement. We constantly check our work by measuring the buildings with a steel tape and consistently find our located features to match the calculated distance.

We are required to follow mapping standards and precision standards by the American Congress on Surveying and Mapping when dealing with most surveys. **Its** standards state we must be within 0.07 (7/8") of a foot when showing features of site on a plan.

Robert T. Greenlaw, PLS Professional Land Surveyor #2303



(207) 774-2855

643 Forest Avenue Portland, Maine 04101 Email <u>~Backbayboundary@cs.com</u>

Fax (207) 347-4346

www.Backbayboundary.com

From:	Marge Schmuckal
To;	Gerald Weinand -
To: Date:	9/7/2006 12:18:07 PM
Subject:	Re: Day, 8 Sunset Road, Peaks

Thank you for this information. This is helpful.

However, while completing my zoning compliance checklist, I noticed that the maximum **20%** lot coverage is not being met. My figures show that all structures on the lot (garage, house, stoops & stairs and new addition) total **21%** lot coverage. There is approximately **135.5 sq.** ft. over the max. **20%.** I am using Robert Greenlaw's lot size compared to the smaller size that the assessors show. Can something be removed to accommodate the addition? Marge

>>> "Gerald Weinand" <gwdesign@adelphia.net> 9/5/2006 11:16:20 AM >>>_ Marge:

re: Day's End, 8 Sunet Road, Peaks Island, Maine

Below please find the revised floor area and volum calculations based on the 1993 addition:

Existing (!989) 1st Floor area w/in setback: Existing (1989) Basement area w/in setback:	1322 S.F. 794 S.F.
Total existing (1989) floor area w/in setback:	2216 S.F.
Allowable increase:	30%
Total allowable area increase	634 S.F.
Area of 1993 addition: Proposed increase this appication: Total:	169 S.F. 13 S.F. 182 S.F.
Remaining allowable area increase:	452 S.F
Existing (1989) volume w/in setback:	18,795 C.F.
Allowable increase:	30%
Total allowable increase:	5,639 C.F.
Volume 1993 addition: Proposed increase this appication: Total:	1,599 C.F. 695 C.F. 2,294 C.F.
Remaining allowable volume increase:	3,345 C.F

Please let me know if any additional information is required. THank you for your assistance with this matter.

City of Portland INSPECTION SERVICES

Room315 389 Congress Street Portland, Maine 04101

Telephone: 207-874-8703 or 207-874-8693 Facsimile: 207-874-8716 Own FAX machine is proken Facsimile: 207-874-8716 Fixth Now - use 874-8949

FACSIMILE TRANSMISSION COVERSHEET

CITE RA

Bob Green LAW TO: FROM: _ FAX NUMBER: NUMBER OF PAGES, WITH COVER: \mathcal{O} Junce RE: TELEPHONE: DATE:

hAVE when. Comments: yen W SCARG Wh

Visit us on the web! <u>http://www.ci.portland.me.us</u>/

From:	"Gerald Weinand" <gwdesign@adelphia.net></gwdesign@adelphia.net>
То:	"Marge Schrnuckal" < MES@portlandmaine.gov>
Date:	9/18/20062:18:36 PM
Subject:	8 Sunset Road, Peaks

Marge:

I received another call from the Owner today inquiring about the permit application. Tammy says that it's still in zoning, and I am wondering if you had any more questions regarding the lot coverage. Did Robert Greenlaw provide you the info that you needed?

Cheers

Gerald Weinand Rockland, Maine

From:	Marge Schmuckal
To:	BACKBAYRTG@cs.com
Date:	9/18/2006 2:50:37 PM
Subject:	Re: 8 Sunset Rd. Peaks Island

Bob,

On 9/6/06, I faxed you what I had scaled on the plans for sizes of buildings and what I used for lot coverage. I know that you e-mailed me and had rechecked your figures and they come out to what you originally submitted. Somehow your figures and my figures are not similar. I am trying to figure out where we have gone afoul of each other. Have you had a chance to compare what I had vs what you have? I can understand that scaling a plan can sometimes result in wrong figures. Would it be better to meet quickly? I can meet at your convenience.

Thanks, Marge

>>> <BACKBAYRTG@cs.com> 9/7/20062:56:53 PM >>> Marge, I have doubled checked the lot coverage on 8 Sunset Rd. Peaks Island and still come up with 2378.2 square feet. This includes all stairs, bulkheads and buildings.

Robert T. Greenlaw, PLS Maine Professional Land Surveyor #2303

CC: Gerald Weinand

From:	<backbayrtg@cs.com></backbayrtg@cs.com>
То:	<mes@portlandmaine.gov></mes@portlandmaine.gov>
Date:	9/7/2006 3:00:41 PM
Subject:	8 Sunset Rd. Peaks Island

Marge,

I have doubled checked the lot coverage on 8 Sunset Rd. Peaks Island and still come up with 2378.2 square feet. This includes all stairs, bulkheads and buildings.

