



April 25, 2016

Ashby Sheldon

Po Box 3793

Portland, ME 04104

CBL: 116 A018001

Located at 0037 WILLIAM ST

NOTICE OF INTENT TO PROSECUTE

Dear Owner/Manager/Occupant,

An inspection of the property located at the address referenced above revealed that the structure and premises fail to comply with NFPA 2009 Fire Code and/or NFPA Life Safety Codes. Attached is a list of those violations.

The above-referenced property is in violation of the Chapter 10, Fire Prevention and Protection, Article 1 of the Portland City Code (the "Code") and National Fire Protection Association (NFPA) 101 Life Safety Code. Please note that the Code is available online at www.portlandmaine.gov.

This is a notice of intent to prosecute. As such, the matter is being referred to the City of Portland Corporation Council for legal action and possible civil penalties as provided for in Chapter 10, Fire Prevention and Protection, 10-25 of the Code and in Title 30- A.M.R.S.A. 4452.

Please be advised that you will need to contact the Fire Prevention Bureau at 207-874-8400 before the court date on the attached Reference to Court letter to either schedule a re-inspection or to submit a plan of action to correct these violations.

Sincerely,

A handwritten signature in black ink, appearing to read "O. P. Plessing".

Portland Fire Department

Fire Prevention Bureau

353759

CITY OF PORTLAND
PORTLAND FIRE DEPARTMENT

380 Congress Street
Portland, Maine 04101

Inspection Violations

Owner/Manager Ashby Sheldon		Inspector David Petrucelli		Inspection Date 4/22/2016
Location 0037 WILLIAM ST	CBL 116 A018001	Status Failed		Inspection Type Fire Prevention-FP Routine Inspe

Code	Int/Ext	Floor	Unit No.	Area	Compliance Date
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1) 58.135

Violation: NPFA 101- 33.2.2.3.1 SECONDARY MEANS OF ESCAPE FROM SLEEPING ROOMS; In addition to the primary route, each sleeping room shall have a second means of escape consisting of one of the following, unless the provisions of 33.2.2.3.2, 33.2.2.3.3, or 33.2.2.3.4 are met: Refer to NFPA 101-33.2.2.3.1 for continuation of this code.

Notes: 3RD FLOOR BEDROOM

2) 58.210

Violation: NFPA 101- 33.2.3.4.1 MANUAL FIRE ALARM PER 9.6; A MANUAL FIRE ALARM SYSTEM SHALL BE PROVIDED IN ACCORDANCE WITH SECTION 9.6, UNLESS THE PROVISIONS OF 33.2.3.4.1.1 OR 33.2.3.4.1.2 ARE MET.

Notes:

3) 58.215

Violation: NFPA 101- 33.2.3.4.2 OCCUPANT NOTIFICATION PER 9.6.3; OCCUPANT NOTIFICATION SHALL BE IN ACCORDANCE WITH 9.6.3.

Notes:

4) 58.300

Violation: NFPA 101- 33.3.2.1.1 MEANS OF EGRESS PER CHAPTER 7; MEANS OF EGRESS FROM RESIDENT ROOMS AND RESIDENT DWELLING UNITS TO OUTSIDE OF THE BUILDING SHALL BE IN ACCORDANCE WITH CHAPTER 7 AND THIS CHAPTER.

Notes:

5) 58.220

Violation: NFPA 101- 33.2.3.4.3.1 APPROVED SMOKE ALARMS- ELECTRIC; APPROVED SMOKE ALARMS SHALL BE PROVIDED IN ACCORDANCE WITH 9.6.2.10, UNLESS OTHERWISE INDICATED IN 33.2.3.4.3.6 AND 33.2.3.4.3.7.

Notes:

Comments: Oxford House-

STATE OF MAINE

DISTRICT COURT
Location: Portland
Docket No.

CITY OF PORTLAND and body politic and
Corporate, located in the County of
Cumberland and State of Maine,

Plaintiff,

**FIRE PREVENTION AND PROTECTION
CODE VIOLATION**

(M.R. CIV. P. 80H AND 80k)

v.

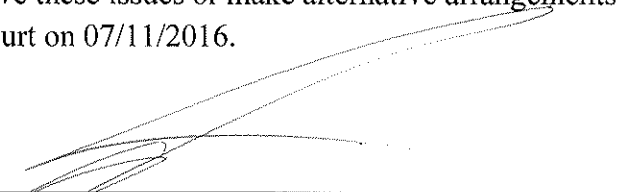
Sheldon Ashby
Defendant

SUMMONS NUMBER: 353859

This matter has been referred to the Corporation Counsel's Office for immediate legal action with respect to the code violations detailed in the attached letter. It has been assigned the above summons number and will be filed with the Portland District Court and will be assigned for an initial appearance at the Portland District Court 205 Newbury Street Portland, Maine 04101 at 8:30 A.M. on 07/11/2016. Please contact Tori Ross in Fire Prevention at (207)-874-8400 or via e-mail at meservev@portlandmaine.gov to set up an in-person meeting to meet with somebody in the Fire Prevention Bureau to resolve these issues or make alternative arrangements to relieve you of the requirement to appear in Court on 07/11/2016.

Dated:

5/12/16



Adam R. Lee, Esq. Bar No. 4143
Associate Corporation Counsel
City of Portland
389 Congress St
Portland, ME 04101
207-874-8480