

COMMENTS

4/12/02 ① Needs Elec Permit

② Pool walls only 43" to 45" from grade & direct from
from house not protected

N.O.U. Sent 4/26/02 Re 5/26

5/3/02 - No progress - owner asked "what happens
if we just ignore you" - discussed possible legal
ramifications - discussed what is needed in detail -
he made notes on back of code book - he stated
that he was going to call MJN +
FINAL TX to 6/15/02 JB

7/2/02 Inspected - gate still not to code No spring, exceeds 1/2" gap within 18" - latch
is not 3" down on inside & bottom of gate needs trim to swing.

Checked Electrical - m+m No shutoff switch & no #8 bonding wire JB

Call to Inspect Tues 7/9/02

7/10/02 Gate latch & spring hinge operable - All gaps within 18" closed.

Shut off switch installed New permit # 2002-4482 JB

133-K-13

000692

Inspection Record

| Type | Date |
|-------------------|-------|
| Foundation: _____ | _____ |
| Framing: _____ | _____ |
| Plumbing: _____ | _____ |
| Final: _____ | _____ |
| Other: _____ | _____ |



CITY OF PORTLAND
NOTICE OF VIOLATION

April 26, 2002

Vincent Salamone
6 Richardson Street
Portland, ME 04103

RE: 6 Richardson Street
CBL: 133-E-013

Certified Mail Receipt: # 7001 1940 0004 2778 1302

Dear Mr. Salamone:

An evaluation of your property at 6 Richardson Street on April 12, 2002 revealed that the structure fails to comply with Section 421.10 of the 1999 BOCA Code and see 680 of the National Electric Code of the City of Portland.

Attached is a list of the violations and copies of the referenced -421.10.1(1) Code Sections

1. Pool walls do not meet 48" height requirements 421.10.1(1).
2. Doors (2) with direct access to pool area are not properly protected 421.10.1(9).
3. Required electric permit has not been issued.

This is a notice of violation pursuant to Section 116.2 of the Code. All referenced violations shall be corrected within 30 days of the date of this notice. A re-inspection of the premises on May 26, 2002 at which time compliance will be required. Failure to comply will result in this office referring the matter to the City of Portland Corporation Counsel for legal action and possible civil penalties, as provided for in Section 1-15 of the Code and in Title 30-A M.R.S.A. ss 4452.

This constitutes an appealable decision pursuant to Section 121.1 of the Code. Please feel free to contact me at 874-8708, if you wish to discuss the matter or have any questions.

Please be advised that the Portland City Council has amended the Building regulations to include a \$75.00 re-inspection fee. This violation will automatically cause a re-inspection at no charge. If there are any subsequent inspections, however, the \$75.00 fee will be assessed for each inspection.

Sincerely,

Kevin W. Carroll

Code Enforcement Officer

Attachment: Copy of BOCA 1999 Section 421.1091) through (10)

/gg

(DATE) 4/24/02

NOTICE OF VIOLATION

(OWNERS NAME) Vincenzo Salamone
(ADDRESS) 6 RICHARDSON ST
(CITY, STATE, ZIP CODE) PORTLAND, ME

RE: 6 RICHARDSON ST (133 - E - 013)
(Property Location Chart-Block-Lot)

of the NATIONAL Electrical Code

Certified Mail Receipt #

Dear (Name of Owner),

421.10.99 BOCA Code of the see 680 of the 4/12/02

An evaluation of your property at (location) on (date & time) revealed that the structure fails to comply with Section of the Code of the City of Portland.

Attached is a list of the violations and copies of the referenced Code sections.

① POOL WALLS DO NOT meet 48" HEIGHT requirement 421.10.1(1)

This is a notice of violation pursuant to Section 16.2 of the Code. All referenced violations shall be corrected within 30 days of the date of this notice. A reinspection of the premises will occur on 5/24/02 at which time compliance will be required. Failure to comply will result in this office referring the matter to the City of Portland Corporation Counsel for legal action and possible civil penalties, as provided for in Section 1-15 of the Code and in Title 30-A M.R.S.A. ss 4452.

This constitutes an appealable decision pursuant to Section 12.1 of the Code. Please feel free to contact me at 874-8708, if you wish to discuss the matter or have any questions.

Please be advised that the Portland City Council has amended the Building regulations to include a \$75.00 reinspection fee. This violation will automatically cause a reinspection at no charge. If there are any subsequent inspections, however, the \$75.00 fee will be assessed for each inspection. A copy of the amendment has been attached for your convenience.

Sincerely

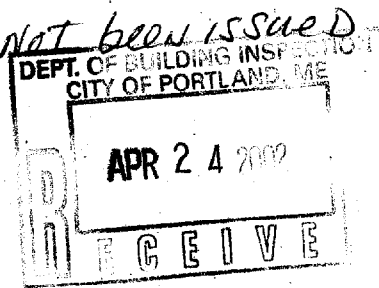
Code Enforcement Officer

cc/Central File

Attachment - BOCA '99 Sec 421.10 (1) Through (10)

② DOORS (2) WITH DIRECT ACCESS TO POOL AREA ARE NOT PROPERLY PROTECTED 421.10.1 (9)

③ Required Electrical permit HAS NOT BEEN ISSUED



421.10 Enclosures for private swimming pools, spas and hot tubs: Private swimming pools, spas and hot tubs shall be enclosed in accordance with Sections 421.10.1 through 421.10.4 or by other approved barriers.

421.10.1 Outdoor private swimming pool: An outdoor private swimming pool, including an in-ground, above-ground or on-ground pool, hot tub or spa shall be provided with a barrier which shall comply with the following.

