

**Planning Board Meeting
March 10, 2020 – 7:00 PM
Town Office Conference Room**



Meeting Materials

**Planning Board
Tuesday, March 10, 2020
7:00 PM – Town Office Conference Room**

CALL TO ORDER

MINUTES

February 25, 2020

COMMUNICATIONS

OLD BUSINESS

NEW BUSINESS

Gravel Pit Five Year Renewal – Razzcal Enterprises, LLC – Off Levine Road – Map 4 Lot 7

Formal Site Plan Review – Tammy and Daniel Swett – Tiger Hill Road – Map 17 Lot 52H

Gravel Pit Five Year Renewal – D.R. Caron Excavation, Inc – Sandy Lane – Map 12 Lot 37

ANY OTHER BUSINESS

ADJOURNMENT

POLAND PLANNING BOARD
MINUTES OF MEETING
February 25, 2020
Approved on _____, 2020

CALL TO ORDER – Chairperson Porter called the meeting to order at 7:00pm with Members Cheryl Skilling, Stephanie Floyd, George Greenwood, Alternate Member Jimmy Walker, CEO Scott Neal, and Sarah Merrill present. Alternate Member Walker is a voting member for this meeting. Member Mark Weinberg is absent with notice.

MINUTES – February 11, 2020 – Member Greenwood moved to approve the minutes with a minor date change. Member Floyd seconded the motion.

Discussion: None Vote: 5-yes 0-no

COMMUNICATIONS – None

OLD BUSINESS – None

NEW BUSINESS – Formal Site Plan Review – BD Solar Auburn, LLC – Northwest of Lewiston Junction Road – Map 4 Lots 16 and 15-1

Sean Thies of CES presented the project to the Board. BD Solar would like to build a solar farm in Auburn and Poland to be accessed from the Lewiston Junction Road. The packet given to the Board covers the entire project in both towns. The Board has requested specific information on the project as it pertains solely to Poland. BD Solar will make the changes requested by the Fire Chief and will provide the documents requested by the Board.

Member Greenwood moved to approve the checklist as complete. Member Floyd seconded the motion. Discussion: None Vote: 5-yes 0-no

Member Greenwood moved to table the Formal Site Plan Review until BD Solar provides all the additional information and makes the requested changes. Member Skilling seconded the motion. Discussion: None Vote: 5-yes 0-no

Findings of Fact and Conclusions of Law for:

Formal Shoreland Zoning Application – Mark Fiorino – 40 West Shore Drive – Map 46 Lot 11

Member Greenwood moved to approve the Findings of Fact. Member Floyd seconded the motion. Discussion: None Vote: 5-yes 0-no

Formal Shoreland Zoning Application – Margery Finley Camden – 36 West Shore Drive – Map 46 Lot 10

Member Greenwood moved to approve the Findings of Fact. Member Skilling seconded the motion. Discussion: None Vote: 5-yes 0-no

POLAND PLANNING BOARD
MINUTES OF MEETING
February 25, 2020
Approved on _____, 2020

ANY OTHER BUSINESS – None

ADJOURN – Member Floyd moved to adjourn the meeting at 8:25 pm. Member Greenwood seconded the motion. Discussion: None Vote: 5-yes 0-no

Recorded by: Sarah Merrill

Planning Board

James Porter, Chairperson

George Greenwood, Member

Absent with Notice
Mark Weinberg, Secretary

Stephane Floyd, Vice Chairperson

Cheryl Skilling, Member

James Walker, Alternate Member

Town of Poland, Maine PLANNING BOARD AGENDA REQUEST

Date of meeting you are requesting to be scheduled for: 3 / 10 / 20

Meetings are normally conducted from 7:00 to 10:00 PM in the Municipal Conference Room at the Town Office

Map 4 Lot 7 Sub-lot _____

Applicant's Name: Razzel Enterprises LLC
Mailing Address: 20 East Elm St
Town, State, Zip: Yarmouth, ME 04096
Home Phone: 207-232-4973 Hours: 8am-8pm
Work Phone: same Hours: _____

Type of application: Gravel pit 5 year review

<input type="checkbox"/> Sketch Plan	<input type="checkbox"/> Site Review	<input type="checkbox"/> Shoreland	<input type="checkbox"/> Subdivision	<input type="checkbox"/> Informational
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Road location for project: Off
Zoning: Rural Residential III Lake Watershed: none
Nature of business to be discussed (Brief description): 5 year review of mining minerals at the Hovey Quarry

IMPORTANT - READ CAREFULLY:

This Office must receive the original application, one PDF copy (on either cd or usb), and an additional nine (9) copies with appropriate fees by 1:00 p.m. eleven (11) days before the stated meeting to be put on the upcoming agenda.

- New business is scheduled on the agenda in the order this office receives this form.
- If you want your application reviewed for contents prior to the meeting, it must be in this office 14 days before the meeting.
- Should the Board choose to adjourn before all business is addressed, all remaining business will be tabled until the next available meeting.
- Unfinished business is conducted before new business is addressed.

Applicant's Signature: [Signature] Date: 1 / 12 / 20

OFFICE USE ONLY:

Request Taken By: _____ Date: ____/____/____ Time: ____:____ a.m. p.m.

Return to the CEO Office by: _____



TOWN OF POLAND

1231 Maine Street
Poland, ME 04274

Surface & Subsurface Excavation-Gravel Pit Annual Registration

FOR OFFICIAL USE ONLY

Date Received	
Zoning	
Property ID	
PB Approval	
Permit Fee	
Receipt Number	
Reviewed By	
Expiration Date	

Permit Number: _____

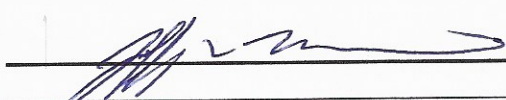
Pit Information

Pit Address:	Off Levine Road
Parcel ID#:	Map 4 Lot 7
Last Review by Planning Board:	2013

Property Owner Information

Owner Name:	Razzcal Enterprises LLC	Jeffrey Morrison
Mailing Address:	20 East Elm Street	Yarmouth, ME 04096
Phone Number:	207-232-4973	
Email Address:	j.morrison@maine.rr.com	

I understand that this permit is valid only for the use specified above. Any changes must be approved by the permitting authority. I hereby acknowledge that I have read this application and STATE that the above information is correct, and AGREE to comply with all Municipal Ordinances and State Laws regulating activities covered by this permit.

Applicant Signature:		Date: 1-21-20
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This permit is approved on the basis of the information provided by the applicant regarding his ownership and boundary locations. The applicant has the burden of ensuring that he has legal right to use the property and that he is measuring required setbacks from the legal boundary lines of the lot. The approval of this permit in no way relieves the applicant of this burden, nor does this permit approval constitute a resolution in favor of the applicant of any issues regarding the property boundaries, ownership, or similar title issues.

Permit Issued by:	CODE ENFORCEMENT OFFICER	Date:
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2020 5th year revue from for the Havey Mine, located off the Levine Road Map 4 Lot 7
Owned and operated by Razzcal Enterprises LLC, Jeff Morrison
20 East Elm Street Yarmouth, ME 04096
Contact Information: (207)232-4973; jmorris7@maine.rr.com

A quick overview of what we are doing at the Havey Mine for any of you who aren't aware. We are mining a kind of rock called pegmatite for minerals. Pegmatites are one of the primary rocks where certain minerals are found and some of these minerals can be cut in beautiful gemstones. There is a band of this type of rock starting in Georgetown on the coast running through the Bethel area into. On any given day we are drilling and blasting in search of pockets in the rock that contain these minerals. There are only a handful of localities that produce tourmaline on a consistent basis, and we happen to be mining one of them. This is a small-scale operation with myself doing over 90% of the work. On occasion, usually when I have found a pocket containing tourmaline, I will invite people to see and help process what is coming out of the pocket. In 2019 we found one pocket that produced enough tourmaline to warrant having guest although we did find several smaller pockets. We are primarily looking for tourmaline, but many other different mineral specimens are found such as quartz, apatite, beryl, etc. More than 60 different minerals have been identified at this locality and more species are being found on a regular basis. There is also a fair amount of research being done in conjunction with the mining. Many of these pegmatites produce some rare minerals that are needed in our everyday life.

The Havey quarry and the adjoining Berry quarry were originally mined in the early 1900's for feldspar which was shipped out of state for the porcelain and glass industry. While feldspar is still important, due to the low value most is mined out of the country. One of the byproducts of this mining was the finding of pockets containing tourmaline and other minerals. Tourmaline had little value back then and many times it was tossed on the dumps. Although the feldspar at the Havey quarry was very high quality the amount of work to find it made it difficult to make a profit. Most of the feldspar mining operations moved to the Topsham and Oxford county areas. Other important commercial minerals that we find although not found in commercial volumes is lepidolite which is used to make lithium batteries, cassiterite, used to make tin, mica, which is used in the cosmetic industry.

What we are primarily mining for is tourmaline which can be sold as a mineral specimen and can also be cut into gemstones. We are also interested in other mineral specimens such as quartz, apatites, beryls, along with several rarer minerals. Some of the finer specimens end up in educational institutions of the US including the Harvard Museum and the Smithsonian along with a major display at the Maine Mineral & Gem Museum in Bethel. We have also been selling finished gemstones to Cross Jewelers in Portland which market them as "Sparhawk" which is a bluish green. We do produce some other colors as well. Havey tourmaline rates up there with some of the finest in the world which also gives us a potential market outside of Maine.

Since I was last in here, I have acquired all 3 properties on the right had side of Levine road. Some of this was done to protect the property from the possibility of having disgruntled neighbors which blasting can sometime cause. The last house on Levine road which was originally a double wide, I sold the building and it was moved off site and replaced it with a workshop/apartment for the mine. This gives me space to process what we find and a place to maintain equipment. We have started a major remodel/addition on the middle house where hopefully my wife and I will be living by the end of the year. The first house my son is living in. This pegmatite that the Berry Havey mine is on should have some sort of protection as there are very few areas that have tourmaline (along with some of the other rare mineral found here) on them in Maine and the rest of the US (as gem tourmaline is only found in Maine and California in

the US). It would be a shame for development to shut the quarry down from operations and future study.

Since last time I was in here we have done several infrastructure projects on the property. One of the biggest was a multiyear project to put in new a new access road into the mine. This was primarily done to have better access for dump truck access. The existing dump truck access road will start to be mined in 2020 as this looks like an area of potential.

Along with purchasing the property we have done a fair amount of work on maintaining Levine road and in the last several years we have done quite a bit of clean up and landscaping along the beginning of the road. This is an ongoing project with most of the heavy work being done, although in 2020 I want to address one of the drainage issues to keep water from crossing the road. This will be done in conjunction with landscape work as we finish up 18 Levine road. In 2018-2019 we worked on widening out the shoulders on the cul de sac where it dropped off fairly steeply and in 2020 we will landscape this area. In 2017 a path was made from the Levine road cul de sac over to the mine to help keep visitors and dogs off the road.

Groups coming to the mine continue to increase. Many mineral clubs are let in annually along with students from colleges from the Northeast. College groups have come as far away as Oklahoma to be able to do some collecting of specimens at the mine. With some of the other groups that come in we have had students, professors and researchers from all over the world. We have started to do some educational workshops on the site as well.

In 2017 we started having an annual tailgate mineral party every fall. Along with people selling minerals we give mine tours. at the event and had a fair amount of people from the local area come check out what we are doing. This event draws people from all over New England.

In December 2019 the Maine Mineral & Gem Museum finally opened with a beautiful display of Havey minerals and gemstones. This is a world class museum which will hopefully bring more awareness to what we are mining.

Although the Mining the Havey blog is still active <http://www.haveymine.blogspot.com/> I have primarily switched over to the Facebook page as it is easier to do and I get better feedback from the mineral community. <https://www.facebook.com/pages/Havey-Tourmaline-Quarry/1556086261328651> New for 2019 was starting an Instagram page <https://www.instagram.com/haveytourmalinequarry/>

Goals for the next 5 years.

- Safety is always a top concern and is always being upgraded as additional mining is done. Since we allow the public in on many occasions this is one of our top priorities. A lot of time is spent having a clean and safe site.
- Make a new entrance into the mine so that it will be both safer and more convenient for groups. Once the new entrance is in, I hope to open the mine up to some school groups. There has been interest from the Poland Schools, but I have been reluctant until I have access that is student friendly.

- Continue to work on cleaning up the adjacent property from the tree cutting operation from the previous owner.
- Hopefully purchase additional property around the mine to help keep it protected.
- Continue to research the history of the mine for knowledge and possibly to write a book. We are in the process of writing a significant article for one of the major mineral magazines.
- Work with either the Maine Mineral & Gem Museum and or the New England Mineral Association to bring some displays of mineral specimens to the local area. Also do some work with these groups to be able to bring some education to students in the area. This has been a little slower going than I had hoped but several different projects have started which will hopefully help bring this to fruition. The first being the New England Mineral Association, which I am president, which has been putting on conferences in Bethel. We do an education day in May which over 600 students attend. We also do many other events throughout southern Maine several in the surrounding communities.
- We will be putting in a major display of gemstones and minerals at the new University of Arizona Gem & Mineral Museum in Tucson which will open later this year. We are also starting to work with the Harvard Natural History Museum in Cambridge to do a significant display of Healy material which will include an important necklace being built and designed by the world-famous Paula Crevoshay. Also starting to talk with some other major museums to put some displays in.
- Looking to work with one of the local colleges to collaborate on doing some geological videos on some of the what is going on around the mine. Some of this will be used in some of the museum displays also for some YouTube videos. One of our videos that Cross Jewelers put out is approaching 2 million views.
- Of course, we will continue to mine with the anticipation of new and unusual discoveries.

Sincerely,
Jeffery Morrison

2019 Annual Activity Report for the Havey Mine
Located off of Levine Road, Poland Map 4 Lot 7
Owned and Operated by Razzcal Enterprises LLC
Contact Information: (207) 232-4973; jmorris7@maine.rr.com
20 East Elm Street, Yarmouth, ME 04096

Early in 2019 we finished up the second entrance into the mine. This will make it much easier and safer to haul material out of the mine. We also started to do some work on relocating the entrance into the mine. There are several reasons that we are needing to do this. One is I believe that there is some interesting mineralization under the existing entryway that I wanted to try and mine. Second, is to have an entryway that is away from where we are working so as not to interfere with guest to the mine so to make for safer conditions. Hopefully moving the entry will allow us to have in some grade school groups as the new ramp in will not have an area that is as dangerous to kids that may not be paying attention.

My wife and I continued the major renovation/addition to 18 Levine road to make it our personal residence. Hopefully moving in summer 2020.

Continued road maintenance and improvements to Levine road. Did quite a bit of planting in this area also. Did some additional thinning of trees along the edge of the right of way to help with daylight both for plants and sunlight on the road in the winter to help prevent ice buildup. Finished the widening out the cul de sac area. We will finish the landscaping of this area in 2020.

Again, this year we continued the long slow task of property clean up on the abutting areas around the mine. Made some great progress in a couple of areas that we hadn't done much in previously. Have got a lot of areas that are at the maintenance stage and just need to be mowed a few times each year. Making continued progress on removing the invasive bittersweet, invasive being the key word meaning it is going to take multiple years to drive it into submission.

Worked on repairing and maintaining the access roads around the property. Some of this was rebuilding crowns to help keep the water off from the road. This is a never-ending task with gravel roads and had been overlooked for a few years which made for some icy roads in the winter season.

As we continue to find interesting material, mineral groups have asked to do field trips. Poland mining camps continued to bring in clients almost every week. College groups continue to bring in students. Several scientific groups came in and continuing science research continues to be done.

Although the Mining the Havey blog is still active <http://www.haveymine.blogspot.com/> I have primarily switched over to the Facebook page as it is easier to do and I get better feedback from the mineral community. <https://www.facebook.com/pages/Havey-Tourmaline-Quarry/1556086261328651> New for 2019 was starting an Instagram page <https://www.instagram.com/haveytourmalinequarry/>

Held our 3rd annual mineral tailgate party in the fall. This is the second year that we have given tours of the mine at the event and had a fair amount of people from the local area come check out what we are doing. We had people show up from all over New England.

In December the Maine Mineral & Gem Museum finally opened with a beautiful display of Havey minerals and gemstones.

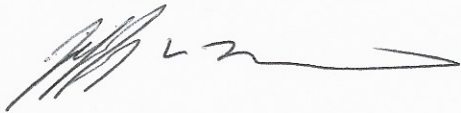
Got permits for shipping containers that are on site.

Goals for 2020

Some of the goals for this year are the same as last year. I am also continually working on making it safer around the site

- Continue to improve Levine Road. I have a drainage project in the works to keep water from having to run across the road during the wet times.
- Continue to make things safer along the top of the mine. As we continue to mine, we are always in need of keeping up with this.
- Continue to work on cleaning up the adjacent property from the tree cutting operation from the previous owner.
- With the research department open at the Maine Mineral & Gem Museum I am hoping for additional research to be done in conjunction with the quarry.
- Continue to research the history of the mine for knowledge and possibly to write a book.
- Get both new entrances into the quarry finished to make it easier for groups to access the quarry.
- This year we will be spending less time at the Quarry as we are going to work mining a couple of other localities for some of the year.
- Hopefully find lots of tourmaline.
- We will be putting in a major display of gemstones and minerals at the new University of Arizona Gem & Mineral Museum in Tucson. We are also starting to work with the Harvard Natural History Museum in Cambridge to do a significant display of Havey material which will include an important necklace being built and designed by the world-famous Paula Crevoshay. This actual display may be 2021 as museums take quite awhile to move things forward.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jeffrey Morrison', with a long horizontal flourish extending to the right.

Jeffrey Morrison



Havey Quarry owned by Razzcal Enterprises LLC
other properties owned by Razzcal Enterprises LLC or Jeff Morrison

HARDSCRABBLE

Levine Road

4.1 miles

Untitled Map

Write a description for your map.

Legend



Havey Quarry



Untitled Polygon

new mine access

Havey Quarry

path

Levine Road

new house

workshop

loop road



Google Earth

POLAND FIRE RESCUE

1231 Maine Street
Poland, Maine 04274



Phone 207-998-4689
Fax 207-998-5277

tprintup@polandtownoffice.org

Chief Thomas Printup

BLASTING PERMIT

PERMIT #: 10142019

DATE ISSUED: 10/14/2019

THIS PERMIT IS ISSUED TO: **PDK., Inc.**

FOR THE PURPOSE OF: **Blasting**

LOCATION OF BLAST: **Havey Quarry, Levine Road**

This permit is subject to the requirements of the Town of Poland Fire Prevention Code with the following restrictions:

****Must contact dispatch each day prior to blasting ****

(207)-998-2361

EXPIRATION DATE: 1/31/2020

APPROVED BY: _____

Thomas Printup, Chief of Department

DATE: 10/14/2019

Have you checked your smoke detector lately?

