ROUTING SLIP City of Portland, Maine . Executive Dept.	•
ORDER NAME CHECK ORDER NAME CHECK	Immediate Action
Kharle Brown Blog hispert George Flanerty	Necessary Action
John Menario Neal Allen	Investigate & Report
Louis Hannigan Worth Landers	Submit your recom-
Clark Neily Donald Megathlin	Reply Directly
John DePalma Jane Durgin	Prepare Reply
REMARKS:	For your Info.
Council Cogenda them	For your Approval
- Whey ogen she seem	For your Signature
RECEIVED	As Requested  Return After Use
APR 1 1974	For your Files
DEPT. OF BLDG. INSP.	For our Files
3/19/74	769
Date	Name

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March 26, 1974

To: Portland City Council & City Manager Planning Board Building Inspector Sanitation Department

From:

Mr. & Mrs. William McGoo 20 Caron Street Portland, Maine 04103

Re: Questionable Percolation Test Lot 4 Caron Street Portland, Haine October, 1971

We would like your cooperation on the subject of a Percolacion Test taken October 1971 that we consider to be questionable on Lot 4 Caron St.

We were told by different city department officials that because no water table level had been listed, there has to be a new percolation water table level had been listed, there has to be a new percolation test taken and supervised by the city within thirty days. This was on March 6 and a letter was supposedly being sent to Mr. George Christie to that effect. A building permit was issued March 19. We were informed to that effect. A building permit was issued March 19. We were informed by the city that the engineer who had taken the original test had come in and filled in water table level.

Our question is why we were told by three city officials that it was not acceptable, then 10-14 days later it was.

Thanking you in advance, we remain,

ment fless Willerin of Mchin

RECEIVED APR 1 1974 DEPT. OF BLDG. W.P. CITY OF PORTLAND

March 25, 1973 Portland, Maine 04103

To: Portland City Council & City Manager Planning Board Building Inspector Sanitation Department

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MAR 27 1974

DEPT. OF BLOG. INSP.
CITY OF PURILAND.

ARTHURNEY TO

From

. Mr. & Mrs. William McGee 20 Caron Street Portland, Maine 04103

Building Permits
Res Health & Property Problems
Due to Lack of Proper Drainage

Gentlemens

We hereby register our strong opposition to the issuance of building permits for residential property which necessitates the installation of septic tanks for the disposal of waste and sewage on upper Caron. Street.

The water table is extreemely high in this area and further discharge of such waste and sewage could become a threat to health and property of residents of this area.

ADDITIONAL RESIDENTIAL PROPERTY IN THIS AREA SHOULD NOT BE ALLOWED UNTIL UP-TO-DATE, SATISFACTORY PRECAUTIONS ARE TAKEN TO ASSURE RESIDENTS THAT THEIR PRESENT PROBLEMS OF FLOODING AND SEEPAGE WILL NOT BECOME COMPOUNDED.

At present, we have to use a sump pump in our cellar frequently and the frog pend across the street from our home on Caron Street is a nuisance. Mosquitoes and black flies attracted to this damp area are a nuisance.

It appears that a building is to be constructed next to the frog pond on Caron Street. In our opinion, this will tend to cause additional problems unless the proper engineering of disposal is conducted.

An ounce of prevention is worth a pound of cure. Preventative health engineering, in our opinion, must be undertaken before damage to cur property and increased health threats are compounded.

We urge you to coordinate your departmental efforts and to exert the necessary pressure to protect homeowners who pay high taxes and who are responsible citizens.

We have been in touch with council members and citydepartments. We hereby ask the City Council to take this matter up at the next regular council meeting and inform us as to just what we can expect in the way of assurance that our health and property rights will not become violated.

In the meantime, we hereby request the City Manager's Department to do whatever is necessary to avoid unnecessary hardships on either of the property owners.

Thanking you in advance, we remain

Sincerely, William M Stee Barah E. McDu

March 26, 1974

To: Portland City Council & City Manager Planning Board Building Inspector Sanitation Department

From:

Mr. & Mrs. William McGee 20 Caron Street Portland, Maine 04103 Re: Questionable Percolation Test Lot 4 Caron Street Portland, Maine October, 1971

#### Gentlemen:

We would like your cooperation on the subject of a Percolation Test taken October 1971 that we consider to be questionable on Lot 4 Caron St.

We were told by different city department officials that because nowater table level had been listed, there has to be a new percolation test taken and supervised by the city within thirty days. This was on March 6 and a letter was supposedly being sent to Mr. George Christie to that effect. A building permit was issued March 19. We were informed by the city that the engineer who had taken the original test had come in and filled in water table level.

Our question is why we were told by three city officials that it was not acceptable, then 10-14 days later it was.

Thanking you in advance, we remain,

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OF TORTLAND

APPLICATION FOR PERMI	_ F	PERMIT ISSUED
B.O.C.A. USE GROUP	, , , , , , , , , , , , , , , , , , ,	AUG 21 1985
B.O.C.A. TYPE OF CONSTRUCTION	4924	
ZONING LOCATION PORTLAND, MAINE A	va16, .1985 .	City Of Portland
To the CHIEF OF BUILDING & INSPECTION SERVICES, PORTLAND, MAIN The undersigned hereby applies for a permit to erect, alter, repair, demolish, more equipment or change use in accordance with the Laws of the State of Maine, the Pool Ordinance of the City of Portland with plans and specifications, if any, submitted LOCATION IT Carron Street 1997.  1. Owner's name and address Charles & Nancy B. Thuran - same 2. Lessee's name and address 2. Lessee's name and address 3. Contractor's name and address Devel B. Rool - Main St. Westbrook Proposed use of building Erect Above Ground Swimming Pool Last use Material No. stories Heat Style of roof	ve or install the follow ortland B.O.C.A. But d herewith and the fire 1 Tele Tele Tele	ollowing specifications: District #1  #2  #1 phone 797-0582  phone #54-5906  No. of sheets  Jo. families
Other buildings on same lot	Appeal Fees	\$
FIELD INSPECTOR—Mr.	Base Fee	***********
@ 775-5451	Late Fee	************
To erect above ground swimming pool, 24' round, as per plan. (Near Yard)	TOTAL	s 20.00
- 1	Stamp of	Special Conditions
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<b>\</b>	•	*
NOTE TO APPLICANT: Separate permits are required by the installers and si	theoptractors of heat	ine, nlumbine, electrical
and mechanicals.	ocominations of man	, , , , , , , , , , , , , , , , , , ,
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ZONING:  BUILDING CODE:  Fire Dept.:  Health Dept.:  Others:  Singular of Applicant	seed for sewage?  le to highest point of and?  cam cellar covering	f roof rth or rock?  fuel  Sills  centers  n over 8 feet.  roof  roof  height?  be accommodated  de building?  OUS e on a public street  work a person competent ements pertaining thereto
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al al	nd Address	
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### APPLICATION FOR PERMIT

# DEPARTMENT OF BUILDING INSPECTIONS SERVICES ELECTRICAL INSTALLATIONS

, <b>*</b>		5	<u> </u>	, 19,85
To the CHIEF ELECTRICAL INSPECTOR, Portland		Receipt ai	ad Permit nur	nber <u>D0583</u> 1
The understaned hereby applies for a new it to	, Maine:			· m · m · m ]
The undersigned hereby applies for a permit to me Maine, the Portland Electrical Ordinance, the Nation LOCATION OF WORK:	ike electrical in	istallations in a	ccordance wit	h the laws of
LOCATION OF WORK:	el Electrical Co	ode and the fol	lowing-specific	cations:
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Charles Snuman	UDDUESS: _	131-0362,	Same	
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Oil or Gas (number of units)	• • • • • • • • • • • • • • • • • • • •	************		
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... Cetertitie to cood to contition of a

Zè. Pool 24' Round House CARON STI



August 19, 1985

Charles & Nancy B. Shuman 17 Caron Street Portland, Maine 04103

RE: 17 Caron Street, Portland, Maine 04103

Dear Mr. & Mrs. Shuman:

Please note the regulations on fencing requirements. Your plans did not specify fencing details. These Building Code requirements must be met.

If you have any questions, do not hesitate to contact this office.

Very truly yours,

MARGE SCHMUCKAL,

ACTINGBUILDING CODE EXAMINER

MA/mlb

ENC.