1. The top of the barrier shall be at least 48 inches (1219 mm) above finished ground level measured on the side of the barrier which faces away from the swimming pool. The maximum vertical clearance between finished ground level and the barrier shall be 2 inches (51 mm) measured on the side of the barrier which faces away from the swimming pool. Where the top of the pool structure is above finished ground level, such as an above-ground pool, the barrier shall be at finished ground level, such as the pool structure, or shall be mounted on top of the pool structure. Where the barrier is mounted on the pool structure, the opening between the top surface of the pool frame and the bottom of the barrier shall not allow passage of a 4-inch (102 mm) diameter sphere.
 2. Openings in the barrier shall not allow passage of a 4-inch (102 mm) diameter sphere.
 3. Solid barriers shall not contain indentations or protrusions except for normal construction tolerances and tooled masonry joints.
 4. Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is less than 45 inches (1143 mm), the horizontal members shall be located on the swimming pool side of the fence. Spacing between vertical members shall not exceed $1\frac{3}{4}$ inches (44 mm) in width. Decorative cutouts shall not exceed $1\frac{3}{4}$ inches (44 mm) in width.
 5. Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is 45 inches (1143 mm) or more, spacing between vertical members shall not exceed 4 inches (102 mm). Decorative cutouts shall not exceed $1\frac{3}{4}$ inches (44 mm) in width.
 6. Maximum mesh size for chain link fences shall be a $1\frac{1}{4}$ -inch (32 mm) square unless the fence is provided with slats fastened at the top or the bottom which reduce the openings to not more than $1\frac{3}{4}$ inches (44 mm).
 7. Where the barrier is composed of diagonal members, such as a lattice fence, the maximum opening formed by the diagonal members shall be not more than $1\frac{3}{4}$ inches (44 mm).
 8. Access gates shall comply with the requirements of items 1 through 7 of Section 421.10.1, and shall be equipped to accommodate a locking device. Pedestrian access gates shall open outwards away from the pool and shall be self-closing and have a self-latching device. Gates other than pedestrian access gates shall have a self-latching device. Where the release mechanism of the self-latching device is located less than 54 inches (1372 mm) from the bottom of the gate: (a) the release mechanism shall be located on the pool side of the gate at least 3 inches (76 mm) below the top of the gate; and (b) the gate and barrier shall not have an opening greater than $\frac{1}{2}$ inch (13 mm) within 18 inches (457 mm) of the release mechanism.
9. Where a wall of a dwelling unit serves as part of the barrier and contains a door that provides direct access to the pool, one of the following shall apply:
 - 9.1. All doors with direct access to the pool through that wall shall be equipped with an alarm which produces an audible warning when the door and its screen, if present, are opened. The audible warning shall commence not more than 7 seconds after the door and door screen, if present, are opened and shall sound continuously for a minimum of 30 seconds. The alarm shall have a minimum sound pressure rating of 85 dBA at 10 feet (3048 mm) and the sound of the alarm shall be distinctive from other household sounds such as smoke alarms, telephones and door bells. The alarm shall automatically reset under all conditions. The alarm shall be equipped with manual means, such as touchpads or switches, to deactivate temporarily the alarm for a single opening from either direction. Such deactivation shall last for not more than 15 seconds. The deactivation touchpads or switches shall be located at least 54 inches (1372 mm) above the threshold of the door.
 - 9.2. All doors with direct access to the pool through that wall shall be equipped with a self-closing and self-latching device with the release mechanism located a minimum of 54 inches (1372 mm) above the floor. Swinging doors shall open away from the pool area.
 - 9.3. The pool shall be equipped with a power safety cover. Where in a closed position, the cover shall be capable of holding a weight of 485 pounds (2157 N), shall not have any openings that allow passage of a $4\frac{1}{2}$ -inch (114 mm) sphere and shall incorporate a system to drain standing water that collects on the cover. The cover control switch shall be permanently installed in accordance with NFPA 70 listed in Chapter 35, and be key-operated and of a spring-loaded or momentary-contact type. Where the switch is released, the operation of the cover shall stop instantly and be capable of reversing direction immediately. The switch shall be in the line of sight of the complete pool cover.
 10. Where an above-ground pool structure is used as a barrier or where the barrier is mounted on top of the pool structure, and the means of access is a fixed or removable ladder or steps, the ladder or steps shall be surrounded by a barrier which meets the requirements of items 1 through 9 of Section 421.10.1. A removable ladder shall not constitute an acceptable alternative to enclosure requirements.

Inspection Services
Michael J. Nugent
Manager

Housing & Neighborhood Services
Mark Adelson
Director



CITY OF PORTLAND

August 20, 2002

Vincent Salamone
6 Richardson Street
Portland, ME 04103

RE: 6 Richardson St.
CBL: 133-E-013

Dear Mr. Salamone:

A re-inspection at the above noted property was made on July 10, 2002.

This is to certify that you have complied with our request to correct the violation(s) of the Municipal Code relating to housing conditions noted on our letter dated April 26, 2002.

This notice is intended to document that you have corrected the specific violations as previously noted. It is not intended to indicate compliance with other City regulations, it also does not imply that the structure or premises is violation free.

Thank you for your cooperation. If you have any questions, feel free to contact me at this office.

Sincerely,

A handwritten signature in cursive script that reads 'Jeanie Bourke'. The signature is written in black ink and is positioned to the left of the typed name.

Jeanie Bourke @ 874-8715
Code Enforcement Officer