



Permitting and Inspections Department  
Michael A. Russell, MS, Director

July 18, 2017

*Sent Via Email:* jon@waterfrontconcerts.com

Jon Dow  
Waterfront Concerts  
275 4th Street  
Old Town, ME 04468

Located At: 54 Commercial St

Jon Dow:

On July 7 and 8, 2017, you hosted concerts at the Maine State Pier with insufficient toilet facilities. Based on a maximum capacity of 3,200 people, you were required to have a minimum of 30 portable bathroom units (22 Water Closets and 8 Urinals). Instead, you had only nine portable bathroom units and instead chose to open the unpermitted bathroom facility at the Pier.

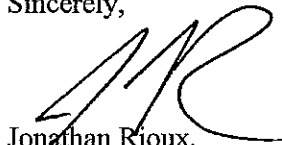
Failing to provide sufficient toilet facilities is a violation of Uniform Plumbing Code (2015) § 422.1 and 32 M.R.S. § 3403-B. Using an unpermitted and illegal structure for which no certificate of occupancy had been issued is a violation of the City of Portland Code of Ordinances § 14-463. These violations are also breaches of the operating agreement between you and the City, including § 4, which requires you to provide a mutually agreed upon number of portable toilets and § 7.3, which requires you to comply with all state and local laws. You were aware that having insufficient toilet facilities and using an unpermitted building were violations, but you chose to undertake this course of action anyway.

Pursuant to 32 M.R.S. § 3403, 30-A M.R.S. § 4452, and City Code § 1-15 you are hereby fined \$500 for these violations. This amount must be paid to the City of Portland no later than **Monday, July 24, 2017.**

If you choose to repeat these violations in the future, the City may take steps to have the unpermitted facilities secured from use, or even prevent you from operating if you do not obtain sufficient portable bathroom facilities. In order to ensure that you will comply with the minimum plumbing requirements in the future, you must provide proof of sufficient portable bathroom facilities at least three days in advance of any event at the Maine State Pier, unless and until the permanent facilities are approved by the City.

I appreciate your anticipated cooperation.

Sincerely,



Jonathan Rioux,  
Inspections Director

cc: Andy Downs, Director, Public Assembly Division