# Planning Board Meeting August 13, 2019 – 7:00 PM Town Office Conference Room



**Meeting Materials** 

# Planning Board Tuesday, August 13, 2019 7:00 PM – Town Office Conference Room

#### **CALL TO ORDER**

#### **MINUTES**

July 9, 2019

#### **COMMUNICATIONS**

#### **OLD BUSINESS**

#### **NEW BUSINESS**

Road Name Application – Donald Ferry – 108 Johnson Hill Road – Map 13 Lot 29

Formal Shoreland Zoning Application – David and Mary Eshelman – 83 Chickadee Lane – Map 37 Lot 3

Minor Subdivision Application – Cheryl Skilling and Wayne Verrill – Wild Turkey Way – Map 9 Lot 28 Sub-lots 2B and 3

Findings of Fact and Conclusions of Law for:

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

#### **ANY OTHER BUSINESS**

#### **ADJOURNMENT**

#### POLAND PLANNING BOARD MINUTES OF MEETING July 9, 2019

Approved on , 2019

<u>CALL TO ORDER</u> – Vice Chairperson Porter called the meeting to order at 7:00pm with Members Mark Weinberg, Cheryl Skilling, Stephanie Floyd, George Greenwood, Alternate Member Jimmy Walker, and Sarah Merrill present. CEO Scott Neal is absent with notice. Alternate Member Walker is not a voting member for this meeting.

<u>MINUTES</u> – <u>June 11, 2019</u> – Member Greenwood moved to approve the minutes. Member Weinberg seconded the motion. Discussion: None Vote: 5-yes 0-no

#### **COMMUNICATIONS** – None

**OLD BUSINESS** – None

# <u>NEW BUSINESS</u> – <u>Formal Shoreland Zoning Application Amendment – Mark Fiorino</u> – 40 West Shore <u>Drive – Map 46 Lot 11</u>

Keith Morse of JKL Land Surveying presented the amended project to the Board. The Applicant would like to raise the roof 4' while remaining under the maximum height of 20'. Member Greenwood reminded Mr. Morse that any outside lighting must be full cut off lighting as per CLUC requirements.

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 approve the Formal Shoreland Zoning Application Amendment with the following conditions: the public hearing is waived, and the site walk is waived. Member Weinberg seconded the motion. Discussion: None Vote: 5-yes 0-no

Findings of Fact and Conclusions of Law for:

#### <u>Formal Shoreland Zoning Application – Stephen and Theresa Mello – 24 Upper</u> <u>Range Road – Map 35 Lot 17</u>

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

#### Elect Planning Board Officers

Member Greenwood moved to nominate Vice Chairperson Porter as Chairperson. Member Floyd seconded the motion. Discussion: None Vote: 4-yes 0-no 1-abstained

Member Greenwood moved to nominate Member Floyd as Vice Chairperson. Chairperson Porter seconded the motion.

Discussion: None Vote: 4-ves 0-no 1-abstained

Chairperson Porter moved to nominate Member Weinberg as Secretary. Member Greenwood seconded the motion. Discussion: None Vote: 4-yes 0-no 1-abstained

#### POLAND PLANNING BOARD MINUTES OF MEETING July 9, 2019

Approved on	, 2019

#### **ANY OTHER BUSINESS** - None

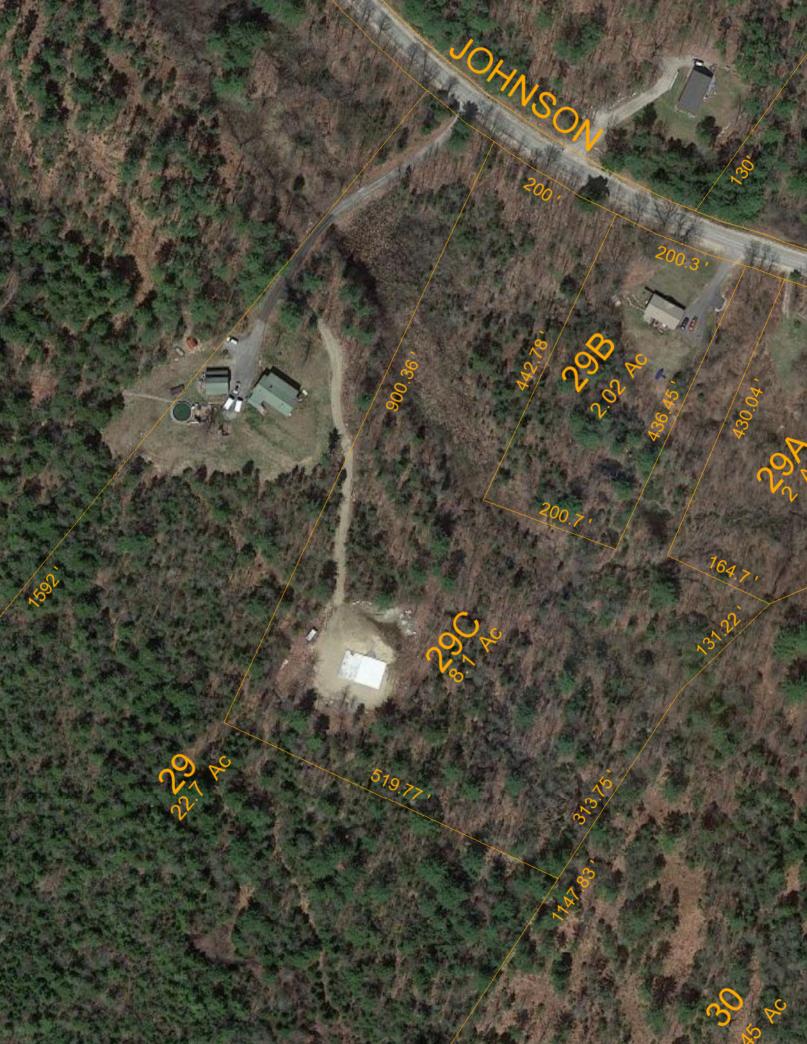
ADJOURN - Member Greenwood moved to Chairperson Floyd seconded the motion. Discu	•
Recorded by: Sarah Merrill	
Planning E	Board
James Porter, Vice Chairperson	George Greenwood, Secretary
Mark Weinberg, Member	Stephane Floyd, Member
Cheryl Skilling, Member	Not a Voting Member for this Meeting James Walker, Alternate Member

## **TOWN OF POLAND**



## **Road Name Application**

Parcel ID #:	MAP 13 - LOT 29
Closest Existing Road:	108 Johnson Hill Rd
	Property Owner/Applicant Information
Owner Name:	Donald Ferry
Mailing Address:	108 Johnson Hill Rd, Poland, ME 04274
Phone Number:	207-809-9309
Email Address:	don@buythefire.com
	Name request for new road:
1st Choice: FE	RRY ACRES RD
2 <sup>nd</sup> Choice:FE	RRY RD
3rd Choice:	
Applicant Signature:	e that I have read this application and pertinent sections of the ordinances, and state that the ormation in this document is to the best of my knowledge true and accurate.  Date: 7 5 - 19
CEO STATEMENT I have checked the Town	of Poland road names and find the following:
	uggested are in use or similar to other road names
Another road is using	
	ames is similar to an existing road:
CEO Signature:	Date:
PLANNING BOARD	
	nmends the following name:
Chairperson Signature:	Date:
BOARD OF SELECT	
	ns Approves the following name:
Chairperson Signature:	Date:



## **Formal Shoreland Zoning Application**



## **Town of Poland Planning Board**

Application Form - Page 2 Submission Checklist - Page 5 Phosphorus Calculation Form – Page 7 Fee Schedule - Page 9 Agenda Request – Page 10

#### **INSTRUCTIONS:**

- 1. Please complete pages two through ten. Obtain or get copies of information as required by the application on these pages.
- 2. Use the checklist on pages five and six to make sure submission requirements are met. The checklist is a summary of the standard requirements in the Comprehensive Land Use Code.
- 3. All waiver requests will require a written statement.
- 4. A total of ten (10) copies of the application and required submissions as well as one digital PDF copy (on either cd or usb). Please submit these copies and the original application as well as any fees (see fee schedule) to the Code Enforcement Office by 1:00 pm eleven (11) days prior to the stated meeting.