#### PERMIT ISSUED APPLICATION FOR PERMIT B.O.C.A. USE GROUP .... AUG 21 1985 City Of Portland To the CHIEF GF BUILDING & INSPECTION SERVICES, PORTLAND, MAINE The undersigned hereby applies for a permu to erect, alter, repair, demolish, move or install the following building, structure, equipment or change use in accordance with the Laws of the State of Maine, the Portland B.O.C.A. Building Code and Zoning Ordinance of the City of Portland with plans and specifications, if any, submitted herewith and the following specifications: 1. Owner's name and address ... Charles & Nancy B. Shuman - same ... Telephone 797-0582 Lessee's name and address ...... Telephone ...... Contractor's name and address Dave's Pool .- Main Sc., Westbrook ...... Telephone .854-5006 .... No. of sheets Material .......... No. stories ...... Heat ....... Style of roof .......... Roofing ...... Other buildings on same lot ..... Estimated contractural cost \$..2,600.00.. ..... Base Fee FIELD INSPECTOR—Mr ..... ...... Late Fee @ 775-5451 s ...35.00..... To erect above ground swimming pool, 24' round, as per TOTAL (Rear Yard) Stamp of Special Conditions Approved with letter MOTE TO APPLICANT: Separate permits are required by the installers and subcontractors of heating, plumbing, electrical and mechanicals. DETAILS OF NEW WORK Is any plumbing involved in this work? ...... Is any electrical work involved in this work? ...... Is connection to be made to public sewer? ............ If not, what is proposed for sewage? .................. Has septic tank notice been sent? ...... Form notice sent? ..... Height average grade to top of plate ...... Height average grade to highest point of roof Size, front ....... depth .......... No. stories ...... solid or filled land? ...... earth or rock? ..... Material of foundation ....... Thickness, top ...... bottom ...... cellar ...... No. of chimneys ....... Material of chimneys ...... of lining ...... Kind of heat ...... fuel ...... Framing Lumber—Kind ...... Dressed or full size? ...... Corner posts ...... Sills ...... Size Girder ...... Columns under gırders ...... Size ...... Max on centers ...... Studs (outside walls and carrying partitions) 2x4-16" O. C. Bridging in every floor and fla. roof span over 8 feet. Ist floor ......, 2nd ...., 3rd ...., roof ..... 1st floor ......, 2nd . .......... 3rd ....., roof ...... Joists and rafters lst floor ......, 2nd ....., 3rd ...., roof ..... On centers: If one story building with masonry walls, thickness of walls? ...... height? ...... No. cars now accommodated on same lot ....., to be accommodated ..... number commercial cars to be accommodated ..... IF A GARAGE Will automobile repairing be done other than minor repairs to cars habitually stored in the proposed building? ...... Will work require disturbing of any tree on a public street?no. . . APPROVALS BY: BUILDING INSPECTION-Will there be in charge of the above work a person competent ZONING. Q. M. LEU to see that the State and City requirements pertaining thereto Fire Dept. are observed? .yes .... Health Dept.: ..... Signature of Applicant ... Planey B. Shuman... Phone # . 797.0.58.2. Type Name of above Nancy B. Shuman IEI 2 0 3 0 4 0 Other ..... and Address ..... OFFICE FILE COPY APPLICANT'S COPY FIELD INSPECTOR'S COPY

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### CITY OF PORTLAND, MAINE MEMORANDUM

John B. Menario, City Manager

DATE: 9-9-74

R. Lovell Brown, Director Building & Inspection Services

15-21 Caron Street

Relating to our recent conversation pertaining to the property at the above address and potential construction of a dwelling house. I have, at your suggestion, checked with the Corporation Counsel to verify if we are now in compliance with any State's Statues that might be outstanding as to building and I am enclosing their memo dated September 9th, which advises that a "grandfather" clause has now covered the previous problem of lot area versus septic disposal systems as prior statutes had requested DEP approval on.