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555), you may engage in the activity specified in this license or permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. **THIS LICENSE IS NOT TRANSFERABLE UNDER 27 CFR 555.53.** See "WARNINGS" and "NOTICES" on reverse.

Direct ATF Correspondence To ATF - Chief, FELC 244 Needy Road Martinsburg, WV 25405-9431	License/Permit Number [REDACTED]
Chief, Federal Explosives Licensing Center (FELC) <i>Christopher R. Reeves</i>	Expiration Date April 1, 2021

Name
RAZZCAL ENTERPRISES

Premises Address (Changes? Notify the FELC at least 10 days before the move.)

20 EAST ELM ST
YARMOUTH, ME 04096-

Type of License or Permit

33-USER OF EXPLOSIVES

Purchasing Certification Statement

The licensee or permittee named above shall use a copy of this license or permit to assist a transferor of explosives to verify the identity and the licensed status of the licensee or permittee as provided by 27 CFR Part 555. The signature on each copy must be an original signature. A faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true copy of a license or permit issued to the licensee or permittee named above to engage in the business or operations specified above under "Type of License or Permit."

Mailing Address (Changes? Notify the FELC of any changes.)

RAZZCAL ENTERPRISES LLC
RAZZCAL ENTERPRISES
20 EAST ELM ST
YARMOUTH, ME 04096-

Jeffrey W. Morrison
Licensee/Permittee Responsible Person Signature

President
Position/Title

Jeffrey W. Morrison
Printed Name

4-5-18
Date

Previous Edition is Obsolete

RAZZCAL ENTERPRISES LLC 20 EAST ELM ST 04096-5 ME-005-33-10-00197 April 1, 2021 33-USER OF EXPLOSIVES

ATF Form 5400.14/5400.15 Part 1
Revised October 2011

Federal Explosives License (FEL) Customer Service Information

Federal Explosives Licensing Center (FELC)
244 Needy Road
Martinsburg, WV 25405-9431

Toll-free Telephone Number: (877) 283-3352
Fax Number: (304) 616-4401
E-mail: FELC@atf.gov

ATF Homepage: www.atf.gov

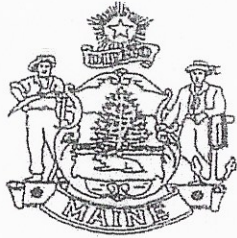
Change of Address (27 CFR 555.54(a)(1)). Licensees or permittees may during the term of their current license or permit remove their business or operations to a new location at which they intend regularly to carry on such business or operations. The licensee or permittee is required to give notification of the new location of the business or operations not less than 10 days prior to such removal with the Chief, Federal Explosives Licensing Center. The license or permit will be valid for the remainder of the term of the original license or permit. (The Chief, FELC, shall, if the licensee or permittee is not qualified, refer the request for amended license or permit to the Director of Industry Operations for denial in accordance with § 555.54.)

Right of Succession (27 CFR 555.59). (a) Certain persons other than the licensee or permittee may secure the right to carry on the same explosive materials business or operations at the same address shown on, and for the remainder of the term of, a current license or permit. Such persons are: (1) The surviving spouse or child, or executor, administrator, or other legal representative of a deceased licensee or permittee; and (2) A receiver or trustee in bankruptcy, or an assignee for benefit of creditors. (b) In order to secure the right provided by this section, the person or persons continuing the business or operations shall furnish the license or permit for for that business or operations for endorsement of such succession to the Chief, FELC, within 30 days from the date on which the successor begins to carry on the business or operations.

(Continued on reverse side)

Cut Here ✂

Federal Explosives License/Permit (FEL) Information Card	
License/Permit Name: RAZZCAL ENTERPRISES LLC	
Business Name:	RAZZCAL ENTERPRISES
License/Permit Number	
License/Permit Type: 33-USER OF EXPLOSIVES	
Expiration:	April 1, 2021
Please Note: Not Valid for the Sale or Other Disposition of Explosives.	



STATE OF MAINE - DEPARTMENT OF PUBLIC SAFETY
OFFICE OF STATE FIRE MARSHAL
45 COMMERCE DR STE 1
AUGUSTA, ME 04333-0001

Permit for Explosives User

Permit:

In accordance with the provisions of M.R.S.A. Title 25, Chapter 2473, permission is hereby granted for use of explosives as described herein:

A copy of this permit must be affixed in all trucks and magazines.

Company: RAZZCAL ENTERPRISES LLC
Company Address: 20 E ELM ST, YARMOUTH, ME 04096-7113

Permit Date: 06/26/2018

Expiration Date: 06/25/2021

John E. Moran 

COMMISSIONER OF PUBLIC SAFETY

Youth Geology Educational Program



At the Annual
New England Mineral Conference
Sunday River, Newry, Maine

New England Mineral & Geology Education

Free For Grades 3 to 12



**Displays, Exhibits, Talks,
Hands-on Events,
Poster Contest with Prizes!**

NEMC Education Day is a no-fee event for New England youth, Grades 3 to 12, to experience and learn hands-on about geology and minerals from our area.

**SPONSORED BY THE
NEW ENGLAND MINERAL ASSOCIATION**
<http://nemineralassociation.org>

NEW ENGLAND MINERAL ASSOCIATION EDUCATION DAY



STUDENT POSTER CONTEST WITH PRIZES!

Are you a student in 3rd through 12th grade that resides in New England? Here is your chance to study gems, geology, and minerals and present your results in a display at the New England Mineral Conference (NEMC). Winners receive prizes and are invited to be our guests at both Education Day and the Friday evening session of our annual Conference. More information at:

<http://nemineralassociation.org/education/>



TEACHERS AND HOMESCHOOLING PARENTS

We encourage you to bring your students for the day. There are over 20 different educational stations from finding and identifying rocks and minerals, to cutting rocks into gemstones, to microscopes where they can see small minerals, and an area where they can sluice their own mineral specimens to keep. Your students will be involved in hands-on, interesting, and fun activities that educate in a memorable way.

EXHIBITS, DISPLAYS AND DEALERS

Educational displays by some of the best mineral collectors and mineral vendors in New England will be featured. Vendors will have displays that can be viewed for educational purposes and some specimens that will be affordable for students to purchase.

Learn more about our next event at:

<http://nemineralassociation.org>
New England Mineral Association
P. O. Box 33
East Poland, ME 04230

Lost Tourmaline
Mine Rediscovered
Just 28 Miles
North of Downtown Portland

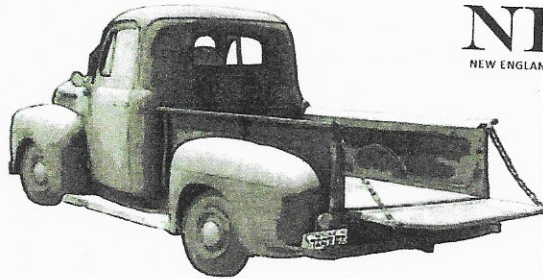
SparHawk

Mint Green Teal Maine Tourmaline
Stories from the 2013 mining season

Cross Jewelers

570 Congress St. Portland, Maine

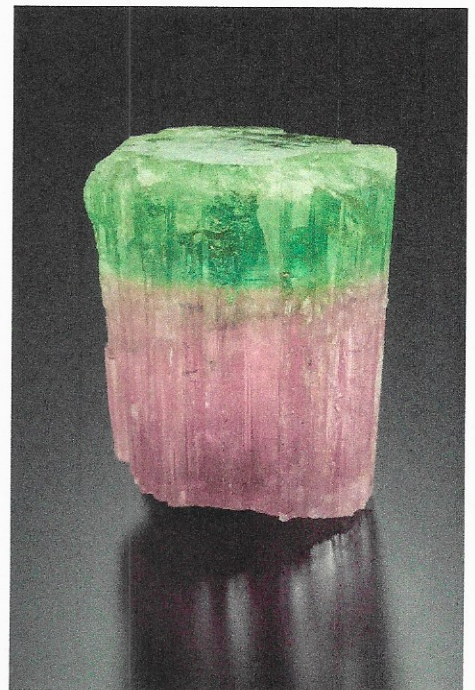
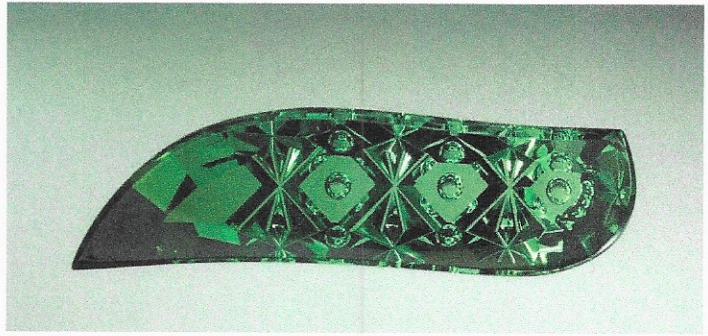
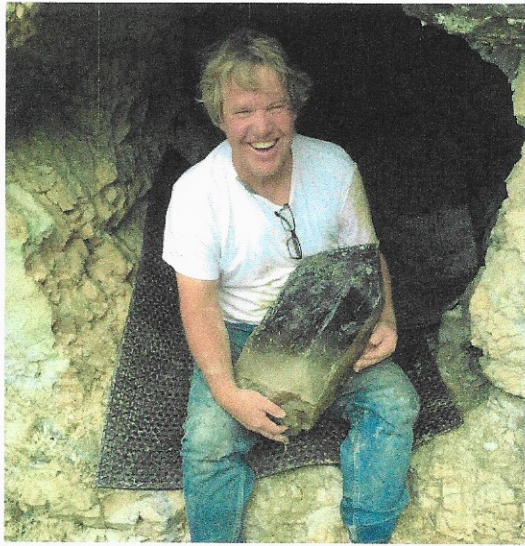
Mineral Tailgate Sale



September 21, 2019 — 9am to 4pm
(rain date of September 22, 2019)

Held at the Havey Quarry, Poland, Maine

Specializing in Minerals from Maine and the Northeast
For more info: <http://nemineral.org/2019/association/events.html>



POLAND PLANNING BOARD
MINUTES OF MEETING
February 25, 2020
Approved on _____, 2020

ANY OTHER BUSINESS – None

ADJOURN – Member Floyd moved to adjourn the meeting at 8:25 pm. Member Greenwood seconded the motion. Discussion: None Vote: 5-yes 0-no

Recorded by: Sarah Merrill

Planning Board

James Porter, Chairperson

George Greenwood, Member

Absent with Notice
Mark Weinberg, Secretary

Stephane Floyd, Vice Chairperson

Cheryl Skilling, Member

James Walker, Alternate Member

Town of Poland, Maine
PLANNING BOARD AGENDA REQUEST

Date of meeting you are requesting to be scheduled for: 2 105 20 Meetings are normally conducted from 7:00 to 10:00 PM in the Municipal Conference Room at the Town Office
Map 17 Lot 52 Sub-lot 4

Applicant's Name: Tommy and Daniel Suck
Mailing Address: 395 Wells Mill Rd
Town, State, Zip: Raymond Me 04071
Home Phone: 207-272-4259 Hours: 8am-9pm
Work Phone: _____ Hours: _____

Type of application: Sketch Plan Site Review Shoreland Subdivision Informational
Road location for project: 0 Tiger Hill Road
Zoning: Rural Residential Lake Watershed: _____ Nature of business to be discussed (Brief description): Driveway to single family home

IMPORTANT - READ CAREFULLY:

This Office must receive the original application, plus nine (9) copies, a digital PDF copy (on either cd or usb), and appropriate fees by Friday at 1:00 p.m., eleven (11) days before the stated meeting to be put on the upcoming agenda.

- New business is scheduled on the agenda in the order this office receives this form.
- If you want your application reviewed for contents prior to the meeting, it must be in this office 14 days before the meeting.
- Should the Board choose to adjourn before all business is addressed, all remaining business will be tabled until the next available meeting.
- Unfinished business is conducted before new business is addressed.

Applicant's Signature: [Signature] Date: 1 116 2020

OFFICE USE ONLY:
Request Taken By: _____ Date: ____/____/____ Time: ____:____ a.m. p.m.

Swett Property
0 Tiger Hill Road, Poland, ME
Map#17 Lot52# Sublot#H

1. Planning Board Agenda Request
2. Formal Site Plan Review
3. Maine Form Warranty Deed
4. Mortgage
5. Property Card
6. 500ft Abutters List Report
7. State of Maine DEP vernal pool significance determination
8. Dept. of the Army Authorization
9. Driveway design
10. Preliminary drawing of single family home and foundation
11. Sunco Pump & Well, Inc. quote
12. Septic design

Town of Poland, Maine Planning Board

Formal Site Plan Review

Instructions:

1. Read every part of this document. Failure to follow requirements can and will delay the Planning Board's decisions.
2. Fill out the forms on pages 1 through 6. Obtain or get copies of information as required by the application on these pages.
3. Use the "Submission Checklist" on pages 5 and 6 to make sure submission requirements are met.
 - a. The checklist is a summary of the standard requirements in Section 509.8 of the Comprehensive Land Use Code.
 - i. The actual Code wording may be found on-line at www.polandtownoffice.org. Go to the "Code Enforcement" page, select "Comprehensive Land Use Code" at that bottom of the page. Hardcopies are available for purchase at the town office.
 - b. Make sure all waiver requests have a written statement for each request. Check with the Code Enforcement Office to make sure items stated as "On File" are indeed in the town office.
 - c. Some requirements may need only a one paragraph or one sentence statement. Make sure all requests are answered.
4. **NUMBER OF COPIES OF THE APPLICATION AND DUE DATE**
 - a. A total of at least ten (10) copies of the plans and one PDF copy (on either cd or usb) are needed. Be sure to make a copy for yourself.
 - b. The Code Enforcement Office must receive the original application, an additional 9 copies, and a digital PDF copy (either cd or usb) with appropriate fees by 1:00 p.m. eleven (11) days before the stated meeting to be put on the upcoming agenda.
 - c. If review for missing information by the Code Enforcement Officer is desired, a copy must be submitted to the CEO at least 14 days prior to the meeting.
 - d. The application must be on file for public review for at least 10 days prior to the meeting. Applications received after the Agenda is posted may not be reviewed by the Board for your scheduled meeting date.
5. Check with this office to make sure that all departments have responded to your application prior to the meeting.

PROJECT NAME: Sweet Property

Date of Planning Board Review: 1/1

Application # _____

LOT INFORMATION:

Tax Assessor's Map # 17

Lot # 52

Sub lot # H

Watershed: _____

Property's Road Location: 0 Tiger Hill Road

Lot Size: 25 Acres or Sq. Ft.

Road Frontage: 60 Ft.

Year lot created: _____ (If unknown, give best estimate with "est." after date)

Zoning District(s): RR

Flood Zone: no

Aquifer Overlay: no

Current use of lot: wooded, undeveloped

LAND OWNER(s):

Name(s) Tammy and Daniel Sweet

Company N/A

Mail Address: 395 Welles Mills Rd
Raymond ME 04071

Main Phone 207-272-4259

Town/State/Zip Raymond ME 04071 Alternate Phone: 207-595-6554

APPLICANT or CONTACT PERSON:Applicant is: ☒ Landowner ☐ Contractor ☐ Renter ☐ Buyer

If landowner, write "Same" below and continue to next block below. If not the landowner, submit a letter of permission to construct on or use the land, or copy of a contract to buy from the landowner, along with the following information:

Name(s): Same

Company _____

Mail Address: _____ Main Phone: _____

Town/State/Zip _____ Alternate Phone: _____

THIS APPLICATION IS FOR:

(Check all that apply)

- | | |
|--|---|
| <input type="checkbox"/> Commercial | <input checked="" type="checkbox"/> New Development |
| <input type="checkbox"/> Industrial | <input checked="" type="checkbox"/> Change In Use |
| <input type="checkbox"/> Institutional | <input type="checkbox"/> Expansion of Use |
| <input type="checkbox"/> Governmental | <input type="checkbox"/> Expansion of Structure(s) |
| <input type="checkbox"/> Open Space | <input type="checkbox"/> Resumption of Use |

EXISTING LOT CONDITIONS:

(This page is to describe what is on your lot currently)

1. General

Does this lot have any development? (If No, go to "Proposed Development") _____ Yes

☒ No

a. Is there an existing Well _____ Yes

_____ No

b. Is there an existing Septic System _____ Yes

_____ No

i) If yes, submit a copy of a septic permit, or drawing(s) showing size & location.

c. Is there an existing Road Entry _____ Yes

_____ No

i) If yes, will there be any changes/modifications? _____ Yes

_____ No

ii) (If no, submit copy of appropriate road entry application if entrance is onto a state or town road.)

d. Any structures to be removed _____ Yes

_____ No

i) If yes, submit information about the structure to be removed and how any debris will be disposed of.

2. Existing Land Development & Improvements NOT Including Buildingsa. Size of lawns _____ Sq. Ft.
or Acresb. Size of fields _____ Sq. Ft.
or Acres

c. Size of driveways/roads _____ Sq. Ft.

d. Size of other non-vegetated areas _____ Sq. Ft.

e. Wetlands already filled _____ Sq. Ft.

3. Existing Main Structure

a. Ground Footprint _____ Sq. Ft.

b. Total Gross Floor Space (exterior dimensions of all floors) _____ Sq. Ft.

c. Road Frontage Setback _____ Ft.

- d. Side Setback _____ Ft.
 e. Rear Setback _____ Ft.
 f. Distance to Great Pond _____ Not applicable (over 250') _____ Ft.
 g. Distance to Stream _____ Not applicable (over 250') _____ Ft.
 h. Distance to Wetlands _____ Not applicable (over 250') _____ Ft.
4. **Foundation Type** _____ Full Basement _____ Frost Walls _____ Slab _____ Piers
5. **Existing Accessory Structure(s)**
- a. Total Number of Structures _____
 b. Total Ground Footprint _____ Sq. Ft.
 c. Total Floor Space _____ Sq. Ft.
 d. Closest Road Setback _____ Ft.
 e. Closest Side Setback _____ Ft.
 f. Closest Rear Setback _____ Ft.
 g. Distance to Great Pond _____ Not applicable (over 250') _____ Ft.
 h. Distance to Streams _____ Not applicable (over 250') _____ Ft.
 i. Distance to Wetlands _____ Not applicable (over 250') _____ Ft.
6. **Total Existing Impervious Surfaces** _____ Sq. Ft.
 a. Add 2c + 2d + 3a + 5b

PROPOSED DEVELOPMENT:

1. Wetlands to be impacted 7,211 Sq. Ft.
 2. New footprint(s) and developed area(s):
 a. Changes in building footprint(s) 2,812 Sq. Ft.
 b. Changes in driveway/roadway 42,000 Sq. Ft.
 c. Changes in patios, walkways, etc. _____ Sq. Ft.
 d. TOTAL (2a+2b+2c) 44,812 Sq. Ft.
 3. Percentage of lot covered by impervious surfaces: 4 %
 a. (Equals [areas on line 6 page 2 + line 2d above] / [Total lot area measured in sq. ft.] * 100%)

SUBMISSIONS:

1. **Attach drawings and/or statements describing the following items, if applicable:**
 a. Provide a copy of deed and Tax Assessor's information card.
 b. Provide a map of the general area showing land features within at least ½ mile of this lot.
 c. Provide site plan(s) of your lot with existing development and its dimensions shown.
 d. Provide site plan(s) of your lot with proposed development and its dimensions shown.
 i. (May be combined on existing development drawing.)
 e. Provide detailed plans of proposed structural development and changes.
 f. Provide statements or drawings of methods of infrastructure:
 i. Water supply
 ii. Sewage disposal
 iii. Fire protection
 iv. Electricity
 v. Solid waste disposal
 g. Type, size, and location of signs.
 h. Number of parking spaces.
 i. Provide phosphorus loading calculation if in a great pond watershed area.
 j. Anticipated date for start of construction.
 k. Anticipated date for completion of construction.
 l. Standard submissions requirements shall follow Section 509.8 of the Comprehensive Land Use Code. Copies of the Code are available for viewing at the Town Office and Library. Copies are available for purchase (\$25.00) in the Code Enforcement Office.
 i. (Use checklist starting on page 6 for summary of usual requirements.)
 m. Other requirements unique to your project added by the Planning Board.