Applicant Name: David Eshelman

**Date of Board Review:** 

0037-0003

**Application** 

8/13/19 PREFERRED

PARCEL INFORMATIO	V:
Parcel ID:	0037-0003

Lake Watershed:	Middle Range Pond			
Road Location:	83 Chickadee Ln			
Lot Size:	~17,850 (sq. ft.)	Year Created:	1950 + 1969	
Shore Frontage:	~115 (ft.)	Road Frontage:	~109 (	ft.)
Zone:	Limited Residential	Flood Zone:	X* (attached)	
Aquifer Overlay:		Current Use:	Residential	
OWNER INFORMATION:				
Name:	David B Eshelman & Mary B Eshe	elman (JT)		
Mailing Address:	83 Chickadee Ln, Poland, ME 042	274		
Phone #:	207-240-7339 (Dave cell)			
APPLICANT INFORMAT	ION:			
Applicant Is:	*If applicant is landowner, write "SAME" be	ner  Contractor Renter  low. If not the landowner, please submoruse the land, and complete below.	•	on
Name:	Same			
Mailing Address:				
Phone #:				
THIS APPLICATION IS F	OR:			
□ Nev	w Development			
□ Cha	nge of Use			
X Exp	ansion of Use			
□ Exp	ansion/Replacement of Structure	(s)		
	umption of Use	· · ·		
i nes	•	Canditions		
	Existing Lot	Conditions		
1. GENERAL				
A. Does this lot have any dev	velopment? (If no, go to proposed	d development)	X YES □ NO	
B. Is there an existing well?			□ YES X NO	
C. Is there an existing Septic	System?		X YES □ NO	
D. Is there an existing road e	ntry?		X YES □ NO	
If YES include any cha	anges or modifications on plans.			
<ul> <li>If NO please submit a</li> </ul>	copy of appropriate Road/Entrar	nce Application.		
E. Will there be any existing	structures removed?		☐ YES X NO	
If YES, submit information	ation about the structure and how	it will be disposed of.		
2. EXISTING LAND DEVE	LOPMENT & IMPROVEMEN	TS NOT INCLUDING BUI	LDINGS	
A. Size of lawns:			<1,500 (sq.	ft.)
B. Size of fields:			X (sq. f	ft.)
C. Size of driveways/roads:			1,200 (sq.	ft.)
D. Size of paths or other non-	-vegetated areas:		80 (sq. 1	ft.)
	ran.			

E. Size of Westernas affectaly filled				7. (5-41-15.)
3. EXISTING MAIN STRUCTURE				
A. Ground Footprint:			6	48 (sq. ft.)
B. Total gross floor space (exterior dimensions of all floors):			9	60 (sq. ft.)
C. Road frontage setback:				~123 (ft.)
D. Side setback:		12		~7 (ft.)
E. Rear setback:				See F. (ft.)
F. Distance to Great Pond:		5		~25 (ft.)
G. Distance to stream:			, 1A	X (ft.)
H. Distance to wetlands:				X (ft.)
Foundation: X Full Basement	☐ Frost Walls	□ Slab	□ Piers	
4. EXISTING ACCESSORY STRUCTURE				
A. Total number of structures:		None		17,
B. Total ground footprint:				(sq. ft.)
C. Total floor space:				(sq. ft.)
D. Closest road setback:		7.00	8 1	(ft.)
E. Closest side setback:			× =	(ft.)
F. Closest rear setback:				(ft.)
G. Distance to Great Pond:				(ft.)
H. Distance to Streams:				(ft.)
I. Distance to Wetlands:	1			(ft.)
5. TOTAL EXISTING IMPERVIOUS SURFACES				
A. Add 2c + 2d + 3a + 4b:		7. 7/2.	1,92	28 (sq. ft.)
B. Divide this by lot size in square feet x 100%:		3		10.8%
			*This number canno	ot exceed 15%
Proposed Develo	pment			
1. WETLANDS TO BE IMPACTED:			0	(sq. ft.)
2. CHANGES IN LANDSCAPE(Can be negative value for size	ze reduction)			
A. Changes in lawn size:			0	(sq. ft.)
B. Changes in buffers:			0	(sq. ft.)
C. Changes in naturally wooded areas:	6 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	14	40	00 (sq. ft.)
D. Total opening in forest canopy:				(sq. ft.)
3. CHANGES IN FOOTPRINT(S) AND DEVELOPED AREA(S	S)			
A. Changes in building footprint(s):			0	(sq. ft.)
B. Changes in driveway/readways	100 1 2/2010		7	(sq. ft )

X (sq. ft.)

o (sq. ft.)

⊘ (sq. ft.)

C. Changes in patios, walkways, etc:

D. Total changes to impervious surfaces (3a + 3b + 3c):

4. PERCENTAGE OF LOT COVERED BY IMPERVIOUS SURFACES

(1928+400): 17,850

\*This number cannot exceed 15%

## **Required Submissions**

Attach drawings and/or statements describing the following items if applicable:

- Provide a copy of deed and Tax Assessors Information Card.
- Provide a map of the general area showing land features within at least a ½ mile of this lot.
- Provide site plans(s) of your lot with existing development and its dimensions shown.
  - Include: Dimensions, location, and distances of lot lines. Lawns, wooded areas, roadways, high water lines, driveways, septic system, walkways, and structures.
  - Show names of roads and water bodies
- Provide site plan(s) of your lot with proposed development and its dimensions shown (may be combined on existing development drawing).
- · Provide detailed plans of proposed structural development and changes.
- · Provide phosphorus loading calculations.
- Provide prepared buffer plan if needed fo r building expansion.
- Anticipated date for start of construction.  $A \leq A P$
- Anticipated date for completion of construction.
- Submission requirements shall follow sections 508.30 and 509.8 of the Comprehensive Land Use Code. Copies
  of the code are available for viewing at the Town Office, Library, and on the Code Enforcement page of the
  website, www.polandtownoffice.org. Copies can be purchased in the Code Enforcement Office.
- · Use Checklist on page five for a summary of usual requirements.
- Any other requirements unique to your project added by the Planning Board.

Please list all state and federal approvals, permits, and licenses required for the project:

N/A

## **Disclosure**

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 of the Town of Poland's ordinances and the State of Maine's statues 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 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 ties.
- 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** 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 stated 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 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 Court.
- 11. I understand that all state and federal permits are my responsibility as the applicant and/or owner.

Applicant Signature:	Ptoluli	Date: 7/	1241	2019
			,	•

## **Submissions Checklist**

The following list is the information required by section 508.30 and 509.8 of the Comprehensive Land Use Code for the Town of Poland. Please check in the column on the left if the information has been provided, a waiver has been requested, or you believe the information is not applicable to your application. If a waiver has been requested, or the information is not applicable, a written explanation is required.

FOR A	APPLICANT	USE		FOR PLA	NNING	BOARD U	SE
Provided	Waiver	N/A	Section 509.8A "Submission Requirements"	Received	On File	Waived	N/A
Х			Site Plan drawings				
х			Signed copy of application				
Х			Name & Address of owner				
х			Name & Address of all abutters within 500 feet of your lot				
Х			Map of general location				
X			Show all adjacent properties				
X			Name, Map & Lot numbers on drawings				
X			Copy of Deeds & Agreements				
			Name of designer on plans				
			Section 508.30 Shoreland Areas				
			Structure & Site Plan drawing				
Х			New structure set back 100' from lake, 75' from streams & wetlands				

	X	Water dependent structures indicated	
x		Setbacks or structures shown in drawings	
x		Show all structures	
x		Side and road setbacks shown	
	Х	Need for larger than required setbacks	
X		Steep slopes shown	
	Х	Multiple Principle Structures have required land area	
		Piers, Wharves, Bridges	
	X	Shore access soils described	
	Х	Locations of development and natural beaches shown	
	X	Effect on fish & wildlife	
	X	Dimensions of structures shown	
	X	Superstructure on piers	
	X	Use of pier superstructures	
	X	Permanent structures have DEP permit	
	for the last	Individual Private Campsites	
	X	Show land area for each site	
	X	Campsite setbacks are shown	
	X	Type of development for sites	1
	Х	Amount of clearing for vegetation	
	Х	Sewage disposal plan	
	X	SSWS approved if used > 120 days	
	3	Parking Areas	
	x	Parking areas setbacks shown	
	x	Parking areas sized & designed for storm water	
		(Part one) Driveways Only	

FOR A	FOR APPLICANT USE			FOR PLA	OR PLANNING BOARD USE		
Provided	Waiver	N/A	Section 509.8A "Submission Requirements"	Received	On File	Waived	N/A
		Х	Setbacks as required				
**		×	State reasons for location in Resource Protection				
		X	Culverts				
			(Part two) Road Only				
		Х	Setbacks as required				
		Х	Reasons stated for location in Resource Protection				
		X	Road expansion according to Chapter 8				
		Х	Road slopes shown < 2H:1V				
		X	Road Grades < 10%				
		X	Buffer plan between road and water body				
		Х	Ditch relief shown				
		X	Turnout spacing shown				

	X	Drainage dips when < 10% slope			
	Х	Culverts shown			
	Х	Show relief sizing and stabilization			
		Storm water runoff			
	Х	Plans show storm water runoff and retaining areas			
		Clearing of vegetation for development OR individual campsites			
		Cutting of vegetation < 100' from shoreline			
	Х	Preservation of buffer strip			
	Х	Plan showing existing trees and planned cutting			
	Х	Clearing < 40% basal area in any 10 year period			
	Х	Preservation of vegetation < 3' high			
	X	Pruning of limbs on lower 1/3 of trees			
	Х	Plan of removal and replacement of dead and diseased trees			
MINOR CLEAR WY		Tree removal plan > 100' and < 250 ' from shoreline			
X	5	Non-conforming lot legally existing			
	Х	Fields reverted to woodlands follow forested rules			
		Shoreland Access Held In Common		Maria	
	х	Proper water frontage for number of lots that hold access in common			
		Single Family Home in Resource Protection <u>District</u>			
	X	No place on lot outside Resource Protection where home can be located			
	X	Lot undeveloped			
	X	Location of all improvements			
	Х	Slopes > 20%			
	Х	Development 1 ft. above 100 year floodplain			
	Х	Development outside floodplain			
	х	Total ground footprint < 1500 sq. ft.			
	Х	Structures > 150 ft. from waterline			
	Х	Phosphorus Calculations			
	X	Copies of state, federal permits (if applicable)			

This application was first looked at by the Planning Board on // but dorights in the initiation of the review process.	es no	t crea	te vested
By vote of the Board this application requires an on-site inspection:  If yes, an onsite inspection is scheduled for / / at :  By vote of the Board this application requires a public hearing: Yes  If yes, public hearing is scheduled for / / at :	; - — - —	_AM 	No PM No PM
Conditions of Approval:	-		
Planning Board Chair	Date	<u></u>	<u></u>



# **Phosphorus Calculation Form**



The Code Enforcement Officer or Planning Board shall review and approve a Phosphorus Management
Control Application based on one of the following methods.

PROPOSED PHOSPHORUS CONTROL MEASURES (Check those proposed)	POINTS ALLOWED  (By CEO or Planning Board)
10 Points for correcting an existing erosion problem on the project site.	
10 Points for a clearing limitation of <15,000 sq. ft. or <20% of lot.	
15 Points for a clearing limitation of <10,000 sq. ft. or <15% of lot.	
15 Points for the installation of rock lined drip edges or other infiltration system to serve the new construction.	
20 Points for a 50 foot wide buffer.	
25 Points for a 75 foot wide buffer.	
30 Points for a 100 foot wide buffer.	

TOTAL		
	4	

Authorized Signature:	Date:	
	Code Enforcement Officer or Planning Board Chair	





# Phosphorus Calculation Alternate Form

Watershed:		
Water Quality Category:		
Level of Protection:		
Per Acre Phosphorus Allocation:		
(from table 612.17.A.1.a in the CLUC)	(lbs./ac./yr.)	(oz./ac./yr.)
Total Buildable Land Area:		
(DO NOT INCLUDE land that is wetland or steep slopes)	(sq. ft.)	(acres)
Maximum Permitted Phosphorus Export from Project:		
(PPE-lbs, PPE-oz)	(lbs./yr.)	(oz./yr.)

Impervious Surface Type	Sq. Ft.	Acres	Pre-Treat Export	В	WP	Inf.	Adjusted Phos. Export
Buffer Values:	WI=		Soil GRP=		Slopes=		
Buffer Values:	WI=		Soil GRP=		Slopes=		
Buffer Values:	WI=		Soil GRP=		Slopes=		
Buffer Values:	WI=		Soil GRP=		Slopes=		
Buffer Values:	WI=		Soil GRP=		Slopes=		
		Ê	(Т	E) Total	Phosphorus	Export:	(lbs./yr.)
		e Alik	(TP	A) Phos	phorus Avai	lability:	(lbs./yr.)

#### Comparison of PPE to TPA:

(lbs./yr.) \*Must be =>0 (oz./yr.)

ADDITIONAL	INFORMATION:		

Authorized Signature:	Date:
	Code Enforcement Officer or Planning Board Chair





## **Fee Schedule**

# **Site Review & Formal Shoreland Zoning**

Туре	Description	Amount	Units/Comments	
Application – Sketch Plans	Rough Design	\$75.00	Each application (no other fees)	
Application – Formal		\$150.00	Each application + fees below	
Approval Extension	Planning Board Only	\$50.00	One extension only	
Escrow	Minimum Amount	\$700.00	When required by Planning Board	
Extension of Approval		\$100.00	Before approval expires	
Auto Graveyards/Recycling		\$5.00 Per vehicle storage slot (parking spa		
Junkyard, Storage Lots		\$1.50 Per ft. of outside storage		
Towers	Residential	First \$1,000 cost of work - \$20; Remaining cost of work \$5 per \$1,000		
Towers	Commercial	First \$1,000 cost of work - \$20; Remaining cost of work \$10 per \$1,000		

Reduced Fees: The Planning Board may, upon application therefore, allow reduced total site review fees to \$50.00 in any case which it determines that the work for which 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 Resource 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.

#### **TOWN OF POLAND**

Planning Board Agenda



#### Request

FOR OFFICIAL	L USE ONLY
Date Received	
Time Received	
Received By	
Parcel ID	
Meeting Date	

Meetings are normally conducted from 7:00 to 9:00 pm in the Town Office Conference Room on the second and fourth Tuesday of each month.

 $\frac{8}{13}$ / $\frac{2019}{2019}$  Date of the meeting you are requesting to be scheduled for

Applicant's Name:	David & Mary Eshelman
Mailing Address:	83 Chickadee Ln
Town, State, Zip:	Poland, ME 04274
Phone Number:	207-240-7339 (Dave – cell)

Type of Application:	○ Sketch Plan ○ Site Review	√ Shoreland o S	ubdivision o Informational
Map, Lot:	0037-0003	/	
Road Location:	83 Chickadee Ln		
Zoning:	Limited Residential	Lake Watershed:	Middle Range Pond
	Extend existing gravel-based parking area on to my land to create a total of 20' x 20' parking area to park my own vehicles on my own land. At least 50 square feet of the total 400 is currently gravel parking surface. My existing driveway is about 20% grade and not suitable for regular cars.		

#### **IMPORTANT INFORMATION:**

- This office must receive the original application, plus nine (9) copies, one digital PDF copy (on either cd or usb), and appropriate fees by Friday at 1:00 pm, eleven days (11) prior to 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 fourteen days
  prior to the stated meeting.

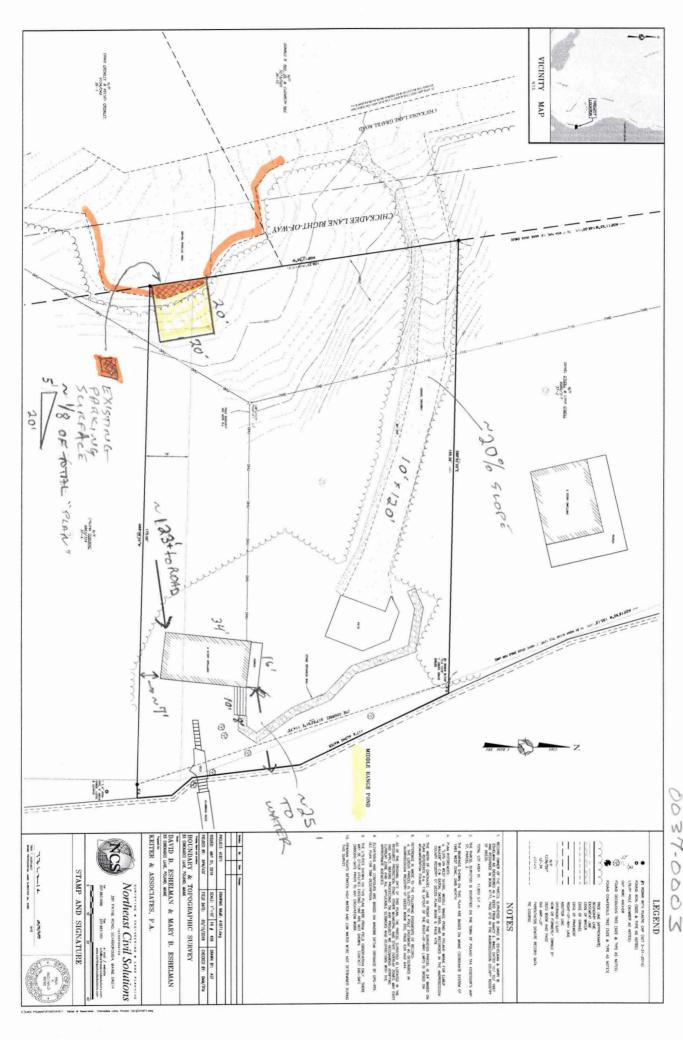
- Should to board choose to adjourn before all business is addresses, all remaining business will be tabled until
  the next available meeting.
- Unfinished business is conducted before new business is addressed.

Applicant Signature:	Deshel	Date: 7/24/2019
n n	•	,

In 2008 I cooperated (through both personal labor as well as financially) with the Androscoggin County Soil & Water Conservation District to implement a reasonably major storm water abatement project on my driveway. The objective of that project was to reduce sediment entering the lake via my driveway. I continue to maintain that system personally.

The area of the currently proposed project is not connected in any way to that 2008 area of improvement.





# W POCHNO ME

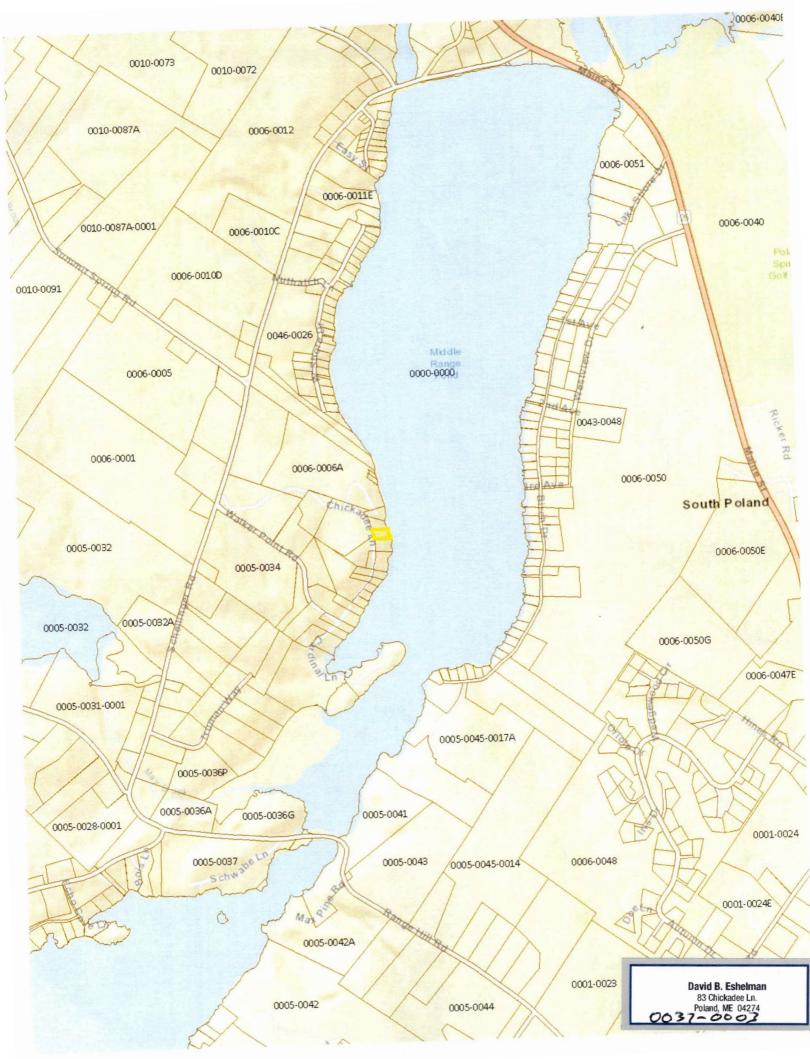
CHICKADEELN 44440

Bavid B. Eshelman Poland, ME 04274

REDUCED
REDUCED
LARGE
LA



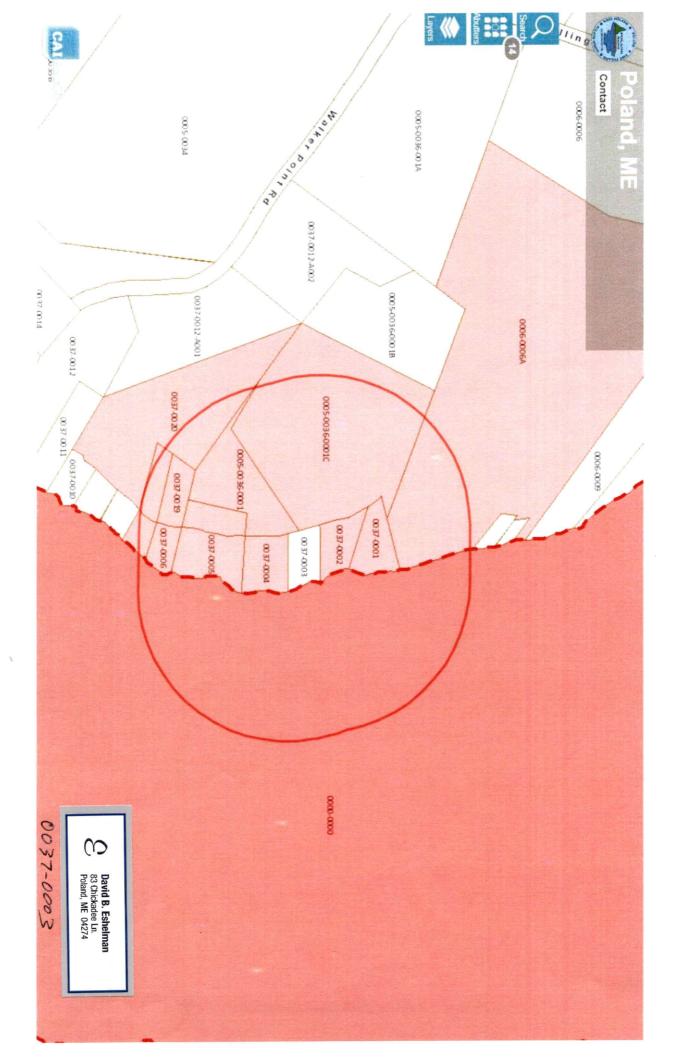
DAVID ESHELMAN 93 CHICKAPEE LN POLAND 04274 0037-0003



Parcel Number	GIS Number	Cama Number	Property Address	Owner Name	Co-Owner Name	Owner Address	Owner Address 2	Owner City	Owner State	Owner Zip
0005-0036- 0001	0005-0036- 0001	0005-0036- 0001	90 CHICKADEE LANE	CROWLEY, CRAIG		90 CHICADEE LANE		POLAND	ME	04274
0005-0036- 0001C	0005-0036- 0001C	0005-0036- 0001C	70 CHICKADEE LANE	RAY, DONALD R., JR.		70 CHIKADEE LANE		POLAND	ME	04274
0006-0006A	0006-0006A	0006-0006A	16 WOODBERRY LANE	OMEGA WELLNESS GROUP		C/O COMMERCIAL PROPERTIES	P O BOX 66749	FALMOUTH	ME	04105
0037-0001	0037-0001	0037-0001	32 WOODBERRY LANE	SMALL, MICHAEL		374 SOUTH MAIN ST		MECHANIC FALLS	ME	04256
0037-0002	0037-0002	0037-0002	71 CHICKADEE LANE	O'NEILL, DANIEL		9 RAYMOND RD		BURLINGTON	MA	01803
0037-0004	0037-0004	0037-0004	91 CHICKADEE LANE	OSBORNE, CYNTHIA		4 SAND PEBBLE WAY		SOUTH PORTLAND	ME	04106
0037-0005	0037-0005	0037-0005	97 CHICKADEE LANE	HERLAND, WILLIAM M.		2298 OAK PINE CT.		LELAND	NC	28451
0037-0005A	0037-0005A	0037-0005A	CHICKADEE LANE	HERLAND, WILLIAM M.		2298 OAK PINE CT.		LELAND	NC	28451
0037-0006	0037-0006	0037-0006	CHICKADEE LANE	MCCANN, ANTHONY		215 HIGH ST. #107		SOUTH PORTLAND	ME	04106
0037-0007	0037-0007	0037-0007	105 CHICKADEE LANE	MCCANN, ANTHONY		215 HIGH ST. #107		SOUTH PORTLAND	ME	04106
0037-0007A	0037-0007A	0037-0007A	CHICKADEE LANE	MCCANN, ANTHONY		215 HIGH ST. #107		SOUTH PORTLAND	ME	04106
0037-0019	0037-0019	0037-0019	CHICKADEE LANE	MCCANN, ANTHONY		215 HIGH ST. #107		SOUTH PORTLAND	ME	04106
0037-0020	0037-0020	0037-0020	CHICKADEE LANE	BERNIER, DAVID R.		206 THIRD ST.		AUBURN	ME	04210

ABUTTERS LIST (500')

DAVIDS MARY ESHEM AND 93 CHICKADEE LN POLAND ME 04274 0037-0003



#### WARRANTY DEED

Joint Tenancy Maine Statutory Short Form

## **Know all Persons by these Presents,**

**That I, Nancy E. Wing,** of Poland, County of Androscoggin, State of Maine, for consideration paid, grant to:

#### David B. Eshelman and Mary B. Eshelman

of Falmouth, County of Cumberland, and State of Maine, whose mailing address is: 4 Partridge Lane, Falmouth, Maine 04105, with warranty covenants, as joint tenants the land in Poland, County of Androscoggin, and State of Maine, described as follows:

See attached Exhibit A for legal description.

Witness my hand and seal this 17th day of September, 2001.

Signed, Sealed and Delivered in the presence of

Nancy E. Wing

State of Maine, County of Cumberland

SS.

September 17, 2001

Then personally appeared before me the above named Nancy E. Wing and acknowledged the foregoing instrument to be her free act and deed.

Attorney at Law/Notary Public

Printed Name:

Donnelly S. Douglas
Attorney At Law



#### **EXHIBIT A**

A certain lot or parcel of land together with the buildings thereon situated in the Town of Poland, County of Androscoggin and State of Maine, bounded and described as follows:

Being all of Lot three (3) on a Plan of Lots on Middle Range Pond made for Elmer Walker by C.W. Baton dated July 1950 and recorded in the Androscoggin County Registry of Deeds in Book of Plans, Volume 3, Page 479.

Also conveyed is a fifteen (15) foot strip off the northerly side of Lot four (4) and adjacent to Lot three (3) on the south. Being the same piece of land conveyed by Stanley Merrill to Elvin McCallister by deed dated September 12, 1969 and recorded in said Registry of Deeds in Book 1009, Page 522.

Together with a right-of-way in common with Elmer F. Walker, his heirs and assigns, to pass with vehicles, on foot or otherwise and the right to maintain electric lines from the main highway to the above described premises and from said right-of-way to the above described premises across land conveyed by Robert L. and Joan Warner to Daniel and Myrtle Callahan by deed dated June 23, 1975 recorded in the Androscoggin County Registry of Deeds in Book 1175, Page 116.

The above described premises may be subject to a pole easement described in a deed from Richard S. Brown et als to Central Maine Power Company dated January 21, 1952 and recorded in the Androscoggin County Registry of Deeds in Book 655, Page 636 and in a deed from Stanley Merrill to Central Maine Power Company dated January 29, 1952 and recorded in said Registry of Deeds in Book 655, Page 644.

Being the same premises conveyed to Nancy E. Wing by warranty deed from Larry E. Burdick and Donna C. Burdick and Hewitt L. Rand and Georgia Rand dated October 10, 1997 and recorded in the Androscoggin County Registry of Deeds in Book 3862, Page 87.

ANDROSCOGGIN COUNTY

Jeannine D. Bergeron

REGISTER OF DEEDS

Do 37 - 0003 David B. Eshelman 83 Chickadee Ln. Poland, ME 04274

FEMA Form 81-93, OCT 98

David B. Eshelman 83 Chickadee Ln. Poland, ME 04274 TMO 456000

Faxed on 08/24/01 at 10:16 am CT to (207)846-5595



## Property Card: 83 CHICKADEE LANE

Poland, ME



Parcel ID: 0037-0003 Trio Account #: 2553

Owner: ESHELMAN, DAVID B.

Co-Owner:

Mailing Address: 83 CHICKADEE LANE

POLAND, ME 04274

Valuation	Building Sketch
Card Number: 1	
Acreage: 0.5	
Land Value: \$228,000	
Building Value: \$87,410	
Total Value: \$87,410	
Taxes: \$4,479	NO CKETCH

#### **Building Information**

Year Built: 2012 Remodled: 0

Living Area (sqft): 0 Basement: Full Basement Finished Basement: 0 Number of Rooms: 0

Number of Bedrooms: 0 Number of Full Baths: 2 Number of Half Baths: 0 Stories:

Exterior Walls: WOOD SHINGLE Roofing Materials: Metal Ic Foundation: Concrete

Insulation: Full Fireplace: 0

Heating: Hot Water BB

A/C: None Attic: None

# MIDDLE RANGE POND

chickADEE in Parking area

existing Parking area

in dispute.

\* minor cleaning of somach Brush like trees

\* D.E.P. contitied contractor

\* Iday job with enosion control mulch

in place of completion of day.



SET DIO CONST. INC

### Off Road Construction, INC 110 Harris Rd Minot, ME 04258



# **Proposal**

Date	Estimate #
7/11/2019	422

Name / Address	
Dave Eshelman 83 Chickadee Ln Poland, ME 04274	

	P.	O. No.	Terms	Project
			NET 10	
Description		Qty	U/M	Total
20x20 Parking Gravel Erosion Mulch Crew and Equipment Moving Equipment, Diesel, Etc		18 1	CY	624.00 396.00 1,800.00 280.00
This is an estimate only on measurements, days and prices until	final plans are given.	To	otal	\$3,100.00

Signature





# Town of Poland, Maine Planning Board

#### Minor Subdivision Application Instructions

#### 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 And Obtain copies of information as required by the application on these pages.
  - A) Obtain names and addresses of "Abutters" (within 500 feet of your lot) from the Assessor's Office.
    - i) You will need to deliver this list to the Planning Board Office. It is needed for the official abutters' notification to be sent by this office of your request.
    - ii) An "Agenda Request form should be filed at the same time so that a meeting date with proper notification to the abutters can be set.
- 3. Use the "Submission Checklist" to make sure submission requirements are met.
  - A) The checklist is a summary of the standard requirements in Section 606.3 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 and then select "Comprehensive Land Use Code". Hardcopies are available for purchase at the town office.
  - 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. Make the necessary copies of all information requested.
- 5. NUMBER OF COPIES OF THE APPLICATION AND DUE DATES
- A) A total of 14 copies of the plans are needed.
  - Four (4) of the copies are required for Department Heads and should be attached to the department head notice. (The Recreation Dept. need to be notified but usually does not need a copy of the application)
  - ii) The applicant is responsible for the delivery of the Road Commissioner's, the Fire/Rescue Chief's, the Police Dept, and the School Departments application copies.
  - Department heads require at least fourteen days to review the applications. If insufficient time is given to the department heads for review, their response to the Planning Board will delay the Planning Board's decision.
  - C) The Code Enforcement Office must receive an original application (An application with original signatures) and an additional 13 copies for the Board members along with the appropriate fees by 1:00 p.m. eleven (11) days before the stated meeting to remain on the upcoming agenda.
  - D) If review for completeness of information by the Code Enforcement Officer is desired, a copy must be submitted to the CEO at least 14 days prior to the meeting.
  - E) The application will be put on display for public review 7 days prior to the meeting.
- F) Applications received after the Agenda is posted may not be reviewed by the Board for your scheduled meeting date.

PROJECT NAME: Skilling Varrill Land Subdivision
Date of Planning Board Review: / Application #
LOT INFORMATION:  Tax Assessor's Lake Watershed:   April 1
Road Location: Wild 12 r Key Way  Lot Size Sooo Sq. Ft. Water frontage
Zoning District(s): Rora Ros Janha Flood Zone: NO Aquifer Overlay: NO Current use of lot: Uparat - wooded
LAND OWNER(s): Submit copy of deed and copy of Tax Assessor's information card  Name(s): Character Skilling (Section 2011)
Trumo(o).
Company:  Mail Address: YGO NOSTH Rouman & Phone: 207-402-8467
poland, maine ouzzy
Town/State/Zip 54274

App	olicar		Contra		The state of the s	Buyer
If lar	ndown ract to	er, write "Same" below and continue to next block be below from the landowner, along with the following in	elow.  If not the landown formation:	er, submit a letter of permissi	ion to construct on or use	e tne iand, or copy of a
	ne(s			0.000		
	npar					
Ma	II Add	dress:		Phone:		
Tov	vn/St	ate/Zip				
TU	IC A	DRI ICATION IC FOR. (Ob all all de	EA	CLASSICAL CONTRACTOR C		
#	15 A	PPLICATION IS FOR: (Check all that Commercial	арріу)	New Development		
		Industrial		Change in Use		
lā		Institutional	_	Expansion of Use		
		Governmental		Expansion of Structur	re(s)	
3		Residential		Resumption of Use		
EX	ISTIN	IG LOT CONDITIONS				/
1.	Ger	neral _		KO SONOON ASSOCIATION	Voites	\/ N=
	i.	i) Does this lot have any existing devel	opment? (If No, go i	o next page)	Yes Yes	No No
	b.	Is there an existing Well Is there an existing Septic System			Yes	No
	C.	i) If yes, submit a copy of a septic perm	nit or drawing(s) shi	owing size & location	100	
	d.	Is there an existing Road Entrance or driv		oming ones a roodinorm	Yes	No
		i) If yes, will there be any changes/mod			Yes	No
		ii) (If no, submit copy of appropriate roa	ad entry application	if entrance is onto a stat	e or town road.)	
	e.	Any structures to be removed			Yes	No
7		i) If yes, submit information about the s	structure to be remo	ved and how any debris	will be disposed of.	
2.		sting Land Development & Improvemen	its NOT Including I	<u>Buildings</u>		Ca Et or Aoros
	a.	Size of lawns				Sq. Ft. or Acres Sq. Ft. or Acres
	b. c.	Size of fields Size of driveways/roads				Sq. Ft
		Size of paths & other non-vegetated area	IS.		•••	Sq. Ft.
	e.	Wetlands already filled				Sq. Ft. N
3.		sting Main Structure				1 .
	a.	Ground Footprint				Sq. Ft.
	b.		nsions of all floors)			Sq. Ft.
	C.	Road Frontage Setback				Ft.
	d.	Side Setback				Ft. Ft.
	e. f	Rear Setback Distance to Great Pond	Not on	plicable (over 250')		—_г. Ft.
	f.	Distance to Great Polid  Distance to Stream		plicable (over 250')		' Ft.
	g. h.	Distance to Stream  Distance to Wetlands		plicable (over 250')		Ft.
	i.	Foundation		h		
	5,6,1	Full Base	ement	Frost Walls	Slab	Piers
4.	Ex	sting Accessory Structure(s)				
	a.	Total Number of Structures				
	b.	Total Ground Footprint			-	Sq. Ft.
	C.	Total Floor Space			-	Sq. Ft.
	d.	Closest Road Setback				—
	e. f	Closest Side Setback Closest Rear Setback				r, Ft.
	f.	Distance to Great Pond	Not an	plicable (over 250')		t. Ft.
	g. h.	Distance to Streams		plicable (over 250')		Ft.
	ate		:::"			F1

#### **PROPOSED Development**

2 20 3

#### SUBMISSION REQUIREMENTS:

- 1. Standard submissions requirements shall follow Section 606.2 Comprehensive Land Use Code.
- 2. Additional information requested by the Planning Board at the Pre-application Sketch Plan and/or the Site Inspection meetings shall be added to the standard submission requirements.
- 3. Information shall be submitted in the order shown in the check list.
- 4. Submit information on status of any necessary state and/or federal permit.