I have worked with Mr. Christy on this lot very closely and personally observed the lot survey related to existing grade elevations and water tables and after so doing have conversed with Mr. Joseph Beaulieu of the Public Works to see what his feasibility was as far as picking up ground water and ground table water and disposing of it through a storm sewer system of the City's. Mr. Beaulieu felt that the proposed system was one that would clearly work as do I and as does Mr. Christy. In the site work of this particular project of shall take a personal interest to make sure that the work performed as far as the lot drainage is concerned is to my personal satisfaction and I feel assured that the new dwelling will in no way contribute to the water table problem of others in the neighborhood but rather assist in removing the water from this lot and the neighborhog one in question.

R. Loyell Brown, Director, Building & Inspection Services

RLB:m

A STATE OF THE PROPERTY OF THE

CITY OF PORTLAND, MAINE MEMORANDUM

Lovell Brown, Director Building & Inspection Services

Sept. 9, 1974

Patricia E. Meally, Administrative Assistant

15-21 Caron Street

With reference to the above project, the involvement of this office related directly to the statute which required DEP approval for building on lots using septic disposal systems and which contained less than 20,000 squre feet.

This statute was amended at the last Special Session of the Legislature to include a so-called "grandfather" clause and copy

It is my understanding that this lot was included in a subdivision known as Valley View Heights and was approved managery prior to January 1, 1970. It would also appear that it has remained in single ownerships over the intervening years.

Therefore, the prohibition in which I was involved has been removed.

> Fatricia E. Meally Administrative Assistant

### CITY OF PORTLAND, MAINE

Department of Building Inspection

15-21 (Lot 15) Caron Street

March 26, 1974

cc to: City Manager cc to: Corporation Counsel

Mr. Georga Christy 247 Allen Avenue

Dear Mr. Christy:

Confirming our conversation this date pertaining to the property at the above address this letter is to be accepted as n"Stop Work Order" in accordance with the requirements of the Portland BOCA Building Code under Section 123.

It has been called to my attention by our Corporation Counsel that in October of 1973 the State has repealed certain lot sizes under Chapter 423 of the Maine Revised Status annotated Volume 5 titled 12 and Chapter 423A, Section 4807-A and -B respectively which does not give any grandfather clause to existing lots under 20,000 sq. feet. There is under 4807-B an approval of lots of lesser size for single family dwellings subject to the Board of Environmental Protection approval. I am enclosing some zeroxed sections from this document for your guidance and as I see it, before construction can proceed and removal of this Stop Order, the criteria denoted under these sections must be qualified and approved and then submitted to me for release of the Stop Order.

on the applications for permits through this office at the bottom it said "will there be incharge of the above work a person competent to see that the State and City requirements portaining thereto are observed." This being a part of the Building Code requirement it is therefore necessary to submit this Stop Order to you until the question of waste disposal can be qualified to satisfaction of the Bureau of Environmental Protection of the State of Maine.

Very truly yours,

RLBin

attachment

R. Lovell Brown Director Building & Inspection Services

#### CITY OF PORTLAND, MAINE MEMORANDUM

R. Lovell Brown, Director, Building & Inspection Services

DATE: -6/14/74

FROM:

Charles A. Lane, Assistant Corporation Counsel

SUBJECT: Amendment to State Statute

Public Law 1974, Chapter 681, Section 10 amended 30 M.R.S.A. g2151 sub-section 4, Paragraph C, Sub-paragraph (4).

A copy of the new law is attached hereto for your reference. The law became effective on February 15, 1974.

Charles A. Lane Assistant Corporation Counsel

Suspionsions

Sic. 10. R.S., T. 30, \$ 2151, sub-\$ 4, § C, sub-\$ (4), amended. The last sentence of subnarrageoph (4) of managraph C of subnarrageoph (4) of managraph C of subnarrageoph (5) of the Rectired Statutor, an exacted by motion of the public laws of 1971, is amended to read as follows:

of the public laws of 1971, is amended to read as follows:

The building inspector shall not issue any permit for a building which the applicant is required to obtain a license pursuant to Title 38, section 413 until the applicant has obtained such license; nor shall the building which the applicant has obtained such license; nor shall the full fine of the applicant has obtained such license; nor shall the full fine which is a land subdivision, as inspector issue any permit for a building or use within a land subdivision, as defined in section 1956, unless that subdivision has been approved in according to the section.

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<u>.</u>

George A. Flaherty, Assistant City Mounger

Conversation with Mr. William McGee of Caron Street Ro: Caron Street Water Problem

On Wednesday, August 28, 1974, I had a telephone conversation with Mr. William McGee at 797-4729 concerning the construction of a house across from him on Caron Street.

