

Town of Waterboro

February 27, 1990

Robert Hindle
Lorraine Christian
202 Main Street
Waterboro, Maine 04087

Re: Post Office Auto Sales, Zoning Violations

Dear Mr. Hindle and Ms. Christian:

Several months ago Robert Hindle appeared before the Waterboro Planning Board seeking approval for conducting and maintaining a junk yard on property which he owns. The Planning Board determined that the junk yard use violated zoning ordinance requirements and would have to be discontinued, unless Mr. Hindle was able to introduce sufficient evidence to convince the Board that the use was grandfathered. In order to establish a grandfathered status, it would be necessary to prove that the property had been continuously devoted to this use since before 1977.

Even if you were able to establish the grandfathered status of your junk yard, it lacks the salvage vehicle dealer's license required by Maine State Law. Those licenses are issued through joint action by the Maine Department of Transportation and the Town's Municipal Officers.

You should treat this letter as a Code Enforcement Order, as contemplated by Section 2.05 of the Town's Zoning Ordinance. Your failure to correct the violations of the Zoning Ordinance and of State law within the next fifteen (15) days will subject you to penalties, further orders and immediate court action. The potential penalties include, but are not limited to, fines of \$50.00 per day for each day of violation (Zoning Ordinance Section 12.02); payment of fees double in amount to those established in Section 12.1 of the Zoning Ordinance for requisite permits and approvals; and fines imposed by State law in Title 30 A M.R.S.A. Section 4452. You should also be aware that State law allows the Court to require that you pay all of the Town's attorneys fees and costs related to enforcement action against you, as well as your own.

If you have not adequately demonstrated to this office your correction of these violations by March 19, 1990, you can expect that judicial proceedings will be instituted against you by the Town of Waterboro to compel their correction, and to recover all costs and penalties allowed by both State and local law.

Very truly yours,



T. J. Nelson
Deputy Code Enforcement Officer
Waterboro, Maine

cc: Board of Selectmen ✓
Karen Lovell Esq.
Maine State Police

P.O. Box 130, Waterboro, Maine 04087

Town of Waterboro

February 27, 1990

James Gerry
Downeast Auto
Route 202
Waterboro, Maine 04087

Re: Violations of Zoning Ordinance


Dear Mr. Gerry:

Several months ago you received a conditional use permit from the Waterboro Planning Board allowing you to use property which you own as an automobile salvage yard. The conditional use permit relates to land across the road from that which you are presently devoting to this use. A condition of the permit issuance was that all vehicles in the present location were to be removed prior to the first snow fall. That has not occurred. Additionally, you need to obtain the permit required by Maine State law, issued by the Town's Municipal officers in cooperation with the Department of Transportation.

You should treat this letter as a Code Enforcement Order, as contemplated by Section 2.05 of the Town's Zoning Ordinance. Your failure to correct the violations of the Zoning Ordinance within the next fifteen (15) days will subject you to penalties, further orders and immediate court action. The potential penalties include, but are not limited to, fines of \$50.00 per day for each day of violation (Zoning Ordinance Section 12.02); payment of fees double in amount to those established by Section 12.01 of the Zoning Ordinance for requisite permits and approvals; and fines imposed by State law in Title 30A M.R.S.A. Section 4452. You should also be aware that State law allows the Court to require that you pay all of the Town's attorneys fees and costs related to enforcement action against you, as well as your own.

If you have not adequately demonstrated to this office your correction of these violations by March 19, 1990, you can expect that judicial proceedings will be instituted against you by the Town of Waterboro to compel their correction, and to recover all costs and penalties allowed by both State and local law.

Very truly yours,



T. J. Nelson
Deputy Code Enforcement Officer
Waterboro, Maine

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