



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**

April 21, 2017

<b>Responsible Party 1:</b> McCarthy Corie 11 Main St Ste.7 PMB246 WESTBROOK, ME 04092		
<b>Location</b> 243 CONCORD ST W	<b>CBL</b> 132 B001001	<b>Inspection Date</b> 4/4/2017
<b>Inspector</b> Christopher Alves	<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 5/15/2017.**

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 80- ANNEX D.4 1-HOUR FIRE DOORS ASSEMBLIES REQ;</b> Listings are provided for floor fire door assemblies that are installed in fire-rated floor-ceiling or roof-ceiling assemblies that have been tested in accordance with the methods described in NFPA 288. The listing indicates the fire-rated assembly and the hourly rating (3 hours, 2 hours, 1.5 hours, 1 hour, .75 hours) for which the door can be permitted to be used so that access to the space above the ceiling or to the floor above can be provided without adversely affecting the fire resistance rating of the entire assembly. The listing provides limitations on the maximum size of an individual door opening and the total area of all door openings permitted for each 100 square feet of floor or ceiling. fire doors required on apartments	<i>I need 4 Doors 1 per month starts July.</i>
<b>NFPA 70- ARTICLE 590.6 EXT. CORD USED FOR PERMENANT WIRING;</b> Ground-fault protection for personnel for all TEMPORARY wiring installations shall be provided to comply with 590.6 (A) and (B). This section shall apply only to temporary wiring installations used to supply temporary power to equipment used by personnel during construction, remodeling, maintenance, repair, or demolition of buildings, structures, equipment or similar activities. freezer is plugged into an extention cord	<i>within 2 wks</i>
<b>NFPA 70- ARTICLE 590.6 EXT. CORD USED FOR PERMENANT WIRING;</b> Ground-fault protection for personnel for all TEMPORARY wiring installations shall be provided to comply with 590.6 (A) and (B). This section shall apply only to temporary wiring installations used to supply temporary power to equipment used by personnel during construction, remodeling, maintenance, repair, or demolition of buildings, structures, equipment or similar activities. wash machine is plugged into an extention cord	<i>within 2 wks</i>

Violation	Proposed Date of Completion
<p><b>NFPA 101- 8.3.5 HOLE IN WALL NEEDS REPAIR;</b> The provisions of 8.3.5 shall govern the materials and methods of construction used to protect through-penetrations and membrane penetrations in fire walls, fire barrier walls, and fire resistance-rated horizontal assemblies. The provisions of 8.3.5 shall not apply to approved existing materials and methods of construction used to protect existing through-penetrations and existing membrane penetrations in fire walls, fire barrier walls, or fire resistance-rated horizontal assemblies, unless otherwise required by chapters 11 through 43.</p> <p>holes in sheetrock in apt. #1 basement stair well</p>	<p><i>within 2 wks</i></p>
<p><b>NFPA 101- 8.2.3 FIRE RATING NOT MAINTAINED;</b> The fire resistance of structural elements and building assemblies shall be determined in accordance with test procedures set forth in NFPA 251, ASTM E 119, ANSI/ UL 263, or other approved test methods, or analytical methods approved by the authority having jurisdiction. Materials used to construct fire resistance-rated elements and assemblies shall be limited to those permitted in this code.</p> <p>no sheetrock on the ceiling or wall in the garage. There is living space above the attached garage</p>	<p><i>4 months</i></p>
<p><b>NFPA 101- 9.6.10.1.1 SMOKE DETECTOR REQUIRED;</b> Where required by another section of this code, single-station and multiple-station smoke alarms shall be in accordance with NFPA 72, National Fire Alarm Code, shall be provided in all occupiable areas in environments that are suitable for proper smoke detector operation.</p> <p>detector missing in bedroom in apt.#2</p>	<p><i>Imm.</i></p>
<p><b>N.F.P.A.101- CHAPTER 8.6.2 &amp; 8.6.8 VERTICLE OPENINGS SHALL BE ENCLOSED OR PROTECTED;</b> EVERY VERTICAL OPENING BETWEEN THE FLOORS OF A BUILDING SHALL BE SUITABLY ENCLOSED OR PROTECTED, AS NECESSARY, TO PROVIDE THE FOLLOWING:(1) REASONABLE SAFETY TO OCCUPANTS WHILE USING THE MEANS OF EGRESS BY PREVENTING THE SPREAD OF FIRE, SMOKE, OR FUMES THROUGH VERTICAL OPENINGS FROM FLOOR TO FLOOR TO ALLOW OCCUPANTS TO COMPLETE THEIR USE OF THE MEANS OF EGRESS;(2)LIMITATION OF DAMAGE TO THE BUILDINGS AND ITS CONTENTS.</p> <p>there is an open cockloft at the top of the stairs between apt. 1 and 2</p>	<p><i><del>1 to 2</del> 1 to 2 months</i></p>
<p><b>NFPA 101- 8.2.3 FIRE RATING NOT MAINTAINED;</b> The fire resistance of structural elements and building assemblies shall be determined in accordance with test procedures set forth in NFPA 251, ASTM E 119, ANSI/ UL 263, or other approved test methods, or analytical methods approved by the authority having jurisdiction. Materials used to construct fire resistance-rated elements and assemblies shall be limited to those permitted in this code.</p> <p>needs sheetrock in stairwell between apt 1 &amp; 2</p>	<p><i>within 2 months Based on when Sheetrock Hanger Has Time.</i></p>
<p><b>FINAL DATE OF COMPLETED VIOLATION(S)</b></p>	<p><i>11 / 30 / 17</i></p>
<p><b>FIRE PREVENTION BUREAU RE-INSPECTION OF COMPLETED VIOLATION(S)</b></p>	<p><i>___ / ___ / ___</i></p>

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.*

6/26/17  
Date

Tim Henry  
Responsible Party

\_\_\_\_\_  
Date

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

**SEEN AND AGREED**

27 June 2017  
Date

[Signature]  
Fire Prevention Bureau