2. List all state and federal approvals, permits, and licenses required, if any, for the project: *DEP & Army Corps Engineers*
- This includes but is not limited to the following:
1. State highway entrance permit.
 2. Soil disturbances involving more than one acre.
 3. Impact on more than 4,300 square feet of any type wetland.
 4. Soil disturbances within 100 feet of lakes, rivers or streams.
 5. Activity within 75 feet, over the water, or in the water of lakes, rivers, or streams.
 6. Timber harvesting.
 7. Flood zones.
 8. Discharges and emissions

DISCLOSURE: (READ BEFORE SIGNING)

1. I hereby acknowledge that I have read this application and pertinent sections of the ordinances, and state that the information in this document is to the best of my knowledge true and accurate. I agree to comply with all the Town of Poland's ordinances and the State of Maine's statutes regulating the activities sought in this application as well as any permit(s) approved for this application.
2. I understand that all construction of structures shall conform to or exceed the minimum requirements of the Maine Uniform Building and Energy Code, and the NFPA-101 Life Safety Code, 2009
3. I understand that any approval is valid for only the use(s) as specified in this application. The permitting authority must approve any change(s) made to the use(s) sought in the application. Any approval issued for this application is approved on the basis of truthful information provided by the applicant(s), and as allowed by the ordinances of the town.
4. I understand that it is my responsibility to assure that the lot description herein accurately describes its ownership, its boundary lines, and the setback measurements from the legal boundary lines.
5. I understand that I have the burden of proof as to the legal right to use the property, and that approval of this application in no way relieves me of this burden. Any approval issued does not constitute a resolution in favor of me or the landowner in any matters regarding the property boundaries, ownership, or similar titles.
6. I understand that all necessary **Building and Use Permits** shall be secured from the Code Enforcement Office after the Planning Board grants approval of this application.
7. I understand that a **Certificate of Occupancy or Compliance** shall be required prior to the start of any use or occupancy associated with this application unless a signed written waiver is issued with the permit. Fines and penalties may be issued if use or occupancy is started prior to the issuance of the certificate.
8. I understand that the **approval becomes invalid** if construction or use has not commenced within twelve (12) months of the Planning Board's approval date, construction is suspended for more than six (6) months and no notice for just cause is submitted prior to the end of the six (6) months, or it is found that false statements have been furnished in this application.
9. I understand that if I fail to comply with the aforementioned statements, a "STOP WORK" order may be issued for which I will immediately halt any construction and/or use(s) that are approved for this application. This failure may also require that I return the property to its natural state or as closely thereto before the use(s) was/were approved.
10. I understand that failure to follow these requirements will lead to Violation Notices and Citations that have fines and penalties. This in turn can lead to civil proceedings in District and/or Superior Court.
11. I understand that all **state and federal permits** are my responsibility as the applicant and/or owner and will secure the same prior to the start of the project.


Applicant's Signature(s)

1/16/2020
Date

Submission CHECKLIST

The following list is a short summary of the information required in Chapter 509.8 of the Comprehensive Land Use Code for the Town of Poland, Maine. Please checkmark or place an "X" in the left-hand columns if the information has been provided, if you request a waiver from submitting the information, or you believe the information is not applicable to your application. If a waiver(s) is requested, or the information is not applicable, a written explanation is required. Columns on the right are for the Planning Board's use.

For Applicant Use			Section 509.8.A Submission requirements	For Planning Board Use			
Provided	Waiver Request	Not Applicable		Received	On File	Waived	Not Applicable
✓			1. Site Plan Drawings				
✓			2. Signed copy of application				
✓			3.a. Name & address of owner				
✓			Name of development				
✓			Name & address of abutters within 500' of lot for development				
✓			Map of general location				
✓			Show all contiguous properties				
✓			Names, Map, & lot #'s on drawings				
✓			Copy of deeds, agreements				
✓			Engineer/ designer of plans				
✓			Existing Conditions (Site Plan)				
			Zoning Districts on and/or abutting project's lot shown				
✓			Bearings & Distances shown on drawings				
✓			Location of utilities, culverts, drains				
		✓	Location, name of existing r/w				
		✓	Location, dimensions of existing structures				
✓			Location, dimensions of existing roads, walks, parking, loading, etc.				
		✓	Location of intersection within 200'				
✓			Location of open drains, wetlands, wildlife areas, historic sites, etc.				
			Direction of surface drainage				
			100-yr. Floodplain				
			Signs				
		✓	Easement, covenants, restrictions				
✓			Proposed Development (Site Plan)				
		✓	Location & dimensions of all new structures. New development delineated from existing development				
✓			Setback dimensions shown & met				
		✓	Exterior lighting (Will meet full cutoff requirements)				
		✓	Incineration devices				
		✓	Noise of machinery and operations				
		✓	Type of odors generated				
✓			Septic system and other soils reports				
✓			Water supply				
		✓	Raw & finished materials stored outside				
✓			Contours shown at PB specified intervals				
✓			Curbs, sidewalks, drives, fences, retaining walls, parking, etc.				
		✓	Landscaping plan				
		✓	Easements, r/w, legal restrictions				
✓			Abutters' property lines, names				
		✓	TRAFFIC DATA				

For Applicant Use			Section 509.8.A Submission requirements	For Planning Board Use			
Provided	Waiver Request	Not Applicable		Received	On File	Waived	Not Applicable
		✓	Peak hour traffic				
		✓	Traffic counts				
		✓	Traffic accident data				
		✓	Road capacities				
		✓	Traffic signs, signals				
		✓	STORMWATER & EROSION				
		✓	Method for handling stormwater shown				
		✓	Flow direction				
		✓	Catch basins, dry wells, ditches, etc.				
		✓	Engineering Analysis of stormwater				
		✓	Erosion control measures				
		✓	Hydrologist groundwater impact				
		✓	Utility plans for all utilities				
		✓	Cross-section profile of roads, walks				
		✓	Construction drawings of roads, utilities				
		✓	Cost analysis of project and financial capability demonstrated				
		✓	Phosphorus control plan if in watershed of a great pond				
		✓	Submission of waiver requests				
		✓	Copies of state, federal applications, permits, &/or licenses required for this project.				
		✓	Condition A.				
		✓	Condition B.				
		✓	Condition C.				
		✓	Condition D.				
		✓	Condition E.				

This application was first looked at by the Planning Board on ____ / ____ / ____ but does not create vested rights in the initiation of the review process.

By vote of the Board this application requires an on-site inspection: _____ Yes _____ No
 If yes, an onsite inspection is scheduled for ____ / ____ / ____ at ____ : ____ AM ____ PM

By vote of the Board this application requires a public hearing: _____ Yes _____ No
 If yes, public hearing is scheduled for ____ / ____ / ____ at ____ : ____ AM ____ PM

Conditions of Approval for Formal Site Review: _____

Planning Board Chair _____
Date

Site Review and Shoreland Zoning Review Fees:

Type of fee	Fee	Units or Comments
Application – sketch plans, Rough design	\$75.00	Each application (no other fees)
Application – formal ³	\$150.00	Each application + fees below
Approval extension, Planning Board Approval only	\$50.00	One extension only (no other fees)
Escrow ⁴ , minimum amount	\$700.00	When required by Planning Board
Extension of approval	\$100.00	Before approval expires
Auto graveyards, recycle business	\$5.00	Per vehicle storage slot (parking space)
Junkyard, Storage Lots	\$1.50	Per ft ² of outside storage
Residential Towers	\$20.00 + \$5.00 per \$1,000.00	Based on Cost of Work
Commercial Towers	\$20.00 + \$10.00 per \$1,000.00	Based on Cost of Work
Notifications	\$.75	Each Notification, First Class Mail sent by Town

1. Building and Structures may include up to five times the footprint area of the building for grounds improvements, exclusive of the building footprint, as part of the building review fee.
2. Building and Grounds Improvement Fees. The sum of these two fees may be limited to \$2,500.00 per application at the discretion of the Planning Board. (Junkyards, auto graveyards, recycling business, and towers excluded.
3. Reduced Fees: The Planning Board may, upon application therefore, allow a reduced total site review fees to \$50.00 in any case which it determines that the work for which the permit is sought will be performed within the Shoreland Zone. The project shall be intended solely for the purpose of protecting a Great Pond, Stream, River, or other Natural Resources through the implementation of Conservation, Best Management Practices, or other environmental safeguards. Also, the project shall not result in the enlargement of any building or structure or an intensification of the existing use of the property.
4. Review Escrow Funds may be used by the Town to pay for professional reviews an advice requested by the Planning Board or Code Enforcement Officer related to the applicant's proposed development. Review escrow funds deposited by the applicant not spent during the course of the Town's review shall be returned to the developer within sixty days after the Planning Board's decision on the application is final. If Professional review and advice fees exceed the amount deposited, the developer shall pay the amount outstanding before final approval or any permit is granted.

MAINE SHORT FORM WARRANTY DEED

DLN: 1001740014724

I, Mary Anne Courbron, of Greenc, Androscoggin County, Maine, for consideration paid, grants to Daniel J. Swett and Tammy C. Swett, whose mailing address is 395 Webbs Mills Road, Raymond, Maine 04071, with WARRANTY COVENANTS, as joint tenants, a certain lot or parcel of land situated on Tiger Hill Road, Poland, County of Androscoggin, and State of Maine, described as follows:

BEING Lot 2 on a plan prepared for Mary Anne L. Courbron entitled "Tiger Woods" by SurveyWorks, Inc. dated June 9, 2015 and recorded at the Androscoggin County Registry of Deeds in Plan Book 51 Page 23.

The premises are conveyed subject to any easements and restrictions of record, and this deed includes all rights, easements, privileges and appurtenances belonging to the premises hereinabove described.

Being the a portion of the premises conveyed to Mary Anne Courbron by deed dated February 15, 2006 and recorded at the Androscoggin County Registry of Deeds in Book 6670, Page 123 and a portion of the premises conveyed to Mary Anne L. Courbron by deed dated February 24, 2012 and recorded at the Androscoggin County Registry of Deeds in Book 8349, Page 349.


WITNESS my hand this 26 day of June, 2017.

Witness


Mary Anne Courbron

STATE OF MAINE
COUNTY OF Androscoggin, SS.

Then personally appeared the above named Mary Anne Courbron, this 26 day of June, 2017 and acknowledged before me the foregoing instrument to be her free act and deed.


Notary Public
Name: _____
My commission expires: _____

LISA JONES
NOTARY PUBLIC
State of Maine
My Commission Expires
November 10, 2022

Maine Real Estate Transfer Tax Paid
TINA M. CHOUINARD, REGISTER
ANDROSCOGGIN COUNTY MAINE E-RECORDED

After Recording Return To:
Norway Savings Bank
261 Main St
Norway, MAINE 04268

This instrument was prepared by:
Norway Savings Bank
261 Main St
Norway, MAINE 04268
207-743-7986

_____[Space Above This Line For Recording Data]_____

MORTGAGE

WORDS USED OFTEN IN THIS DOCUMENT

Words used in multiple sections of this document are defined below. Other words are defined in Sections 3, 5, 8, 10, 11, 13, 18, 20 and 21. Certain rules about the usage of words used in this document are also provided in Section 16.

(A) "Security Instrument" means this document, which is dated June 26, 2017. The term "Security Instrument" includes any Riders recorded with the Security Instrument.

(B) "Borrower" means DANIEL J SWETT a married person TAMMY C SWETT a married person, who sometimes will be called "Borrower" and sometimes simply "I" or "me." "Borrower" is granting a mortgage under this Security Instrument. "Borrower" is not necessarily the same as the Person or Persons who signed the Note. The obligations of Borrowers who did not sign the Note are explained further in Section 13.

(C) "Lender" means Norway Savings Bank. Lender is a corporation or association which exists under the laws of Maine.

Lender's address is 261 Main St, Norway, MAINE 04268. Except as provided in Sections 13 and 20, the term "Lender" may include any Person who takes ownership of the Note and this Security Instrument.

(D) "Note" means the note signed by DANIEL J SWETT and TAMMY C SWETT, and dated June 26, 2017. The Note shows that its signer or signers owe Lender SIXTEEN THOUSAND TWO HUNDRED FIFTY AND NO/100 Dollars (U.S. \$16,250.00) plus interest and promise to pay this debt in Periodic Payments and to pay the debt in full by July 1, 2032.

(E) "Property" means the property that is described below in the section titled "Description of the Property" or any portion of the Property.

(F) "Sums Secured" means the unpaid balance of amounts described below in the section titled "Borrower's Transfer to Lender of Rights in the Property."

(G) "Loan" means the debt evidenced by the Note, plus interest, any prepayment charges and late charges due under the Note, and all sums due under this Security Instrument, plus interest.



- (A) Some or all of the Loan is not paid when due;
- (B) I fail to pay, with interest, any amounts that Lender spends under Section 9 of this Security Instrument to protect the value of the Property and Lender's rights in the Property; or
- (C) I fail to keep any of my other promises and agreements under this Security Instrument.

These amounts are the "Sums Secured."

DESCRIPTION OF THE PROPERTY

I grant and mortgage to Lender the Property described in (A) through (G) below:

- (A) The Property which is located at: **0 TIGER HILL RD**
POLAND, ME 04274 ("Property Address").

This Property is in Androscoggin County. It has the following legal description:

SEE ATTACHED EXHIBIT A

- (B) All buildings and other improvements that are located on the Property described in subsection (A) of this section;
- (C) All rights in other property that I have as owner of the Property described in subsection (A) of this section. These rights are known as "easements and appurtenances attached to the Property;"
- (D) All rights that I have in the land which lies in the streets or roads in front of, or next to, the Property described in subsection (A) of this section;
- (E) All fixtures that are now or in the future will be on the Property described in subsections (A) and (B) of this section;
- (F) All of the rights and property described in subsections (B) through (E) of this section that I acquire in the future; and
- (G) All replacements of or additions to the Property described in subsections (B) through (F) of this section.

BORROWER'S RIGHT TO MORTGAGE THE PROPERTY AND BORROWER'S OBLIGATION TO DEFEND OWNERSHIP OF THE PROPERTY

I promise that: (A) I lawfully own the Property; (B) I have the right to mortgage, grant and convey the Property to Lender; and (C) there are no outstanding claims or charges against the Property, except for those which are of public record.

I give a general warranty of title to Lender. This means that I will be fully responsible for any losses which Lender suffers because someone other than myself has some of the rights in the Property which I promise that I have. I promise that I will defend my ownership of the Property against any claims of such rights.

PLAIN LANGUAGE SECURITY INSTRUMENT

This Security Instrument contains promises and agreements that are used in real property security instruments all over the country. It also contains promises and agreements that vary, to a limited extent, in different parts of the country. My promises and other agreements are stated in "plain language."

COVENANTS

I promise and I agree with Lender as follows:

1. Borrower's Promise to Pay. If I signed the Note, I will pay to Lender when due principal and interest due under the Note and any prepayment charges and late charges due under the Note. Regardless of whether I signed the Note, I will pay funds for Escrow Items as described in Section 3. I will make all payments in U.S. currency. If any Borrower



23. **Lender's Obligation to Discharge this Security Instrument.** When Lender has been paid all amounts due under the Note and under this Security Instrument, Lender will discharge this Security Instrument by delivering to the appropriate Registry of Deeds a discharge or release stating that this Security Instrument has been satisfied. I will not be required to pay Lender for the discharge, but I will pay all costs of recording the discharge in the proper official records (unless those costs were collected in advance of my loan closing).

24. **Payment During Foreclosure.** I agree that Lender may accept rents from the Property, hazard insurance proceeds, condemnation awards, and any other monies produced by the Property or paid by me, even though Lender has demanded immediate payment in full and begun foreclosure and sale under Section 22 above. Lender may use such monies to pay off any part of the Sums Secured without affecting Lender's right to continue foreclosure and sale.

25. **Riders to this Security Instrument.** The promises and agreements of each Rider are incorporated as a part of this Security Instrument.

BY SIGNING BELOW, I accept and agree to the promises and agreements contained in this Security Instrument and in the Rider signed by me and recorded with it.

Witnesses:

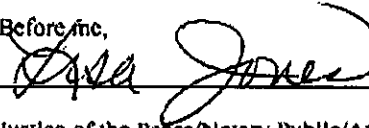
<hr/> -Witness  (Seal) DANIEL J SWETT -Borrower	<hr/> -Witness  (Seal) TAMMY C SWETT -Borrower
--	--

[Space Below This Line For Acknowledgment]

STATE OF MAINE, CUMBERLAND County ss:

On this 26 day of June, 2017, personally appeared the above named DANIEL J SWETT and TAMMY C SWETT and acknowledged the foregoing instrument to be his/her/their free act and deed.

Before me,



Justice of the Peace/Notary Public/Attorney-at-Law

Loan originator (organization): Norway Savings Bank; NMLS #: 458325

Loan originator (individual): Iva A Carroll; NMLS #: 525124

LISA JONES
NOTARY PUBLIC
State of Maine
My Commission Expires
November 10, 2022

EXHIBIT A

A certain lot or parcel of land situated on Tiger Hill Road, Poland, County of Androscoggin, and State of Maine, described as follows:

BEING Lot 2 on a plan prepared for Mary Anne L. Courbron entitled "Tiger Woods" by SurveyWorks, Inc. dated June 9, 2015 and recorded at the Androscoggin County Registry of Deeds in Plan Book 51 Page 23.

The premises are conveyed subject to any easements and restrictions of record, and this deed includes all rights, easements, privileges and appurtenances belonging to the premises hereinabove described.