It was reminded that this piece of property involved the issuance of a stop order by the Building Inspector regarding potential draining sever problem. Mr. Brown not with the City Hanager regarding this problem. Mr. Brown stated that the builder had now developed a plan whereby he felt that the house could be constructed that would meet all code requirements, State and local.

I told Mr. McGee that a preliminary meeting had been held in the Manager's office between the Building Inspector, R. Lovell Brown, and John E. Menario. I told him that the purpose of the meeting was that the owner of the lot and builder had developed a proposal whereby a house could be constructed on this Caron Street lot which would meet all State and local codes. However, I stated that this was basically a preliminary meeting and the Building Inspector had been given instructions to review the proposal with the Legal Department to insure that all State and local codes were met.

Mr. McGee stated that he would like to be kept advised of this situation and I told him that I would advise the Building Inspector to keep me posted on the progress of this situation and that if and when any action was contemplated on the construction of this lot I would contact him.

Goorge A. Flaherty Assistant City Hanager

GAT/cb

cc: John E. Henario, City Hanager
R. Lovell Brown, Building Inspector

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SEP 1 0 1974

DEPT. OF BLOG. INSP.
CITY OF PORTLAND

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## CITY OF PORTLAND, MAINE MEMORANDUM

TO

Corporation Counsel

DATE: 9-5-74

FROM:

R. Lovell Brown, Director Building & Inspection Services

In reference to - 15-21 Caron Street - Assrs. 388-Lot 4

At a recent meeting with the City Manager, John Memario and Assistant City Manager, George Flaherty, we discussed the problem of the lot at Caron Street where George Christy proposed to build a dwelling. A little of the background history is that, although a building permit was issued in accordance with the City Ordinances, a stop Order was put on the building and its construction shortly thereafter because it was found that the DEP had, by way of legislation, provided a law that they would have to have jurisdiction over certain runoff conditions of land for buildings. Since that time the legislature has amended that law so that a grandfather clause, which was applicable sometime in July, allowed buildings and lots that have already been under an approved development plan to be built on without DEP's

Inasmuch as that time has passed, I have talked with the city Manager and Assistant City Manager on this subject and have made an effort to work with the contractor, Mr. Christy, to supply adequate information to my satisfaction such that he may develop this lot and proceed with a building on it.

Briefly, my plan worked out with Mr. Christy is that a provision will be made to properly drain the lot of any water table that might be incurred and provision is being made to take that water table water from that lot and the adjoining ones by way of a underground drain, which will follow down along the street line and to a storm sewer. We have also talked this over with Mr. Beaulieu of Public Works, who has concurred that our planning is satisfactory and as far as our inhouse procedures are concerned we are satisfied that the problem of the water table can be relieved by various methods, such as this and the raising of the building foundation to a newer elevation.

In no way would this construction jeopardize the local neighborhood, and in fact, it would assist the existing problem of some certain areas of pooled water in wat times. The City Manager has requested that I contact you to qualify with me any State requirements (not those of our own ordinances, as we can handle those comfortably), but those that may have to do with any legislative acts, such as the DEP or others that would make our proceeding prohibitive at this time. To my best knowledge we should be clear to go, but confirmation from your department has been requested through this memo and Mr. Menario's request to me to contact you. An early memo from you would be appreciated as we are approaching a season when the contractor must get this work started in the ground before frost season comes and the dwelling can proceed during the winter months.

R. Lovell Brown, Director Bldg.& Insp.Services

m:B

### CITY OF PORTLAND, MAINE MEMORANDUM

Orporation Counsel

DATE: 9-5-74

Lovell Brown, Director Building & Inspection Services In reference to - 15-21 Caron Street - Assrs. 388-Lot 4

Al: a recent meeting with the City Manager, John Menario and Assistant City Manager, George Plaherty, we discussed the problem of the lot at Caron Street where George Christy proposed to build a building permit was issued in accordance with the City Ordinances, a stop Order was put on the building and its construction shortly a stop Order was put on the building and its construction character, thereafter because it was found that the DEP construction shortly provided a law that they would have to have jurisdiction over certain, has amended that law so that a grandfather clause, which was applicable in July, allowed buildings and lots that have already been involvement.