Robert T. Greenlaw, PLS Maine Professional Land Surveyor #2303 City **of** Portland, Maine Code of Ordinances Sec 14-382 Land Use Chapter 14 Rev. 2-21-01

increase in the number of nonconforming units in a building which is nonconforming as to the number of dwelling units or will become nonconforming as a result of such alteration, modification or addition.

(f) In addition to the other provisions of this section, the following standards shall apply to nonconforming structures within a shoreland zone or to nonconforming additions to structures within a 'shoreland zone and in existence on June 15, 1992:

- (1) If any portion of a structure is less than the required setback from the normal high water line of a tributary stream, other water body or upland edge of a wetland after January 1, 1989, that portion of the structure shall not be expanded by thirty (30) percent or more of either floor area or volume during the lifetime of the structure.
- (2) Construction or enlargement of a foundation beneath the existing structure shall not be considered an expansion of the structure, provided that the structure and new foundation are placed such that the setback requirement is met to the greatest practical extent as determined by the building authority, based upon the criteria specified in subsection (3) below; that the completed foundation does not extend beyond the exterior dimensions of the structure; and that the foundation does not cause the structure to be elevated by more than three (3) additional feet beyond the height of the structure on the foundation.
- (3) A nonconforming structure may be relocated within the boundaries of the parcel on which the structure is located, provided that the site of the relocation conforms to all setback requirements to the greatest practical extent as determined by the board of appeals and further provided that the applicant demonstrates that the present subsurface wastewater disposal system meets the requirements of state law, the State of Maine Subsurface Wastewater Disposal Rules (rules), and all applicable sections of this Code or that a new system can be installed in compliance with state law, such rules, and all applicable sections of this Code. In no event

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City of Portland, Maine Code of Ordinances Sec 14-382

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increase in the number of nonconforming units in a building which is nonconforming as to the number of dwelling units or will become nonconforming as a result of such alteration, modification or addition.

(f) In addition to the other provisions of this section, the following standards shall apply to nonconforming structures within a shoreland zone or to nonconforming additions to structures within a shoreland zone and in existence on June 15, 1992:

- (1) If any portion of a structure is less than the required setback from the normal high water line of a tributary stream, other water body or upland edge of a wetland after January 1, 1989, that portion of the structure shall not be expanded by thirty (30) percent or more of either floor area or volume during the lifetime of the structure.
- (2) Construction or enlargement of a foundation beneath the existing structure shall not be considered an expansion of the structure, provided that the structure and new foundation are placed such that the setback requirement is met to the greatest practical extent as determined by the building authority, based upon the criteria specified in subsection (3) below; that the completed foundation does not extend beyond the exterior dimensions of the structure; and that the foundation does not cause the structure to be elevated by more than three (3) additional feet beyond the height of the structure on the foundation.
- (3) A nonconforming structure may be relocated within the boundaries of the parcel on which the structure is located, provided that the site of the relocation conforms to all setback requirements to the greatest practical extent as determined by the board of appeals and further provided that the applicant demonstrates that the present subsurface wastewater disposal system meets the requirements of state law, the State of Maine Subsurface Wastewater Disposal Rules (rules), and all applicable sections of this Code or that a new system can be installed in compliance with state law, such rules, and all applicable sections of this Code. In no event



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This page contains a detailed description of the Parcel ID you selected. Press the **New Search** button at the bottom of the screen to submit a new query.

Current Owner Information

Card Number	1 of 1
Parcel ID	090 D001001
Location	8 SUNSET RD
Land Use	SINGLE FAMILY
Owner Address	DAY THOMAS H & MARY E DAY JTS 8 SUNSET RD PEAKS ISLAND ME 04108
Book/Page	23217/245
Legal	90-D-1-2 SUNSET RD PEAKS ISLAND 10687 SF
Current Assessed V	aluation
	uilding Total 111,300 \$457,700

Property Info	rmation				
Year Built 1936	Style Cottage	Story Height 1	sq. Ft 988	Total Acres 0.245	
Bedrooms 2	Full Baths 1	Half Baths	Total Rooms 4	Attic None	Basement Full
Outbuildings					
Туре	Quantity	Year Built	Size	Grade	Condition
GARAGĚ ⁻ WD/CB	1	1936	18X20	C	A
SHED-FRAME	1	1954	14X24	C	A

Sales Information						
Date	Туре	Price	Book/Page			
10/03/2005	LAND + BLDING	\$630,000	23217-245			
08/24/2004	LAND + BLDING	\$200,000	21700-297			

Picture and Sketch				
Picture	Sketch	Tax Map		

Click here to view Tax Roll Information.

Any information concerning tax payments should be directed to the Treasury office at 874-8490 $\alpha r e$ -mailed.