TINA M. CHOUINARD, REGISTER
ANDROSCOGGIN COUNTY MAINE E-RECORDED



Property Card: TIGER HILL RD.
Poland, ME

NO PHOTO
AVAILABLE

Parcel ID: 0017-0052H
Trio Account #: 3255

Owner: COURBRON, MARY ANNE
Co-Owner:
Mailing Address: 528 RIVER RD.
GREENE, ME 04236

Valuation

Card Number: 1
Acreage: 26
Land Value: \$74,400
Building Value: \$0
Total Value: \$0
Taxes: \$1,056

Building Sketch

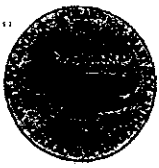
NO SKETCH
AVAILABLE

Building Information

Year Built: Remodled:

Living Area (sqft):
Basement:
Finished Basement:
Number of Rooms:
Number of Bedrooms:
Number of Full Baths:
Number of Half Baths:

Stories:
Exterior Walls:
Roofing Materials:
Foundation:
Insulation:
Fireplace:
Heating:
A/C:
Attic:



500 foot Abutters List Report

Poland, ME
May 03, 2019

Subject Property:

Parcel Number: 0017-0052H
CAMA Number: 0017-0052H
Property Address: TIGER HILL RD.

Mailing Address: COURBRON, MARY ANNE
528 RIVER RD.
GREENE, ME 04236

Abutters:

Parcel Number: 0007-0021
CAMA Number: 0007-0021
Property Address: BAILEY HILL RD.

Mailing Address: HUNTRESS, FRED A., JR.
67 STROUT RD.
POLAND, ME 04274

Parcel Number: 0007-0021
CAMA Number: 0007-0021-0006
Property Address: BAILEY HILL RD.

Mailing Address: HUNTRESS, FRED A., JR.
67 STROUT RD.
POLAND, ME 04274

Parcel Number: 0017-0048
CAMA Number: 0017-0048
Property Address: 155 TIGER HILL RD.

Mailing Address: VAARA, SUSANNA
155 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0048A
CAMA Number: 0017-0048A
Property Address: TIGER HILL RD.

Mailing Address: TIGER HILL FARM, LLC
59 BAXTER BOULEVARD
PORTLAND, ME 04101

Parcel Number: 0017-0048C
CAMA Number: 0017-0048C
Property Address: 191 TIGER HILL RD.

Mailing Address: CARTER, MAYNARD W.
191 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0048D
CAMA Number: 0017-0048D
Property Address: 181 TIGER HILL RD

Mailing Address: CHAMPAGNE, DAVID H.
55 HOWE ST.
LEWISTON, ME 04240

Parcel Number: 0017-0050
CAMA Number: 0017-0050
Property Address: 188 TIGER HILL RD.

Mailing Address: GODDARD, SIDNEY E.
188 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0050A
CAMA Number: 0017-0050A
Property Address: 200 TIGER HILL RD.

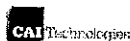
Mailing Address: MARTIN, JILL B.
3619 W. ROMA AVE.
PHOENIX, AZ 85019

Parcel Number: 0017-0050F
CAMA Number: 0017-0050F
Property Address: OFF TIGER HILL RD.

Mailing Address: CAMINITI, JOSEPH, III
P. O. BOX 562
POLAND, ME 04274

Parcel Number: 0017-0050G
CAMA Number: 0017-0050G
Property Address: TIGER HILL ROAD

Mailing Address: BRESSETTE, ROBERT A.
% DONNA KENNISON 353 GREENWOOD
RD.
NORWAY, ME 04268

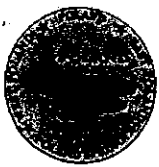


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5/3/2019

Page 1 of 3



500 foot Abutters List Report

Poland, ME
May 03, 2019

Parcel Number: 0017-0051
CAMA Number: 0017-0051
Property Address: OFF TIGER HILL RD.

Mailing Address: HANABURGH, MICHAEL D.
134 RAMSDELL RD.
GRAY, ME 04039

Parcel Number: 0017-0052A
CAMA Number: 0017-0052A
Property Address: 201 TIGER HILL RD.

Mailing Address: GAUTHIER, TAMMY
201 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0052C
CAMA Number: 0017-0052C
Property Address: 221 TIGER HILL RD.

Mailing Address: PENFOLD, MICHAEL T.
221 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0052D
CAMA Number: 0017-0052D
Property Address: 229 TIGER HILL RD.

Mailing Address: PELLETIER, JACOB L.
229 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0052F
CAMA Number: 0017-0052F
Property Address: 243 TIGER HILL RD.

Mailing Address: WAIG, HAROLD D.
243 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0052G
CAMA Number: 0017-0052G
Property Address: 211 TIGER HILL RD.

Mailing Address: O'DONNELL, DAVID
211 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0053-0001
CAMA Number: 0017-0053-0001
Property Address: 222 TIGER HILL RD.

Mailing Address: ANDREWS, SHERON A.
222 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0053-0002
CAMA Number: 0017-0053-0002
Property Address: 232 TIGER HILL RD.

Mailing Address: PAPWORTH, DANA A
53 BROWN RD.
POLAND, ME 04274

Parcel Number: 0017-0053-0003
CAMA Number: 0017-0053-0003
Property Address: 240 TIGER HILL RD.

Mailing Address: HEINO, BETH N.
240 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0053-0004
CAMA Number: 0017-0053-0004
Property Address: 254 TIGER HILL RD.

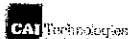
Mailing Address: MAJORS, LUCINDA D.
254 TIGER HILL ROAD
POLAND, ME 04274

Parcel Number: 0017-0053A
CAMA Number: 0017-0053A
Property Address: 216 TIGER HILL RD.

Mailing Address: RIVARD, ROBERT J.
P. O. BOX 60
EAST POLAND, ME 04230

Parcel Number: 0017-0053-A014
CAMA Number: 0017-0053-A014
Property Address: 18 HILL VALLEY RD.

Mailing Address: OKUNO, STEVE
5480 E. DAGGETT ST.
LONG BEACH, CA 90815



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5/3/2019

Page 2 of 3



500 foot Abutters List Report

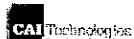
Poland, ME
May 03, 2019

Parcel Number: 0017-0053B
CAMA Number: 0017-0053B
Property Address: 210 TIGER HILL RD.

Mailing Address: HEBERT, CYNTHIA L.
210 TIGER HILL RD.
POLAND, ME 04274

Parcel Number: 0017-0054
CAMA Number: 0017-0054
Property Address: OFF TIGER HILL RD.

Mailing Address: MORTON, RALPH A. JR.
446 COMMERCIAL ST.
PORTLAND, ME 04101



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5/3/2019

Page 3 of 3



PAUL R. LEPAGE
GOVERNOR

STATE OF MAINE
DEPARTMENT OF
ENVIRONMENTAL PROTECTION



PAUL MERCER
COMMISSIONER

July 10, 2018

George Courbron
528 River Road
Greene, ME 04236

Re: Vernal Pool Significance Determination, Pool ID #s 3505, 3506--Poland

Dear George Courbron,

Vernal pools are temporary to semi-permanent wetlands occurring in shallow depressions that typically fill during the spring and dry during the summer or in drought years. They provide important breeding and foraging habitat for a wide variety of specialized wildlife species including several rare, threatened, and endangered species.

After conducting a field survey at your request, it has been determined that the vernal pools identified above on your property are NOT SIGNIFICANT because either: 1. the features do not meet the definition of a vernal pool under the Significant Wildlife Habitat rules, 06-096 CMR 335(9) or 2. the vernal pools do not meet the biological standards for exceptional wildlife use of the Significant Wildlife Habitat rules, 06-096 CMR 335(9)(B). Therefore, activities within 250 feet of the pools are not regulated under the Natural Resources Protection Act (NRPA) unless there are other protected natural resources nearby such as streams or freshwater wetlands. I have attached a copy of the database printout that verifies the State's findings with respect to your survey.

I want to also advise you that the pool areas on your property can be considered freshwater wetlands and therefore direct pool alterations may require permitting under the NRPA.

If you have any questions or need further clarification, please contact me at (207) 215-4397 or email at: Mark.Bergeron@maine.gov

Sincerely,

Mark Bergeron, P.E.
Bureau of Land Resources

cc. town file

AUGUSTA
17 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0017
(207) 287-7688 FAX: (207) 287-7826

BANGOR
106 HOGAN ROAD, SUITE 6
BANGOR, MAINE 04401
(207) 941-4570 FAX: (207) 941-4584

PORTLAND
312 CANCO ROAD
PORTLAND, MAINE 04103
(207) 822-6300 FAX: (207) 822-6303

PRESQUE ISLE
1235 CENTRAL DRIVE, SKYWAY PARK
PRESQUE ISLE, MAINE 04769
(207) 764-0477 FAX: (207) 760-3143



STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION
17 STATE HOUSE STATION AUGUSTA, MAINE 04333-0017

DEPARTMENT ORDER

IN THE MATTER OF

DANIEL J. & TAMMY C. SWETT
Poland, Androscoggin County
DRIVEWAY
L-28020-TB-A-N (approval)

) NATURAL RESOURCES PROTECTION ACT
) FRESHWATER WETLAND ALTERATION
) WATER QUALITY CERTIFICATION
) FINDINGS OF FACT AND ORDER

Project Description: The applicants propose to fill approximately 7,211 square feet of freshwater wetlands to construct a driveway to provide access to their property. The project is shown on a plan titled "Site Plan Swett Property," prepared by SurveyWorks, Inc, and dated September 11, 2018. The applicants have avoided and minimized wetland impacts to the greatest extent practicable by maximizing the use of a previously cleared area of forested freshwater wetlands for the construction of the driveway and limiting the size of the driveway to the minimum necessary for safe vehicle passage. According to the Department's Geographic Information System (GIS), there are no mapped essential or significant wildlife habitats associated with the project site. The project is located between the properties of 201 and 211 Tiger Hill Road and can be found on Map #17 as Lot #52H in the Town of Poland's tax maps.

Permit for:	<input checked="" type="checkbox"/> Tier 1
DEP Decision:	<input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied (see attached letter)
CORPS Action:	<input checked="" type="checkbox"/> The Corps has been notified of your application. The following are subject to Federal screening: (1) projects with previously authorized or unauthorized work, in combination with a Tier 1 permit for a single and complete project, which total more than 15,000 square feet of altered area; (2) projects with multiple state permits and/or state exemptions which apply to a single and complete project that total more than 15,000 square feet of altered area; and (3) projects that may impact a vernal pool, as determined by the State of Maine or the Corps. If your activity is listed above, <i>Corps approval is required for your project</i> . For information regarding the status of your application contact the Corps' Maine Project Office at (207) 623-8367.

Standard Conditions:

- 1) If construction or operation of the activity is not begun within four (4) years from the date signed, this permit shall lapse and the applicant shall reapply to the Department for a new permit. This permit is transferable only with prior approval from the Department. If the activity is associated with a larger project, starting any aspect of that project constitutes start of construction.
- 2) The project shall be completed according to the plans in the application. Any change in the project plans must be reviewed and approved by the Department.
- 3) Properly installed erosion control measures shall be installed prior to beginning the project, and all disturbed soil should be stabilized immediately upon project completion.

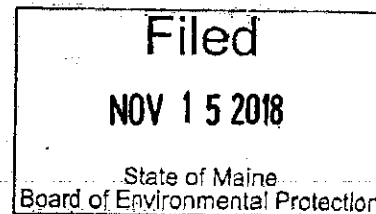
- 4) A copy of this approval will be sent to the Town of Poland. Department approval of your activity does not supersede or substitute the need for any necessary local approvals.

THIS APPROVAL DOES NOT CONSTITUTE OR SUBSTITUTE FOR ANY OTHER REQUIRED STATE, FEDERAL OR LOCAL APPROVALS NOR DOES IT VERIFY COMPLIANCE WITH ANY APPLICABLE SHORELAND ZONING ORDINANCES.

DONE AND DATED IN AUGUSTA, MAINE, THIS 15th DAY OF November, 2018.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BY: Melanie Loyzin
For: Melanie Loyzin, Acting Commissioner



PLEASE NOTE THE ATTACHED SHEET FOR GUIDANCE ON APPEAL PROCEDURES.

AS/L28020AN/ATS#83586



Natural Resources Protection Act (NRPA) Standard Conditions

THE FOLLOWING STANDARD CONDITIONS SHALL APPLY TO ALL PERMITS GRANTED UNDER THE NATURAL RESOURCES PROTECTION ACT, 38 M.R.S. § 480-A ET SEQ., UNLESS OTHERWISE SPECIFICALLY STATED IN THE PERMIT.

- A. Approval of Variations From Plans. The granting of this permit is dependent upon and limited to the proposals and plans contained in the application and supporting documents submitted and affirmed to by the applicant. Any variation from these plans, proposals, and supporting documents is subject to review and approval prior to implementation.
- B. Compliance With All Applicable Laws. The applicant shall secure and comply with all applicable federal, state, and local licenses, permits, authorizations, conditions, agreements, and orders prior to or during construction and operation, as appropriate.
- C. Erosion Control. The applicant shall take all necessary measures to ensure that his activities or those of his agents do not result in measurable erosion of soils on the site during the construction and operation of the project covered by this Approval.
- D. Compliance With Conditions. Should the project be found, at any time, not to be in compliance with any of the Conditions of this Approval, or should the applicant construct or operate this development in any way other the specified in the Application or Supporting Documents, as modified by the Conditions of this Approval, then the terms of this Approval shall be considered to have been violated.
- E. Time frame for approvals. If construction or operation of the activity is not begun within four years, this permit shall lapse and the applicant shall reapply to the Board for a new permit. The applicant may not begin construction or operation of the activity until a new permit is granted. Reapplications for permits may include information submitted in the initial application by reference. This approval, if construction is begun within the four-year time frame, is valid for seven years. If construction is not completed within the seven-year time frame, the applicant must reapply for, and receive, approval prior to continuing construction.
- F. No Construction Equipment Below High Water. No construction equipment used in the undertaking of an approved activity is allowed below the mean high water line unless otherwise specified by this permit.
- G. Permit Included In Contract Bids. A copy of this permit must be included in or attached to all contract bid specifications for the approved activity.
- H. Permit Shown To Contractor. Work done by a contractor pursuant to this permit shall not begin before the contractor has been shown by the applicant a copy of this permit.

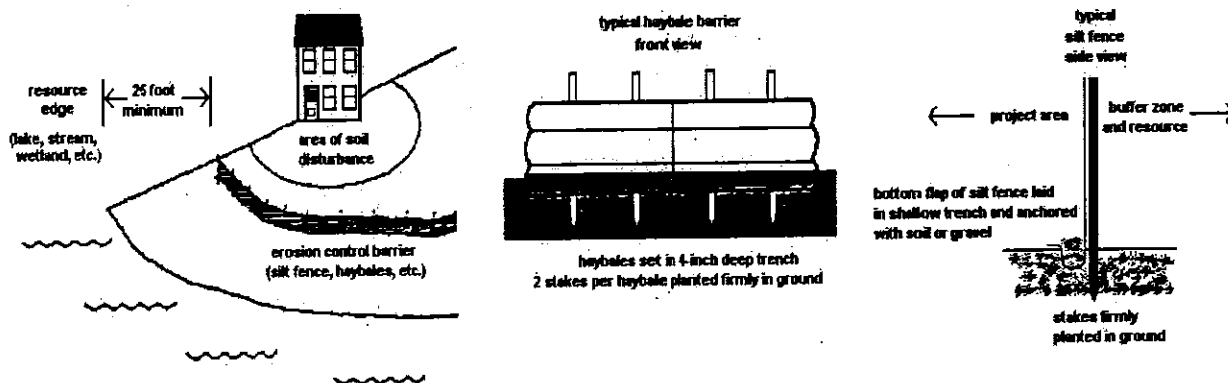


STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION
17 STATE HOUSE STATION, AUGUSTA, MAINE 04333

Erosion Control for Homeowners

Before Construction

1. If you have hired a contractor, make sure you discuss your permit with them. Talk about what measures they plan to take to control erosion. Everybody involved should understand what the resource is, and where it is located. Most people can identify the edge of a lake or river. However, the edges of wetlands are often not so obvious. Your contractor may be the person actually pushing dirt around, but you are both responsible for complying with the permit.
2. Call around to find where erosion control materials are available. Chances are your contractor has these materials already on hand. You probably will need silt fence, hay bales, wooden stakes, grass seed (or conservation mix), and perhaps filter fabric. Places to check for these items include farm & feed supply stores, garden & lawn suppliers, and landscaping companies. It is not always easy to find hay or straw during late winter and early spring. It also may be more expensive during those times of year. Plan ahead – buy a supply early and keep it under a tarp.
3. Before any soil is disturbed, make sure an erosion control barrier has been installed. The barrier can be either a silt fence, a row of staked hay bales, or both. Use the drawings below as a guide for correct installation and placement. The barrier should be placed as close as possible to the soil-disturbance activity.
4. If a contractor is installing the erosion control barrier, double check it as a precaution. Erosion control barriers should be installed "on the contour", meaning at the same level or elevation across the land slope, whenever possible. This keeps stormwater from flowing to the lowest point along the barrier where it can build up and overflow or destroy the barrier.



During Construction

1. Use lots of hay or straw mulch on disturbed soil. The idea behind mulch is to prevent rain from striking the soil directly. It is the force of raindrops hitting the bare ground that makes the soil begin to move downslope with the runoff water, and cause erosion. More than 90% of erosion is prevented by keeping the soil covered.
2. Inspect your erosion control barriers frequently. This is especially important after a rainfall. If there is muddy water leaving the project site, then your erosion controls are not working as intended. You or your contractor then need to figure out what can be done to prevent more soil from getting past the barrier.

3. Keep your erosion control barrier up and maintained until you get a good and healthy growth of grass and the area is permanently stabilized.

After Construction

1. After your project is finished, seed the area. Note that all ground covers are not equal. For example, a mix of creeping red fescue and Kentucky bluegrass is a good choice for lawns and other high-maintenance areas. But this same seed mix is a poor selection for stabilizing a road shoulder or a cut bank that you don't intend to mow. Your contractor may have experience with different seed mixes, or you might contact a seed supplier for advice.
2. Do not spread grass seed after September 15. There is the likelihood that germinating seedlings could be killed by a frost before they have a chance to become established. Instead, mulch the area with a thick layer of hay or straw. In the spring, rake off the mulch and then seed the area. Don't forget to mulch again to hold in moisture and prevent the seed from washing away or being eaten by birds or other animals.
3. Keep your erosion control barrier up and maintained until you get a good and healthy growth of grass and the area is permanently stabilized.

Why Control Erosion?

To Protect Water Quality

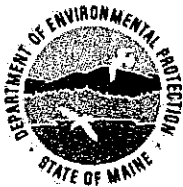
When soil erodes into protected resources such as streams, rivers, wetlands, and lakes, it has many bad effects. Eroding soil particles carry phosphorus to the water. An excess of phosphorus can lead to explosions of algae growth in lakes and ponds called blooms. The water will look green and can have green slime in it. If you are near a lake or pond, this is not pleasant for swimming, and when the soil settles out on the bottom, it smothers fish eggs and small animals eaten by fish. There many other effects as well, which are all bad.

