



May 23, 2016

BUZZELL MARGARET F

9B AMY'S WAY

GORHAM, ME 04038

CBL: 126 E016001

Located at 583 FOREST AVE

#### 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](http://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 cursive script that reads "David Petrucci".

Portland Fire Department

Fire Prevention Bureau

**CITY OF PORTLAND  
PORTLAND FIRE DEPARTMENT**

380 Congress Street  
Portland, Maine 04101 # 354574

**Inspection Violations**

<b>Owner/Manager</b> BUZZELL MARGARET F		<b>Inspector</b> Todd Zsiga	<b>Inspection Date</b> 5/20/2016
<b>Location</b> 583 FOREST AVE	<b>CBL</b> 126 E016001	<b>Status</b> Failed	<b>Inspection Type</b> Fire Company-FP Routine Inspec

<b>Code</b>	<b>Int/Ext</b>	<b>Floor</b>	<b>Unit No.</b>	<b>Area</b>	<b>Compliance Date</b>
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1) 73.10

**Violation:** NFPA 101-7.2.4.3.1 FIRE BARRIER REQUIRES MAINTENANCE; Fire barriers separating buildings or areas between which there are horizontal exits shall have a minimum 2-hour fire resistance rating, unless otherwise provided in 7.2.4.4.1, and shall provide a separation that is continuous to the finished grounded level.

**Notes:** HOLES IN WALL IN REAR STAIRWAY

2) 80.46

**Violation:** NFPA 101- 7.2.1.8.1 FIRE DOORS MUST BE SELF- OR AUTO-CLOSING; A door leaf normally required to be kept closed shall not be secured in the open position at any time and shall be self-closing or automatic-closing in accordance with 7.2.1.8.2, unless otherwise permitted by 7.2.1.8.3.

**Notes:** FIRE DOOR FOR BASEMENT

3) 80.76

**Violation:** NFPA 101-7.2.1.7 PANIC HARDWARE AND FIRE EXIT HARDWARE; Where a door assembly is required to be equipped with panic or fire exit hardware, such hardware shall meet the following criteria:  
(1) It shall consist of a cross bar or a push pad, the actuating portion of which extends across not less than one-half of the width of the door leaf.  
(2) It shall be mounted as follows:  
See reference in 7.2.1.7.1  
(3) It shall be constructed so that a horizontal force not to exceed 15 lbf actuates the cross bar or push pad and latches.

**Notes:**

4) 91.15

**Violation:** NFPA 70- ARTICLE 110.12 B EXPOSED WIRING CONNECTIONS; Internal parts of electrical equipment, including busbars, wiring terminals, insulators, and other surfaces, shall not be damaged or contaminated by foreign materials such as paint, plaster, cleaners, abrasives, or corrosive residues. There shall be no damaged parts that may adversely affect safe operation or mechanical strength of the equipment such as parts that are broken; bent; cut; or deteriorated by corrosion, chemical reaction, or overheating.

**Notes:** SEVERAL OPEN ELECTRICAL BOXES IN BASEMENT

**Comments:**

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)**

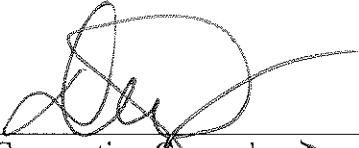
v.

Margaret Buzzell  
Defendant

SUMMONS NUMBER: 354574

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 08/08/2016. Please contact Tori Ross in Fire Prevention at (207)-874-8400 or via e-mail at [meservev@portlandmaine.gov](mailto: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 08/08/2016.

Dated:

  
Corporation Counsel, Danielle P. West-Chubka  
City of Portland  
389 Congress St Bar #9532  
Portland, ME 04101  
207-874-8480