New Search!











From:	"Gerald Weinand" <gwdesign@adelphia.net></gwdesign@adelphia.net>
То:	"Tammy Munson" <tmm@portlandmaine.gov></tmm@portlandmaine.gov>
Date:	Tue, Sep 26,2006 3:37 PM
Subject:	Re: Day, 8 Sunset Road, Peaks

Tammy:

Okay - I will do that. Can I email the revised drawings? They will be sent as a pdf.

Thanks

Gerald

----- Original Message -----From: "Tammy Munson" <TMM@portlandmaine.gov> To: <gwdesign@adelphia.net> Sent: Tuesday, September 26, 2006 3:28 PM Subject: Re: Day, 8 Sunset Road, Peaks

You can just label the elevation of the front elevation and the cross section that was submitted. They were pretty bare regarding info.

>>> "Gerald Weinand" <gwdesign@adelphia.net> 09/26 3:22 PM>>> Tammy:

I will make a note regarding the windows to be tempered. All headers are to be $(3) 2 \times 10$'s. The treads to the basement will be 10 inches with a 1 inch nosing. There is no stair over the basement stair - there is no headroom issue. The 2 x 6 walls are to have R-19 batts, and the roof R-30 batts.

I am confused as to why a Section is required. Can you explain. I can draw the porch framing details - they are pretty straightforward. Will that do instead of a cross section?

Cheers

Gerald

----- Original Message -----From: "Tammy Munson" <TMM@portlandmaine.gov> To: <gwdesign@adelphia.net> Sent: Tuesday, September 26, 2006 3:12 PM Subject: Re: Day, 8 Sunset Road, Peaks

- 1. The windows within 2' of doors must be tempered.
- 2. Header schedule for windows and doors
- 3. Treads/headroom in stairs
- 4. Framing detail of exterior porch floor and roof
- 5. Insulation values
- 6. Fully labeled cross section of the addition

>>> "Gerald Weinand" <gwdesign@adelphia.net> 09/26 3:04 PM>>> Tammy:

.....

What info do you need?

Gerald

----- Original Message -----From: "Tammy Munson" <TMM@portlandmaine.gov> To: <gwdesign@adelphia.net> Sent: Tuesday, September 26, 2006 2:58 PM Subject: Re: Day, 8 Sunset Road, Peaks

I have reviewed this and need building info. Should I email you or contact the owner?

City of Portland, Maine - Building or Use Permit 389 Congress Street, 04101 Tel: (207) 874-8703, Fax: (207) 874-8716				Permit No: 06-1247	Date Applied For: 08/24/2006	CBL: 090 D001001	
Location of Construction: 8 SUNSET RD				Owner Address: 8 SUNSET RD		Phone:	
Business Name:			Contractor Address: 591 Island Ave Peaks Island		Phone (207) 766-2026		
Lessee/Buyer's Name			Permit Type: Additions - Dwellings				
Proposed Use: Proposed Project Description: Single Family Home/ new front entry w/ stair to basement, entry porch new front entry w/ stair to basement, entry porch							
Dept: Zoning Status: A Note:	Approved with Condition	is Re v	viewer:	Marge Schmucka		nte: 09/25/2006 Ok to Issue: 🗹	
 This permit is being approved on the basis of plans submitted. Any deviations shall require a separate approval before starting that work. 							
2) This property shall remain a single family dwelling. Any change of use shall require a separate permit application for review and approval.							
3) Please note that the maximization of lot coverage has nearly been exhausted on this property for new additions.							
Dept: Building Status: A Note:	Approved with Condition	is Re v	viewer:	Tammy Munson	Approval Da	te: 09/27/2006 Okto Issue: □	

1) Separate permits are required for any electrical, plumbing, or HVAC systems. Separate plans may need to be submitted for approval as a part of this process.

Comments:

9/5/06-mes: received revised plans on an e-mail from Gerald Weinand that recalculated the square footage and the volume of buildings

9/7/06-mes: completed the rest of review - there is a question on maximum lot coverage. My figures are different(shows them over) than the surveyors figures on amount of lot coverage. I faxed Bob Greenlaw my figures.

9/25/06-mes: received a letter from Robert Greenlaw explaining how he got his figures for lot coverage which were different than mine. His field documentatin is certainly more high tech than my scaling of plans. I have defaulted to the technology that the surveyor has attested to. Lot coverage is ok. 140 sq feet is left before hitting maximum lot coverage.

9/26/06-tmm: emailed designer requested info.

9/27/06-tmm: rec'd additioanl requested info from designer - ok to issue.

9/1/06-mes: see letter - this property is within shoreland and part of the addition is within the 75'. The calculations are not reflecting an addition done in 1993 as shown in our files. The calculations must be corrected to add the 6.5'x26' previous addition. In M's hold area.