

Form # P 04

DISPLAY THIS CARD ON PRINCIPAL FRONTAGE OF WORK

CITY OF PORTLAND

Please Read Application And Notes, If Any, Attached

BUILDING DEPARTMENT

PERMIT ISSUED
Permit Number: 041264
JAN 24 2005
CITY OF PORTLAND

PERMIT

This is to certify that Milliken Street Lle /Sullivan Merritt
has permission to commercial space with tenant set-up
AT 56 Milliken St

City of Portland, Oregon 333 K025001

provided that the person or persons, firm or corporation accepting this permit shall comply with all of the provisions of the Statutes of the State of Oregon and of the Ordinances of the City of Portland regulating the construction, maintenance and use of buildings and structures, and of the application on file in this department.

Apply to Public Works for street line and grade if nature of work requires such information.

Notification of inspection must be given and work in progress must be reported before this building or part thereof is altered or closed-in. 48 HOUR NOTICE IS REQUIRED.

A certificate of occupancy must be procured by owner before this building or part thereof is occupied.

OTHER REQUIRED APPROVAL

Fire Dept. [Signature]
Health Dept. _____
Appeal Board _____
Other _____

Department Name

[Signature]
Director - Building & Inspection Services

PENALTY FOR REMOVING THIS CARD

City of Portland, Maine - Building or Use Permit Application

389 Congress Street, 04101 Tel: (207) 874-8703, Fax: (207) 874-8716

Permit No: 04-1264	Issue Date: PERMIT ISSUED JAN 24 2005	City of Portland 333-K025001
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Location of Construction: 56 Milliken St	Owner Name: Milliken Street Llc	Owner Address: 66 Milliken St	Phone: 772-1984
Business Name:	Contractor Name: Sullivan & Merritt	Contractor Address: 91 Freedom Park Bangor	Phone: 207-848-5788
Lessee/Buyer's Name	Phone:	Permit Type: Alterations - Commercial	Zone: I-M

Past Use: commercial office/warehouse	Proposed Use: commercial space with tenant fit-up	Permit Fee: \$4,521.00	Cost of Work: \$500,000.00	CEO District: 5
		FIRE DEPT: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied	INSPECTION: Use Group: 3/512 Type: DB 1/21/05 <i>[Signature]</i>	

Proposed Project Description: commercial space with tenant fit-up	Signature: <i>[Signature]</i>	Signature: <i>[Signature]</i>
PEDESTRIAN ACTIVITIES DISTRICT (P.A.D.)		
Action: <input type="checkbox"/> Approved <input type="checkbox"/> Approved w/Conditions <input type="checkbox"/> Denied		
Signature:		Date:

Permit Taken By: dmm	Date Applied For: 08/26/2004	Zoning Approval
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Special Zone or Reviews <input type="checkbox"/> Shoreland <input type="checkbox"/> Wetland <input type="checkbox"/> Flood Zone <input type="checkbox"/> Subdivision <input type="checkbox"/> Site Plan Maj <input type="checkbox"/> Minor <input type="checkbox"/> MM <input type="checkbox"/> Date: <i>ok 9/3/04</i>	Zoning Appeal <input type="checkbox"/> Variance <input checked="" type="checkbox"/> Miscellaneous <input type="checkbox"/> Conditional Use <input type="checkbox"/> Interpretation <input type="checkbox"/> Approved <input type="checkbox"/> Denied Date:	Historic Preservation <input checked="" type="checkbox"/> Not in District or Landmark <input type="checkbox"/> Does Not Require Review <input type="checkbox"/> Requires Review <input type="checkbox"/> Approved <input type="checkbox"/> Approved w/Conditions <input type="checkbox"/> Denied Date:
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CERTIFICATION

I hereby certify that I am the owner of record of the named property, or that the proposed work is authorized by the owner of record and that I have been authorized by the owner to make this application as his authorized agent and I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in the application is issued, I certify that the code official's authorized representative shall have the authority to enter all areas covered by such permit at any reasonable hour to enforce the provision of the code(s) applicable to such permit.

