284R Brackett Street

CITY OF PORTLAND HEALTH DEPARTMENT HOUSING DIVISION



Loc. 284 R. Brackett St. Loc w/i S Bramhall Bldg X Fire X Elec Other X Issued August 28, 1969 Expires September 28, 1969

Mr. Robert C. Kennedy, Jr. 284R. Brackett St. Portland, Maine 04102

Dear Sir:

On August 26, 1969

an examination was made of the premises located

284 R. Brackett Street, Portland, Maine

Non-compliance with the ordinances relating to housing conditions was found as detailed below. In accordance with the provisions of the above ordinance, you are hereby ordered to correct these defects according to specifications within the time limits allowed. Failure to comply with this notice will necessitate legal action.

Some repairs or improvements required will necessitate permits which are to be obtained from the Building Inspector, Health, Fire or other City Departments. These must be ob-

If any additional information is desired, visit or telephone the Housing Supervisor at this Office, Tel. 774-8221, extension 226. Kindly notify this office as soon as all corrections

> Very truly yours, Health Director

DE VIOLATIONS & SPECIFICATIONS

Responsibility of Owner or Agent ** Responsibility of Occupant

REPAIR and PUT IN GOOD ORDER all dilapidated and deteriorated parts of the structure STRUCTURAL -

The foundation over-all - replace loose bricks (inside and out).

Com-The windows -- putty the loose-panes and repair to sash cords throughout.

dr-The-plaster-on-the-kitchen-ceiling-in-the-loft-front-opertments-The worn floors in the kitchen and living room in the left front apartment.

4. The plaster on the walls in the hathroom and the middle bedroom in the

Q. The plaster on the walls and ceiling of the kitchen, living room and bathroom

vh. -The demaged fivor in the kitchen in the right front sportment. Vi-The pleater on the front hall selling

HEATING -

Class the right front chimney by removing and properly disposing of all soot.

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vn. The damaged fi sor in the kitchen in the right front apartment Vis-The-plaster-on-the-front-hall-selling.

a. Clean the right front chimney by removing and properly disposing of all soot. b. Point chimney where needed.

PLUMBING ..

a. Check wasterlines for improper drainage.

NUISANCES AND INSANITARY CONDITIONS -

- a. Accomplish a general clean-up of the yard remove all old boards at the left side of the structure.
- b. Provide suitable, sufficient, water-tight, tightly covered metal garbage and rubbish containers to receive the accumulation of garbage and rubbish during the intervals between rollections.

 c. Accomplish a general clean-up of the cellar by removing and properly disposing
- d. Accomplish a general clean-up of the interior of the entire structure by washing and cleaning the floors and valls. Also by removing and properly

The above mentioned conditions are in violation of Chapter 307 of the Municipal Code of the City of Portland and must be corrected on or before September 28, 1969.

RECEIVE

AUG 29 1989.

Bramhall Hill Malgustused Conservation Program

Loc. 289 R Rundliff
Owner
Address
Owner
Address

DATE

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CITY OF PORTLAND, MAINE

TO:

Lyle D. Noyes, Housing Supervisor

DATE: 8/15/69

FROM:

Charles A. Lane, Assistant Corporation Counsel

SUBJECT:

284 Rear Brackett Street - Robert Kennedy

In answer to the question raised by your recent memorandum, I attach herewith a letter to Mr. Kennedy asking him to comply with your department's request for an inspection. If he does not comply within one week from the date of my letter, I suggest that you contact Officer Labbe and obtain a search warrant.

After reviewing the Camara case and also the See case, it is my impression that the reasons set forth in the letter from Robert C. Bailey to you set forth sufficient grounds for the issuance of a search warrant.

Your file is being returned herewith.

Charles A. Lane, Assistant Corporation Counsel

L:ds

August 15, 1969

Mr. Robert Kennedy 284R Brackett Street Portland, Maine

Re: Inspection by Housing Inspector

Dear Mr. Kennedy:

It has been brought to the attention of this office that the Housing Inspector had some difficulty in trying to arrange a convenient date with you for him to inspect your premises.

Among the ressons for the inspection are questions relating to the city's minimum code standards and also repairs to a sewer line which runs through your property.

