WISCASSET SELECT BOARD, TAX ASSESSORS AND OVERSEERS OF THE POOR JANUARY 22, 2019

Preliminary Minutes

Present:

Kim Andersson, Bob Blagden, Chair Judy Colby, Kathy Martin-Savage, Ben Rines, Jr., and

Town Manager Marian Anderson

Chair Judy Colby called the meeting to order at 6 p.m.

1. Pledge of Allegiance

2. Approval of Treasurer's Warrants

- a. Ben Rines, Jr., moved to approve the payroll warrants of January 11 and 18, 2019. Vote 5-0-0.
- b. Bob Blagden moved to approve the accounts payable warrants of January 15 and 22, 2019. Vote 5-0-0.
- 3. Approval of Minutes

Judy Colby moved to approve the minutes of January 8, 2019. Vote 5-0-0.

4. Special Presentations or Awards – none

5. Committee Appointments

Ben Rines, Jr., moved to approve the appointment of Jason Putnam to the Planning Board and the appointment of Stephanie Miles to the Conservation Commission. Vote 5-0-0.

6. Public Hearings

a. To review and discuss possible amendments to the Town's parking ordinance. Clarify the overnight parking and daytime parking in municipal parking lots: **Ben Rines, Jr., moved to go into the public hearing. Vote 5-0-0.** Judy Colby referring to the draft parking ordinance said she thought the public hearing was dealing with only the signage. Chief Hesseltine said the Town should decide what it wanted to do with the parking lots before changing the ordinance and that any changes should be community friendly. He added that there had been no problems during the previous storm. Colby said changes should wait until after the DOT project is finished. Jim Kochan said a larger study was necessary which could be part of the comprehensive plan dealing with multi-family housing, off street parking for residential use, and B&Bs. Lois Kwanz described the unwritten rules regarding the Middle Street parking lot which have worked in the past. **Ben Rines, Jr., moved to come out of the public hearing. Vote 5-0-0.** No changes were made in the ordinance.

7. Public Comment

Bill Murray announced he was circulating a petition for the hiring of a Community Development Specialist who would be part planner and part community development.

Peter Eaton said he thought the fines for traffic violations were too strict, not friendly to tourists, and suggested they be changed to improve public relations.

8. Department Head or Committee Chair

a. Department Head Monthly Reports – see submitted reports: Kim Andersson commented on the Transfer Station report of increase in single stream from \$5 to \$125 per ton. She said this should be kept in mind during the budget process. She described a school project on recycling in which her students had participated.

9. Unfinished Business

a. Comprehensive Plan Ad Hoc Committee Process – Kim Andersson: Andersson and Maryellen Barnes had met to discuss forming a full-time committee of ten to fifteen people with co-chairs to develop a comprehensive plan after reviewing the current comp plan and the State regulations, investigating plans of other towns and gathering viewpoints from all segments of Wiscasset. Barnes suggested a budget of \$20,000, or \$40,000 if contracting with a planning consultant, to cover costs such as surveys, maps, and printing. Andersson said the comp plan was needed not only for grant applications but also to determine the direction of the town.

10. New Business

a. Discussion and Introduction of Interim Town Manager: Judy Colby announced that John O'Connell from Boothbay would take over as interim Town Manager on February 4 and will concentrate on the budget, union contracts, and comprehensive plan. The Town will advertise for a Town Manager at some point in the future. O'Connell, who had worked as an interim town manager for Wiscasset in the past, said he was looking forward to working for the town and wished Marian Anderson the best.

b. Monthly Financials

- H.M. PASON Statement of Accounts
- Department Monthly Expense Report

Anderson said the financials were on track. In response to Ben Rines, Jr.'s question, Anderson said that regarding the \$600,000 drop in value of the reserve funds, that was the year-end value and the investment policy would be followed. She added that O'Connell has the policy.

c. Adoption of Wiscasset Municipal Airport Rules and Regulations: Steve Williams, chair of the Airport Advisory Committee presented the draft rules and regulations for the operation of the Wiscasset Airport including diagrams and glossary. Erv Decker said there had never been a similar document since the airport opened in 1960; however, the FAA had been pressuring the airport to adopt the rules and regulations to comply with federal and state standards. He asked the board for its approval. Kathy Martin-Savage moved to adopt and approve the Wiscasset Municipal Airport Rules and Regulations as submitted. Vote 5-0-0.

11. Town Manager's Report

Marian Anderson expressed appreciation to the board. She said she had been working on a transition document for John O'Connell and would provide a copy to the board.

12. Other Board Business

Judy Colby reminded the board that the next regular meeting would be on February 5 and the workshop on unpaid property taxes would take place on February 13 at 5 p.m.

13. Adjournment

Kathy Martin-Savage moved to adjourn the meeting at 6:47 p.m. Vote 5-0-0.

5a

Town of Wiscasset Board/Committee Membership Application

Full Name: FRANK SPRAGUE
Street Address: ZO9 6/BBS ROAD
Mailing Address: WISCASSET, INC. Home Phone: 2017-18/14
Town of Legal Residence: WISCASSET CELL 319-8562
Work Phone: <u>987-1734</u> Cell Phone: E-mail
I wish to be considered for the appointment to the: WATER FRONT
Term Of Appointment unling 12/31/2000
Full member: Reappointment: Alternate member:
Do you currently serve or have you ever served on any Town Board? YES
If yes, please state which Board or Committee/term exp. WATER FRONT COM
List civic organizations to which you belong now:
Prior experience, knowledge, or abilities that you have which would contribute to
the activities of the Board or Committee:
Signature: Date: 1/29/2019
Additional comments can be made on the reverse side of this form.
Please return to the Selectmen's Office, 51 Bath Road, Wiscasset, ME 04578, by
fax 882-8228 or e-mail at <u>clerk@wiscasset.org</u>

For Office Use:
Date received: 1999 Date Appointed: Term: onding 12 31 2020

Town of Wiscasset Board/Committee Membership Application

Full Name: PETER MERAE
Street Address: HALE POND ROAD
Mailing Address: Po Box 370 Home Phone: 882-6784
Town of Legal Residence: WISCASSET
Work Phone: Cell Phone: E-mail MCRAE 9060 @RoADRUM
wish to be considered for the appointment to the: Planning Board
PLANNING BOARD Term Of Appointment 2021
Full member: Alternate member:
Do you currently serve or have you ever served on any Town Board? YES
f yes, please state which Board or Committee/term exp. PLANNING
List civic organizations to which you belong now:
Prior experience, knowledge, or abilities that you have which would contribute to
the activities of the Board or Committee:
Signature:
Additional comments can be made on the reverse side of this form.
Please return to the Selectmen's Office, 51 Bath Road, Wiscasset, ME 04578, by
ax 882-8228 or e-mail at <u>clerk@wiscasset.org</u>

or Office Use:
Date received: 12819 Date Appointed: Term: 12/31/2021

R.J. ENTERPRISES, INC.

Environmental Contracting & Consulting P.O. Box 82 ~ Brunswick, ME 04011 207-373-0344

January 23, 2019

Doug Fowler ~ Road Commissioner Town of Wiscasett 51 Bath Road Wiscasett, ME 04578

RE: TOWN OFFICE FLOORING REPLACEMENT PROJECT

Dear Doug,

Thank you for the opportunity to provide pricing for asbestos abatement in conjunction with the above referenced project. The entire municipal facility has asbestos adhesive under various flooring products. On the town office side of the building, there is also asbestos floor tile located in the town manager's office, and potentially under carpeted areas throughout the space. All carpet that is in direct contact with the asbestos mastic is considered to be an asbestos containing material. Any carpet that is on floor tile can be removed as non-asbestos, as long as the tiles don't adhere to the carpet during removal. If the tiles pop, break, or adhere while the carpet is being taken up, removal must cease immediately.