To Protect the Soil

It has taken thousands of years for our soil to develop. Its usefulness is evident all around us, from sustaining forests and growing our garden vegetables, to even treating our septic wastewater! We cannot afford to waste this valuable resource.

To Save Money (\$\$)

Replacing topsoil or gravel washed off your property can be expensive. You end up paying twice because State and local governments wind up spending your tax dollars to dig out ditches and storm drains that have become choked with sediment from soil erosion.



DEP INFORMATION SHEET

Appealing a Department Licensing Decision

Dated: November 2018

Contact: (207)

287-2452

SUMMARY

There are two methods available to an aggrieved person seeking to appeal a licensing decision made by the Department of Environmental Protection's (DEP) Commissioner: (1) an administrative process before the Board of Environmental Protection (Board); or (2) a judicial process before Maine's Superior Court. An aggrieved person seeking review of a licensing decision over which the Board had original jurisdiction may seek judicial review in Maine's Superior Court.

A judicial appeal of final action by the Commissioner or the Board regarding an application for an expedited wind energy development (35-A M.R.S. § 3451(4)) or a general permit for an offshore wind energy demonstration project (38 M.R.S. § 480-HH(1)) or a general permit for a tidal energy demonstration project (38 M.R.S. § 636-A) must be taken to the Supreme Judicial Court sitting as the Law Court.

This information sheet, in conjunction with a review of the statutory and regulatory provisions referred to herein, can help a person to understand his or her rights and obligations in filing an administrative or judicial appeal.

I. ADMINISTRATIVE APPEALS TO THE BOARD

LEGAL REFERENCES

The laws concerning the DEP's *Organization and Powers*, 38 M.R.S. §§ 341-D(4) & 346; the *Maine Administrative Procedure Act*, 5 M.R.S. § 11001; and the DEP's *Rules Concerning the Processing of Applications and Other Administrative Matters* ("Chapter 2"), 06-096 C.M.R. ch. 2.

DEADLINE TO SUBMIT AN APPEAL TO THE BOARD

The Board must receive a written appeal within 30 days of the date on which the Commissioner's decision was filed with the Board. Appeals filed more than 30 calendar days after the date on which the Commissioner's decision was filed with the Board will be dismissed unless notice of the Commissioner's license decision was required to be given to the person filing an appeal (appellant) and the notice was not given as required.

HOW TO SUBMIT AN APPEAL TO THE BOARD

Signed original appeal documents must be sent to: Chair, Board of Environmental Protection, 17 State House Station, Augusta, ME 04333-0017. An appeal may be submitted by fax or e-mail if it contains a scanned original signature. It is recommended that a faxed or e-mailed appeal be followed by the submittal of mailed original paper documents. The complete appeal, including any attachments, must be received at DEP's offices in Augusta on or before 5:00 PM on the due date; materials received after 5:00 pm are not considered received until the following day. The risk of material not being received in a timely manner is on the sender, regardless of the method used. The appellant must also send a copy of the appeal documents to the Commissioner of the DEP; the applicant (if the appellant is not the applicant in the license

proceeding at issue); and if a hearing was held on the application, any intervenor in that hearing process. All of the information listed in the next section of this information sheet must be submitted at the time the appeal is filed.

INFORMATION APPEAL PAPERWORK MUST CONTAIN

Appeal materials must contain the following information at the time the appeal is submitted:

1. *Aggrieved Status.* The appeal must explain how the appellant has standing to maintain an appeal. This requires an explanation of how the appellant may suffer a particularized injury as a result of the Commissioner's decision.
2. *The findings, conclusions, or conditions objected to or believed to be in error.* The appeal must identify the specific findings of fact, conclusions regarding compliance with the law, license conditions, or other aspects of the written license decision or of the license review process that the appellant objects to or believes to be in error.
3. *The basis of the objections or challenge.* For the objections identified in Item #2, the appeal must state why the appellant believes that the license decision is incorrect and should be modified or reversed. If possible, the appeal should cite specific evidence in the record or specific licensing requirements that the appellant believes were not properly considered or fully addressed.
4. *The remedy sought.* This can range from reversal of the Commissioner's decision on the license or permit to changes in specific permit conditions.
5. *All the matters to be contested.* The Board will limit its consideration to those matters specifically raised in the written notice of appeal.
6. *Request for hearing.* If the appellant wishes the Board to hold a public hearing on the appeal, a request for public hearing must be filed as part of the notice of appeal, and must include an offer of proof in accordance with Chapter 2. The Board will hear the arguments in favor of and in opposition to a hearing on the appeal and the presentations on the merits of an appeal at a regularly scheduled meeting. If the Board decides to hold a public hearing on an appeal, that hearing will then be scheduled for a later date.
7. *New or additional evidence to be offered.* If an appellant wants to provide evidence not previously provided to DEP staff during the DEP's review of the application, the request and the proposed evidence must be submitted with the appeal. The Board may allow new or additional evidence, referred to as supplemental evidence, to be considered in an appeal only under very limited circumstances. The proposed evidence must be relevant and material, and (a) the person seeking to add information to the record must show due diligence in bringing the evidence to the DEP's attention at the earliest possible time in the licensing process; or (b) the evidence itself must be newly discovered and therefore unable to have been presented earlier in the process. Specific requirements for supplemental evidence are found in Chapter 2 § 24.

OTHER CONSIDERATIONS IN APPEALING A DECISION TO THE BOARD

1. *Be familiar with all relevant material in the DEP record.* A license application file is public information, subject to any applicable statutory exceptions, and is made easily accessible by the DEP. Upon request, the DEP will make application materials available during normal working hours, provide space to review the file, and provide an opportunity for photocopying materials. There is a charge for copies or copying services.
2. *Be familiar with the regulations and laws under which the application was processed, and the procedural rules governing your appeal.* DEP staff will provide this information on request and answer general questions regarding the appeal process.

3. *The filing of an appeal does not operate as a stay to any decision.* If a license has been granted and it has been appealed, the license normally remains in effect pending the processing of the appeal. Unless a stay of the decision is requested and granted, a license holder may proceed with a project pending the outcome of an appeal, but the license holder runs the risk of the decision being reversed or modified as a result of the appeal.

WHAT TO EXPECT ONCE YOU FILE A TIMELY APPEAL WITH THE BOARD

The Board will formally acknowledge receipt of an appeal, and will provide the name of the DEP project manager assigned to the specific appeal. The notice of appeal, any materials accepted by the Board Chair as supplementary evidence, any materials submitted in response to the appeal, and relevant excerpts from the DEP's application review file will be sent to Board members with a recommended decision from DEP staff. The appellant, the license holder if different from the appellant, and any interested persons are notified in advance of the date set for Board consideration of an appeal or request for public hearing. The appellant and the license holder will have an opportunity to address the Board at the Board meeting. With or without holding a public hearing, the Board may affirm, amend, or reverse a Commissioner decision or remand the matter to the Commissioner for further proceedings. The Board will notify the appellant, the license holder, and interested persons of its decision.

II. JUDICIAL APPEALS

Maine law generally allows aggrieved persons to appeal final Commissioner or Board licensing decisions to Maine's Superior Court (see 38 M.R.S. § 346(1); 06-096 C.M.R. ch. 2; 5 M.R.S. § 11001; and M.R. Civ. P. 80C). A party's appeal must be filed with the Superior Court within 30 days of receipt of notice of the Board's or the Commissioner's decision. For any other person, an appeal must be filed within 40 days of the date the decision was rendered. An appeal to court of a license decision regarding an expedited wind energy development, a general permit for an offshore wind energy demonstration project, or a general permit for a tidal energy demonstration project may only be taken directly to the Maine Supreme Judicial Court. See 38 M.R.S. § 346(4).

Maine's Administrative Procedure Act, DEP statutes governing a particular matter, and the Maine Rules of Civil Procedure must be consulted for the substantive and procedural details applicable to judicial appeals.

ADDITIONAL INFORMATION

If you have questions or need additional information on the appeal process, for administrative appeals contact the Board's Executive Analyst at (207) 287-2452, or for judicial appeals contact the court clerk's office in which your appeal will be filed.

Note: The DEP provides this INFORMATION SHEET for general guidance only; it is not intended for use as a legal reference. Maine law governs an appellant's rights.



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
NEW ENGLAND DISTRICT, CORPS OF ENGINEERS
696 VIRGINIA ROAD
CONCORD, MASSACHUSETTS 01742-2751

MAINE GENERAL PERMIT (GP)
AUTHORIZATION LETTER AND SCREENING SUMMARY

DANIEL AND TAMMY SWETT
395 WEBBS MILLS ROAD
RAYMOND, MAINE 04071

CORPS PERMIT # NAE-2018-02574
CORPS GP ID# 18-652
STATE ID# L-28020-TB-A-N

DESCRIPTION OF WORK:

Place permanent fill in 7,211 s.f. of freshwater wetlands off Tiger Hill Road at Poland, Maine in order to construct a driveway and associated infrastructure for a single-family residence. This work is shown on the attached plans entitled "Location Map" in one sheet undated, "SITE PLAN" in one sheet dated "March 26, 2019" and "TIGER WOODS BACK LOT DRIVEWAY" dated "3/22/2019".

See ADDITIONAL CONDITIONS attached.

LAT/LONG COORDINATES: 44.082277° N -70.459368° W USGS QUAD: MECHANIC FALLS, ME

I. CORPS DETERMINATION:

Based on our review of the information you provided, we have determined that your project will have only minimal individual and cumulative impacts on waters and wetlands of the United States. Your work is therefore authorized by the U.S. Army Corps of Engineers under the Federal Permit, the Maine General Permit which can be found at:
[www.nae.usace.army.mil/Portals/74/docs/regulatory/StateGeneralPermits/ME/Maine General Permit 2015.pdf](http://www.nae.usace.army.mil/Portals/74/docs/regulatory/StateGeneralPermits/ME/Maine%20General%20Permit%202015.pdf) Accordingly, we do not plan to take any further action on this project.

You must perform the activity authorized herein in compliance with all the terms and conditions of the GP [including any attached Additional Conditions and any conditions placed on the State 401 Water Quality Certification including any required mitigation]. Please review the enclosed GP carefully, including the GP conditions beginning on page 5, to familiarize yourself with its contents. You are responsible for complying with all of the GP requirements; therefore you should be certain that whoever does the work fully understands all of the conditions. You may wish to discuss the conditions of this authorization with your contractor to ensure the contractor can accomplish the work in a manner that conforms to all requirements.

If you change the plans or construction methods for work within our jurisdiction, please contact us immediately to discuss modification of this authorization. This office must approve any changes before you undertake them.

Condition 37 of the GP (page 16) provides one year for completion of work that has commenced or is under contract to commence prior to the expiration of the GP on October 13, 2020. You will need to apply for reauthorization for any work within Corps jurisdiction that is not completed by October 13, 2021.

This authorization presumes the work shown on your plans noted above is in waters of the U.S. Should you desire to appeal our jurisdiction, please submit a request for an approved jurisdictional determination in writing to the undersigned.

No work may be started unless and until all other required local, State and Federal licenses and permits have been obtained. This includes but is not limited to a Flood Hazard Development Permit issued by the town if necessary.

II. STATE ACTIONS: PENDING [X], ISSUED [], DENIED [] DATE _____

APPLICATION TYPE: PBR: _____ TIER 1: X TIER 2: _____ TIER 3: _____ LURC: _____ DMR LEASE: _____ NA: _____

III. FEDERAL ACTIONS:

JOINT PROCESSING MEETING: 11/9/18 LEVEL OF REVIEW: CATEGORY 1: _____ CATEGORY 2: X

AUTHORITY (Based on a review of plans and/or State/Federal applications): SEC 10 _____, 404 X 10/404 _____, 103 _____

EXCLUSIONS: The exclusionary criteria identified in the general permit do not apply to this project.

FEDERAL RESOURCE AGENCY OBJECTIONS: EPA_NO _____, USF&WS_NO _____, NMFS_NO _____

If you have any questions on this matter, please contact my staff at 978-318-8676 at our Augusta, Maine Project Office. In order for us to better serve you, we would appreciate your completing our Customer Service Survey located at http://corpsmapu.usace.army.mil/cm_apex/f?p=136:4:0

COLIN M. GREENAN
PROJECT MANAGER
MAINE PROJECT OFFICE

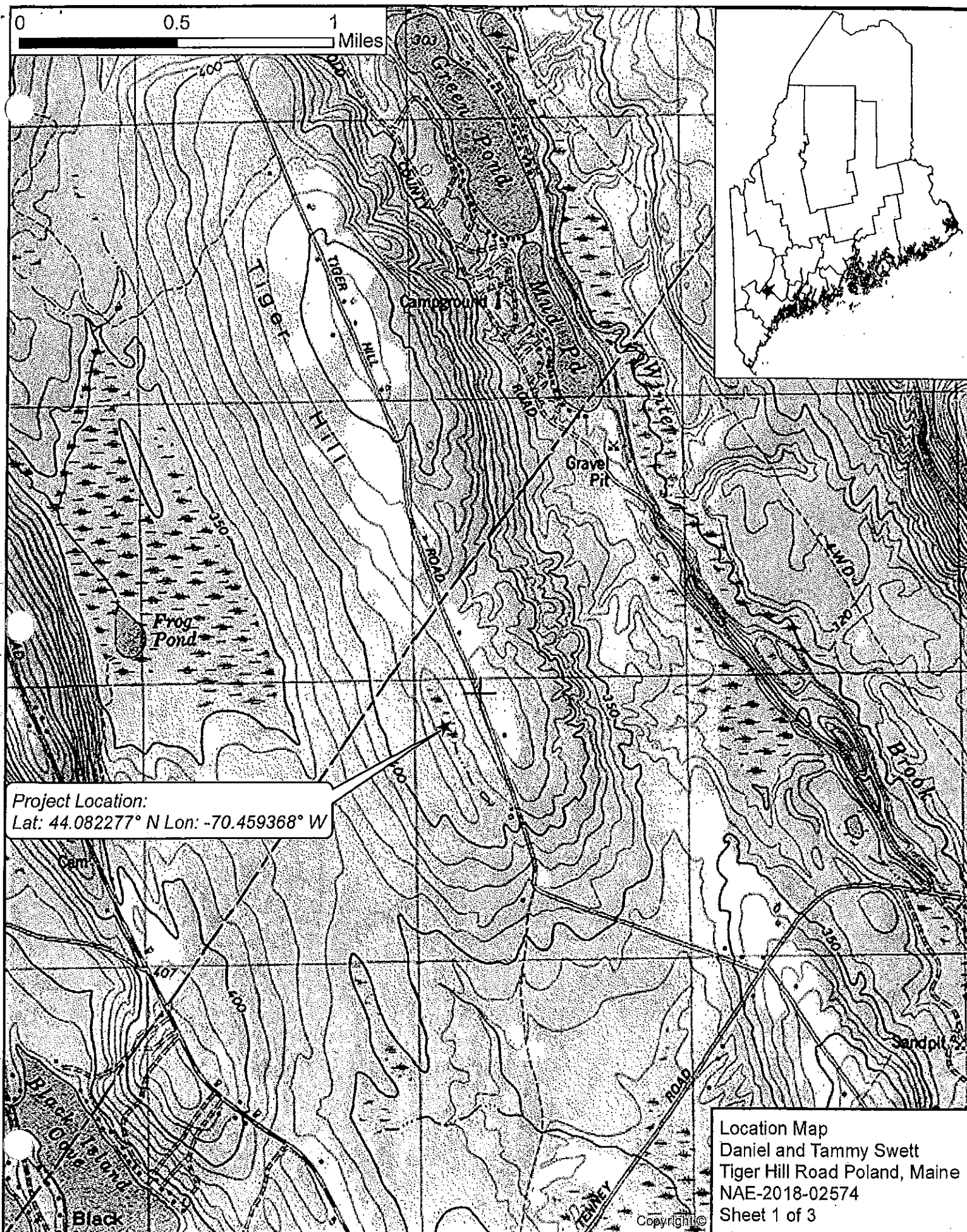
Jay L. Clement 3/28/19
LINDSEY E. LEFEBVRE
CHIEF, PERMITS & ENFORCEMENT BRANCH
REGULATORY DIVISION



US Army Corps
of Engineers®
New England District

**PLEASE NOTE THE FOLLOWING ADDITIONAL CONDITIONS FOR
DEPARTMENT OF THE ARMY
GENERAL PERMIT
NO. NAE-2018-02574**

1. This authorization requires you to 1) notify us before beginning work so we may inspect the project, and 2) submit a Compliance Certification Form. You must complete and return the enclosed Work Start Notification Form(s) to this office at least two weeks before the anticipated starting date. You must complete and return the enclosed Compliance Certification Form within one month following the completion of the authorized work and any required mitigation (but not mitigation monitoring, which requires separate submittals).
2. The permittee shall assure that a copy of this permit is at the work site whenever work is being performed and that all personnel performing work at the site of the work authorized by this permit are fully aware of the terms and conditions of the permit. This permit, including its drawings and any appendices and other attachments, shall be made a part of any and all contracts and sub-contracts for work which affects areas of Corps of Engineers' jurisdiction at the site of the work authorized by this permit. This shall be done by including the entire permit in the specifications for the work. If the permit is issued after construction specifications but before receipt of bids or quotes, the entire permit shall be included as an addendum to the specifications. The term "entire permit" includes permit amendments. Although the permittee may assign various aspects of the work to different contractors or sub-contractors, all contractors and sub-contractors shall be obligated by contract to comply with all environmental protection provisions of the entire permit, and no contract or sub-contract shall require or allow unauthorized work in areas of Corps of Engineers jurisdiction.
3. Adequate sedimentation and erosion control devices, such as geotextile silt fences or other devices capable of filtering the fines involved, shall be installed and properly maintained to minimize impacts during construction. These devices must be removed upon completion of work and stabilization of disturbed areas. The sediment collected by these devices shall be removed and placed upland, in a manner that will prevent its later erosion and transport to a waterway or wetland.
4. All exposed upland soils resulting from the construction will be promptly seeded and mulched in order to achieve vegetative stabilization.
5. This permit authorizes impacts to only those areas of wetlands shown on the attached plans. No additional filling of waters of the United States (wetlands or waterways) for lot development is authorized without written authorization from the Corps.
6. No tree cutting shall occur between June 1st and July 31st of any year and to the maximum extent practicable, tree cutting shall occur between October 16th and April 9th of any year in order to minimize potential impacts to federally threatened northern long-eared bats.
7. The permittee must still obtain any other Federal, State, or local permits as required by law before beginning work.



Daniel and Tammy Swett
Tiger Hill Road Poland, Maine

CORPS PERMIT NO. NAE-2018-02574

[illegible]



**US Army Corps
of Engineers®**
New England District

**GENERAL PERMIT
WORK-START NOTIFICATION FORM**
(Minimum Notice: Two weeks before work begins)

MAIL TO: Colin M. Greenan
U.S. Army Corps of Engineers, New England District
Maine Project Office
442 Civic Center Drive, Suite 350
Augusta, Maine 04330

A Corps of Engineers Permit (NAE-2018-02574) was issued to Daniel and Tammy Swett. The permit authorized the permittees to place permanent fill in 7,211 s.f. of freshwater wetlands off Tiger Hill Road at Poland, Maine in order to construct a driveway and associated infrastructure for a single-family residence.