#### **DISCLOSURE: (READ BEFORE SIGNING)**

- 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.
- I understand that all construction of structures shall conform to the Maine Uniform Building and Energy Code and the NFPA-101 Life Safety Code, 2006.
- 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 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 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 Court.
- 11. I understand that all state and federal permits are my responsibility as the applicant and/or owner.
- 12. Anything agreed to verbally or in writing during the application process must be adhered to and will be enforced.

Church & Stally.	4-22-19
Applicant's Signature	Date

#### **Submissions CHECKLIST:**

Plan Name: Stilling Verrill 606.3 of the Comprehensive Land Use Code for the Town of Poland, Maine for a Minor Subdivision Plan Application. Please check in the columns on the left if the information has been provided, a request of a waiver, or you believe the information is not applicable to your application. If a waiver is requested, or the information is not applicable, a written explanation is required.

	or Applic	ant Use			For Plan	ning Boa	rd Use
Provided	Waiver Request	Not Applicable					Not Applicable
			Section 606.3 Submission requirements				
			A. Application form				
V			B. Location Map				
/			B.1. Existing subdivision In proximity				180
VI	1		B.2. Location & names of streets				
	1000000		B.3. Zoning Districts				
	WIGO CYCCO XX		B.4. Outline of subdivision & holdings		C		
V			C. Final Plan				
/			* 2 Originals plans				
V			* 12 copies of application				
27.00.00			* Board Endorsement area				
			* Digital form of plan				
			D.1. Proposed name				
			D.2. Names & address of all involved				
V			D.3. Date plan prepared				
/			D.4. Existing physical features				
1/			* Number of acres				
1/			* Property lines				
	100000		* Existing buildings				
			* Vegetative cover type				
			* Trees >24" DBH		11 12000	***************************************	
			* Clearing area for lawns & structures				
•			* Restrictions on clearings				
./			D.5. Location of water bodies	P 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2			
//			D.6. Contours at requested intervals				
1			D.7. Zoning Districts				
1			D.8 Location, names, widths of:				
/			* Roads				
1			* Easements				
1/			* Buildings				
		-	* Parks				
	7888		* Open Spaces				
			D.9. Title, rights, & interests				
V.			D.10. Standard boundary survey				
			D.11. Copy of most recent deed on parcel				
			D.12. Intended deed restrictions				
//			D.13. Type of sewage disposal				
V			D.13.a. SSWS pit locations & analyses				
			D.14.a. Public water supply approval				
			D.14.b. Private wells adequate supply				
-		<u> </u>	D.14.c. Adequate central supply				
/	/	1	D.15. Wetland identified				
<u> </u>	1		D.16. Phosphorous analysis	1200			
1/			D.17. Location of sewers, water mains, culverts, & drainage				
•		in .	ways				
7		Laurence and the second	[····]··	I .			

	For Applic	ant Use		For Planning Board Use			rd Use
Provided	Waiver Request	Not Applicable		Received	On File	Waived	Not Applicable
O 1284 V 100 V		V	D.19. Dedicated public use land				
			* Offers to town				1440-200
/			* Selectmen look favorable on offer				
/			D.20. Flood prone areas				
			D.21. Hydrogeologic assessment				
		1	D.21.a. Sand & gravel aquifers				
		1	D.21.b. Average dwelling density				
			* Potential for adverse impact				
	1		D.22. Storm water management plan				
V			D.23. Erosion & sedimentation plan				
		V	D.23.a Permit from DEP				
		1	D.24 Areas of wildlife habitat				
		/	D.25. Areas on NRHP		1		16000
			D.26. Disposal of debris				
		1/	* DEP permit			-4/400/	2000
		1/	D.27. Scenic sites		0.00000		
		1/	D.28. Agricultural areas				
		V,	D.29. Archeological resources				
			D.30. Technical & financial ability		8		
			Supplemental Information				
		/	Notification of fire, rescue, road, & school departments				
		V	Status of State and/or Federal permits				
			Condition A.				TO SECULD
			Condition B.				
			Condition C.				
			Condition D.				
			Condition E.				
			Condition F.				

This pre-application was first looked at by the Planning Board on review process.	1 1	_but does not	create veste	d rights in th	e initiation of the
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	
Special Requirements for Formal Site Review:					
		-			
		-0,m2		1000	
		_	2000	. /	1
Planning Board Chair				Date	

On-site Inspection

ITEM	Requirements Met	Deficient	Waived	Not Applicable
A. Less than 6 inches of snow on the ground		400		
B. Structures, roads, parking, etc. flagged				
C. Notice of inspection posted				
D. Public allowed to accompany on-site inspection				
E. PB reviewed site findings at next meeting	1/2/2/2			

## **Town of Poland**

# Planning Board DEPARTMENTAL REVIEW OF PROPOSED SITE APPLICATION

Date:/_/	
To:	In accordance with Chapter 606, Site Review, of the Comprehensive Land Use Code for the Town of Poland, an applicant for development approval is required to ask that Municipal Departments to comment on their capacity of capital facilities to serve a proposed development. Therefore, the Planning Board, by way of the applicant, is notifying you of the following proposed project and requests your comments
Location: Map # 9 Lot:  Road Location: Wild Turkey Wild Project overview: Niver 506 divis	mord Road 09274 #28-0002B Sublot#  auf ich to add two single Esting 6-bdivision.
to the scheduled meeting. (See reverse for list of Departm	that each department head <u>receives</u> it at least fourteen days prior
I have reviewed this application and provide the following: The project has no impact on the Department. The Department has adequate existing capital facilit	ties to serve the project.  apital facilities to serve the project for the reasons listed. (Please submit
Signed:Head of Department	/ / /
RETURN THIS FORM TO:  Please return by: Date: 8 1/24 2019	Planning Board Office Town of Poland 1231 Maine Street Poland. Maine 04274-7328



### 500 foot Abutters List Report

Poland, ME July 21, 2019

#### **Subject Properties:**

Parcel Number: CAMA Number: Property Address:

0009-0028-0002B 0009-0028-0002B WILD TURKEY WAY

Mailing Address: VERRILL, WAYNE HOWARD 460 NORTH RAYMOND RD. POLAND, ME 04274

Parcel Number:

0009-0028-0003 0009-0028-0003

CAMA Number: Property Address: 460 NORTH RAYMOND RD. Mailing Address:

VERRILL, WAYNE H. 460 NORTH RAYMOND RD.

POLAND, ME 04274

Abutters:

Parcel Number: CAMA Number: 0009-0017

0009-0017

NORTH RAYMOND RD. Property Address:

0009-0028-0001A

Parcel Number: CAMA Number: Property Address:

0009-0028-0001A **5 WILD TURKEY WAY** 

Parcel Number: CAMA Number: 0009-0028-0001B 0009-0028-0001B 13 WILD TURKEY WAY

Property Address: Parcel Number:

0009-0028-0002 0009-0028-0002

CAMA Number: 470 NORTH RAYMOND RD. Property Address:

Parcel Number: CAMA Number: 0009-0028-0004 0009-0028-0004

452 NORTH RAYMOND RD. Property Address:

Parcel Number:

0009-0028-0005 0009-0028-0005

CAMA Number: 440 NORTH RAYMOND RD. Property Address:

Parcel Number:

0009-0028-0006 0009-0028-0006 CAMA Number:

Property Address:

434 NORTH RAYMOND RD.

Parcel Number:

CAMA Number:

Property Address:

0009-0039 0009-0039

BRAGDON HILL RD.

Parcel Number: CAMA Number: 0009-0040 0009-0040

Property Address:

BRAGDON HILL RD.

Mailing Address: HUNTRESS, FRED A., JR.

67 STROUT RD. POLAND, ME 04274

Mailing Address:

NEPTUNE, CHERIE A. 5 WILD TURKEY WAY POLAND, ME 04274

Mailing Address: TOWLE, TIMOTHY P. 13 WILD TURKEY WAY POLAND, ME 04274

Mailing Address:

BAKER, COREY A. 251 OCEAN STREET

SOUTH PORTLAND, ME 04106

Mailing Address: BEAN, KAREN E.

452 NORTH RAYMOND RD.

POLAND, ME 04274

BERNIER, JOSH M. Mailing Address:

440 NORTH RAYMOND RD.

POLAND, ME 04274

Mailing Address:

MESERVIER, TIMMY R 434 NORTH RAYMOND RD.

POLAND, ME 04274

ST. ONGE, DANIEL Mailing Address:

319 MEADOW HILL RD. GREENE, ME 04236

Mailing Address:

POLAND, TOWN OF 1231 MAINE ST. POLAND, ME 04274

BOOM 2079 PAGE 254 N O T

06661

N O T

O F EAINE SHORT FORM HARRANTY DEEDO F F I C I A L C O P Y We, ROBERT O. HANSCOM, JR. and AUDREY M. HANSCOM, being husband

and wife, of Greene in the County of Androscoggin and State of Maine, for consideration paid. Agrant to warne H. Verrill and Cherri. A. Extiling of 27 Skilling Shore in Gray in the County of Cumberland and State of A L C O P Y Maine, as joint tenants, with Warranty Covenants, a certain parcel of land situated on the easterly line of the North Raymond Road in Poland in said County of Androscoggin and State of Maine, shown as lot numbered three (3) on Plan of "Hanscom & Wood Subdivision" recorded in the Androscoggin County Registry of Deeds in Book of Plans, Volume 28, Page 55, to which plan and the record thereof reference may be had for a more particular description.

For the source of title of these grantors, see warranty deed from Margaret P. Lanza to Robert O. Hanscom, Jr. and Alan G. Wood to Robert O. Hanscom and Audrey M. Hanscom dated May, 1985, recorded in said Registry of Deeds in Book 1840, Page 273.

ALSO hereby conveying all rights, easements, privileges, and appurtenances belonging to the premises hereinabove described.

ROBERT O. HANSCOM, JR. and AUDREY M. HANSCOM both join as grantors and release all rights by descent and all other rights.

WITNESS our hands and seals this

Witness to both

15th day of April , 1987.

Sudrey M. Hanscon

STATE OF MAINE ANDROSCOGGIN, SS.

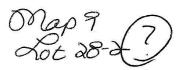
Personally appeared the above named ROBERT C. HANSCOM, JR., known to me, this 16th day of April , 1987, and acknowledged before me the foregoing instrument to be his free act and deed.

ANDROSCOGEIN SS. RECEIVEDAPR 24 1987 AT /OH. 40M. 7. M. Notary Public/Attorney=at=Law

Barbara C. Bubier
Type own Weston E Name S
JULY 9, 1989

.

\*



Bk 9728 Ps102 #19755 11-13-2017 & 12:49p

#### WARRANTY DEED

JOHN BISSONNETTE and DIANE BISSONNETTE of Poland, County of Androscoggin and State of Maine,

for consideration paid, grant to WAYNE HOWARD VERRILL and CHERYL LYNNE SKILLING of Poland, County of Androscoggin and State of Maine,

with Warranty Covenants, as joint tenants, the back land located easterly of North Raymond Road in the Town of Poland, County of Androscoggin and State of Maine, bounded and described as follows:

COMMENCING at the west corner of Lot 2 as shown on a plan entitled "Hanscom & Wood Subdivision", Poland, Maine by Maine Planning & Engineering Associates dated May 23, 1978, recorded in the Androscoggin County Registry of Deeds, Plan Book 28, Page 55;

Thence N 51° 42' E, 320 feet along the northwest line of aforesaid Lot 2 to the point of the beginning of lot herein described and conveyed;

Thence N 51° 42° East, 320 feet along the northwest line of aforesaid Lot 2 to a point;

Thence S 69° 53' 13" E, 269.06 feet across land now or formerly of John and Diane Bissonnette to a point;

Thence S 51° 42" W, 440 feet along the southeast line of aforesaid Lot 2 to a point;

Thence N 43° 31' 06" W, 230.15 feet across land now or formerly of John and Diane Bissonnette, to point of beginning, containing 87,096 square feet or 2.00 acres.

BEING a portion of the premises conveyed to John Bissonnette and Diane Bissonnette by Warranty Deed from Robert O. Hanscom, Jr. and Audrey M. Hanscom dated April 2, 1987, recorded in the Androscoggin County Registry of Deeds in Book 2072, Page 175.

INCLUDED in this conveyance is an appurtenant easement permitting the grantees, their heirs and assigns, the right to use in common with others, a certain RIGHT OF WAY over the parcel shown as "60' RIGHT OF WAY" leading from the easterly sideline of the North Raymond Road in a northeasterly direction along the southerly sidelines of Lots 1A, 1B, 1C and 1D, on a plan entitled "Amended Plan of Hanscom & Wood Subdivision" Poland, Maine, dated July 1990, by Wayne T. Wood & Co., and recorded in the Androscoggin County Registry of Deeds in Book of Plans, Volume 36, Page 43. The Grantees shall have the right to install, service and replace utilities in, on and over the right of way.

Witness my hand and seal this 7th day of November, 2017.

Witness.

ohn Bissonnette

Diane Bissonnette

STATE OF MAINE Androscoggin, ss.

November 7, 2017

Personally appeared the above-named John Bissonnette and Diane Bissonnette and acknowledged the foregoing instrument to be their free and deed

Before me,

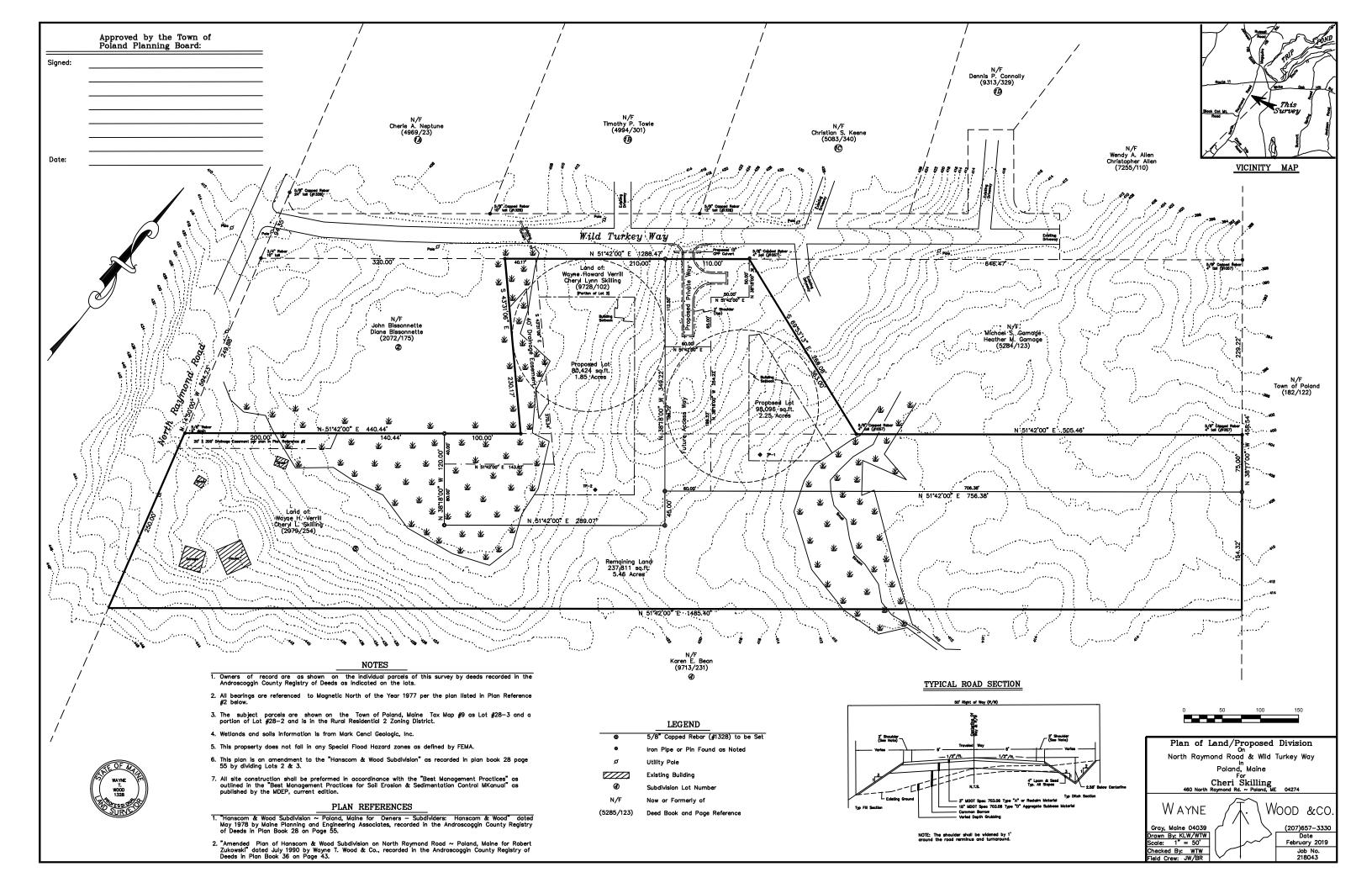
John W. Conway, Attorney at Law

(Warranty Deed prepared without title search by this office)

Linnell, Choate & Webber, LLP, P.O. Box 190 - 83 Pleasant Street, Auburn, ME 04212-0190

Redoc-BissonnetteToVernitl-Skitting-WD

ANDROSCOGGIN COUNTY TINA M CHOUINARD REGISTER OF DEEDS



CEO Office Tel: 207-998-4604

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## **Planning Board Office**

1231 Maine Street, Poland, Maine 04274-7328

## **Findings of Fact & Conclusion of Law**

Date: July 9, 2019

**Application Type:** Formal Shoreland Zoning Application

Owners Name: Mark Fiorino 30 Cross St. Foxborough, MA 02035

**Located at:** 40 West Shore Drive

**Parcel ID:** 0046-0011

**Zoning Districts:** Rural Residential 2 and Limited Residential

#### **Project Description:**

On July 9, 2019 Mr. Fiorino submitted an amended Formal Shoreland Zoning Application to raise the existing roof by four feet (4'). The existing lowest grade was found to be 312.3 feet in elevation and the existing roofline is at 328 feet. The total existing height from the ground to the roof is 15.7 feet. Adding four feet (4') would increase the height of the structure to a total of 19.7 feet.

