

CONSENT AGREEMENT

The parties, the City of Portland (the “City”) and Jennifer Christine Wilson (“Owner”) hereby enter into this Consent Agreement as follows:

WHEREAS, Owner is the owner of a residential property located at 1567 Westbrook Street in Portland, Maine, shown as CBL 256 B001001 on the City of Portland Tax Maps (the “Premises”);

WHEREAS, on July 6, 2016, the City issued Owner a Stop Work Order for construction taking place on a shed that had not been permitted (the “SWO”);

WHEREAS, on August 8, 2016, the City issued Owner a Notice of Violation and Order to Correct for the unpermitted shed, requiring that Owner obtain a permit for the shed or remove the shed (the “NOV”);

WHEREAS, Owner did not appeal the SWO or the NOV;

WHEREAS, Owner did submit an after-the-fact permit application for the shed, but failed to complete the permitting process;

WHEREAS, the shed does not meet the applicable side and rear yard setbacks and must be moved before it can be permitted; and

WHEREAS, the parties wish to settle this matter between them and provide a date by which Owner will have fully remedied the shed violation.

NOW THEREFORE, the parties agree to the following:

1. By no later than June 30, 2017 (the “Compliance Date”), Owner agrees to either move the shed within the applicable setbacks and obtain an after-the-fact permit for the shed, OR demolish and remove the shed.

2. All work done pursuant to Section 1 above shall be completed to the reasonable satisfaction of the relevant City official.
3. Owner agrees to schedule a reinspection of the Premises no later than the Compliance Date.
4. If Owner fails to comply with any provision of this Agreement within the timeframe provided, Owner admits liability to the City for civil penalties in the amount of \$35,900, which amounts to \$100 per day from the issuance of the SWO until the Compliance Date. Owner further admits liability to the City for an additional \$100 per day from the Compliance Date until the shed violation is fully remedied.

SEEN AND AGREED,

CITY OF PORTLAND

Date:

By: Danielle West-Chuhta, Esq.
Its: Corporation Counsel

Date:

By: Ann Machado
Its: Zoning Administrator

JENNIFER CHRISTINE WILSON

Date:
