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*Director of Planning and Urban Development
Penny St. Louis Littell*

*Inspection Services, Director
Tammy M. Munson*

April 9, 2009

James Company
1041 Ocean Ave
Portland, Maine 04103

CBL: 415 B002
Located at 1041 Ocean Ave

Certified Mail 70080500000145879215

Dear James Company LLC,

An evaluation of the above referenced property on 04/09/2009 revealed that the premise fails to comply with Title 30-A Chapter 183 Section 3753 "Permit Required" of Maine State Statute.

The Following is a list of the violations:

- 1) Exterior / Various Locations: Discarded car parts and accessories
- 2) Exterior / Various Locations: Miscellaneous trash, rubble, and debris
- 3) Exterior / Left Side and Various Locations: Approximately 200 used / worn tires
- 4) Exterior / Various Locations: Junked automotive motor parts
- 5) Exterior / Front, Side & Rear: Junked and unlicensed/ unregistered automobiles (approximately 35)
- 6) Interior / Electrical wiring and equipment must meet NEC for an industrial use building.
- 7) Interior Upstairs apartment must be removed and inspection of the unit performed, so space maybe used for egress only.
- 8) Interior / A permit must be obtained for the installation of new furnace.

This is a notice of violation. All referenced violations shall be corrected within 30 days of the date of this notice. A re-inspection of the premises will occur on 05/11/09 at which time compliance will be required. Please be advised that the Portland City Council has amended the City Code to include a \$75.00 re-inspection fee. If there are any subsequent inspections, the \$75.00 fee will be assessed for each inspection.

This is your final opportunity to correct this violation. Failure to comply will result in this office referring the matter to the City of Portland Corporation Counsel's office for immediate action and pursuit of all available legal remedies under the City Code and 17 M.R.S.A. §§ 2851-2859 including, but not limited to, attorney's fees and civil penalties as provided for in 30-A M.R.S.A. § 4452 and §§ 1-15 and 6-1 of the City Code.

Please feel free to contact me if you wish to discuss the matter or have any questions.

Sincerely,

Mike Menario @ (207) 874-8703

Room 315 - 389 Congress Street- Portland, Maine 04101 (207) 874-8715 - Fax: 8748716 - TTY: 874-8936

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**James Company
1041 Ocean Ave
Portland, Maine 04103**

415 B-002

2. Article Number

(Transfer from service label)

7008 0500 0001 4587 9215

PS Form 3811, February 2004

Domestic Return Receipt

102585-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Joe Voutman* ☐ Agent ☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

- ☐ Certified Mail ☐ Express Mail
- ☐ Registered ☐ Return Receipt for Merchandise
- ☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

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Director of Planning and Urban Development
Penny St. Louis Littell

Inspection Services, Director
Tammy M. Munson

Registered Mail 70080500000145879215

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The Following is a list of

- 1) Exterior / Vari
- 2) Exterior / Vari
- 3) Exterior / Left
- 4) Exterior / Var
- 5) Exterior / Fro
- 6) Interior / Elec
- 7) Interior Upst
used for egre
- 8) Interior / A p

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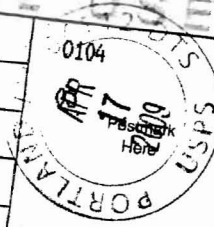
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U.S. Postal Service
CERTIFIED MAIL™ RECEIPT
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PORTLAND ME 04103

Postage	\$ 0.42
Certified Fee	\$2.70
Return Receipt Fee (Endorsement Required)	\$2.20
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$ 5.32



Sent To *James Company*
Street, Apt. No.,
or PO Box No. *1041 Ocean*
City, State, ZIP+4 *Port ME 04103*

PS Form 3800, August 2006

See Reverse for Instructions

rn tires

obiles (approximately 35)
al use building.
it performed, so space maybe

days of the date of this notice.
ice will be required. Please be
5.00 re-inspection fee. If there

esult in this office referring the



CITY OF PORTLAND

4/8/2009

OCEAN SIDE AUTO CLINIC
IRVING JAMES
7 MILL POND RD
WINDHAM, ME 04062

CBL: 415 B002001

Located at: 1041 OCEAN AVE

Dear Owner/Manager/Occupant,

The Portland Fire Department recently conducted a Safety Check Inspection of your property (the address of which is noted in the attached Violation Report) to ensure compliance with state and local fire and safety regulations. While conducting this check, violations were observed, all of which are listed on the attached copy Violation Report. The report also identifies the applicable state statute or local ordinance section under which each violation falls.

You have until the compliance date of the attached Violation Report to correct these violations. If the corrections cannot be accomplished by this date, you must contact Fire Prevention Officer Benjamin Wallace at 207-756-8096 within one week of your receipt of this notice to discuss the matter and the process to submit a Plan of Action for addressing these safety issues.

Please note that one follow-up inspection will be done to ensure your building is brought into compliance. Should additional inspections be required you will be charged \$75.00 for each reinspection.

If all of the violations cited have not been corrected by the compliance date noted on the Violation Report or the date contained within a Plan of Action Approved by the Portland Fire Department, you will receive a summons and complaint requiring your appearance in the Maine District Court. At that time the City of Portland will seek a Court Order requiring the correction of all violations, as well as fines, attorneys' fees and costs.

Your immediate attention to the violations noted herein will assure the safety and protection of the occupants of your property.

Thank-you for your prompt action.

Yours in Fire and Life Safety,
The Portland Fire Department

CITY OF PORTLAND
Fire Department
380 Congress Street
Portland, Maine 04101

Fire Inspection Violations

Business OCEANSIDE AUTO CLINIC	Location 1041 OCEAN AVE	Number 65397-0-0	Inspection Type FP Permit
Owner/Manager JAMES COMPANY LLC	CBL 415 B002001	Inspector BENJAMIN A WALLACE Shift: 005 Unit: C41	

	Type	Location	Notification Date	Target Compliance	Actual Compliance
1	GENERAL	ORDINANCE 10 FIRE PERMITS ARE EXPIRED	4/9/09	5/11/09	
2	HVAC	1-30.2.9.2 USE OF SALAMANDERS ARE NOT PERMITTED.	4/9/09	5/11/09	
3	EXTINGUISHMENT	1-13.6 2 TYPE 4-A:40-B:C FIRE EXTINGUISHERS ARE REQUIRED	7/15/08	8/16/08	
4	PROTECTION OF HAZARDS	SPRAY BOOTH MUST COMPLY WITH 1-43.1.3 DOCUMENT	4/9/09	5/11/09	
5	PROTECTION OF HAZARDS	VENTILATION FOR SPRAY BOOTH SHALL COMPLY W/ NFPA 1-43.1.3 & 91. DOCUMENT	4/9/09	5/11/09	
6	EXTINGUISHMENT	1-43.1.7 SPRAY AREAS INCLUDING EXHAUST REQUIRE FIRE PROTECTION SYSTEM	7/15/08	8/16/08	
7	OPERATING FEATURES	CUTTING & WELDING SHALL COMPLY WITH NFPA 1-43.1.8.12	4/9/09	5/11/09	
8	OPERATING FEATURES	1-60.1.2.5.3 MSDS SHEETS REQUIRED	4/9/09	5/11/09	
9	OPERATING FEATURES	STORAGE OF TIRES DOES NOT COMPLY WITH ORDINANCE 10, ART VII.	7/15/08	8/16/08	
10	OPERATING FEATURES	1-30.3.2.1 & 1-43.1.8.11 APPROVED "NO SMOKING" SIGNS ARE REQUIRED	4/9/09	5/11/09	
11	UTILITIES	ELECTRICAL SHALL COMPLY WITH NEC. STATE MENT FROM LICENSED ELECTRICIAN REQUIRED	7/15/08	8/16/08	
12	MULTIPLE OCCUPANCIES	RESIDENTIAL USE IS NOT PERMITTED ON 2ND FLOOR.	4/4/03		



Photo taken 4-8-09















8/8/08
Portland Fire Dept.
380 Congress St.
Portland, Maine

To Whom It May Concern,

Regarding the inspection at 1041 Ocean Ave. and request to have sprinkler heads installed in paint booth, we have contacted multiple fire protection contractors in and around the Portland area over the past six weeks and they have either not returned phone calls or have stated that they do not do small jobs of this type. In frustration, we contacted the State Fire Marshall, who explained that a job of this size would be one that a plumber would be allowed to install without a special permit. He gave us a list of names and we called a number of them. The only one to call back went to our business to look at the job and concluded that they would not be licensed to do it. So, we are back to square one and I feel we are in a catch-22 situation where we are being required to do something that no one is quite sure of who can or is willing to do it. We have put considerable time, effort and money into complying with all other requirements, but ask that if this is an absolute necessity, could you please give us extended time and a viable list of people who could give us estimates for the job (or perhaps a list of other garages where this work was required so we might contact them)? Thank you for your assistance.

Sincerely,
Irving James
Oceanside Auto Clinic
1041 Ocean Ave.
Portland, Me.