For abatement of the asbestos floor tile, the work area will be isolated with 6-mil polyethylene sheeting on the walls and ceiling. Negative air machines will be running throughout the project to create a vacuum atmosphere within the containment. Barrier tape and OSHA signage will be utilized to establish the asbestos regulated area. A three stage decontamination unit will be erected adjacent to the work area. All employees entering the regulated area will don full asbestos PPE, including respiratory protection in compliance with state, federal and company requirements. Removal of asbestos adhesive without the presence of asbestos floor tile will be done with critical barriers and splash guards containing the regulated area. Negative air machines will be running throughout the duration of the project. Proper OSHA signage and barrier tape will be utilized and restricted access points will be erected at entrances to the

abatement work area. All asbestos will be removed and packaged wet, and transported to an approved asbestos landfill. Following a final cleaning of the work area, visual and air clearances will be completed to ensure completeness of the project.

There are some unknown conditions in regard to the extent of floor tile throughout the space. Pricing is reflective of floor tile within only the town managers office, and square footage pricing is included if more tile is discovered during abatement activities. Additional quantities of discovered material will be verified by town representatives before removal takes place.

Pricing is as follows;

ABATEMENT

all asbestos adhesive throughout the town office section of the municipal building and the asbestos floor tile in the Town Manager's office \$9,600.00

UNIT COST

Cost per square foot of additional floor tile discovered during abatement

\$5./SQ FT

Pricing includes all labor, materials, disposal and all other costs associated with state and federal regulatory compliance.

If you have any questions, or you would like to move forward with this project, please call the office or reply via email.

Best.

uf m

Elizabeth Storer ~ Project Manager R.J. Enterprises, Inc.

R.J. ENTERPRISES, INC.

Environmental Contracting & Consulting P.O. Box 82 ~ Brunswick, ME 04011 207-373-0344

January 23, 2019

John Merry Town of Wiscasett 51 Bath Road Wiscasett, ME 04578

RE: FIRE AND RESCUE SERVICES, WISCASETT MUNICIPAL BUILDING

Dear John,

Thank you for the opportunity to provide pricing for asbestos abatement at the above referenced location. The entire municipal building has asbestos adhesive under various type of flooring. Within the fire and rescue side of the building, there is mostly non-asbestos 12x12 floor tile with some areas of high-traffic carpet. There are also areas of debris originating from crumbling and deteriorating tiles.

The work area will be isolated with 6-mil polyethylene sheeting for critical barriers and splash guards. Negative air machines equipped with HEPA filters will be utilized throughout the project. OSHA signage and barrier tape will be used to establish the asbestos regulated area. Employees entering the regulated area will don asbestos PPE and respiratory protection in accordance with state, federal, and company requirement. All asbestos will be packaged wet for transport to a landfill approved to take asbestos waste.

Total Cost; \$8,000.00

All work will be performed in compliance with all state and federal regulations costs include labor, materials, and disposal as well as visual and air sampling at the conclusion of the project.

If you have any questions, or you would like to schedule this project, please call the office or reply via email.

Best,

Elizabeth Storer ~ Project Manager

R.J. Enterprises, Inc.

Jonathan D Sawyer DBA JDS Plumbing

80 Head Tide Rd.

Alna, ME 04535 207-350-1473

jdsplumbingme@gmail.com

ESTIMATE: For drinking forutain in Fire Dept.

ADDRESS

Town of Wiscasset 51 Bath Rd. Wiscasset, ME 04578 ESTIMATE # 1039 DATE 01/13/2019

JOB

Drinking fountain replacement

ACTIVITY	OTY	RATE	AMOUNT
1	1	1,253.75	1,253.75
Elkay EFA8L1Z floor mounted,			
freestanding water cooler		400.00	100.00
1		100.00	100.00
Material to install			500.00
Labor to remove old unit and install			500.00
new unit			

TOTAL

\$1,853.75

Accepted By

Accepted Date

Marian -That we proceed of replacement, Or 90 w/a "Poland Spring" dispenser and delivery (\$150 th for dispenser + \$25/mos for delivered water)? To: Wiscasset Board of Selectmen, Town Manager Marian Anderson

From: Lisa Thompson, Parks and Recreation Director

Re: 4th of July Planning Committee Proposal

Date: Tuesday, December 18, 2019

The 4th of July parade has been a tradition in the Town of Wiscasset going back decades. However, in recent years and is has been lacking the organization needed to continue to be a successful, sustainable and well attended event. As Parks and Recreation Director and new to this role, I was able to see first hand and with a fresh vision what this event has become and make some suggestions on how we can create a more organized event.

This lack of organization and unwillingness to gather invested volunteers may be contributed to the following factors:

- Many people are on vacation the week of July 4th
- The Bath Heritage Days takes precedence over Wiscasset's celebration for many area residents
- Family celebrations take precedence over attending and / or volunteering for this holiday event
- For town employees, it is a paid holiday and they do not want to work on the holiday

While there seems to be a want for a town parade on the holiday, there is a lack of volunteerism for this event. Initially, there is a good response from town employees, and other interested members of the community. However, I have noticed that as the day draws closer and actual ideas need to be put to action, people drop off the volunteer list due to making other plans, have unexpected family visiting, etc. By the time the 4th of July is here, we are down to a small cluster of people scrambling around trying to make the best of a poor situation. This is frustrating for those who are left to organize. Last year, we could not even find judges for the float contest until I was able to convince Janet and Rob Bickford and Janet's mother, June to help only 2 days before. They did so graciously even though Janet had just undergone surgery. In addition, the Bickford family helped throughout the morning at the waterfront activities, which were sparsely attended. While I am grateful to them and others for their generous help, depending on one family – and at the last minute- is no way a program or event should be successfully executed. Even when looking and asking for months, we were unable to find a Grand Marshall for the parade, and the event went on without one for the first time in many years.

Speaking on behalf of my Department, I do not have the staff available to work a holiday and I am not comfortable asking them to give up their paid or unpaid (in the case of our part time staff) holiday, that is usually spent with family, to help implement this event.

Commented [LT1]:

It is due to last year's observations and experience that I would like to propose that the Board of Selectmen appoint a planning committee for the 4th of July Celebration. This committee would be 6-8-person committee, a cross selection of residents, town officials or employees who are interested and *invested* in seeing a successful 4th of July parade occur from planning, implementation and evaluation. As the Parks and Recreation Director, I am willing to have myself or one of our department staff sit on 4th of July or Town Celebrations planning committee, but going forward, the planning and execution of this event should not be put solely on the Parks and Recreation department.

I would ask that the Board consider this letter as a proposal to have a conversation about this town event and how we can work together to bring it back to life; or, with consideration and conversation, we may come to the conclusion that celebrating on the 4th of July no longer works for the town and perhaps we want to choose another time of year to celebrate the town of Wiscasset. With a new downtown project with a goal of revitalizing the town, this may be a very good time to discuss what we can do to make our town, and celebrations like this more worthwhile, successful and valuable to the town as a whole.