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In no way would this construction jeopardize the local neighborhood, and in fact, it would assist the existing problem of some cartain that I contact you to qualify with me any state requirements (not that may have to do with any logislative acts, such as the nep or others that would make our proceeding prohibitive at this time, wo that may have to do with any legislative acts, such as the DEP or others that would make our proceeding prohibitive at this time or departifient has been requested through this memo and Mr. Menarical appreciated as we are approaching a season when the contractor. request to me to contact you. An early memo from you would me this work started in the ground before frost exactly memo from you would me this work started in the ground before frost exactly memo from you would me this work attacted in the ground before frost exactly memo from you would me this winter members.

R. Lovell i

FROM THE DESK OF

ROBERT LOVELL BROWN

THIS LETTER 15 NOT SIGNED .

- WHOIS IT

FROM -?

- CANNOT ANSUR -

April 3, 1974

Portland City Council and City Manager

To: Portland Give To Portland Give To Planning Board Building Inspector Building Inspector

RECEIVED APR 8 1974 DEPT. OF BLDG. INSP. CITY OF PORTLAND

Re: Re-evaluation of measurements and types of soil on Lot #4, Caron Street

Dear Sirs:

Is it possible for the U.S.Deptartment of Agriculture and Soil Conservation Service to be contacted to re-evaluate their soil report that encompasses Lot #4 and establish a water table measurement of this lot? This Department has no record of when this area, concerning Caron Street, was mapped by them. This Department's mapping report shows this area (encompassing Carter and Caron Streets, Longview Drive and Abby Lane) to be a "Hinckley gravelly bandy loam" that has a top surface of "6 - 10 inches" thick over a "second sandy gravelly" layer that is "8 -12 inches" thick. "Sand and gravel lies (sic) below second layer". Also, "depth to seasonal high water is 5 feet". This data appears not to define properly the soil conditions that exist on Lot  $\pi^{4}$  and adjacent lots at this time, for the following reasons. Shortly before 1957, this particular area (and adjacent acreages) were stripped commercially of most of its gravel. This left Lot  $u^{t_{\mathcal{L}}}$ and its two side lots with approximately five inches of coarse gravelly sandy soil over impermeable hard pan or clay. The water table in sections of these three lots is zero inches. the surrounding acreages were not stripped so severely. About two weeks ago, 12 loads of gravel were dumped and spread over the front of lot #4, leaving the back half unfilled for the time being.

The reports of the Conservation Service list the Hinckley type of Soil to have "moderate" to "severe limitations" for "house building with septic sewerage disposal with basement" - the degree of limitations being dependent on the slope of the land; "very rapid permability, ground water contamination and septic seepage"; again governed by degree of slope. This same paper has the notation - "subject to updating".

It would appear that these inconsistencies, as outlined, warrant a re-evaluation of soil conditions of Lot #4 (and the two adjacent vacant lots). If a house and its septic disposal system is constructed on Lot #4 --

- (1) do the proper soil conditions exist on Lot #4 for satisfactory absorption management of surface and disposal effluent?
- (2) will these two adjacent lots, with very high water tables, be able to accommodate adequately natural water drainage and drainage from a filter bed of the proposed house, a house that will have to be built upon a man-made elevation?

These lots on Caron Street have become progressively more spongy and/or swampy, spring, summer and fall, since construction of the first houses on Carter Street (which back up to Caron Street), 17 years ago.

R-1 ZONE REQUIRES A MINIMUM OF 10,000 PER LOT ON POBLIC SEWER

THE RATE OF PERC TEST GOVERNS
THE BIZE OF LOT - BUT STILL MUST
HAVE A MINIMUM OF 10,000 FIN
AN R-1 ZONE-

15-21 CARON ST. ASSESSORS = 388 - 13-4

DEVELOPMENT PLAN PATE 6/21/1957
LOT # 15

SUB DIVISIONS AFTER 10/1967 ?

Alex Som MAINET ROUSEN STATUTUS
ANNOTATED VOLG
TITLE 12
CHAPEGN 423-A
4807. A \$ 4807. B

NO GRANDFATHER EXCENTIONS

Eding out of