

312-A-6

Northern New England District Council
OF THE ASSEMBLIES OF GOD



June 3, 1999

Arthur Rowe
City of Portland
389 Congress Street
Portland, ME 04101

Dear Mr. Rowe:

In response to your letter regarding the septic system at 477 Riverside Street, we have hired Les Wilson & Sons of Westbrook to correct this problem. We have not been given a date as to when it will be completed, but it is in the process of being corrected.

If you have any further questions, please feel free to contact me at the address below.

Sincerely,

A handwritten signature in cursive script that reads "Samuel R. DiTrollo".

Samuel R. DiTrollo
District Superintendent
SRD/jmr



Inspection Services
Michael J. Nugent
Manager



Department of Urban Development
Joseph E. Gray, Jr.
Director

CITY OF PORTLAND

January 19, 2000

Northern Ne Dist Council Of
Po Box 3775
Portland ME 04104

RE: 473 Riverside St
CBL: 312A00600101

Dear Northern Ne Dist Council Of:

A re-inspection at the above noted property was made on Apr-27-1999.

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 Apr-27-1999.

Thank you for your cooperation. If you have any questions, feel free to contact this office Arthur Rowe @ 874-8697.

Sincerely,

Arthur Rowe @ 874-8697.
Code Enforcement Officer

Inspection Services
Michael J. Nugent
Manager

Department of Urban Development
Joseph E. Gray, Jr.
Director



CITY OF PORTLAND

May 12, 1999

Northern New England District
P.O. Box 611
Portland ME 04104

RE: 477 Riverside St
CBL: 312-A-006

Dear Sir or Madam:

Certified Mail Receipt # Z 397 901 616

An evaluation of your property at 477 Riverside St on April 27, 1999 at 12:45 revealed that the subsurface waste disposal system at the above location is malfunctioning. This is a violation of Section 100.8 of the State Plumbing Code. Attached is a list copy of the referenced Code section.

This is a notice of violation pursuant to Section 113.2 of the Code. It is required that the you connect to the municipal sewer system, if available, or employ the services of a licensed site evaluator to design a correction system and install the system pursuant to the approved plan with all necessary permits. This activity must occur within 30 days. A reinspection of the premises will occur on June 12, 1999 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.

Please feel free to contact me at 874-8707, if you wish to discuss the matter or have any questions.

Sincerely

David Caddell
Code Enforcement Officer

/sap

+ State Plumbing Code
Section 100.8

Inspection Report

- 1 Certificate of Compliance
 - 3 Notice of Violation
 - 5 Refuse Violation Notice
 - 5 T.A.C.I. Notice 1
 - 5 T.A.C.I. Notice 2
 - 5 Notice of Intent to Prosecute
 - 5 Stop Work Order
 - 5 Posting Notice
 - 5 Junk Car
- Sec. _____ Days _____
- Sec. _____ Days _____
- Sec. _____ Days _____
- Sec. _____ Days _____
- Sec. _____ Days _____
- Sec. _____ Days _____
- Sec. _____ Days _____
- Sec. _____ Days _____
- Sec. _____ Days _____

#	Code	E/I	FI	Apt	Location	Description of Violation
1		E			A	Malfunctioning Septic System

See Attached Sample

Violation # _____

Date of Inspection: 4/24/99 12:45

CBL: 312-A-6

Site Address: 477 Riverside

DU: 1 Insp.# 4

Inspection due to complaint: Yes/No

Owners Name and Address:

(Telephone If known)

* Copy to Mike W. for review & edit

CHAPTER 1

ADMINISTRATION AND ENFORCEMENT

SECTION 100.0 GENERAL

100.1 Title: These regulations shall be known as the "Maine Subsurface Waste Water Disposal Rules," from now on referred to as "this code." The effective date is June 1, 1997.

100.2 Scope: This code establishes a set of standards, requirements, and procedures to protect public health and the environment from biological and chemical contamination. Such contamination may result if improperly treated waste water is released either onto the surface of the ground or into the ground water from an on-site collection, storage, or treatment system.

100.3 Liberal interpretation: This code shall be interpreted liberally so as to assure the proper treatment and installation of subsurface systems for the disposal of waste water.