Respectfully Submitted,

Lisa Thompson, CPRP Director of Parks and Recreation Town of Wiscasset





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

DEPARTMENT ORDER

IN THE MATTER OF

TOWN OF WISCASSET) NATURAL RESOURCES PROTECTION ACT
Wiscasset, Lincoln County) ADJACENT ACTIVITY
WATERFRONT DEVELOPMENT) WATER QUALITY CERTIFICATION
L-27947-2F-B-N (approval)) FINDINGS OF FACT AND ORDER

Pursuant to the provisions of 38 M.R.S. §§ 480-A-480-JJ, Section 401 of the Federal Water Pollution Control Act (33 U.S.C. § 1341), and Chapters 310 and 315 of Department Rules, the Department of Environmental Protection has considered the application of the TOWN OF WISCASSET with the supportive data, agency review comments, and other related materials on file and FINDS THE FOLLOWING FACTS:

1. PROJECT DESCRIPTION:

- A. Summary: The applicant proposes to install permanent restroom facilities and associated water supply and wastewater lines at an existing municipal pier known as the Main Street Pier. The water supply line will extend south 1,075 feet to a water source at the existing harbormaster's building. The wastewater line will run parallel to the water supply line, extending 1,105 feet to an existing sewer pumping station. The water supply and wastewater lines will be buried six feet below grade alongside the railroad tracks in the railroad right-of-way. The proposed project is shown on three plans, the first of which is entitled "Exhibit 1," prepared by the Town of Wiscasset and dated November 12, 2018. The water lines will be located approximately 10 to 25 feet from the edge of the coastal wetland. The project site is located off Water Street in the Town of Wiscasset.
- B. Current Use of the Site: The site of the proposed project is located within the State of Maine's Railroad Right-of-Way and on two parcels identified as Lots 63 and 70A on Map U-1 of the Town of Wiscasset's tax maps. The two lots are 0.45 and 0.46 acres in size, respectively. Lot 63 is developed with a municipal pier and multiple seasonal vendors, including an existing shed that will house the proposed restrooms. The right-of-way contains an active rail line. Lot 70A is developed with public and commercial piers and floats, as well as an existing harbormaster's building. Lot 70A is subject to Department Order #L-2190-4E-A-X, dated July 23, 1975, as well as subsequent amendments, revisions, and Permit by Rule Notifications for the construction, repair and maintenance of the waterfront development.
- C. Title, right, or interest: An application must include documentation demonstrating that the applicants have title, right or interest in the property proposed to be developed or used for the project sufficient for the nature and duration of the proposed development or use. The applicant proposes to install water supply and wastewater lines

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within two parcels of land owned by the applicant as well as alongside approximately 1,000 feet of railroad tracks. The applicant submitted a quitclaim deed, dated March 10, 1989, which conveys Lot 63, the northern subject parcel, as well as a quitclaim deed, dated March 20, 1964, which conveys Lot 70A, the southern subject parcel, to the applicant. The applicant further submitted a letter from Maine Department of Transportation, dated November 7, 2018, indicating that the applicant has permission to utilize the railroad right-of-way to install the proposed water lines.

2. EXISTING SCENIC, AESTHETIC, RECREATIONAL OR NAVIGATIONAL USES:

The Natural Resources Protection Act (NRPA), in 38 M.R.S. §480-D(1), requires the applicant to demonstrate that the proposed project will not unreasonably interfere with existing scenic, aesthetic, recreational and navigational uses.

In accordance with Chapter 315, Assessing and Mitigating Impacts to Scenic and Aesthetic Uses (06-096 C.M.R. ch. 315, effective June 29, 2003), the applicant submitted a copy of the Department's Visual Evaluation Field Survey Checklist as Appendix A to the application along with a description of the property and the proposed project. The applicant also submitted several photographs of the proposed project site and surroundings. Department staff visited the project site on March 27, 2018 and on November 2, 2018.

The proposed project is located adjacent to the Sheepscot River, which is a scenic resource visited by the general public, in part, for the use, observation, enjoyment and appreciation of its natural and cultural visual qualities. The shoreline in the vicinity of the project site is developed with multiple piers, commercial buildings, residential structures, abandoned pilings, railroad tracks, and the Route 1 bridge across the river, all of which are visible from the resource.

The proposed water lines will be buried and not visible from the resource. The trench will be backfilled and covered with crushed rock, which is the existing ground cover within the railroad right-of-way. The applicant stated that any remaining areas of disturbed soil will be loamed, seeded, and mulched. The applicant does not propose to remove any trees or shrubs to conduct the proposed project.

The Department staff utilized the Department's Visual Impact Assessment Matrix in its evaluation of the proposed project and the Matrix showed an acceptable potential visual impact rating for the proposed project. Based on the information submitted in the application, the visual impact rating and the site visits, the Department determined that the location and scale of the proposed activity is compatible with the existing visual quality and landscape characteristics found within the viewshed of the scenic resource in the project area.

The Department determined that based on the nature of the proposed project and its location, there are no existing recreational or navigational uses of the resource that would be unreasonably impacted.

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The Department finds that the proposed activity will not unreasonably interfere with existing scenic, aesthetic, recreational or navigational uses of the coastal wetland.

3. <u>SOIL EROSION</u>:

The NRPA, in 38 M.R.S. §480-D(2), requires the applicant to demonstrate that the proposed project will not cause unreasonable erosion of soil or sediment nor unreasonably inhibit the natural transfer of soil from the terrestrial to the marine or freshwater environment.

The applicant submitted construction and erosion control plans with the application. The proposed project will be constructed from the upland with the use of a compact trenching machine and hand tools. The applicant anticipates that the project will be completed within one day. Work will not be conducted before, during, or after a precipitation event. The trench will be backfilled with the excavated soil and covered with crushed rock. Any excess soil will be removed off site. Any remaining areas of disturbed vegetation will be reseeded and mulched.

The Department finds that the activity will not cause unreasonable erosion of soil or sediment nor unreasonably inhibit the natural transfer of soil from the terrestrial to the marine or freshwater environment.

4. HABITAT CONSIDERATIONS:

The NRPA, in 38 M.R.S. §480-D(3), requires the applicant to demonstrate that the proposed project will not unreasonably harm significant wildlife habitat, freshwater wetland plant habitat, threatened or endangered plant habitat, aquatic or adjacent upland habitat, travel corridor, freshwater, estuarine or marine fisheries or other aquatic life.

The project site is a railroad right-of-way located adjacent to the coastal wetland. The upland consists of a mix of crushed rocks, a thin strip of grass and sparse shrubby vegetation. The site slopes gradually to the intertidal zone, which consists of a boulder, cobble, and gravel beach with sparse patches of salt marsh vegetation.

According to the Department's Geographic Information System (GIS) database there are no mapped Essential or Significant Wildlife Habitats located at the site of the proposed activity; however, there is Tidal Waterfowl and Wading Habitat (TWWH) located adjacent to the project site, approximately 40 feet seaward. There will be no impact to the significant wildlife habitat

The Department further finds that the activity will not unreasonably harm any freshwater wetland plant habitat, threatened or endangered plant habitat, aquatic or adjacent upland habitat, travel corridor, freshwater, estuarine or marine fisheries or other aquatic life.

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5. WATER QUALITY CONSIDERATIONS:

As discussed in Finding 3, the applicant proposes to use erosion and sediment control during construction to minimize impacts to water quality from siltation.

The Department does not anticipate that the proposed project will violate any state water quality law, including those governing the classification of the State's waters.

6. WETLANDS AND WATERBODIES PROTECTION RULES:

The applicant does not propose to directly or indirectly alter the coastal wetland to install the proposed restrooms or water lines. Portions of the project will be located within 10 feet of the of the coastal wetland.

The Wetlands and Waterbodies Protection Rules, 06-096 C.M.R. 310 (last amended January 26, 2009), interpret and elaborate on the Natural Resources Protection Act (NRPA) criteria for obtaining a permit. The rules guide the Department in its determination of whether a project's impacts would be unreasonable. A proposed project would generally be found to be unreasonable if it would cause a loss in wetland area, functions and values and there is a practicable alternative to the project that would be less damaging to the environment. Each application for a NRPA permit that involves an activity adjacent to a coastal wetland must provide an analysis of alternatives in order to demonstrate that a practicable alternative does not exist.