SIGNATURE OF APPLICANT	ADDRESS	DATE	PHONE
RESPONSIBLE PERSON IN CHARGE OF WORK, TITLE		DATE	PHONE

**FOOD
TECH**

PLANNERS • ENGINEERS • BUILDERS

MEMO

Date: January 20, 2005

To: Michael Nugent, City of Portland Inspection Services
From: David S. Wittliff PE, Food Tech Structures, LLC
CC: Jeff Shorey, Barber Foods
Via: fax

Project: Milliken Warehouse Renovation
Reference: Plans review issues
No. of Pages: cover

Mike,

Thank you for the review time you've spent and the questions contained in your fax of 1-18-05 and our conversation of 1-20-05. Revisions to *our prior correspondence shown in italics*. We prepared the plans under the following interpretation:

7. The building complies with section 302.2.1, non-separated mixed use group, as the building qualifies under section 507.2 as an unlimited area building, single story, sprinklered which includes use groups F, S and B. The area of the building is not limited and fire separation assemblies between use groups are not required except as required under Table 302.1.1 for incidental uses. *After reviewing Ch. 9 we are not aware of more restrictive applicable provisions that would apply to the non separated uses that are already anticipate in the design.*
2. Drawing A7.1, rev. A dated 12-02-04 addresses your questions. Two copies are being overnighted to you. It maybe you do not have that plan revision in your review set. That revised plans show 11" treads, 6.95 risers and 4'-0" tread width. Head room is 8'-9" under the landings.
3. *We have been lobbying for* a revision to the code and commentary on this very issue as it pertains to stairs that provide maintenance access to industrial areas supporting mechanical and electrical equipment. The section you cite 1009.3.2 requires solid risers and has an exception which allow open risers if the stairs are not required to comply with section 1007.3.
 - a. The existing roof has a hatch that qualifies under the exception to section 1009.12.1, therefore this stair provides maintenance access to mechanical equipment only and section 1007.3 does not apply.
 - b. Since the stair qualifies for Section 1009.3.2 exception #1 the riser can be open provided it pertains to the 4" sphere rule. The commentary reviews the reasons for closed risers but allows for open risers in certain situations. We believe the Section 1009.3.2 exception and commentary will be modified in time to recognize the Section 1012.3 exception #2 pertaining to guards and the same modification

2100 Washington St. Hanover, MA 02339

Tel: (781) 261-9700 Fax: (781) 261-9701

January 20, 2005
Page 2

of the 4" sphere rule contained in Section 1012.5. Applying the 4" sphere rule to stair risers that provide maintenance access to mechanical equipment is not consistent with *the* Section 1009.3.2 commentary and the exceptions to the sections of *the* code that govern guards.

g. We feel that keeping the risers open on these outdoor stairs is an important consideration to allow the open grip strut treads to remain free of snow. Closing the risers may cause the accumulation of snow and would certainly hinder snow removal.

d. A variance request will be filed with your office shortly.

4. Table 1015.1 governs the exit access travel distance. the storage is S-1 and the building is sprinklered, travel distance is therefore 250'. Compliance with the 250' distance is subject to field review to determine the travel path: the drawing may not show that path clearly. Barber Foods proposes to renovate this area in the near future and plans on that renovation will be submitted for your review. As this area of the building is presently unoccupied we suggest setting this issue aside pending review of the plans for the proposed renovation in the future.

a. A copy of drawing PR1.7 is being sent to you via overnight so you may view the planned rack changes and the impact on travel distance.

F'OOD TECH

PLANNERS • ENGINEERS • BUILDERS

January 20, 2005

via Fax

City of **Portland**
Inspectional Services
389 Congress St.
Portland, ME 04101

ATTN : Michael Nugent. **Plans Review**

RE: Barber **Foods**
Milliken Warehouse Renovation
Variance Request

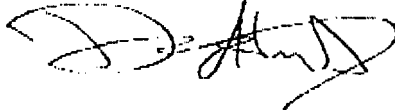
Dear Michael:

We are writing to request a variance from section 1009.3.2 and the requirement that the exterior stair have solid risers.

- a. The section cited 1009.3.2 requires solid risers and has an exception which allows open risers if the stairs are not required to comply with section 1007.3.
- b. The existing roof has a hatch that qualifies under the exception to section 1009.12.1, therefore this stair provides maintenance access to mechanical equipment only and section 1007.3 does not apply.
- c. Since the stair qualifies for Section 1009.3.2 exception #1 the riser can be open provided it pertains to the 4" sphere rule. The commentary reviews the reasons for closed risers but allows for open risers in certain situations. We believe the Section 1009.3.2 exception and commentary will be modified in time to recognize the Section 1012.3 exception #2 pertaining to guards and the same modification of the 4" sphere rule contained in Section 1012.5. Applying the 4" sphere rule to stair risers that provide maintenance access to mechanical equipment is not consistent with the Section 1009.3.2 commentary and the exceptions to the sections of the code that govern guards.
- d. We feel that keeping the risers open on these outdoor stairs is an important consideration to allow the open grip strut treads to remain free of snow. Closing the risers may cause the accumulation of snow and would certainly hinder snow removal.