The people (e.g., contractor) listed below will do the work, and they understand the permit's conditions and limitations.

PLEASE PRINT OR TYPE

Name of Person/Firm: _____

Business Address: _____

Telephone: () _____ () _____

Proposed Work Dates: Start: _____

Finish: _____

PERMITTEE'S SIGNATURE: _____ DATE: _____

PRINTED NAME: _____, TITLE: _____

FOR USE BY THE CORPS OF ENGINEERS

Project Manager: GREENAN Submittals Required: No

Inspection Recommendation: Maine General Permit compliance



**US Army Corps
of Engineers®**
New England District

(Minimum Notice: Permittee must sign and return notification
within one month of the completion of work.)

COMPLIANCE CERTIFICATION FORM

Corps of Engineers Permit No: NAE-2018-02574

Name of Permittees: Daniel and Tammy Swett

Permit Issuance Date: 3/28/2019

Please sign this certification and return it to the following address upon completion of the activity and any mitigation required by the permit. You must submit this after the mitigation is complete, but not the mitigation monitoring, which requires separate submittals.

* MAIL TO: U.S. Army Corps of Engineers, New England District *
* Policy & Technical Support Branch *
* Regulatory Division *
* 696 Virginia Road *
* Concord, Massachusetts 01742-2751 *

Please note that your permitted activity is subject to a compliance inspection by an U.S. Army Corps of Engineers representative. If you fail to comply with this permit you are subject to permit suspension, modification, or revocation.

I hereby certify that the work authorized by the above referenced permit was completed in accordance with the terms and conditions of the above referenced permit, and any required mitigation was completed in accordance with the permit conditions.

Signature of Permittee

Date

Printed Name

Date of Work Completion

() _____
Telephone Number

() _____
Telephone Number

PRELIMINARY DRAWING
NOT FOR CONSTRUCTION



FRONT ELEVATION
SCALE: 1/4" = 1'-0"



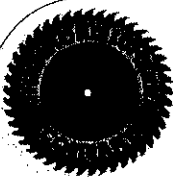
LEFT ELEVATION
SCALE: 1/4" = 1'-0"

Hammonds
Lumber Company
1-800-444-4444
www.hammonds.com

Hammonds Lumber Company is a family-owned business that has been in operation since 1945. We are committed to providing our customers with the highest quality lumber products and exceptional customer service. Our products are made from sustainably sourced lumber and are available in a wide variety of species and grades. We are proud to be a member of the National Lumber Manufacturers Association (NLMA) and the American Lumber Manufacturers Institute (ALMI).

DATE	DESCRIPTION	BY	CHKD
10/10/2020	FRONT ELEVATION	JS	JS
10/10/2020	LEFT ELEVATION	JS	JS

TAMMY SWEET
20' x 34' CAPE
OWN
POLAND, ME





Daniel J Swett <danjswett@gmail.com>

Fwd: quote

Tammy Sweetsir <tsweetsi@yahoo.com>
 To: danjswett@gmail.com

Wed, May 30, 2018 at 10:25 AM

Sent from my iPhone

Begin forwarded message:

From: "Sharon" <sharon@suncodrilling.com>
Date: May 30, 2018 at 10:20:22 AM EDT
To: tsweetsi@yahoo.com
Subject: quote

Sunco Pump & Well Drilling, Inc
 280 Sabattus Rd
 Sabattus, Me 04280

1-800-357-4661
 207-375-4661
 Fax 207-375-4687

PROPOSAL TO CONSTRUCT A DOMESTIC WATER WELL SYSTEM

Tammy Swett
 395 Webbs Mills Road
 Raymond, ME 04071

5/30/2018
 Tammy Swett
 155 Tiger Hill Road, Poland 04071
 207-272-4259

Notice: The property owner must initial each line item to indicate that it has been read and understood.

This agreement made on this date between Sunco Pump & Well Drilling Inc, hereafter called Contractor, and Tammy Swett, hereafter called Owner. The parties agree as follows.

___ 1. **CONTRACTOR OBLIGATIONS:** The Contractor will drill a well upon owner's premises for water at a location acceptable to both parties.

___ 2. **GUARANTEE:** Contractor guarantees to use proper materials and to do the drilling in a good and workmanlike manner. Contractor does not guarantee the quality or quantity of water which may be obtained as a result of his work.

___ 3. **LIABILITY FOR DAMAGE:** Contractor shall not be liable for any damage to Owner's property necessary and incidental to the drilling of the well.

___ 4. **PRICE:** The price to be paid to the contractor for the drilling shall be as follows:

___ **CONTRACT PRICE..** \$5,200.00 Up to 320' drilling & up to 20' of casing w/complete pump system

\$ 12.00 per ft. for extra drilling x 280' =	\$3,360.00
\$ 16.00 per ft. for extra casing x 20' =	\$320.00

___ If soil is not stable it may require us to use a concentrix drive shoe for an additional \$ 485.00 ___
 This quote is for normal setbacks. Minimum 100' away from leach field and over 60' from septic tank.

___ Hydro fracture if needed \$1,400.00 not recommended before 400'

____ Winterization not included (will be extra charges)

____ A 1/2hp submersible pump system with a maximum depth of 350' and maximum 10-2 wire for pump system, with a 20 gallon tank will be connected with all the necessary fittings from the well to the tank. Maximum 3 hrs for pump installation, after \$ 85.00 per hour.

Our standard pump system is for normal household usage, if you will be using this for irrigation, let us know so we may size your pump accordingly. Upgrades are applicable and available after completion of well.

We recommend that a sediment filter be installed, either by us or your plumber (estimate \$225.00) as well as

a water test from lab after chlorine has dissipated (estimate \$85.00)

The estimated price of a 600' well, 40' of casing & 1/2 hp pump \$10,280.00
system is:

Trenching, Erosion Control and Clean up:	
Final Electrical & Plumbing hookup may be extra charge:	EST \$ 200.00
Additional fee for drilling hole through foundation:	\$ 45.00
Mud Tracks, Silt Fence & Tree Cutting may be an extra charge:	\$200.00 - \$500.00
Total estimated Well and Pump System and Extras :	\$10,525.00

____ The normal offset is 50' (The distance from the tank to the well) Extra offset price is \$2.50 per ft for 250lb pipe & wire

____ 5. OBLIGATION OF OWNER: Owner shall pay Contractor the price at the completion of the well.

Sales tax not included in this contract.

____ 6. ALTERATIONS: Any alteration in the terms of this agreement as printed must be approved by the contractor in writing.

IN WITNESS WHEREOF, the parties have hereunto placed their hands on the date above written.

A service charge of 18% annually will be charged on overdue balances.

Well Driller Date Well Owner Date

Contract good for up to 30 days after signature

"Call Us for all your water needs"

SUBSURFACE WASTEWATER DISPOSAL SYSTEM APPLICATION

Maine Dept. Health & Human Services
Div of Environmental Health, 11 SHS
(207) 287-2070 FAX (207) 287-4172

PROPERTY LOCATION

City, Town, or Plantation	POLAND
Street or Road	TIGER HILL ROAD
Subdivision, Lot #	

>>CAUTION: LPI APPROVAL REQUIRED<<

Town/City	Permit #
Date Permit Issued	Fee \$ Double Fee Charged []
Local Plumbing Inspector Signature	L.P.I.#

OWNER/APPLICANT INFORMATION

Name (last, first, MI)	<input checked="" type="checkbox"/> Owner SWETT DANIEL & TAMMY <input type="checkbox"/> Applicant
Mailing Address of	395 WEBBS MILLS ROAD
Owner	RAYMOND, ME 04074
Daytime Tel. #	272-4259

Fee \$	State Fee	Fee \$	Locally Adopted Fee
Copy: [] Owner	[] Town	[] State	

The Subsurface Wastewater Disposal System shall not be installed until a Permit is issued by the Local Plumbing Inspector. The Permit shall authorize the owner or installer to install the disposal system in accordance with this application and the Maine Subsurface Wastewater Disposal Rules.

Municipal Tax Map # 17 Lot # 524

OWNER OR APPLICANT STATEMENT

I state and acknowledge that the information submitted is correct to the best of my knowledge and understand that any falsification is reason for the Department and/or Local Plumbing Inspector to deny a permit.

CAUTION: INSPECTION REQUIRED

I have inspected the installation authorized above and found it to be in compliance with the Subsurface Wastewater Disposal Rules Application.

Signature of Owner/Applicant

Date

Local Plumbing Inspector Signature

(1st) Date Approved

(2nd) Date Approved

PERMIT INFORMATION

TYPE OF APPLICATION

- ☒ 1. First Time System
☐ 2. Replacement System
 Type Replaced: _____
 Year Installed: _____
☐ 3. Expanded System
☐ a. <25% Expansion
☐ b. >25% Expansion
☐ 4. Experimental System
☐ 5. Seasonal Conversion

THIS APPLICATION REQUIRES

- ☒ 1. No Rule Variance
☐ 2. First Time System Variance
☐ a. Local Plumbing Inspector Approval
☐ b. State & Local Plumbing Inspector Approval
☐ 3. Replacement System Variance
☐ a. Local Plumbing Inspector Approval
☐ b. State & Local Plumbing Inspector Approval
☐ 4. Minimum Lot Size Variance
☐ 5. Seasonal Conversion Permit

DISPOSAL SYSTEM COMPONENTS

- ☒ 1. Complete Non-Engineered System
☐ 2. Primitive System (graywater & alt toilet)
☐ 3. Alternative Toilet, specify: _____
☐ 4. Non-Engineered Treatment Tank (only)
☐ 5. Holding Tank, _____ gallons
☐ 6. Non-Engineered Disposal Field (only)
☐ 7. Separated Laundry System
☐ 8. Complete Engineered System (2000gpd+)
☐ 9. Engineered Treatment Tank (only)
☐ 10. Engineered Disposal Field (only)
☐ 11. Pre-treatment, specify: _____
☐ 12. Miscellaneous components

SIZE OF PROPERTY

+/- 26 ☐ SQ. FT.
☒ ACRES

DISPOSAL SYSTEM TO SERVE

- ☒ 1. Single Family Dwelling Unit, No. of Bedrooms: 3+
☐ 2. Multiple Family Dwelling, No of Units: _____
☐ 3. Other: _____

(specify)

Current Use ☐ Seasonal ☒ Year Round ☐ Undeveloped

PROPOSED TYPE OF WATER SUPPLY

- ☒ 1. Drilled Well ☐ 2. Dug Well ☐ 3. Private
☐ 4. Public ☐ 5. Other: _____

DESIGN DETAILS (SYSTEM LAYOUT SHOWN ON PAGE 3)

TREATMENT TANK

- ☒ 1. Concrete
☐ a. Regular
☐ b. Low Profile
☐ 2. Plastic
☐ 3. Other: _____
 CAPACITY: 1000 GAL.
 SEE NOTE ON PAGE 3

DISPOSAL FIELD TYPE & SIZE

- ☒ 1. Stone Bed ☐ 2. Stone Trench
☐ 3. Proprietary Device
☐ a. Cluster array ☐ c. Linear
☐ b. Regular ☐ d. H-20 loaded
☐ 4. Other: _____
 SIZE: 1290 ☒ sq. ft. ☐ lin. ft.

GARBAGE DISPOSAL UNIT

- ☒ 1. No ☐ 2. Yes ☐ 3. Maybe
 If Yes or Maybe, specify one below:
☐ a. Multi-compartment tank
☐ b. _____ tanks in series
☐ c. Increase in tank capacity
☐ d. Filter on tank outlet

DESIGN FLOW

390 gallons per day
 BASED ON:
☒ 1. Table 4A (dwelling unit(s))
☐ 2. Table 4C (other facilities)
 SHOW CALCULATIONS for other facilities
 3 BEDROOMS AT
 90 GALLONS PER
 DAY EACH = 270 GPD

SOIL DATA & DESIGN CLASS

PROFILE CONDITION
 3 / C

at Observation Hole # TP 1
 Depth 16"
 of Most Limiting Soil Factor

DISPOSAL FIELD SIZING

- ☐ 1. Medium - 2.6 sq.ft./gpd
☒ 2. Medium-Large - 3.3 sq.ft./gpd
☐ 3. Large - 4.1 sq.ft./gpd
☐ 4. Extra-Large - 5.0 sq.ft./gpd

EFFLUENT/EJECTOR PUMP

- ☐ 1. Not required
☒ 2. May be required
☐ 3. Required

Specify only for engineered systems:
 SEE NOTE ON PAGE 3
 DOSE: _____ gallons

AND
 1 BEDROOM ATTACHED
 APARTMENT AT 120 GPD

☐ 3. Section 4G (meter readings)
 ATTACH WATER-METER DATA

LATITUDE AND LONGITUDE

at center of disposal area
 Lat. N 44 d 4 m 53.05 s
 Lon. W 70 d 27 m 32.86 s
 if g.p.s., state margin of error

SITE EVALUATOR STATEMENT

I certify that on 2/5/2020 (date) I completed a site evaluation on this property and state that the data reported are accurate and that the proposed system is in compliance with the Subsurface Wastewater Disposal Rules (10-144A CMR 241).

Site Evaluator Signature

352
 SE #

Date

BRADY A. FRICK

Site Evaluator Name Printed

(207) 839-5563
 Telephone Number

BRADY@ALBERTFRICK.COM
 E-mail Address

ALBERT FRICK ASSOCIATES - 380B MAIN STREET, GORHAM, MAINE 04038 - (207) 839-5563
 Note: Changes to or deviations from the design should be confirmed with the Site Evaluator

Department of Health and Human Services
Division of Environmental Health
(207) 287-2070 FAX (207) 287-4172

SOIL DESCRIPTION AND CLASSIFICATION (Location of Observation Holes Shown Above)

Observation Hole _____ ☐ Test Pit ☐ Boring
 _____ " Depth of Organic Horizon Above Mineral Soil

DEPTH BELOW MINERAL SOIL SURFACE (inches)	Texture	Consistency	Color	Mottling
	0			
10				
20				
30				
40				
50				

Soil Classification

Profile	Condition
---------	-----------

Slope

☐ %

Limiting Factor

_____ "

☐ Ground Water
☐ Restrictive Layer
☐ Bedrock
☐ Pit Depth

Page 2 of 3
HHE-200 Rev. 02/11

Department of Health and Human Services
Division of Environmental Health
(207) 287-2070 FAX (207) 287-4172

Street,Road,Subdivision

Owner's Name

TIGER HILL ROAD

DANIEL & TAMMY SWETT

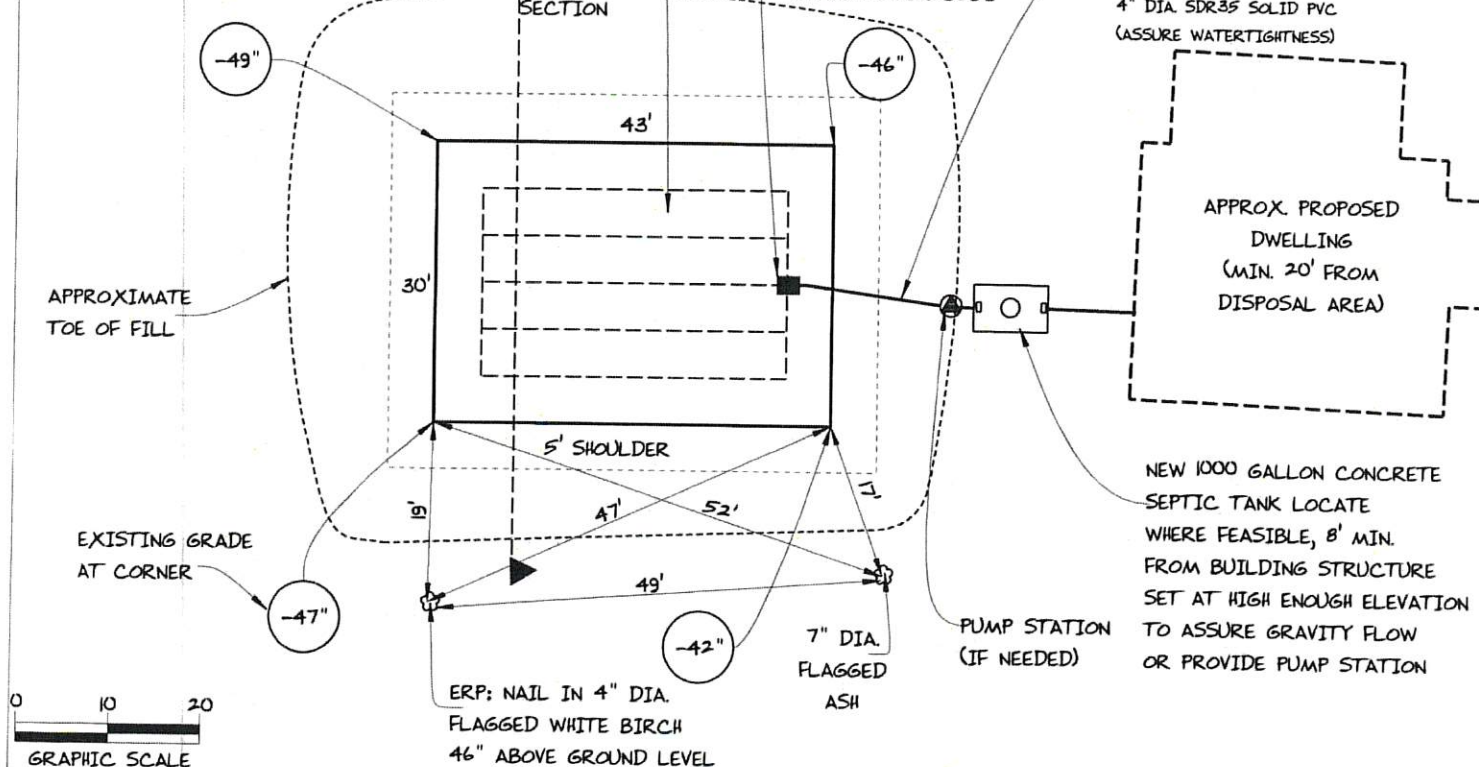
SUBSURFACE WASTEWATER DISPOSAL PLAN

SCALE 1" = 20 FT.