- Avoidance. An applicant must submit an analysis of whether there is a practicable alternative to the project that would be less damaging to the environment and this analysis is considered by the Department in its assessment of the reasonableness of any impacts. The applicant submitted an alternatives analysis for the proposed project dated November 12, 2018. The purpose of the project is to improve the public restroom facilities in the area of the Main Street Pier. Currently, the closest permanent public restrooms are located approximately 1,000 feet away. In recent years, the applicant has provided portable toilets in this area during the busy season. The applicant considered continuing to provide portable toilets, but determined that these toilets are costly, unsanitary, and insufficient to support the predicted increase in visitors to the area following recent developments in the downtown area. The applicant considered installing the water lines under the railroad right-of-way, but determined that this option is not financially or logistically feasible. The preferred option provides permanent public restrooms without any direct or indirect impacts to the coastal wetland. In light of these considerations, the applicants stated that there is no practicable alternative to the proposed project that can meet the applicant's needs, and that the project does not directly impact the resource.
- B. Minimal Alteration. In support of an application and to address the analysis of the reasonableness of any impacts of a proposed project, an applicant must demonstrate that the amount of coastal wetland to be altered will be kept to the minimum amount

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necessary for meeting the overall purpose of the project. The applicant designed the proposed project to be outside of the coastal wetland and to have no direct or indirect impacts to the resource. The proposed water lines will be located as far from the resource as logistically feasible. The applicant stated that the proposed project minimizes impacts to the coastal wetland to the greatest extent practicable.

C. Compensation. In accordance with Chapter 310 §5(C)(6)(b), compensation may be required to achieve the goal of no net loss of coastal wetland functions and values. This project will not result in over 500 square feet of fill in the resource, which is the threshold over which compensation is generally required. Further, the proposed project will not have an adverse impact on marine resources or wildlife habitat as determined by the Department. For these reasons, the Department determined that compensation is not required.

7. OTHER CONSIDERATIONS:

The Department finds, based on the design, proposed construction methods, and location, the proposed project will not inhibit the natural transfer of soil from the terrestrial to the marine environment, will not interfere with the natural flow of any surface or subsurface waters, and will not cause or increase flooding. The proposed project is not located in a coastal sand dune system, is not a crossing of an outstanding river segment, and does not involve dredge spoils disposal or the transport of dredge spoils by water.

BASED on the above findings of fact, and subject to the conditions listed below, the Department makes the following conclusions pursuant to §§ 480-A-480-JJ and Section 401 of the Federal Water Pollution Control Act:

- A. The proposed activity will not unreasonably interfere with existing scenic, aesthetic, recreational, or navigational uses.
- B. The proposed activity will not cause unreasonable erosion of soil or sediment.
- C. The proposed activity will not unreasonably inhibit the natural transfer of soil from the terrestrial to the marine or freshwater environment.
- D. The proposed activity will not unreasonably harm any significant wildlife habitat, freshwater wetland plant habitat, threatened or endangered plant habitat, aquatic or adjacent upland habitat, travel corridor, freshwater, estuarine, or marine fisheries or other aquatic life.
- E. The proposed activity will not unreasonably interfere with the natural flow of any surface or subsurface waters.
- F. The proposed activity will not violate any state water quality law including those governing the classifications of the State's waters.

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G. The proposed activity will not unreasonably cause or increase the flooding of the alteration area or adjacent properties.

- H. The proposed activity is not on or adjacent to a sand dune.
- I. The proposed activity is not on an outstanding river segment as noted in 38 M.R.S. § 480-P.

THEREFORE, the Department APPROVES the above noted application for the TOWN OF WISCASSET to install water supply and wastewater lines adjacent to the coastal wetland as described in Finding 1, SUBJECT TO THE ATTACHED CONDITIONS, and all applicable standards and regulations:

- 1. Standard Conditions of Approval, a copy attached.
- 2. The applicant shall take all necessary measures to ensure that its activities or those of its agents do not result in measurable erosion of soil on the site during the construction of the project covered by this approval.
- 3. Severability. The invalidity or unenforceability of any provision, or part thereof, of this License shall not affect the remainder of the provision or any other provisions. This License shall be construed and enforced in all respects as if such invalid or unenforceable provision or part thereof had been omitted.

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 25TH DAY OF JANUARY , 2019.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

State of Maine
Board of Environmental Protection

For: Melanie Loyzim, Acting Commissioner

PLEASE NOTE THE ATTACHED SHEET FOR GUIDANCE ON APPEAL PROCEDURES.

KG/L27947BN/ATS#83784



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. <u>Approval of Variations From Plans.</u> 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. <u>Compliance With All Applicable Laws.</u> 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. <u>Erosion Control.</u> 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. <u>Compliance With Conditions</u>. 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. <u>Time frame for approvals.</u> 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. <u>No Construction Equipment Below High Water.</u> 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. <u>Permit Included In Contract Bids.</u> A copy of this permit must be included in or attached to all contract bid specifications for the approved activity.
- H. <u>Permit Shown To Contractor.</u> 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.

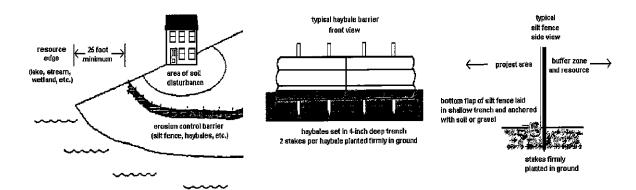


STATE OF MAINE **DEPARTMENT OF ENVIRONMENTAL PROTECTION**17 STATE HOUSE STATION, AUGUSTA, MAINE 04333

Erosion Control for Homeowners

Before Construction

- 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.

L-27947-2F-B-N 9 of 9

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. It 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.

DEPLW0386 A2012



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.





2018 Animal Control Survey

Town/ City / Region:	DCASS21			
Person completing survey:	CANDACE WA	u _	Title:P_(<u>'0</u>
Contact #: 350 - 50	182			
Complaint Type	Number of Complaints	Number Issued	of Violations	
Dog At Large	22	5		
License Necessary	_5_	<u>_v</u>		
Keeping a Dangerous Dog*	4_	4	# of Dangerous	# of Nuisance
Rabies Vaccination Violations		# Dog	#Cat	
Cat Complaints	32			
Animal Trespass Complaints	19			
Owner Institutionalized	4			
Cruelty Complaints	7_	0		
Possible Rabid Animals	8			
Wildlife Related Calls				
Other Violations**	69			,
	170 Total number of Co	omplaints fo	or 2018***	

Please submit prior to January 31st 2019

^{* 7 § 3952} Keeping a Dangerous Dog also includes Nuisance dog as well. Please list the number of summons issued and how many dogs were deemed by the court to be dangerous or a nuisance.

^{**} Please include any local ordinance violations or other complaints that are not listed, such as loose tortoise and snake calls in this number.

^{***} If all you have is a total number of complaints due to data base restrictions, please just send AWP that information. If you have any questions, please call AWP.





2018 Animal Control Survey

Please answer these next few questions to the best of your abilities.

1.	what types of animals are the biggest cause of complaint in your community? a. DOW PCARO E
	b. STRAY ODE
	c. STRAY/COMMUNITY COT
	C. Startifogkanter
2.	Have you had to handle any exotic animals with in the past year due to a complaint?
	a. Yes
	to. No
3.	What types?
	â
	b
4.	What type of training do you feel you need the most?
	a. LIUESTOCK / FIRSTAID/CPR -FOR ANIMALS
5.	Do you belong to your County Animal Response Team (CART)?
	a. Yes b. No NO CART TEAM
	b. No NO COHCI CATIV
_	
6.	
	a. yes
	b. No

MAINE SERVICE CENTERS COALITION

60 Community Drive • Augusta, Maine 04330 • (207) 623-8428

William Bridgeo, Chair City of Augusta (207) 626-2300

January 8, 2019

Catherine Conlow, Vice Chair City of Bangor (207) 992-4204

Ms, Marian L. Anderson, Town Manager Town of Wiscasset 51 Bath Road Wiscasset, ME 04578-4108 Scott Morelli, Secretary City of South Portland (207) 767-3201

Christine Landes, Treasurer City of Gardiner (207) 582-4200

Dear Marian:

The 2019 Maine Legislative Session has begun with a new Legislature and a new Administration for the first time in eight years. We are asking that you renew your dues support of the Maine Service Centers Coalition. We knew at the beginning of 2018 that there would be significant battles and that our efforts would again be primarily defensive as we approached the end of the most antigovernment period in recent Maine history.