# 303.2.G. In addition to the standards contained elsewhere in Comprehensive Land Use Code (CLUC), the Planning Board shall consider the following in the Shoreland Area as defined:

#### 1. Will maintain safe and healthful conditions

The proposed building will not interfere with the general health or safety of any neighbors. Based on this information the Planning Board (Board) finds that this criterion will be met.

#### 2. Will not result in water pollution, erosion, or sedimentation to surface waters

Based on the plan submitted the Board finds that the issues of water pollution, erosion, or sedimentation to surface waters have been properly addressed. Based on this information the Board finds that this criterion will be met.

#### 3. Will adequately provide for disposal of all wastewater

A new wastewater disposal system was not applied for therefore; the Board finds that this section is not applicable.

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## 4. Will not have an adverse impact on spawning grounds, fish, aquatic life, birds, or other wildlife habitat

The structure is located completely on land and will not have an impact on the spawning grounds, fish, aquatic life, birds, or other wildlife habitat. Based on this information the Board finds this criterion will be met.

#### 5. Will conserve shore cover and visual, as well as actual, points of access to inland waters

The applicant is proposing to revegetate all disturbed areas. Based on this information above and in the record the Board finds that this criterion will be met.

# 6. Will protect archaeological and historic resources as designated in the Town of Poland Comprehensive Plan

The parcel and abutting parcels do not appear to be associated with any archaeological or historic resources as designated in the Comprehensive Plan therefore; the Board finds that this section is not applicable.

#### 7. Will avoid problems associated with floodplain development and use

The structure associated with this application has a finished floor level that is one foot above base flood elevation. Based on this information above and in the record the Board finds that this criterion will be met.

#### **504.3 Non-Conforming Structures**

#### **504.3.** A. Expansions of Non-Conforming Structures

The applicant is not proposing an expansion only a change in the roof height therefore; the Board finds that this section is not applicable.

#### **504.3. B. Relocation of Non-Conforming Structures**

The applicant only has proposed an increase in roof height only: therefore, the Board finds that this section is not applicable.

#### **507.3.C.** Reconstruction or Replacement of Non-Conforming Structures

The Board must determine if the proposed structure meets the setbacks to the greatest practical extent. The Board considered the size of the lot, the slope of the land, the potential for soil erosion, the location of other similar structures on the adjacent property, the location of the existing rain gardens and underdrainage, the location of the existing septic system, and the type and amount of vegetation that may need to be removed if the structure would be relocated. The applicant did not apply for reconstruction or replacement of the structure: Therefore, the Board finds that this section is not applicable.

#### 504.3. D. Change of Use of a Nonconforming Structure

This application is not for a change of use of the existing non-conforming structure therefore; the Board finds that this section is not applicable.

# 504.3. E. Planning Board Special Review for a Legal Non-Conforming Single-Family Dwelling Located in a Shoreland Zoning District

Setback reductions were not applied for therefore; the Board finds that this section is not applicable.

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#### **508.27 Shoreland Zoning Standards**

#### **508.27.B.** Principal and Accessory Structures

Chapter 5 §504.3 provides the performance standards for relocation and/or reconstruction of non-conforming structures. The applicant has not proposed any accessory structures: therefore, the Board finds that this section is not applicable.

#### **508.27.C.** Multiple Principal Structures

This application does not include multiple principal structures; therefore, the Board finds that this section is not applicable.

#### 508.27.D. Piers, Docks, Wharves, Bridges, and Other Structures and Uses

This application does not include any piers, docks, wharves, bridges or similar structures; therefore, the Board finds that this section is not applicable.

#### 508.27.E. Individual Private Campsites

This application does not include any individual private campsites; therefore, the Board finds that this section is not applicable.

#### 508.27.F. Parking Areas

There are no proposed parking areas with this application nor is the parcel located in the Resource Protection Shoreland Zoning District therefore, the Board finds that this section is not applicable.

#### 508.27.G. Roads and Driveways

There are no proposed driveway changes with this application nor is the parcel located in the Resource Protection Shoreland Zoning District therefore; the Board finds that this section is not applicable.

#### 508.27.H. Storm Water Runoff

There is no expansion applied for only a change in the height of the roof therefore; the Board finds that this section is not applicable.

#### 508.27.I. Essential Services

The applicant is not proposing to install any new electrical poles, transmission lines, satellite dishes, generators, hydrants etc. therefore, the Board finds that this section is not applicable.

#### 508.27.J. Mineral Exploration and Excavation Permits

The application is not for mineral exploration or any other mining or gravel pit operations therefore, the Board finds that this section is not applicable.

#### 508.27.K. Agriculture

The applicant is not proposing any livestock grazing areas, manure stockpiles, or any agriculture activates within the parcel therefore, the Board finds that this section is not applicable.

# 508.27.M. Clearing or Removal of Vegetation for Development Other Than Timber Harvesting or Individual Private Campsites

The removal of vegetation was not part of this application, the Board finds that this section is not applicable.

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#### Conclusion

- The application checklist was approved as complete on July 9, 2019, at which time the Board voted to waive the requirement for a site walk and public hearing.
- The applicant has provided the Board with a Deed (Book 8842, Page 295) showing reasonable right, title, or interest in the property.
- The Board has concluded that they have the jurisdiction to review the application under section Chapter 5 §504.3 (Non-Conforming Structures).

Therefore, the Town of Poland Planning Board hereby approves (5-0) with the following conditions, the application for Mark Fiorino, raise the roof height, as described in the application dated June 27, 2019 and the approved site plan dated June 27, 2019 and the above findings of facts.

#### **Conditions of Approval**

- Soil Erosion Control and Stormwater Management Measures shall be in place prior to construction. The Code Enforcement Officer may require additional measures be taken.
- Soil disturbance during the period March 1st to May 1st is prohibited.
- Any disturbed soils shall be revegetated immediately upon completion of construction and any disturbed soils within 100-ft. of the high-water mark shall be revegetated per the approved plan.
- This approval will expire twelve (12) months from the date of Planning Board approval if the project or the use has not been started within this allotted time.
- Building/use permits shall be obtained prior to the start of construction/use.
- A certified person in erosion control practices by the Maine Department of Environmental Protection must be present at the site each day earthmoving activity occurs for a duration that is sufficient to ensure that proper erosion and sedimentation control practices are followed. This is required until erosion and sedimentation control measures have been installed, which will either stay in place permanently or stay in place until the area is sufficiently covered with vegetation necessary to prevent soil erosion.
- The applicant has agreed to follow the recommendations by Androscoggin County Soil and Water Conservation District regarding pre and post storm water, erosion, and phosphorus issues within the parcel.
- Plan approval is also conditioned upon compliance by the Applicant with the Plans and specifications which have been received by the Planning Board in connection with the development proposal as well as with any oral or written commitments regarding the project which were specifically made by the Applicant to the Board in the course of its deliberations.
- The applicant must apply for and obtain all applicable permits for the proposed development under the
  Natural Resources Protection Act, Title 38 M.R.S.A. section 480-C, the Site Location of Development
  Act, the Erosion and Sedimentation Control law, Title 38 M.R.S.A. section 420-C, the Stormwater
  Management Law, the Federal Clean Waters Act as delegated to the State of Maine, and all other
  applicable state and federal laws regulating the use or development of land.
- The new site plan must be recorded with the Androscoggin County Registry of Deeds within 90 days of approval.
- The existing un-permitted patio and shed #2 must be removed before any permits are issued.

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Pursuant to Section 304.5.B of the CLUC anyone aggrieved of this decision may file a written appeal within thirty (30) days of date of this decision in accordance with Rule 80-B of the Maine Rules of Civil Procedure.

## Date Approved: August 13, 2019 Poland Planning Board

Chairperson	James Porter, Vice -Chairperson
George Greenwood, Secretary	Mark Weinberg
Stephanie Floyd	Cheryl Skilling