100.4 Intent: The intent of this code is to ensure public safety, health, and welfare insofar as they are affected by the installation and maintenance of subsurface waste water disposal systems (from now on referred to as "systems").

100.5 Waste water disposal: All wastes and waste water produced by ordinary living uses shall be disposed of by one of the following methods:

100.5.1 On-site disposal: A system designed, installed, and used in accordance with this code;

100.5.2 Public sewer: A public sewer system; or

100.5.3 Licensed discharge: A waste water discharge system licensed by the Maine Department of Environmental Protection under Title 38 M.R.S.A. §413 and §414, as amended.

100.6 Public sewer connection: When public sewers come within 200 feet of the premises served, the use of systems shall comply with Title 38 M.R.S.A. § 1160 or when required under Title 30A, § 3405.

100.7 Abandoned septic tanks: The property owner or property owner's agent is responsible for seeing to it that the contents of all abandoned septic tanks are pumped and disposed of properly. The top or entire septic tank shall be removed and the remaining portion of the septic tank or excavation shall be filled immediately.

100.8 Failing system: When a failing or malfunctioning system is discovered, the system shall be corrected or its use discontinued within that period of time required by the plumbing inspector's order.

SECTION 101.0 APPLICABILITY

101.1 General: The provisions of this code shall cover all matters affecting or relating to systems.

101.2 Matters not provided for: There may be subsurface waste water disposal requirements essential for the sanitation and safety of an existing or proposed structure or essential for the safety of the occupants thereof that are not specifically covered by this code. Such requirements shall be determined by the Maine Department of Human Services (from now on referred to as the "Department") with the concurrence of the plumbing inspector.

101.3 Continuation of unlawful use: The continuation of occupancy or use of a structure with a system, or part thereof, contrary to the provisions of this code shall be deemed a violation of this code.

101.4 Referenced standards: Where differences occur between provisions of this code and referenced standards, the provisions of this code shall apply.

SECTION 102.0 VALIDITY

102.1 Partial invalidity: In the event any part or provision of this code is held to be illegal or void, this shall not have the effect of making void or illegal any of the other parts or provisions of this code that may or shall be determined to be legal. It shall be presumed that this code would have passed without such illegal or invalid parts or provisions.

102.2 Segregation of invalid provisions: Any invalid part of this code shall be segregated from the remainder of the code by the court holding such part invalid, and the remainder shall remain effective.

102.3 Existing systems: The invalidity of any provision of this code as applied to existing systems shall not be held to affect the validity of such section in its application to systems hereafter built.

SECTION 103.0 EXISTING USE

103.1 Continuation: The use of any legal system which existed on the effective date of this code, or which had been previously approved for installation, may be continued without change except as may be specifically covered in this code or deemed necessary by the plumbing inspector for the general safety and welfare of the occupants and the public.

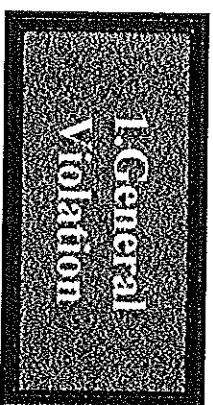
103.2 Change in use: It shall be unlawful to make any change in the use of any system without approval of the plumbing inspector and certification that such change does not result in any hazard to public health, safety, and welfare. Any person erecting, enlarging, or changing the use of a structure that uses an existing system shall comply with the requirements prescribed in Chapter 14.

103.3 Grandfathered systems: The test of whether a nonconforming system is "grandfathered" is:

NOTICE OF VIOLATION

(DATE)

(OWNERS NAME) Northern New England District
(ADDRESS) P.O. Box 611
(CITY, STATE, ZIP CODE) Portland, ME 04104
477 Riverside St 312-A-B
RE: (Property Location Chart-Block-Lot)



Rev. Gene Petty
Dear (Name of Owner),

Certified Mail Receipt #
477 Riverside 4/27 1245
~~477~~

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

This is a notice of violation pursuant to Section 100.8 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 6/7/99 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 _____ of the Code. Please feel free to contact me at 874-8707, 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