As the attached Priority Legislation summary shows, we helped achieve some impressive successes in an extremely hostile atmosphere. Our efforts helped with the approval of badly needed Transportation and Wastewater Treatment bonds. We supported the bill that established an accurate cost of State and Local contributions to the total cost of Education. Working with a small coalition we helped pass two pieces of legislation (over vetoes from the Governor) that provided more than \$18 million for County Jails. We also successfully worked to pass General Fund and Highway Fund Budgets that prevented further raids on municipal revenue.

On the defensive side we helped defeat Administration bills that; Would have made the TIF process more difficult for municipalities, would have diverted \$30 million in municipal sales tax on vehicles and related items to the Highway Fund, would have sharply decreased the municipal excise tax on autos and finally, significantly mitigated the severe burdens on municipalities in the original version of the Governor's Elderly Tax Lien Foreclosure bill.

There are some obvious reasons for optimism in 2019. The cut to Revenue Sharing ended this fiscal year and full funding is part of the base budget that the new Legislature begins with. The Legislative and Attorney General experience that Governor Mills brings to the office is invaluable in assessing Maine's needs. The biggest problem that she and the incoming legislature face is the difficulty in prioritizing repairs to the significant damage done over the past eight years.

Governor Mills has already announced that her first priority is the expansion of Medicaid approved by Maine's voters in 2017. That expansion would cover an additional eighty thousand Maine citizens earning less than \$17,000 per year. The expansion will draw down \$525 million in federal funds while Maine's share of the total cost is estimated to be approximately \$55 million. Aside from almost certainly saving lives, the expansion will have a positive impact on our community hospitals reducing the amount of uncompensated care. The program should also reduce the General Assistance burden for many of Maine's Service Centers.

As Governor LePage left office one of the few financial efforts he took credit for is the more than \$250 million in the Budget Stabilization (Rainy Day) Fund. All of us in municipal government know that a case can be made for every dollar in that fund is likely there as a result of the more than \$500 million diverted from Revenue Sharing during the LePage Administration.

The need for your participation in the Maine Service Centers Coalition's advocacy efforts has never been greater. We thank you for your membership this past year and appreciate your support and work with us on the many policy initiatives and positions we advocated on your behalf. Your efforts in outreach to local legislators, working with your local municipal groups and in many cases lobbying with us at the State House were critical to success in defeating or mitigating so many of the attacks directed at municipalities.

We will continue to work with a group of organizations to restore full funding of all revenue to municipalities. Our strategy includes holding every Maine legislator accountable for every vote that impacts municipal revenue and impairs our ability to provide long overdue property tax relief to our citizens. However, as always we will need your help support and input.

Given the obvious advantage of experienced political advice and relationships, the Maine Service Centers Coalition leadership and staff will again rely upon Richard Trahey and his firm of Maine Governmental Relations for professional lobbying staff support. I believe that this relationship with Richard has benefited the Coalition greatly in providing us access to policy makers, sound policy advice and effective advocacy services.

We are enclosing the MSCC Membership Dues invoice for 2019 and hope you will respond favorably. Membership dues are set at twelve cents per capita based on your community's population (established by the State of Maine Revenue Sharing estimate) with a minimum dues payment of \$500 per community. Also enclosed please find an informational form that we ask you to update and return to us. Please be sure to note to whom we should rely upon as the principal REPRESENTATIVE and ALTERNATE for your community.

In addition, please feel free to contact me directly at the Augusta City Hall (207.626,2300) or by e-mail at william.bridgeo@augustamaine.gov

Once again, thank you for your municipality's past support. Together we can make 2019 a productive year for the Maine Service Centers Coalition.

Sincerely,

Bill Bridgeo, Chairperson

Maine Service Centers Coalition

Augusta, Maine

Enclosures (4)

Service Centers Priority Legislation, 2018

Appropriations

LD 1815, Governor's \$106 million Highway Bond {80 Highways, 20 Other Modes, 5Culverts, 1MMA Pier} - Supported - Enacted - PL 467

LD 1510, \$30 million Bond to Provide Wastewater Treatment Infrastructure Grants Supported Enacted – PL 425

Criminal Justice

LD 1490, County Jail Funding at \$6.1 Million Supported, Vetoed and Veto Overridden. PL 450

LD 924, Budget Amendment, included \$12.2 Million for County Jails. Supported Vetoed and Veto Overridden PL 459

Education

Judiciary

LD 1869, Establish the total cost of Education and State & Local Contributions for FY 18 & 19 – Supported, Became Law Without the Governor's Signature PL 446

Health & Human Services

LD 966, Regarding Persons in Jails with Mental Illness and Substance Use Disorders Amendment creates a Statewide Council to achieve uniform assessment and screening. Supported, (Mandate) Bill Died on adjournment.

LD 1919, An Act to Criminalize Failure to Report Child Abuse. Opposed, Bill Died

LD 1833, Facilitate State & Local Compliance with Federal Immigration Law – (Gov. Bill) Opposed, DEAD

State & Local Government

LD 1853, Ensure Safe and Consistent Regulation of Pesticides - (Gov. Bill) Opposed - DEAD

LD 1588, Maintain Mail Routes & Access to Residential Structures – (Gov. Bill) Opposed-Amendment changed the title to An Act to Maintain Access to Property on Discontinued Roads – Still Opposed Amended again, Bill Enacted PL 345

Taxation

LD 1565, Ensure Effectiveness of TIF's - Opposed - DEAD

LD 1765, Divert \$30 million in sales tax on vehicles and related items to the Highway Fund Opposed – DEAD

LD 1687, Change Excise Tax on Autos - Opposed - DEAD

LD 1629, Elderly Tax Lien Foreclosure – (Gov. Bill) Opposed, - Amended in Comm. –Opposed, Amended in Senate last day of Session. Enacted - PL 478

LD 1655, Maine Tax Conformity – (Gov. Bill) Opposed, Amended in Committee – Became law without the Governor's signature. PL 474

Transportation

LD 1806, Fees on Hybrid & Elec. Vehicles, (Gov. Bill) - Opposed - DEAD

LD 1149, Provide Revenue to Fix Maine's Infrastructure, - Amendment proposes to increase the fuel tax 3 cents per gallon on 1/1/2019 and 3 cents per gallon on 1/1/2020. Supported – Died on Adjournment



Consulting Engineers and Scientists

Project 171.06108

January 24, 2019

Wiscasset Board of Selectmen 51 Bath Road Wiscasset, ME 04578

RE:

Letter of Intent: Groundwater Discharge to Municipal Sewer System

Former Mason Station Powerhouse Building

Wiscasset, Maine

Dear Board of Selectmen:

This Letter of Intent is being submitted to describe proposed groundwater discharge activities at the former Mason Station Powerhouse Building located on Point East Drive in Wiscasset.

Ransom Consulting Inc. (Ransom) is currently assisting the owners of the Mason Station Powerhouse Building with remediation efforts in response to a leaking electrical transformer. The remediation efforts are being performed at the direction of and with oversight from the Maine Department of Environmental Protection (MEDEP). The remediation efforts require the disposal of rain water/groundwater that has accumulated within the structure and has been impacted by the electrical transformer release. Ransom proposes to process the water through a bag filter and activated carbon treatment system to remove contaminants and discharge the water to the municipal sewer system. Ransom anticipates no more than 4,800 gallons would be discharged to the sewer system per day, over a 2 or 3-day period. We have attached analytical data from two samples that were collected after the water treatment process. The analytical data is "ND" (non-detect) for all contaminants of concern, showing that the bag filter/activated carbon treatment process described above is successful at removing the contaminants prior to discharge to the sewer system. This data has previously been provided to Waste Water Treatment Plant personnel.