Although the City may obtain a search warrant under the circumstances in order to inspect your premises, I trust that you will agree that such a procedure would be cumbersome for everyone involved. I therefore suggest that you contact Lyle D. Noyes, Housing Supervisor, here at City Hall within seven days from the date of receipt of this letter and arrange a mutually convenient time for an inspection of your property.

Very truly yours,

Charles A. Lane Assistant Corporation Counsel

L:ds

cc: Lyle D. Noyes, Housing Supervisor Robert C. Bailey, Housing Inspector, Bramhall Hill Neighborhood Conservation Program

DATE: 8/8/69

To: Mr. Charles Lane, Assistant to Corporation Council

FROM: Lyle D. Noyes, Housing Supervisor

SUBJECT: Warrant to Inspect Premises

Attached is a letter from Housing Inspector, Robert Bailey of the Bramhall Hill Program. He requests a warrant be issued in order to inspect the premises at 284R Brackett Street.

This would be the first such warrent obtained by the Housing Division since the "Camara Case" ruling, making a warrent necessary. I would therefor like the opportunity to receive council on this request at your earliest convenience.

Enclosure

BRAMPALL HILL

NEIGHBORHOOD CONSERVATION PROGRAM

August 6, 1969

Lyle Noyes:

I have received negative responses to my numerous calls on the dwellings and structure at 264 R. Brackett St. This is the presenty of Robert Kennedy. I once met Mr. Kennedy on the street and made an appointment to survey this property but Mr. Kennedy never kept this appointment. I have told the tenant in the other dwelling many times to have Mr. Kennedy contact the Framhall office and he has never done this. I did explain to Mr. Kennedy that subject to his income he might be entitled to a grant to help him bring his property up to a minimum standard. I then went shead and surveyed the exterior of the structure on July 24, 1969. During 1969 I have called at the property fifteen times from January to August and have also such Mr. Kennedy a letter aplaining his is one of only seven properties that have not been surveyed under the Bramhall Code Enforcement Program.

In my opinion Mr. Kennedy is not making any effort to maintain or keep his property up to the city minimum code standards. On a complaint at 296 Brackett St., I found that the sever line leading from Mr. Kennedy's property passes through the basement of 286 Brackett St. Mr. Salarione, orner of the property at 286 Brackett street told me he has asked Mr. Kennedy to correct a broken sever line leading from Mr. Kennedy's property through his cellar and that Mr. Kennedy has not done this.

The outside of the structure of Mr. Kennedy's at 284 R. Erackett street is Substandard and because of this and the sever problem I request that a search varrant be issued for an inspector to inspect this structure to correct these conditions which are affecting other properties besides his own.

Yours truly.

Robert C. Bailey Housing Inspector

RCB:mmm

SITE OFFICE • 68 PINE STREET • PORTLAND. MAINE 04102 • TELEPHONE 773.1773 AREA CODE 207

My name is Lyle D. noyer, Howing Supramison for the City of Portland Howing Division. I have personally examined the exterior of the one and one half story, frame, two fainly house owned by Robert Kennedy, known as 28 ! Rear Brackett Street. It is a listandard because of: 1. a listan sewer line 2. the foundation wall is cracked 3. the gutter , tim, and moldings are rolled 4. the chimneys need printing ahone the roof 5. the wall siding in love. I have learned from Robert Bailey, a City thusing Inspector, that the senser line which flower from 284 Rear Brackett bluck through the losement of the structure known as 284 Brankers Street in leroken. From the alone information I have purhable cause to believe that there is a lushon semen line which is substandard regimning immediate attention. I have told mr. Konnedy, the owner, and he has refused to allow me to enter without a search warrant. august 26, 1969 Lyle D myer Housing Augenman personally appeared, the above-named Lyle D. Noyes and made oath that the above Affidavit was true to the best of his own information and belief. Tyle D. nonge

District of 9	
Division of South	Cumber land
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SEARCH WARRANG

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To the Sheriff of Cumberland other authorized officer:	County, or any of his deputies or any
Affidavit having been made before me byhas reason to believe that on the premises known two-family house	Lyle D. Noves that he as one and one-haif story frame -
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said premises being owned/compied by Robert Said an english being an an english by Robert there is now being concealed certain person/pr	enegaty stranialder oc whix at subserre xox arder
Sewer pipe not in conformity wit	

As I am satisfied that there is probable cause to believe that the property/person so described and used is being concealed on the premises above described, upon the following grounds:

Written Affidavit filed by Lyle D. Noyes and attached to this Warrant

DATED, this

day of

19 68

District Judge Complaint Justice

* Delete Sections not applicable.