PROPOSED DISPOSAL AREA
(47' x 30' STONE BED)

DISTRIBUTION
BOX (BOTTOM
FEED IF PUMPING)
INSULATE PER CODE

IF PUMPING USE 1 1/2" TO 2" DIA
EFFLUENT LINE BURIED BELOW FROST
OR INSULATE TO PROTECT FROM
FREEZING OR IF GRAVITY FLOW USE
4" DIA. SDR35 SOLID PVC
(ASSURE WATERTIGHTNESS)



FILL REQUIREMENTS

CONSTRUCTION ELEVATIONS

Depth of Fill (Upslope)

: 20"-25"

Finished Grade Elevation

Depth of Fill (Downslope)

$$: 24'' - 27''$$

Top of Distribution Pipe or Proprietary Device

DEPTH AT CROSS-SECTION (shown below)

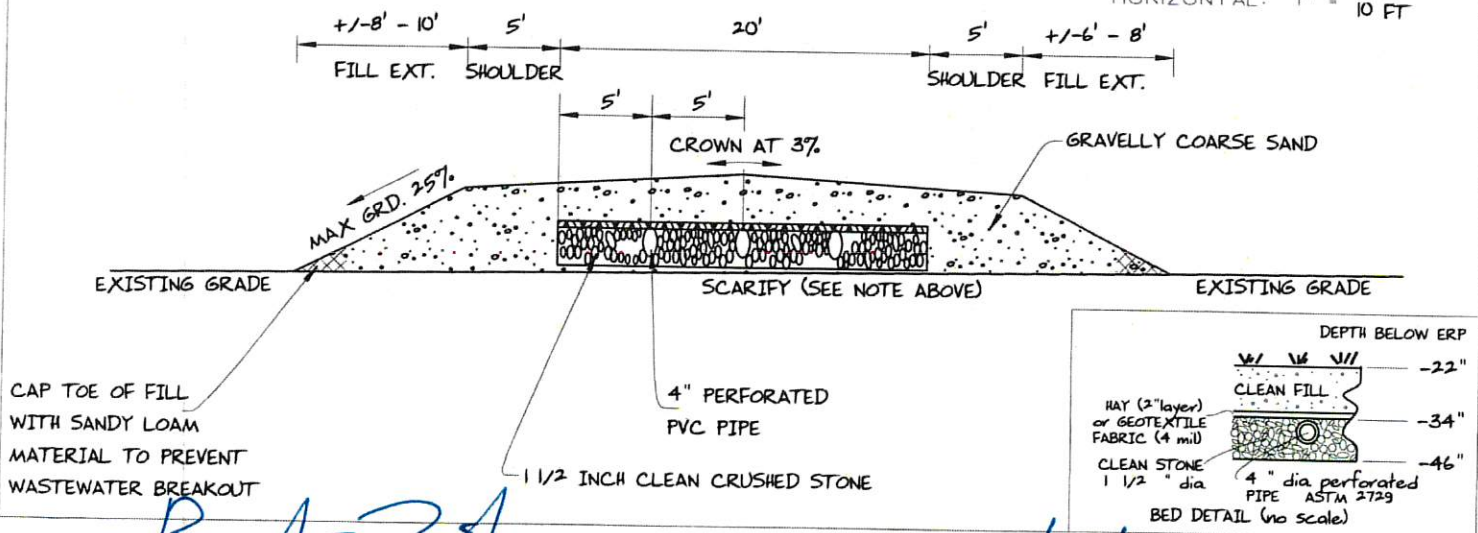
SEE
DETAIL
BELOW

ELEVATION REFERENCE POINT

Location & Description 4" DIA FLAGGED
WHITE BIRCH, NAIL 46" ABOVE BASE
Reference Elevation is: 0.0" or _____

SCALE:
VERTICAL: 1" = 5 FT
HORIZONTAL: 1" = 10 FT

DISPOSAL AREA CROSS SECTION



CAP TOE OF FILL
WITH SANDY LOAM
MATERIAL TO PREVENT
WASTEWATER BREAKOUT

BREAKOUT
B-A-2A
Site Evaluator Signature
CK ASSOCIATES - 380B MAIN STREET; GON

352
SF *

2/12/2020
Date

Page 3 of 3
HHE-200 Rev. 02/11



Albert Frick Associates, Inc.
Soil Scientists & Site Evaluators
380-B Main Street Gorham, Maine 04038
(207) 839-5563

POLAND

TIGER HILL ROAD

DANIEL & TAMMY SWETT

TOWN

LOCATION

APPLICANT'S NAME

1) The Plumbing and Subsurface Wastewater Disposal Rules adopted by the State of Maine, Division of Health and Human Services pursuant to 22 M.R.S.A. § 42 (the "Rules") are incorporated herein by reference and made a part of this application and shall be consulted by the owner/applicant, the system installer and/or building contractor for further construction details and material specifications. The system Installer should contact Albert Frick Associates, Inc. 839-5563, if there are any questions concerning materials, procedures or designs. The system installer and/or building contractor installing the system shall be solely responsible for compliance with the Rules and with all state and municipal laws and ordinances pertaining to the permitting, inspection and construction of subsurface wastewater disposal systems.

2) This application is intended to represent facts pertinent to the Rules only. It shall be the responsibility of the owner/applicant, system Installer and/or building contractor to determine compliance with and to obtain permits under all applicable local, state and/or federal laws and regulations (including, without limitation, Natural Resources Protection Act, wetland regulations, zoning ordinances, subdivision regulations, Site Location of Development Act and Minimum Lot Size law) before installing this system or considering the property on which the system is to be installed a "buildable" lot. It is recommended that a wetland scientist be consulted regarding wetland regulations. Prior to the commencement of construction/installation, the local plumbing inspector or Code Enforcement Officer shall inform the owner/applicant and Albert Frick Associates, Inc of any local ordinances which are more restrictive than the Rules in order that the design may be amended. All designs are subject to review by local, state and/or federal authorities. Albert Frick Associates, Inc.'s liability shall be limited to revisions required by regulatory agencies pursuant to laws or regulations in effect at the time of preparation of this application.

3) All information shown on this application relating to property lines, well locations, subsurface structures and underground facilities (such as utility lines, drains, septic systems, water lines, etc.) are based upon information provided by the owner/applicant and has been relied upon by Albert Frick Associates, Inc. in preparing this application. The owner/applicant shall review this application prior to the start of construction and confirm this information. Well locations on abutting properties but not readily visible above grade should be confirmed by the owner/applicant prior to system installation to assure minimum setbacks.

4) Installation of a garbage (grinder) disposal is not recommended. If one is installed, an additional 1000 gallon septic tank or a septic tank filter shall be connected in series to the proposed septic tank. Risers and covers should be installed over the septic tank outlet per the "Rules" to allow for easy maintenance of filter.

5) The septic tank should be pumped within two years of installation and subsequently as recommended by the pump service, but in no event should the septic tank be pumped less often than every three years.

The system user shall avoid introducing kitchen grease or fats into this system. Chemicals such as septic tank cleaners and/or chlorine (such as from water treatment units) and controlled or hazardous substances shall not be disposed of in this system. Additives such as yeast or enzymes are discouraged, since they have not been proven to extend system life.

6) All septic tanks, pump stations and additional treatment tanks shall be installed to prevent ground water and surface water infiltration. Risers and covers should be properly installed to provide access while preventing surface water intrusion to within 6" of a finished ground surface.

Vehicular traffic over disposal system is prohibited unless specifically designed with H-20 rated components.

ATTACHMENT TO SUBSURFACE WASTEWATER DISPOSAL APPLICATION

TOWN	LOCATION	APPLICANT'S NAME
POLAND	TIGER HILL ROAD	DANIEL & TAMMY SWETT

- 7) The actual waste water flow or number of bedrooms shall not exceed the design criteria indicated on this application without a re-evaluation of the system as proposed
- 8) The general minimum setbacks between a well (public or private) and septic system serving a single family residence is 100-300 feet, unless the local municipality has a more stringent requirement. A well installed by an abutter within the minimum setback distances prior to the issuance of a permit for the proposed disposal system may void this design.
- 9) When a gravity system is proposed: BEFORE CONSTRUCTION/INSTALLATION BEGINS, the system installer or building contractor shall review the elevations of all points given in this application and the elevation of the existing and/or proposed building drain and septic tank inverts for compatibility to minimum pitch requirements. In gravity systems, the invert of the septic tank(s) outlet(s) should be at least 4 inches above the invert of the distribution box outlet at the disposal area.
- 10) When an effluent pump is required: Pump stations should be sized per manufacturer's specifications to meet lift requirements and friction loss. Provisions shall be made to make certain that surface and ground water does not enter the septic tank or pump station, by sealing/grouting all seams and connections, and by placement of a riser and lid at or above grade. An alarm device warning of a pump failure shall be installed. Also, when pumping is required of a chamber system, install a 'T' connection in the distribution box and place 3 inches of stone or a splash plate in the first chamber. Insulate gravity pipes, pump lines and the distribution box as necessary to prevent freezing.
- 11) On all systems, remove the vegetation, organic duff and old fill material from under the disposal area and any fill extension. Additional fill beyond indicated on plan may be necessary to replace organic matter. On sites where the proposed system is to be installed in natural soil, scarify the bottom and sides of the excavated disposal area with a rake. Do not use wheeled equipment on the scarified soil surface. For systems installed in fill, scarify the native soil by roto-tilling or scarifying with teeth of backhoe to a depth of at least 8 inches over the entire disposal and fill extension area to prevent glazing and to promote fill bonding. Place fill in loose layers no deeper than 8 inches and compact before placing more fill (this ensures that voids and loose pockets are eliminated to minimize the chance of leakage or differential settling). Do not use wheeled equipment on the scarified soil area until after 12 inches of fill is in place. Keep equipment off proprietary devices. Divert the surface water away from the disposal area by ditching or shallow landscape swales.
- 12) Unless noted otherwise, fill shall be gravelly coarse sand, which contains no more than 5% fines (silt and clay). Crushed stone shall be clean and free of any rock dust from the crushing process.
- 13) Do not install systems on loamy, silty, or clayey soils during wet periods since soil smearing/glazing may seal off the soil interface.
- 14) Seed all filled and disturbed surfaces with perennial grass seed, with 4" min. soil or soil amendment mix suitable for growing, then mulch with hay or equivalent material to prevent erosion. Alternatively, bark or permanent landscape mulch may be used to cover system. Woody trees or shrubs are not permitted on the disposal area or fill extensions.
- 15) If an advanced wastewater treatment unit is part of the design, the system shall be operated and maintained per manufacturer's specifications.



Albert Frick Associates, Inc.
 Soil Scientists & Site Evaluators
 3808 Main Street Gorham, Maine 04038
 (207) 839-5563

Town of Poland, Maine
PLANNING BOARD AGENDA REQUEST

Date of meeting you are requesting to be scheduled for:

3 / 10 / 2020

Meetings are normally conducted from 7:00 to 10:00 PM in the Municipal Conference Room at the Town Office

Map 0012

Lot 0037

Sub-lot _____

Applicant's Name:

D.R. Caron Excavation, Inc. (Dan)

Mailing Address:

371 Pottle Hill Road

Town, State, Zip:

Minot, Maine 04258

Home Phone:

(207) 754-0102

Hours: _____

Work Phone: _____

Hours: _____

Type of application:

Pit 5 year review

☐ Sketch Plan

☒ Site Review

☐ Shoreland

☐ Subdivision

☐ Informational

Road location for project:

98 Sandy Lane

Zoning:

General Purpose 1

Lake Watershed: _____

Nature of business to be discussed (Brief description):

Gravel Pit 5 year review

IMPORTANT - READ CAREFULLY:

This Office must receive the original application, one PDF copy (on either cd or usb), and an additional nine (9) copies with appropriate fees by 1:00 p.m. eleven (11) days before the stated meeting to be put on the upcoming agenda.

- New business is scheduled on the agenda in the order this office receives this form.
- If you want your application reviewed for contents prior to the meeting, it must be in this office 14 days before the meeting.
- Should the Board choose to adjourn before all business is addressed, all remaining business will be tabled until the next available meeting.
- Unfinished business is conducted before new business is addressed.

Applicant's Signature: _____

Date: 2 / 26 / 2020

OFFICE USE ONLY:

Request Taken By: _____

Date: ____ / ____ / ____

Time: ____ : ____

a.m. p.m.

Return to the CEO Office by: _____



TOWN OF POLAND

1231 Maine Street

Poland, ME 04274

Surface & Subsurface Excavation-Gravel Pit Annual Registration

Date Received	
Zoning	
Property ID	
PB Approval	
Permit Fee	
Receipt Number	
Reviewed By	
Expiration Date	

Permit Number: _____

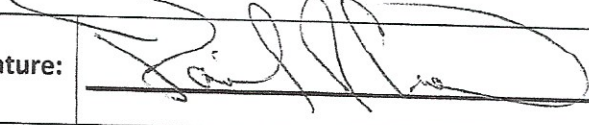
Pit Information

Pit Address:	98 Sandy Lane
Parcel ID#:	0012-0037
Last Review by Planning Board:	

Property Owner Information

Owner Name:	D.R. Caron Excavation, Inc
Mailing Address:	371 Pottle Hill Rd, Minot ME 04258
Phone Number:	(207) 345-0985
Email Address:	dan@drncaronexcavation.com

I understand that this permit is valid only for the use specified above. Any changes must be approved by the permitting authority. I hereby acknowledge that I have read this application and STATE that the above information is correct, and AGREE to comply with all Municipal Ordinances and State Laws regulating activities covered by this permit.

Applicant Signature:		Date:	1/22/2020
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.....

This permit is approved on the basis of the information provided by the applicant regarding his ownership and boundary locations. The applicant has the burden of ensuring that he has legal right to use the property and that he is measuring required setbacks from the legal boundary lines of the lot. The approval of this permit in no way relieves the applicant of this burden, nor does this permit approval constitute a resolution in favor of the applicant of any issues regarding the property boundaries, ownership, or similar title issues.

Permit Issued by:	CODE ENFORCEMENT OFFICER	Date:	
-------------------	--------------------------	-------	--

Commercial Building Permit

Town of Poland
Code Enforcement Department
1231 Maine Street, 04274
Tel: (207) 998-4604
Fax: (207) 998-2002



POLAND

Building Permit Number: 20200032

Address: 0 SANDY LANE
City, State Zip ,
Parcel ID: 0012-0037
Permit Type: Zoning
App. Date: 01/30/2020
Use Group: Commercial
Zone: G-1 AQ1

State ID: 0
Lot Size: [Square Feet]
Type of Construction: Gravel Pit Registration
Shoreland: No
Flood Zone: No
Setback-Front: N/A
Setback-Rear: N/A
Setback-Side N/A
Shoreland Setback N/A

Job Description: Gravel pit registration

Contractor:

Owner:
D. R. CARON EXCAVATION, INC.
371 POTTLE HILL RD.
MINOT, ME 04258
345-0985

Fees	Amount	Payment	Type	Received	Paid
Annual Review Fee	\$25.00	Check # 5510		1-30-2020	Yes
		TRIO - 210144			
Total Fee: \$25.00		Total Paid: \$0.00			

1. This permit application does not preclude the Applicant(s) from meeting applicable State and Federal Rules.

2. Building permits do not include plumbing, septic or electrical work.

3. Building permits are void if work is not started within six (6) months of the date of issuance. False information may invalidate a building permit and stop all work.

CERTIFICATION

I understand that this permit is valid only for the use specified above. Any changes must be approved by the permitting Authority. I hereby acknowledge that I have read this application and STATE that the above information is correct, and AGREE to comply with ALL Municipal Ordinances and State Laws regulating activities covered by this permit.

Applicant Signature

Date

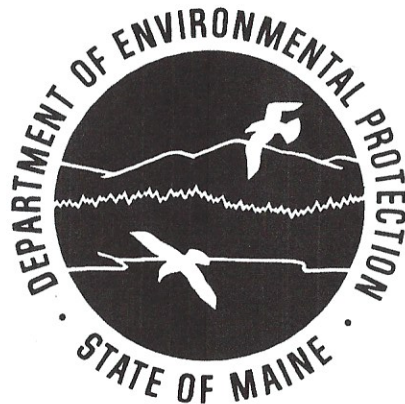
This permit is approved on the basis of information provided by the applicant regarding his ownership and boundary locations. The applicant has the burden of ensuring that they have legal right to use the property and that they are measuring required setbacks from the legal boundary lines of the lot. The approval of this permit in no way relieves the applicant of this burden nor does this permit approval constitute a resolution in favor of the applicant of any issues regarding the property boundaries, ownership, or similar title.

Issued By Code Enforcement Officer

01/30/2020
Date

ALL STRUCTURES MUST MEET THE REQUIREMENTS OF THE MAIN UNIFORM BUILDING AND ENERGY CODE. Construction must be substantially started within six months of permit being issued or permit becomes void.

DEP



This excavation has been permitted pursuant to the Performance Standards for Excavations (38 M.R.S.A Section 490-C) administered by the Bureau of Land and Water Quality, Department of Environmental Protection, Station 17, Augusta (287-2111 or 287-3901).

L- 658
Permit Number

6/15/2007
Date Issued

**THIS PLACARD MUST BE POSTED VISIBLY
AT THE MINING SITE AT ALL TIMES DURING EXCAVATION.**

Pit file

8/17/2015

• Borrow Pit and Quarry Inspection Report •

Maine Department of Environmental Protection

Bureau of Land and Water Quality, Division of Land Resource Regulation

Site Information:

Site Name	Caron Pit	GPID #	658	Town	Poland
Owner	Dan Caron	Operator	same as owner	Location	Sandy Ln.

Contact Information:

Dan Caron
371 Pottle Hill Rd.
Minot, ME 04258

On 7/9/15, Department staff conducted an inspection of your mining operation referenced above. For purposes of compliance with the *Performance Standards for Excavations*, 38 M.R.S.A. § 490-D, the Department finds that,

- ☒ your operation is in substantial compliance.
☐ there are issues that must be addressed to bring your operation into substantial compliance.
☐ your operation is not in substantial compliance.

Please carefully review this report, which fully outlines the details of the site inspection. If you have any questions regarding the contents of the report, please contact Christina Stacey at (207) 557-0787.

• Erosion and Sedimentation Control

- ☐ Satisfactory ☒ Minor Problems ☐ Major Problems ☐ Not Applicable

No off-site impacts observed
Need to maintain erosion controls

Front pit internally drains. Wetland is protected from back pit by an erosion control mix berm. As the back pit is developed, the pit floor should be graded down to achieve internal drainage.

Items to Inspect

Silt Fence/Hale Bale Barriers
Diversion Ditches
Stone Check Dams
Channel/Ditch Stabilization
Culvert Aprons and Plunge Pools
Level Spreaders/Ditch Turn-outs
Topsoil Storage/Stabilization
Mud Runoff Area
Natural Internal Drainage
Access Road and Ditches

• Site Reclamation

- ☐ Satisfactory ☐ Minor Problems ☐ Major Problems ☒ Not Applicable

No active reclamation activities

Items to Inspect

Final Slopes/Land Grading
Topsoil Spreading Mix
Adequate Vegetative Cover
Mulch/Mulch Anchoring
Tree/Shrub Plantings

• Detention and Sediment Basins

- ☐ Satisfactory ☐ Minor Problems ☐ Major Problems ☒ Not Applicable

Items to Inspect

Embankment/Dike Condition
Principal Outlet/Riser
Structure
Emergency Spillway
Impoundment Size
Sediment Removal and
Maintenance

• **Ground Water Protection**

☒ Satisfactory ☐ Minor Problems ☐ Major Problems ☐ Not Applicable

No evidence of excavation within 5 feet of groundwater table. Test pits or monitoring wells should be used to insure that development of the back pit remains at least 5 feet above the seasonal groundwater table.