We understand that there may be a fee associated with this proposed discharge. We ask that the Town of Wiscasset consider this proposed discharge plan and provide authorization for the discharge of the treated water. Please let us know if you require additional information or have additional conditions for the proposed discharge. We appreciate your consideration.

Senior Project Manager

Erik Phenix, C.G.

To Phenos

Project Geologist

cc: Mr. Scott Holden, Mason Station LLC.

Attach: Laboratory Analytical Reports from samples collected on January 8 and 14, 2018.

400 Commercial Street, Suite 404, Portland, Maine 04101, Tel (207) 772-2891 Pease International Tradeport, 112 Corporate Drive, Portsmouth, New Hampshire 03801, Tel (603) 436-1490, Fax (603) 436-6037 12 Kent Way, Suite 100, Byfield, Massachusetts 01922-1221, Tel (978) 465-1822 60 Valley Street, Building F, Suite 106, Providence, Rhode Island 02909, Tel (401) 433-2160 2127 Hamilton Avenue, Hamilton, New Jersey 08619, Tel (609) 584-0090

JUNIO 140.0 1 1 1 10 10.20



ANALYTICAL REPORT

Lab Number:

L1900872

Client:

Ransom Consulting, Inc.

400 Commercial Street

Suite 404

Portland, ME 04101-4660

ATTN:

Steve Dyer

Phone:

(207) 772-2891

Project Name:

MASON STATION

Project Number:

171.06108

Report Date:

01/11/19

The original project report/data package is held by Alpha Analytical. This report/data package is paginated and should be reproduced only in its entirety. Alpha Analytical holds no responsibility for results and/or data that are not consistent with the original.

Certifications & Approvals: MA (M-MA086), NH NELAP (2064), CT (PH-0574), IL (200077), ME (MA00086), MD (348), NJ (MA935), NY (11148), NC (25700/666), PA (68-03671), RI (LAO00065), TX (T104704476), VT (VT-0935), VA (460195), USDA (Permit #P330-17-00196).

Eight Walkup Drive, Westborough, MA 01581-1019 508-898-9220 (Fax) 508-898-9193 800-624-9220 - www.alphalab.com



L1900872 01/11/19

Receive Date

01/08/19

01/08/19 12:15

WISCASSET, ME

Matrix WATER

Client ID EFFLUENT 1

L1900872-01

Alpha Sample ID

Sample Location

Collection Date/Time

Report Date:

Lab Number:

MASON STATION

171.06108

Project Number: Project Name:

Page 2 of 38

JULIAN 140.0 1 1 1 10 10.20

Project Name:

MASON STATION

Project Number:

171.06108

Lab Number:

L1900872

Report Date:

01/11/19

Case Narrative

The samples were received in accordance with the Chain of Custody and no significant deviations were encountered during the preparation or analysis unless otherwise noted. Sample Receipt, Container Information, and the Chain of Custody are located at the back of the report.

Results contained within this report relate only to the samples submitted under this Alpha Lab Number and meet NELAP requirements for all NELAP accredited parameters unless otherwise noted in the following narrative. The data presented in this report is organized by parameter (i.e. VOC, SVOC, etc.). Sample specific Quality Control data (i.e. Surrogate Spike Recovery) is reported at the end of the target analyte list for each individual sample, followed by the Laboratory Batch Quality Control at the end of each parameter. Tentatively Identified Compounds (TICs), if requested, are reported for compounds identified to be present and are not part of the method/program Target Compound List, even if only a subset of the TCL are being reported. If a sample was re-analyzed or re-extracted due to a required quality control corrective action and if both sets of data are reported, the Laboratory ID of the re-analysis or re-extraction is designated with an "R" or "RE", respectively. When multiple Batch Quality Control elements are reported (e.g. more than one LCS), the associated samples for each element are noted in the grey shaded header line of each data table. Any Laboratory Batch, Sample Specific % recovery or RPD value that is outside the listed Acceptance Criteria is bolded in the report. All specific QC information is also incorporated in the Data Usability format of our Data Merger tool where it can be reviewed along with any associated usability implications. Soil/sediments, solids and tissues are reported on a dry weight basis unless otherwise noted. Definitions of all data qualifiers and acronyms used in this report are provided in the Glossary located at the back of the report.

In reference to questions H (CAM) or 4 (RCP) when "NO" is checked, the performance criteria for CAM and RCP methods allow for some quality control failures to occur and still be within method compliance. In these instances the specific failure is not narrated but noted in the associated QC table. The information is also incorporated in the Data Usability format of our Data Merger tool where it can be reviewed along with any associated usability implications.

Please see the associated ADEx data file for a comparison of laboratory reporting limits that were achieved with the regulatory Numerical Standards requested on the Chain of Custody.

HOLD POLICY

For samples submitted on hold, Alpha's policy is to hold samples (with the exception of Air canisters) free of charge for 21 calendar days from the date the project is completed. After 21 calendar days, we will dispose of all samples submitted including those put on hold unless you have contacted your Client Service Representative and made arrangements for Alpha to continue to hold the samples. Air canisters will be disposed after 3 business days from the date the project is completed.

Please contact Client Services at 800-624-9220 with any questions.

i, the undersigned, attest under the pains and penalties of perjury that, to the best of my knowledge and belief and based upon my personal inquiry of those responsible for providing the information contained in this analytical report, such information is accurate and complete. This certificate of analysis is not complete unless this page accompanies any and all pages of this report.

Nails Amita Naik

Authorized Signature:

Title: Technical Director/Representative

Date: 01/11/19



SEWER LIEN FORECLOSURES 1-11-19

Acct	Name	Total Due	
640	BAILEY, DESIREE	498.45	paid but check bounced
587	BLACKMAN, BURTON K.	957.21	
891	DUTTON, DAVID	865.03	believe deceased
707	HEALD, STEPHEN L.	2,129.97	has made payment agreement
668	HUBER, MATTHEW	1,475.76	

Marian Anderson

From:

Bruce Flaherty <bwflah@gmail.com>

Sent:

Monday, January 21, 2019 1:42 PM

To: Subject: townmanager@wiscasset.org; admin@wiscasset.org For Selectmen: 2019 Wiscasset Spirit of America Tribute

Dear Marian, Kathy & Other Wiscasset Officials,

Hope you're enjoying a great 2019 & thank you for your town choosing a number of Spirit of America Foundation award winners over the years – Wiscasset is listed with pride on Foundation website https://www.spiroaft.com/gems

Invitation:

Your Board of Selectmen is asked to pick the local person, project or group to receive the 2019 Wiscasset Spirit of America Foundation Tribute for outstanding community service using your own criteria and to honor the recipient (presumably with a resolution or proclamation) at a Selectmen's meeting in April (National Volunteer Month). We'll need to know (see end of this e-mail) about the recipient to facilitate an anticipated Fall event honoring all 2019 Spirit of America award winners throughout Lincoln County.

Best/simplest strategy for most communities: choose the one to whom your annual town report is dedicated as Spirit of America winner and honor them (perhaps posthumously) at the annual town meeting – it's a well-attended event (great publicity for those honored) & is a nice tradition to which folks will look forward!

Your Selectboard may choose and honor the town's Spirit of America recipient each year without waiting to hear from us.

County event:

The 2019 privilege granted to Maine municipalities to choose Spirit of America Foundation Tribute winners expires on June 30. For any municipality not informing us of its Spirit of America recipient by 6/30, its county officials have permission to pick the 2019 winner. That sensible arrangement gives towns plenty of time to make a selection, helps counties with planning/preparing certificates for their annual Spirit of America event, and could ensure the county ceremony publicizes community service for each town.

Fourteen Maine counties already have hosted ceremonies honoring their towns' recipients of the 2018 Spirit of America Foundation Tribute – visit https://www.cumberlandcounty.org/civicmedia?vid=83 to watch Cumberland's exciting 11/13/18 event!