Thank you for your consideration of this request. Please call with any questions.

Regards:
Food Tech Structures, LLC



David S. Wittliff, P.E.
Senior Vice President

Cc Jeff Shurey, Barber Foods



APPLICATION FOR EXEMPTION FROM SITE PLAN REVIEW

* Jeffrey
11784
Applicant

Application Date

Applicant's Mailing Address

Project Name/Description

Consultant/Agent/Phone Number

Address of Proposed Site

CBL: _____

Description of Proposed Development:

1000 11784

Please Attach Sketch/Plan of Proposal/Development

Criteria for Exemptions:

see Section 14-523 (4) on back side of form

- a) Within Existing Structures; No New Buildings, Demolitions or Additions
- b) Footprint Increase **Less** Than 500 Sq. Ft.
- c) No New Curb Cuts, Driveways, Parking Areas
- d) **Curbs and** Sidewalks in Sound Condition/Comply with ADA
- e) No Additional Parking/ No Traffic Increase
- f) No Stormwater Problems
- g) Sufficient Property Screening
- h) Adequate Utilities

Applicant's Assessment
(Yes, No, N/A)

Planning Office
Use Only

Applicant's Assessment (Yes, No, N/A)	Planning Office Use Only
	✓
	✓
	✓
	✓
	✓
	✓
	✓
	✓
	✓
	✓



CITY OF PORTLAND
BUILDING CODE CERTIFICATE
389 Congress St., Room 315
Portland, Maine 04101

TO: Inspector of Buildings City of Portland, Maine
Department of Planning & Urban Development
Division of Housing & Community Service

FROM: Janet Hansen

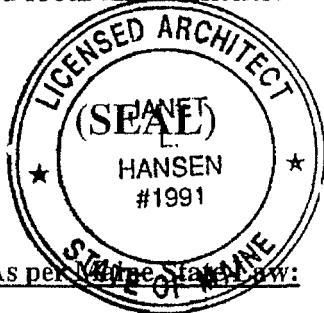
RE: Certificate of Design

DATE: August 25, 2004

These plans and / or specifications covering construction work on:

Interior renovations of office space at Barber Foods,
56 Milliken Street

Have been designed and drawn up by the undersigned, a Maine registered Architect / Engineer according to the BOCA National Building Code / 1999 (Fourteenth Edition) and local amendments.



As per ~~Maine State Law~~ State Law:

\$50,000.00 or more in new construction, repair expansion, addition, or modification for Building or Structures, shall be prepared by a registered design Professional.

Signature: Janet L. Hansen

Title: Architect, Principal

Firm: SMRT

Address: 144 Fore Street
Portland, Maine 04101



CITY OF PORTLAND
BUILDING CODE CERTIFICATE
389 Congress St., Room 315
Portland, Maine 04101

TO: Inspector of Buildings City of Portland, Maine
Department of Planning & Urban Development
Division of Housing & Community Service

FROM DESIGNER: Janet Hansen / SMET

DATE: August 25, 2004

Job Name: Barber Foods

Address of Construction: 56 Milliken Street

THE BOCA NATIONAL BUILDING CODE / 1999 (FOURTEENTH EDITION)

Construction project was designed according to the building code criteria listed below:

Building Code and Year BOCA 1999 Use Group Classification(s) Business (Phase 1)
Type of Construction, 2C Bldg. Height Varies Bldg. Sq. Footage (Area to be renovated)
Seismic Hazard Exposure Group NA Seismic Performance Category NA (~ 15,000 S.F.)
Roof Snow Load Per Sq. Ft. NA Dead Load Per Sq. Ft. NA
Basic Wind Speed (mph) NA Effective Velocity Pressure Per Sq. Ft. NA
Floor Live Load Per Sq. Ft. NA (Slab on grade)

Structure has full sprinkler system? Yes X No Alarm System? Yes No X

Sprinkler & Alarm systems must be installed according to BOCA and NFPA Standards with approval from the Portland Fire Department.

