

REGINALD THIBOUTOT

v.

TOWN OF LISBON et al.

Submitted on Briefs November 17, 2010

Decided December 7, 2010

Panel: SAUFLEY, C.J., and ALEXANDER, SILVER, MEAD, GORMAN, and
JABAR, JJ.

MEMORANDUM OF DECISION

Reginald Thiboutot appeals from the judgment of the Superior Court (Androscoggin County, *Delahanty, J.*) entered pursuant to M.R. Civ. P. 80B, affirming the decision of the Lisbon Town Council ordering demolition of a building in the Town of Lisbon. Contrary to Thiboutot's contentions on appeal, the court acted well within the range of its discretion in entering judgment for the Town of Lisbon based on its determination that: (1) Thiboutot had failed to present a sufficient record of the proceedings before the Town Council to permit an adequate review of the issues on appeal, and (2) even on the limited record available to the Superior Court, Thiboutot would not have been entitled to the relief he was seeking in the 80B appeal, i.e., the vacating of the Town's demolition order concerning a building on property acquired by the Town for nonpayment of taxes. *See* M.R. Civ. P. 80B(e) (providing that party challenging municipal action has responsibility to provide adequate record for review in the Superior Court); *Sager v. Town of Bowdoinham*, 2004 ME 40, ¶ 11, 845 A.2d 567, 570 (indicating that party challenging municipal decision has burden to demonstrate error in municipal decision); *accord Aydelott v. City of Portland*, 2010 ME 25, ¶ 10, 990 A.2d 1024, 1026.

The entry is:

Judgment affirmed.

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