Background:

Spirit of America Foundation is a 501(c)(3) public charity established in Augusta, ME to encourage volunteerism & it allows the Spirit of America Foundation Tribute to be presented in the name of any Maine municipality. There is no fee involved, and local officials chose their community's 2018 Spirit of America winner in 150+ towns!

The first Spirit of America Foundation award was presented to Alma Jones by Augusta Mayor William Burney on Nov. 26, 1991. Maine Governors John Baldacci and Angus King and Maine Municipal Association Director Chris Lockwood are among many who have played key roles at one of the 500+ Spirit of America ceremonies over the years. You can find more info about the Foundation on website https://www.spiroaft.com/gems (where the 'Municipal Resolution' page has sample resolutions, and the 'Honored Ever' page lists towns' previous winners).

A municipality may achieve Spirit of America's Gold Distinction by presenting the Spirit of America Foundation Tribute at the annual town meeting or inauguration, during an annual community festival, or during National Volunteer Month (April). Qualifying towns are listed on the 'Gold Distinction' page at website https://www.memun.org website under 'Recent Announcements').

2018 Gold Distinction towns included: Appleton, Arrowsic, Athens, Bath, Belgrade, Benton, Bethel, Bowdoinham, Brooks, Burnham, Cambridge, Canaan, Castle Hill, Chapman, Chelsea, China, Damariscotta, Dayton, Dedham, Dixfield, Dresden, Eliot, Embden, Fairfield, Farmingdale, Franklin, Freedom, Georgetown, Greene, Greenwood, Guilford, Hanover, Harmony, Hartland, Hiram, Hollis, Jackman, Jefferson, Knox, Kingfield, Lagrange, Lamoine, Leeds, Lewiston, Lincolnville, Lisbon, Livermore, Lyman, Machiasport, Madison, Mapleton, Mechanic Falls, Mercer, Merrill, Minot, Monmouth, Moose River, Moscow, Mount Desert, Mount Vernon, New Portland, Newcastle, Newfield, Nobleboro,

Norridgewock, North Berwick, North Yarmouth, Oakland, Owls Head, Palermo, Palmyra, Paris, Peru, Phippsburg, Pittsfield, Pittston, Poland, Rangeley, Readfield, Richmond, Rome, Rumford, Sabattus, Saco, Sangerville, Searsport, Sedgwick, Shapleigh, Sidney, Skowhegan, Smithfield, Smyrna, Solon, South Bristol, St. Albans, Starks, Stockton Springs, Surry, Swanville, Temple, Troy, Vassalboro, Wales, Washington, Waterboro, Wayne, West Bath, West Gardiner, Whitefield, Willimantic, Windham, Winterport, Woodstock, Woolwich.

If by Feb. 28 you tell us Wiscasset has picked its 2019 Spirit of America winner, we'll publicize your town as a 'Pacesetter'!

In any case, by June 30 please let us know the name, mailing address and an accomplishment of Wiscasset's 2019 Spirit of America recipient and the occasion of your local award ceremony (see end of this e-mail).

Thanks for your immense help to volunteerism!

Bruce Flaherty, President
Maine Spirit of America
(a chapter of Spirit of America Foundation)
622-7311, bwflah@gmail.com

These past Spirit of America winners might trigger ideas for your selection:
Connor Barry, a youth, raised \$275 from Hot Chocolate sales and bought needy kids Xmas gifts.
FHC, Inc. (a business) runs several community projects, including fundraisers for fire dept. & school.
The Herring Family has volunteered and held many municipal positions over a 200-year period.
Vernon Stevens is police officer saving lives of two youths as their home was engulfed in flames.

We anticipate the most common 2019 scenario will be that towns present a resolution (and the 'Municipal Resolution' page at <a href="mailto:spirito:sp

After your town selects its 2019 winner, please visit website https://www.spiroaft.com/soatd & follow these steps to enter the info we need from 'you':

Click 'Login' link at top right, enter 'Sa34-t' for both Username and Password, then click 'Log in' button, click 'Home'.

Enter 'Town', 'Winner Name', 'Winner Mailing Address', 'Winner Accomplishments' (at least 15 words), Occasion of award presentation/'Distinction', 'Dedication', 'Name of Committee Choosing Winner', 'Your Name', 'Your Title', 'County', then click 'Submit'.

Thank you so much for your help!



January 15, 2019

Dear Municipal Official:

Charter Communications, locally known as Spectrum, is making its customers aware that **effective on or after February 15, 2019**, the following changes will occur on the channel lineup serving your community.

The **Spectrum TV Silver** package will no longer include Cinemax and its related channels. Cinemax and its related channels will be available for subscription as an a la carte service only. The monthly a la carte subscription rate will be reduced from \$15.00 to \$9.99.

The **Spectrum TV Gold** package will no longer include Cinemax, EPIX or their related channels. These services will be available for subscription as a la carte services only. The monthly a la carte subscription rates for Cinemax, EPIX and their related channels will each be reduced from \$15.00 to the following rates: Cinemax - \$9.99, EPIX - \$5.99.

Pricing for monthly a la carte TMC subscription service will be reduced from \$15.00 to \$9.99.

If customers would like to subscribe to any of these a la carte services which are now available outside of a package, they can visit www.spectrum.com/getchannels. To view a current Spectrum channel lineup visit www.spectrum.com/channels. To view a current Spectrum rate card visit www.spectrum.com/ratecard. For questions call 1-855-70-Spectrum. Customers may downgrade or disconnect service without charge within 30 days of receipt of this notice.

Please do not hesitate to contact us if you have any questions.

Sincerely,

Shelley Winchenbach Director, Government Affairs Charter Communications





Shelley Winchenbach

Director, New England Charter Government Affairs

January 21, 2019

Re:

Charter Communications – Upcoming Changes

Dear Franchise Official:

At Charter (locally known as Spectrum), we continue to enhance our services, offer more of the best entertainment choices and deliver the best value. We are committed to offering our customers with products and services we are sure they will enjoy. Containing costs and efficiently managing our operations are critical to providing customers with the best value possible. Like every business, Charter faces rising costs that require occasional price adjustments. As a result, customers will be notified that effective on or after February 21, 2019, pricing will be adjusted for the following residential video service:

Broadcast TV Surcharge will change from \$9.95 to \$11.99

We remain committed to providing an excellent experience for our customers, in your community and in each of the communities we serve. If you have any questions about this change, please feel free to contact me at 207-620-3319 or via email at shelley.winchenbach@charter.com.

Sincerely,

Shelley Winchenbach
Director, Government Affairs

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0000211

Municipal Quitclaim Deed without Covenants

KNOW ALL PERSONS BY THESE PRESENTS THAT the Inhabitants of the Municipality of WISCASSET a body, corporate and politic located in LINCOLN County, State of Maine, for consideration paid on , release to CONNORS. SCOTT & CONNORS, WENDY of 118 OLD DRESDEN ROAD, WISCASSET, ME 04578 a certain parcel of land with buildings thereon, if any, located in the Municipality of WISCASSET, LINCOLN, County, State of Maine, identified as follows:

Map R02-17-A on the Tax Maps of the Municipality of WISCASSET, prepared by John E. O'Donnell & Associates and dated April 1, 2017 on file in the Office of the Assessors at 51 Bath Road, Wiscasset, Maine. The Municipality of WISCASSET has acquired its interest in said parcel of land through automatic foreclosure of property tax lien(s) recorded in the Lincoln County Registry of Deeds as follows:

DATE	Book and page number
August 26, 2008	4043/319
<u>July 17, 2009</u>	<u>4175/54</u>
<u>July 20, 2010</u>	<u>4297/78</u>
<u>July 18, 2011</u>	4418/99
<u>July 23, 2012</u>	<u>4548/14</u>
<u>July 19, 2013</u>	<u>4688/121</u>
<u>July 23, 2014</u>	<u>4801/273</u>
<u>June 29, 2015</u>	<u>4901/157</u>
July 27, 2016	5033/140
August 11, 2017	5167/129
<u>September 20, 2018</u>	<u>5306/175</u>

The said Inhabitants of the Municipality of WISCASSET have caused this instrument to be signed in its corporate name by its Board of Selectmen, duly authorized.