Is Structure being considered unlimited area building: Yes X No -> Phase 2

If mixed use, what subsection of 313 is being considered: Business Storage (S-2), F-1

List Occupancy Loadings for each room or space, designed into this project. -> Phase 2 (future)



Janet Hansen
Designers Stamp & Signature



August 24,2004

Mr. Michael Nugent
Inspection Program Manager
Building Inspections
City of Portland
389 Congress Street
Portland, ME 04101

Dear Mr. Nugent:

Barber Foods is ready to start the process of reconditioning current office space in the former Super Valu distribution center located at 56 Milliken Street, Portland, Maine. Our building permit application for this project will accompany this letter.

Our intent is to use existing office space with no change of use of any warehouse space. The term used when I requested my building permit was tenant fit up.

Expected date of occupancy for the Corporate Office of Barber Foods is November 1, 2004. We appreciate anything you can do to help us with the permitting process.

Sincerely,

Jeff Shorey
Barber Foods
Plant Engineer

All Purpose Building Permit Application

If you or the property owner owes real estate or personal property taxes or user charges on any property within the City, payment arrangements must be made before permits of any kind are accepted.

* & +

Location/Address of Construction: <u>56 milliken</u>		
Total Square Footage of Proposed Structure	Square Footage of Lot <u>22 acres</u>	
Tax Assessor's Chart, Block & Lot Chart# <u>333</u> Block# <u>K</u> Lot# <u>005</u>	Owner: <u>Partnership</u> <u>ST. JOHN STREET LIMITED</u>	Telephone: <u>318</u> <u>772-1939</u>
Lessee/Buyer's Name (If Applicable)	Applicant name, address & telephone: <u>Jeff Shorey</u> <u>772 1934 54 ST. JOHN ST.</u> <u>Portland Me</u>	Cost Of Work: \$ <u>500,000</u> Fee: \$ <u>4,521</u>
Current use: <u>offices / ware house</u>		
if the location is currently vacant, what was prior use: _____		<u>office</u>
Approximately how long has it been vacant: _____		<u>K</u>
Proposed use: <u>use existing office space</u>		
Project description: _____		

Contractor's name, address & telephone: <u>Sullivan and Munit Bangor Me</u>
Who should we contact when the permit is ready: <u>Jeff Shorey</u>
Mailing address: <u>54 ST. JOHN STREET</u> <u>Portland Me 04102</u>
We will contact you by phone when the permit is ready. You must come in and pick up the permit and review the requirements before starting any work, with a Plan Reviewer. A stop work order will be issued and a \$100.00 fee if any work starts before the permit is picked up. PHONE: _____

IF THE REQUIRED INFORMATION IS NOT INCLUDED IN THE SUBMISSIONS THE PERMIT WILL BE AUTOMATICALLY DENIED AT THE DISCRETION OF THE BUILDING/PLANNING DEPARTMENT WE MAY REQUIRE ADDITIONAL INFORMATION IN ORDER TO APPROVE THIS PERMIT.

I hereby certify that I am the Owner of record of the named property, or that the owner of record authorizes the proposed work and that I have been authorized by the owner to make this application as his/her authorized agent. I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in this application is issued I certify that the Code Official's authorized representative shall have the authority to enter all areas covered by this permit at any reasonable hour to enforce the provisions of the codes applicable to this permit.

Signature of applicant: <u>Jeffrey D. Shorey</u>	Date: <u>8/26/04</u>
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This is NOT a permit, you may not commence ANY work until the permit is issued.
If you are in a Historic District you may be subject to additional permitting and fees with the Planning Department on the 4th floor of City Hall



CITY OF PORTLAND
BUILDING CODE CERTIFICATE
389 Congress St., Room 315
Portland, Maine 04101

ACCESSIBILITY CERTIFICATE

Designer: Janet Hansen

Address of Project: Barber Foods, 56 Milliken Street

Nature of Project: Renovations to office space

The technical submissions covering the proposed construction work as described above have been designed in compliance with applicable referenced standards found in the Maine Human Rights Law and Federal Americans with Disability Act.

Signature: Janet Hansen - SMRT

Title: Architect/Principal

Firm: SMRT

Address: 144 Fore Street

Portland, Maine

Phone: 207-772-3846

