

TOWN OF LONG ISLAND LETTERHEAD

January 7, 2021

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mitchell Living Trust
c/o Mitchell, Agota Katalin Trustee
169 Central Street
Framingham, MA 01701

McAleney & Co.
c/o Ed McAleney
3 Garfield Street
Long Island, ME 04050

Re: NOTICE of Violations and ORDER to Correct Violations of the Land Use Ordinance
Property Located at 88 Cushing Street, Long Island, Maine, Tax Map 268-0, IR-1
Zoning District

Dear Ms. Mitchell and Mr. McAleney:

Pursuant to Section 8.2 of the Land Use Ordinance of the Town of Long Island, Maine ("Land Use Ordinance"), you are hereby notified of the following violations on the above-referenced property:

1. You installed a subsurface wastewater disposal system without a permit in violation of Section 3 of the Maine Wastewater Disposal Rules and Section 3.2(E)(1)(d) of the Land Use Ordinance, as well as lack of compliance with the notice provisions in Section 7.2 of the Land Use Ordinance.

You are hereby ORDERED to take the following actions to correct those violations by January 21, 2020:

- a) Apply for and obtain an after-the-fact subsurface wastewater system permit with a double application fee in compliance with the notice provisions in Section 7.2 of the Land Use Ordinance; and
- b) Pay a fine to the Town in the amount of \$500.00 for the violations listed above.

Unless these violations are corrected by the date indicated above, I will refer this matter to the municipal officers for possible commencement of legal action in the Maine District Court. If the Town is the prevailing party in enforcement litigation, you may be liable for the Town's attorney fees and costs plus civil penalties. Fines of up to \$2,500.00 per violation per day may be imposed pursuant to 30-A M.R.S. § 4452.

If you wish to dispute anything in this Notice and Order, you may appeal to the Town of Long Island Board of Appeals pursuant to Section 13.1(A) and 13.4 of the Land Use Ordinance. Such appeal must be filed in the office of the Code Enforcement Officer at the Long Island Town Office on forms provided by the Town, together with the appropriate filing fee, within thirty (30) days after the date of issuance of this Notice and Order. Failure to appeal within thirty (30) days may deprive you of your ability to contest the contents of this Notice and Order in any subsequent proceedings. However, filing an appeal to the Board of Appeals does not relieve you of your responsibility to correct the violations or of your

liability for civil penalties.

If you have any questions about what you need to do to comply with this Order, please contact me immediately,

Sincerely,

Jim Nagle
Code Enforcement Officer