Witness our hands and seals this 5th of February, 2019 Board of Selectmen, Wiscasset, Maine

Judith R. Colby, Chair	Benjamin L. Rines, Jr.
Robert L. Blagden	Katharine G. Martin-Savage
Kimberly H. Andersson	

STATE OF MAINE COUNTY OF LINCOLN, ss

5th of February, 2019

PERSONALLY APPEARED the above named BOARD OF SELECTMEN in his/her capacity as Selectman of the Town of Wiscasset, Maine and acknowledged the foregoing instrument to be his/her free act and deed in his/her said capacity and the free act and deed of said Town.

Municipal Quitclaim Deed without Covenants

KNOW ALL PERSONS BY THESE PRESENTS THAT the Inhabitants of the Municipality of WISCASSET a body, corporate and politic located in LINCOLN County, State of Maine, for consideration paid on , release to CONNORS. SCOTT of 118 OLD DRESDEN ROAD, WISCASSET, ME 04578 a certain parcel of land with buildings thereon, if any, located in the Municipality of WISCASSET, LINCOLN, County, State of Maine, identified as follows:

Map R01-035-C on the Tax Maps of the Municipality of WISCASSET, prepared by John E. O'Donnell & Associates and dated April 1, 2017 on file in the Office of the Assessors at 51 Bath Road, Wiscasset, Maine. The Municipality of WISCASSET has acquired its interest in said parcel of land through automatic foreclosure of property tax lien(s) recorded in the Lincoln County Registry of Deeds as follows:

DATE	Book and page number
August 26, 2008	4044/1
July 17, 2009	<u>4175/56</u>
<u>July 20, 2010</u>	<u>4297/80</u>
<u>July 18, 2011</u>	4418/100
July 23, 2012	<u>4548/15</u>
July 19, 2013	<u>4688/122</u>
July 23, 2014	<u>4801/274</u>
<u>June 29, 2015</u>	<u>4901/158</u>
<u>July 27, 2016</u>	<u>5033/141</u>
August 11, 2017	<u>5167/130</u>
September 20, 2018	<u>5306/176</u>

The said Inhabitants of the Municipality of WISCASSET have caused this instrument to be signed in its corporate name by its Board of Selectmen, duly authorized.

Witness our hands and seals this 5th of February. 2019 Board of Selectmen, Wiscasset, Maine

Judith R. Colby, Chair	Benjamin L. Rines, Jr.	
Robert L. Blagden	Katharine G. Martin-Savage	
Kimberly H. Andersson		

STATE OF MAINE COUNTY OF LINCOLN, ss

5th of February, 2019

PERSONALLY APPEARED the above named BOARD OF SELECTMEN in his/her capacity as Selectman of the Town of Wiscasset, Maine and acknowledged the foregoing instrument to be his/her free act and deed in his/her said capacity and the free act and deed of said Town.

ELLIN L. JASMIN, Notary Public My commission expires: December 05, 2020

0000472

DATE

Municipal Quitclaim Deed without Covenants

KNOW ALL PERSONS BY THESE PRESENTS THAT the Inhabitants of the Municipality of WISCASSET a body, corporate and politic located in LINCOLN County, State of Maine, for consideration paid on , release to MCAFEE. MABEL of 930 GARDINER ROAD, WISCASSET, ME 04578 a certain parcel of land with buildings thereon, if any, located in the Municipality of WISCASSET, LINCOLN, County, State of Maine, identified as follows:

Map <u>RO4-001</u> on the Tax Maps of the Municipality of WISCASSET, prepared by John E. O'Donnell & Associates and dated April 1, 2017on file in the Office of the Assessors at 51 Bath Road, Wiscasset, Maine. The Municipality of WISCASSET has acquired its interest in said parcel of land through automatic foreclosure of property tax lien(s) recorded in the Lincoln County Registry of Deeds as follows:

Book and page number

Kimberly H. Anderss	son	
Robert L. Blagden		Katharine G. Martin-Savage
Judith R. Colby, Chai	r	Benjamin L. Rines, Jr.
		ary, 2019 Board of Selectmen, Wiscasset, Maine
	s of the Municipality of WIS ts Board of Selectmen, dul	SCASSET have caused this instrument to be signed in its ly authorized.
uly <u>23, 2012</u> uly 23, 2014	<u>4548/164</u> <u>4802/24</u>	
uly 18, 2011	4418/272	
uly 20, 2010	<u>4297/240</u>	
uly 17, 2009	4175/230	
ugust 26, 2008	<u>4044/168</u>	

STATE OF MAINE COUNTY OF LINCOLN, ss

5th of February, 2019

PERSONALLY APPEARED the above named BOARD OF SELECTMEN in his/her capacity as Selectman of the Town of Wiscasset, Maine and acknowledged the foregoing instrument to be his/her free act and deed in his/her said capacity and the free act and deed of said Town.

ELLIN L. JASMIN, Notary Public My commission expires: December 05, 2020

1200

Town of Wiscasset 51 Bath Road Wiscasset, ME 04578 207-882-8200

NOTICE OF PROPERTY TAX ASSESSMENT REVIEW

01/14/19

David Covey Barry Lewis 215 North Lakeside Drive Lakeworth, FL 33460

PROPERTY REVIEWED

Map R05 Lot 129 RE Acct #179

CU1RRENT ASSESSED VALUE

Land Value: \$ 149,600 Building Value: \$ 0 FINDINGS

After careful i findings have	review of the assessments of your property, the following determination/been made:
The	e assessment is fair and correct. No adjustment will be made.
Т	he assessment is fair and correct. No abatement will be made.
XAı	a adjustment will be made. The following assessments now apply.
	Land Value: \$ 97,100 Building Value: \$ 0
X A	Abatement will be recommended for: \$ 1026.38
	r review lot is to be adjusted to be consistent with direct neighborhood. I hereb If you have any further questions, please feel free to contact the Wiscasset As-

Sincerely;

sessing office.

Ellery G. Bane C.M.A

Assessors Agent

Town of Wiscasset

If you elect to appeal the decision on your request for tax abatement, your appeal process will now go in front of the Lincoln County Commissioners Office. Application must be made in writing to the commissioners within 60 days of this notice. Actions applicable to the tax assessment and abatement appeal process are addressed in Title 36 MRSA Sections 841

Town of Wiscasset 51 Bath Road Wiscasset, ME 04578 207-882-8200

NOTICE OF PROPERTY TAX ASSESSMENT REVIEW

1/22/19

Assessors Agent Town of Wiscasset

Nouria Energy Wiscasset, LLC. 326 Clark Street Worcester, MA 01606

PROPERTY REVIEWED

Map U17 Lot 004-B RE Acct # 2587 (2017 Tax Year) CURRENT ASSESSED VALUE

Land Value: \$0 Building Value: \$0 FINDINGS

After careful review of the assessments of your property, the following determination/findings have been made:
The assessment is fair and correct. No adjustment will be made.
The assessment is fair and correct. No abatement will be made.
X An adjustment will be made. The following assessments now apply.
Land Value: \$ 158,300 Building Value: \$ 0
X Supplement will be recommended for: \$ 2969.71 (2017 Taxes)
Remarks: Per further review and information provided this lot is owned by Nouria Energy Wiscasset, LLC. I hereby recommend supplement for error of record. If you have any further questions, please feel free to contact the Wiscasset Assessing office.
Sincerely;
Ellery G. Bane C.M.A