Items to Inspect

Monitoring Well Locations
Wellhead Condition/Protection
Water Withdrawal/Dewatering
Excavation Below Groundwater
Depth to Seasonal High Water Table
Distance to Drinking Water Supplies

• **Spill Prevention and Control**

☒ Satisfactory ☐ Minor Problems ☐ Major Problems ☐ Not Applicable

No onsite fuel storage
No evidence of fuel stained areas

Items to Inspect

Refueling Pad (Condition)
Fuel Storage/Secondary Containment
Containment Structure Integrity
Spill Control Kit/Kit Storage
Copy of SPCC Plan Available
Visible Signs of Fuel Spills/Odors
Equipment Maintenance Facility

• **Buffers**

☐ Satisfactory ☒ Minor Problems ☐ Major Problems ☐ Not Applicable

The wetland buffer in the front pit has been re-established. A small area of the back pit is within 75 feet of the wetland. The buffer in that area should be restored as soon as possible.

Items to Inspect

Stream, Lake and Wetland Buffers
Significant Wildlife Habitat
Property Line Buffers
Public Road Buffers
Establishment of Wooded Buffers
Adjacent Borrow Pit Buffers
Buffer Reduction Agreements

• **Mining Operations**

☒ Satisfactory ☐ Minor Problems ☐ Major Problems ☐ Not Applicable

Controlled access to site

No processing equipment in pit.

Items to Inspect

Dust Control
Crushing, Screening, Asphalt Plant
Processing Ponds
Noise Levels
Stockpile Area/Size
Secured Access

• **Solid Waste**

☒ Satisfactory ☐ Minor Problems ☐ Major Problems ☐ Not Applicable

RAP stockpile

Items to Inspect

Stump Storage and Disposal
Stump Grinding and
Recycling
Demolition Debris
Recycled Asphalt Product

• **Blasting**

☐ Satisfactory

☐ Minor Problems

☐ Major Problems

☒ Not Applicable

Items to Inspect
Seismograph Monitoring
Scaled Distance
Distance to Closest Buildings
Proper Warning Signals
Weather and Wind Conditions

• **Off-Site Impacts**

Have deficiencies (if any) resulted in off-site impacts to a protected natural resource? If yes, explain ☐ Yes ☐ No

• **Working Pit Size**

• Size of the working pit: 2.7 acres

• Size of the entire pit (working & reclaimed): 2.7 acres

Has the owner or operator expanded the pit beyond the area permitted? If yes, explain ☐ Yes ☒ No

• **Corrective Actions (if applicable)**

What is needed to bring the site into compliance?

Completion date:

• **Operator's Response (if applicable)**

Did you tell the owner or operator what actions are needed to bring the operation into compliance? If yes, what action has the owner or operator agreed to undertake? ☐ Yes ☐ No

• **Additional Comments About The Site Inspection**

Inspector's Name: Christina Stacey

Inspector's Signature: Christina Stacey

Date: 8/17/15

Cc: file



Caron Pit, GPID #658

Sandy Ln, Poland



Aerial Photo Date: July 2013
Prepared by the Maine Department of Environmental Protection,
Mining Unit: Christina Stacey, February 11, 2015
Background features are from MEGIS data layers.
Pit boundary interpreted from aerial photography. All spatial data is projected
to NAD 1983 UTM Zone 19.

 Caron_Pit
 Large Wetlands (polys)

0 100 200 400 Feet

FACILITY NAME: Caron Pit, GPID #658

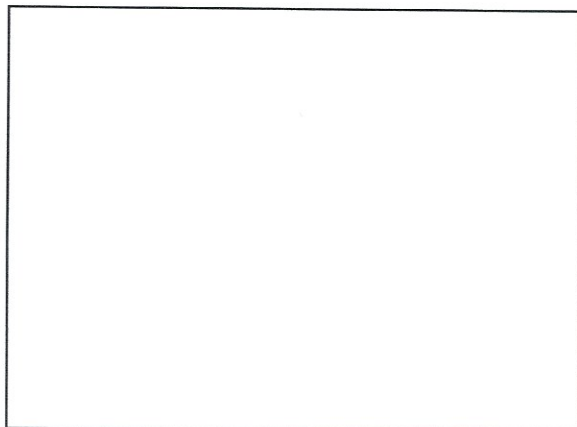
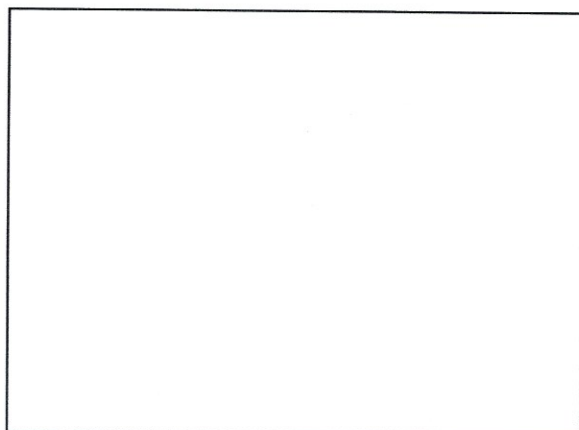
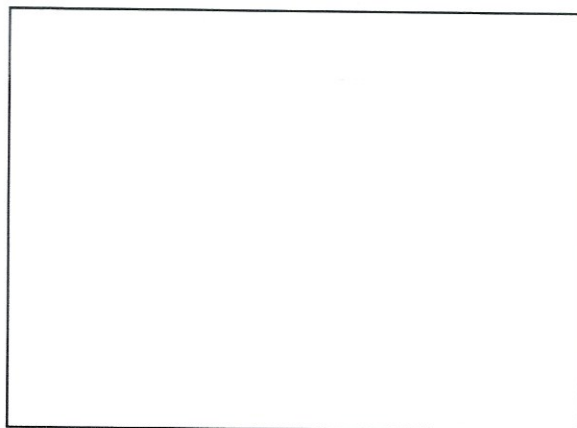
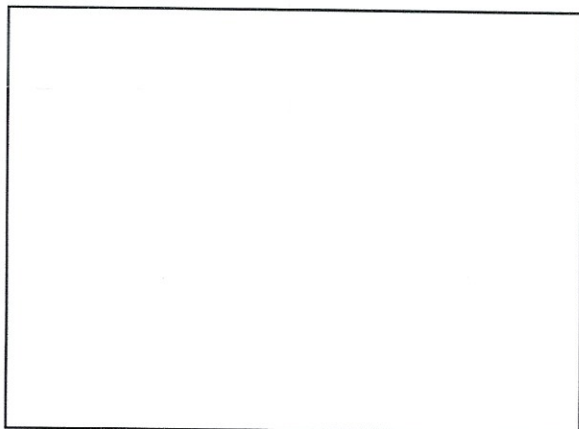
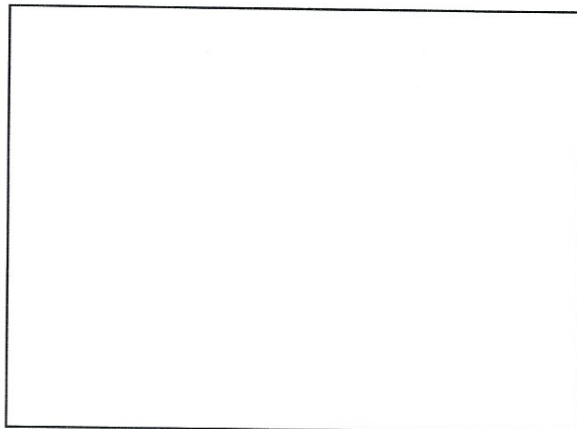
LOCATION: Sandy Ln, Poland

INSPECTION DATE: July 9, 2015

PHOTOS TAKEN BY: Christina Stacey



Wetland buffer in front pit has been restored



• Borrow Pit and Quarry Inspection Report •

Maine Department of Environmental Protection

Bureau of Land, Division of Land Resource Regulation

Site Information:

Site Name	Caron Pit	GPID #	658	Town	Poland
Owner	Dan Caron	Operator	Same	Location	98 Sandy Lane

Contact Information:

Dan Caron

371 Pottle Hill Road

Minot, Maine 04258 Phone: 207-639-3420

On 9/26/18, Department staff conducted an inspection of your mining operation referenced above. For purposes of compliance with the *Performance Standards for Excavations* 38 M.R.S.A. § 490- D the Department finds that,

- ☐ your operation is in substantial compliance.
☒ there are issues that must be addressed to bring your operation into substantial compliance.
☐ your operation is not in substantial compliance.

Please carefully review this report, which fully outlines the details of the site inspection.

If you have any questions regarding the contents of the report, please contact Erich Kluck at 207-899-6879

• Erosion and Sedimentation Control

- ☐ Satisfactory ☒ Minor Problems ☐ Major Problems ☐ Not Applicable

Front pit Site exhibits natural internal drainage

Back pit has a berm along wetland boundary

Regrade slopes to achieve internal drainage for the back pit

Items to Inspect

Silt Fence/Hay Bale Barriers
 Diversion Ditches
 Stone Check Dams
 Channel/Ditch Stabilization
 Culvert Aprons and Plunge Pools
 Level Spreaders/Ditch Turn-outs
 Topsoil Storage/Stabilization
 Mud Runoff Area
 Natural Internal Drainage
 Access Road and Ditches

• Site Reclamation

- ☐ Satisfactory ☐ Minor Problems ☐ Major Problems ☒ Not Applicable

No active reclamation activities

Items to Inspect

Final Slopes/Land Grading
 Topsoil Spreading Mix
 Adequate Vegetative Cover
 Mulch/Mulch Anchoring
 Tree/Shrub Plantings

• Detention and Sediment Basins

- ☐ Satisfactory ☐ Minor Problems ☐ Major Problems ☒ Not Applicable

Items to Inspect

Embankment/Dike Condition
 Principal Outlet/Riser
 Structure
 Emergency Spillway
 Impoundment Size
 Sediment Removal and
 Maintenance

• **Ground Water Protection**

☒ Satisfactory ☐ Minor Problems ☐ Major Problems ☐ Not Applicable

No excavation occurring within 5 ft of water table

Need to confirm elevation of seasonal high water table

Items to Inspect

Monitoring Well Locations
Wellhead Condition/Protection
Water Withdrawal/Dewatering
Excavation Below Groundwater
Depth to Seasonal High Water Table
Distance to Drinking Water Supplies

• **Spill Prevention and Control**

☒ Satisfactory ☐ Minor Problems ☐ Major Problems ☐ Not Applicable

No on site fuel storage

No evidence of fuel stained areas

Items to Inspect

Refueling Pad (Condition)
Fuel Storage/Secondary Containment
Containment Structure Integrity
Spill Control Kit/Kit Storage
Copy of SPCC Plan Available
Visible Signs of Fuel Spills/Odors
Equipment Maintenance Facility

• **Buffers**

☐ Satisfactory ☒ Minor Problems ☐ Major Problems ☐ Not Applicable

Excavation within 75 ft of wetland

Excavation within 50 ft of property line

Excavation within 50 ft of a Right of Way (Power Line)

Items to Inspect

Stream, Lake and Wetland Buffers
Significant Wildlife Habitat
Property Line Buffers
Public Road Buffers
Establishment of Wooded Buffers
Adjacent Borrow Pit Buffers
Buffer Reduction Agreements

Under the Performance Standards for Excavations, Title 38 M.R.S § 490-D(5-A)(B), a natural uncut buffer strip at least 75 feet wide must be maintained from a wetland; Title 38 M.R.S § 490-D(7), a natural uncut buffer strip at least 50 feet wide must be maintained from all property lines; Title 38 M.R.S § 490-D(6-A)(C), a natural uncut buffer strip at least 50 feet wide must be maintained from a private road/ROW.

• **Mining Operations**

☒ Satisfactory ☐ Minor Problems ☐ Major Problems ☐ Not Applicable

Pit inactive at time of inspection

Controlled access to site

Items to Inspect

Dust Control
Crushing, Screening, Asphalt Plant
Processing Ponds
Noise Levels
Stockpile Area/Size
Secured Access

• **Solid Waste**

☒ Satisfactory ☐ Minor Problems ☐ Major Problems ☐ Not Applicable

RAP stockpile

Items to Inspect

Stump Storage and Disposal
Stump Grinding and
Recycling
Demolition Debris
Recycled Asphalt Product

• **Blasting**

☐ Satisfactory

☐ Minor Problems

☐ Major Problems

☒ Not Applicable

Items to Inspect

Seismograph Monitoring

Scaled Distance

Distance to Closest Buildings

Proper Warning Signals

Weather and Wind Conditions

• **Off-Site Impacts**

Have deficiencies (if any) resulted in off-site impacts to a protected natural resource? If yes, explain ☒ Yes ☐ No

Possible impacts to the wetland due to activities within 75 feet.

• **Working Pit Size**

• Size of the working Pit:

3.6 acres

• Size of the entire pit (working & reclaimed): 6.5 acres

Has the owner or operator expanded the pit beyond the area permitted? If yes, explain ☐ Yes ☒ No

• **Corrective Actions (if applicable)**

What is needed to bring the site into compliance?

Regrade back pit in order to achieve internal drainage. Verify the elevation of the seasonal high water table and then backfill any areas of the pit as needed to an elevation of 5 feet above the water table. Flag the 75 foot wetland buffer, and the 50 foot property line/ROW (Power Line) buffers. Any disturbed areas within the buffer must be restored to original elevations and seeded/planted. Additional plantings may be required to complete the buffer restoration. Another option is to obtain a written property line buffer reduction agreement with the adjoining property owner to the north to reduce the buffer to not less than 10 feet. Additionally, the width of the natural buffer strip adjacent to a ROW may be reduced if written permission is obtained from the person or persons having a the ROW.

Completion date: May 31, 2019

• **Operator's Response (if applicable)**

Did you tell the owner or operator what actions are needed to bring the operation into compliance? If yes, what action has the owner or operator agreed to undertake?

☐ Yes ☒ No

• **Additional Comments About The Site Inspection**

The written agreements must state that they remain in effect until mining ceases and must be recorded with the registry of deeds. Forward a copy of the agreement to the Department. Since the wetland buffer violation was identified during the 2008, 2011, and 2015 compliance inspections, failure to restore the buffer may result in formal enforcement actions. Another option is to contact Dawn Hallowell regarding getting a NRPA permit for freshwater wetland alteration. Dawn can be reached at 207-557-2624.

Inspector's Name: Erich Kluck

Inspector's Signature: 

Date: February 7, 2019

E-Mail Address

Erich.Kluck@Maine.Gov

Gravel Pit ID#:	658
Facility Name:	Caron Pit
Location:	98 Sandy Lane
Inspection Date:	September 26, 2018
Photos Taken By:	Erich Kluck



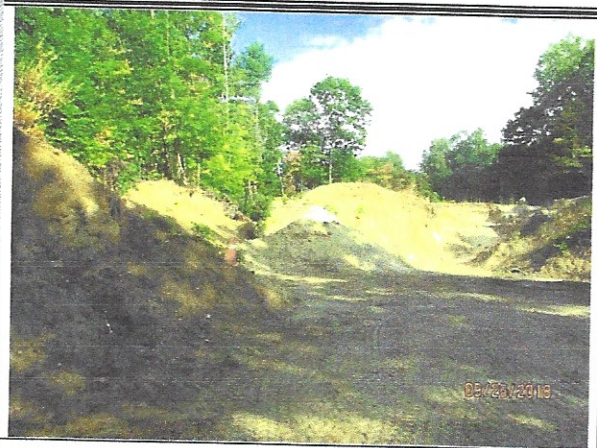
General view of the pit



General view of the pit



General view of the pit



General view of the back pit



General view of the back pit



Disturbance within 75 feet of the wetland

Area within 75' of wetland has been
Sloped & Stabilized



Area within 75' of wetland has been
sloped & stabilized.



[Print](#) | [Close Window](#)**Subject:** Right of Way**From:** Michael Deyling <mdeyling@cesincusa.com>**Date:** Wed, Feb 12, 2020 1:28 pm**To:** "dan@drcaronexcavation.com" <dan@drcaronexcavation.com>**Attach:** Caron Deed.pdf

Dan,

I have reviewed site conditions and property records with respect to DEP's question concerning a potential buffer disturbance. The property in question is Lot 37, tax map 12 in Poland that is owned by you (DR Caron Excavation). I have attached the "Agreement" recorded with the Deed that describes the "access agreement" for CMP to set and maintain poles and wires. Given the description, I don't think this even qualifies as an *easement or right of way*. There is no assigned dimension for the agreement and CMP has arbitrarily established "tree trimming" in the vicinity of the poles as a maintenance program that makes it look like an easement or right of way. All this being said, I don't think any "buffer" applies to this situation except for the practical consideration to not destabilize the poles or wires (but even that isn't called out in the Deed).

Copyright © 2003-2020. All rights reserved.

THIS AGREEMENT made this 18th day of August, 1920, WITNESSETH: THAT I, Rebecca Davis of Poland in the County of Androscoggin and State of Maine do hereby grant the Central Maine Power Company, its successors and assigns the right to set and maintain over and across my land in the Town of Poland in the County of Androscoggin a line of poles, together with fixtures and wires connecting to convey currents of electricity and the right to attach wires and appliances for gying from said poles, where necessary to or into my land, The location of said poles to be as follows: FROM the land of Frank Pitts to the land of John Chaplin running westerly along the route now stakes out. TOGETHER with the right to enter upon said land for the purpose of making the necessary repairs to said poles or wires, and for the purpose of trimming and cutting such tree or trees as may be necessary to keep the wires of said Company free from interference by said tree or trees and with the further understanding that in case it becomes necessary for said Company to set additional poles on my land in the same line as those now staked out, the right to set said additional poles is hereby granted, said Company to pay for the same at the rate of \$5.00 per pole; provided said Company pays me the sum of 100 dollars on or before Dec. 1, 1920, it being understood that nothing except surveying shall be done on said land until after receipt of said payment.

August 19th, 1920.

RECEIVED of the Central Maine Power Company, one hundred dollars in accordance with the above agreement and said right is hereby granted.

IN WITNESS WHEREOF I, the said Rebecca Davis, not married, have hereunto set my hand and seal this 19th, day of AUGUST, A.D. 1920.

Rebecca Davis (SEal)

State of Maine,
Androscoggin, SS.

Aug 19, 1920

Personally appeared the above named and acknowledged this instrument to be her free act and deed.

(SEAL)

Before me,

Seth May, Notary Public.

Received August 26, 1920 at 8 H.A.M. and recorded from the original.

Attest:

Nathaniel J. Gould

Register.

Monitoring Well Installed

