

Peter M. J. Wlodylo

173 Highland Avenue, Gardiner, Maine 04345

Debra A Wlodylo

Michael J Wlodylo

**Sent Via Certified Return Receipt US
Mail # 7005 0390 0002 4098 3242
to David P. Cichowski**

October 6, 2008

To

David P. Cichowski/ code enforcement officer
City of Gardiner Maine
Gardiner City Hall
6 Church Street
Gardiner, Maine 04345
(207) 582-4200 Jeff Kobrock
(207) 582-6892

**RE: Permit Renewals BUILDING PERMIT #06-BP-071
issued June 12, 2006 by David P. Cichowski**

PERMIT RENEWAL ISSUES

DECK- Inspected and passed by 2 City of Gardiner code officers-Been there 3 or 4 years, in addition I already spoke to you about the deck and explained to you that my son who is a disabled homeowner has a right to a ramp, you cannot legally make us tear down what has already been approved and more importantly is the fact that Mike is protected under the Americans with disabilities Act. So in short you have no legal right to demand that the deck be changed-Period. In addition the deck is also listed as an existing part of part of the building plan approved by you, in other words the deck was built AND APPROVED BEFORE YOU SIGNED AND ISSUED THE ABOVE PERMIT IN JUNE 12, 2006 (PROOF OF YOUR APPROVAL OF THE DECK PRIOR TO PERMIT ISSUANCE)

90 DAYS-Your time of 90 days is impossible to meet given all your demands. Having a crew with helpers may not be able to do all that is on your list. If Jeff Kobrock had not cheated us out of the grant money in the first place. This

situation would not exist. Our neighbor had a collapse of a part of her foundation, hired a crew (With HUD money) and they were over there for months and at times worked until 11PM with bob cats running at full blast continuously all day long and into the night and had professional house jackers in addition to the crew. How can a reasonable person expect us to complete an even longer project as per your demand list with no helpers? We have one man-a disabled-terminally ill man and a woman doing the work-How unreasonable are you? Your actions speak for themselves.

CMP POWER-As a code officer you are suppose to be aware that a house needs power. How can we move the temp power when it's not ready to be moved? Where do you want us to move it to?

Your trying to cut our power off –remove a deck for the disabled, that is also a primary egress right of way and intentionally delay and waste as much time as you can possibly get away with and you call yourself a code officer? Your ability and license come into question.

We will be getting our own structural engineer and his professional opinion. You intend to condemn the home. This home is 1/2 new. We have vested rights and are protected under the American with Disability-Let's face it you're not concerned with our safety-if you were. Then our house would be done instead its delay-delay and more delay tactics of the past by you and the city. We are not going anywhere-As homeowners we have the right to fix our home-you cannot stop someone who's house is 1/2 new rebuilt with permits issued by the city CEO and try to condemn it by way of your high priced lawyers and all those who are in your pocket.

So yet again, due to your demands list- we have to take yet more time to resolve some points that you are not correct on-So when the snow and cold come, be aware that if anything happens due to your negligence to my home or family member-We will hold you and the city accountable to the fullest extent.

R.O.W- If we as you say have the right to the road, then why do we need your permission? You can't have it both ways. Show me in the city ordinance where your 48 hours permission request is legal and when it was enacted, because I don't see it in the city ordinance book, that I have –even though its current.

Do I have to write a request letter each time a truck drops off gravel? Do I have to request permission every time LaPoint lumber drops off wood?

Do I have to ask permission to remove dirt from the worksite by way of a bobcat?

If we have to write and wait 48 hours each time and hope that you respond when you say you will within that 48 hours-We are as you know wasting much time.

Under the freedom of information act I am requesting that you send to me all the request and permission letters from worker/homeowners to the city and the city letter of reply. I am sure with all the work that goes on there will be hundreds of these request-So I'm sure it will take you some time to copy all the pages but you can supply me those maybe in a week. Do you require this of all work or just for the people that you single out?

PLYWOOD-The plywood you say we removed is a LIE-There was a house attached that we tore down, both houses had separate walls. The wall with the plastic was an internal wall and never had any sheathing of any kind, according to our plan the 8 foot addition abuts this internal wall, there is no sheathing required as the 8 feet will become part of the new and old living space combined, so stop rewriting the plan. The house is jacked up and sits on ledge, there is additional interior support that cannot be seen from the outside and has already been inspected by previous code officers also. And found to be exceptional, above code.

AS you know there are some steel post, the beam runs the length of the building.

The lower wall is not load bearing, there is also cross interior bracing to prevent what we call racking. There is a reason why the building is staying up. There is no ground floor joist as most of it rotted away a long time ago as it was in contact with the ground it could not survive. The reason why the old foundation had problems is because some of it had no footings and some of it was built on top of wooden barn beams and some of it was free standing and none of it had any rebar. The support system of this building was inspected by Gardiner CEO'S, they said it would take years to fix this building because of the extensive foundation work required and yet you expect it to be completed in 90 days, you have a lot to learn from the old timers.

If you had renewed the permits on Sept 10, 2008 **we would have had the 8 foot foundation extension in and backfilled** We were almost ready to pour when you stopped us in our tracks. Despite calls and letters to you concerning your failure to respond-You let almost a month go by causing damage to the worksite. due to 10 inches of rain-We had good weather prior to your intentional delay-Now instead of having a foundation in-we have a worksite full of water that has caused further erosion and safety issues that were caused by you and the city for refusing to act on a timely basis.

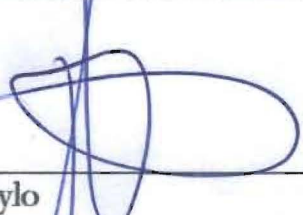
We will expect a timely response from you regarding working out the details of your demand list-

Just to set the record perfectly straight-Myself and my family are not going anywhere. If you deliberately choose to continue this illegal abuse of authority against us due to retaliation on your part, then your insurance company will be happy I'm sure to foot the ongoing bill for hundreds of thousands of more dollars in addition to the hundreds of thousands of dollars that it has already wasted on your behalf.

Your clear attempt to try to force us to give up our rights by signing your form or else lose our home is nothing short of blackmail.

If it is your decision and choice to continue to force us to defend our rights as homeowners and to defend the rights of the disabled in the courts for the next 20 years -then that's what we will have to do because of your illegal activities.

Signed and dated in Gardiner October 6, 2008



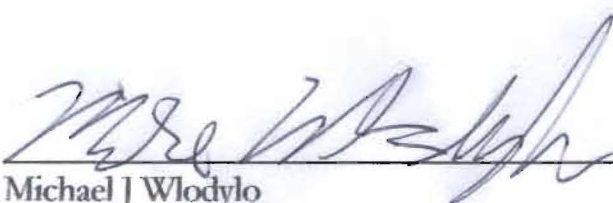
Peter Wlodylo 10/06/08
Date

Property owner and taxpayer in City of Gardiner



Debra A Wlodylo 10/6/08
Date

Property owner and taxpayer in City of Gardiner



Michael J Wlodylo 10-6-08
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