CR - 8A - 66 Rev.

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DISTRICT COURT District ...

Division of South Cumberland

AFFIDAVIT AND REQUEST FOR SEARCH WARRANT

Mark Barrett holden at Portland and State of Maine.

in the County of Cumberland

Lyle D. Noyes Portland of

a Housing Supervisor , in the County of Cumberland

in said State of Maine, on oath complains that he has probable cause to believe and does believe that on the premises known as one and one-half story frame - two-family house

in the City/YXXXX Portland in said State, said premises being owned hour pleax by

located at 284 R. Brackett Street, County or Cumberland

Robert Kennedy

There is now being concealed certain passen/property, to wit; Sewer pipe not in conformity with Portland City Plumbing Code

that said poissen/property (state reason for seizure)

Must be inspected for Code violations and owner refuses to allow said inspection

WHEREFORE, the said Lyle D. Moyes authorizing a search in the daytime of the above described premises, for said xperxant/property; and that if said person/property, or any part of the same be there found, the said

property in his custody or possession, may be arrested and held for examination as the law directs.

Mineral structures are not not the contract of see a text and a see a s Andre in Ariches an Abustan and Ariches an

day of Alexa

Subscribed and sworn to by the said

19 , before me

District Judge

* Delete Sections not applicable. CR-8-65 Rev.

8/8/69

Mr. Charles Lane, Assistant to Corporation Council

Lyle D. Noyes, Housing Supervisor

Warrant to Inspect Premises

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CITY OF PORTLAND
HEALTH DEPARTMENT
HOUSING DIVISION



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Very truly yours,
Health Director

By______
Housing Supervisor

VIOLATIONS & SPECIFICATIONS

Responsibility of Owner or Agent ** Responsibility of Occupant
REPAIR and PUT IN GOCO ORDER all dilapidated and deteriorated parts of the structure
as follows:
STRUCTURAL -

- The foundation over-all replace loose bricks (inside and out).
- b. The exterior walls replace missing shingles.
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- he plaster on thekitchen ceiling in the left front apartment.
- g. The worn floors in the kitchen and living room in the left front apartment.
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- The plaster on the walls and celling of thekitchen, living room and bathroom in the right front apartment.
- h. The damaged floor in the kitchen in the right front apartment.
- . The plaster on the front hall ceiling.

HEATING -

Gleen the right front chimney by removing and properly disposing of all sost.

Point chimney where needed.

PLUMBING -

a. Check waste lines for improper drainage.

NUISANCES AND INSAHITARY CONDITIONS -

- a. Accomplish a general clean-up of the yard remove all old boards at the left side of the structure.
- b. Provide suitable, sufficient, water-tight, tightly covered metal garbage and rubbleh containers to receive the accumulation of garbage and rubbleh during the intervals between collections.
- c. Accomplish a general clean-up of the cellar by removing and properly disposing of all litter and debris.
- d. Accomplish a general clean-up of the interior of the entire structure by washing and cleaning the floors and walls. Also by removing and properly disposing of all litter.

The abovementioned conditions are in violation of Chapter 307 of the Municipal Code of the City of Portland and must be corrected on or before September ∠8, 1969.

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	(N) P10	mbing (a)		_			(v) Plubmin	g (b)	٠.,	The state of the s	and the same of th	
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4 440	VOO Win	dows	ioose. 1	broken	. not w	eathertigh	t	() Windows	- loose, bro	oken, not	weathertight	\MSTTR	The second second
	√(X) Sas	h Cords	- brok	en, mi	ssing.	المناو بالمواجرة		() Sash co	rds - broken	. missine	"cacher trabile		
	F10	ors - b	oards/f	loorin	g-loose	, worn, dar	naged	(Floors	- boards/floo	oring - lo	ose, worn, dan	aged	
	Doo	rs - kn	obs - l	oose,	missing	Panels/f	rame dam.	()) Doors -	knobs - loos	se, missin	g. Panels/fram	e damaged	
·	(V) Ele	ctrical itation	(c)	' . :	ģ., 54	*,-* ; *		() Electri		2			
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