

TOWN OF MEDDYBEMPS

v.

HARRY SMITH et al.

Submitted on Briefs October 31, 2002
Decided November 26, 2002

Panel: SAUFLEY, C.J., and CLIFFORD, RUDMAN, DANA, ALEXANDER,
CALKINS, and LEVY, JJ.

MEMORANDUM OF DECISION

Harry and Dawn Smith appeal from the judgments of the District Court (Calais, *Gunther, J.*) finding them in violation of the permit requirement for automobile graveyards and junkyards, 30-A M.R.S.A. § 3753 (1996). Contrary to the Smiths' contentions, the District Court did not exceed the bounds of its discretion when it admitted evidence of Harry Smith's land use convictions as relevant to disposition, *see In re Rachel J.*, 2002 ME 148, ¶ 17, 804 A.2d 418, 424, did not exceed the bounds of its discretion when it denied the Smiths' motion for a continuance, *see Magno v. Town of Freeport*, 486 A.2d 137, 140 (Me. 1985), and

there was sufficient evidence from which a reasonable fact-finder could find that the Smiths violated the statute, *see Town of Orono v. LaPointe*, 1997 ME 185, ¶ 13, 698 A.2d 1059, 1062.

The entry is:

Judgment affirmed.

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