

MINUTES

MAINE WATER WELL COMMISSION

Wednesday, December 14, 2022

Meeting – HYBRID (In-Person/Zoom)
18 Elkins Lane, Rm 109, Harlow Bldg., Augusta, ME

ATTENDEES:

Commission Members:

(IN-PERSON)

Dwight Doughty, (Chair)
Hydrogeologist, DOT
Alex Pugh
Hydrogeologist, DWP
Ryan Gordon
Hydrogeologist, MGS

Mike Otley
Public Member
Frank Hegarty
Master Well Driller

Jesse Goodwin
Master Well Driller

(ZOOM)

Glenn Dyer
Master Well Driller

Guests:

Margaret Machaiek
AAG

Minutes Prepared By:

Tina Lemieux, Commission Clerk, DWP

PROCEEDINGS: 9:01 am

Review of Meeting Minutes:

Motion to accept the minutes from Wednesday, November 9, 2022, Monthly Meeting *(HYBRID)

❖ MOTION: Jesse Goodwin 2nd: Glenn Dyer VOTE: 5 yea / 1 recused

*Frank Hegarty - recused, not present at last meeting

Exam Applications:

1. NONE

Specialty Well Applications – Commission Review:

1. NONE

Specialty Well Applications – In-House Approval:

1. GRIFFIN-GOODWIN_SWA
2. MERRILL-AFFORDABLE_SWA
3. NILES-GOODWIN_SWA

Other Business:

1. EXAMS: Tuesday, January 10, 2022 @ 10am at Key Bank Building, downtown Augusta
 - a. Eligible candidates will be notified by email

2. SWA Reformat Document: Alex Pugh

- a.1. **Revise SWA cover letter:** revision to include setbacks, and review via email.

Motion for Alex Pugh to revise SWA CL to include setbacks and utilize Commission review via email for development and finalization.

❖ **MOTION:** Dwight Doughty **2nd:** Frank Hegarty **VOTE:** Unanimous

- a.2. **Reformat the Specialty Well Application:** according to Town Offices requested specs
 - b. Commission will allow for reformatting of SWA document according to specifications given,
 - *(1- 3/4 top, 3/4 sides)

3. RULES AND REGULATIONS: Update: Alex Pugh

- a. The following statement will be sent with the submission to the Legislature:

Statement regarding the fee increase for the legislature:

Without a license fee increase, our FY 2023 cash balance is projected to be \$-16,183. One of our largest expenses is 40% of a clerical staff's time, and this negative cash balance incorporates this expense. Since 2019, the Maine Water Well Commission has looked to other Drinking Water Program accounts to fully fund this crucial clerical work. By making the Well Drillers and Pump Installers Apprentice, Journeyman, and Masters licenses the same price, the Commission projects that it will no longer carry a deficit, and all crucial roles will be funded.

4. COMPANY AND EMPLOYEES: Glenn Dyer

- a. Presented questions about the company, master, and employees of:
- b. Commission determined that the structures of both companies are within regulation.

Company:

HALE WELL DRILLING LLC_WDC0290 / WD CO / EXP 2022
***Effective date: 9-23-2021**

Company:

BILL HASKELL & SONS INC_WDC0046 / WD CO, PI CO / EXP 2022
***Effective date: 1-1-2010**

Master Well Driller: (of both companies)

DOUGLAS A HASKELL_WD00133 / WD-M, PI-M, O-GTE / EXP 2022

Employees:

LUKE POMERLEAU_WD02330 / WD-A / EXP 2099
(HALE WELL DRILLING LLC)
***WD-A - Effective date: 9-23-2021**

JOSEPH RIITANO_WD00572 / WD-J, PI-A / EXP 2022 (2099)
(BILL HASKELLS & SONS INC)
***PI-A - Effective date: 1-6-2009**
***WD-J - Effective date: 8-19-2021**

OPEN COMPLAINTS:

SELMER - MARQUIS W&P – complaint, rcvd 9-27-22 – CLOSED

- a. 10-12-22, complaint accepted
- b. 10-14-22, sent Notification Letter to both Marquis W&P and Forest P&F
- c. 10-22-22, Forest P&F response /10-20-22, Marquis W&P response
- d. 11-9-22, Alex Pugh to follow up with SELMER
- e. 11-23-22, email received from Selmer, complaint resolved Joe Levesque sealed well.

Motion to close the complaint, (12-14-22).

❖ **MOTION:** Alex Pugh **2nd:** Frank Hegarty **VOTE:** Unanimous

TUFTS - A-Z WATER SYSTEMS – complaint, rcvd 9-13-22 – OPEN

- a. 9-14-22, complaints accepted
 - 1. FOUNDATIONS EARLY LEARNING CENTER – ME0092430
 - 2. ~~SEBAGO LAKE LODGE—ME0016855~~ - closed, *(12-14-22)
- b. 10-6-22, Notification Letter sent via email and regular mail, has 14-days to respond
- c. 10-12-22, Alex Pugh reached out to DEP and Plumbing Board and reported,
 - i. Plumbing Board stated, “*A-Z was not the last to touch the well.*”
- d. 10-20-22, Response Letter, Heidi Levesque
- e. 11-9-22,
 - 1. FOUNDATIONS EARLY LEARNING CENTER – ME0092430
 - 2. ~~SEBAGO LAKE LODGE—ME0016855~~ - closed, *(12-14-22)

Carl Levesque: statements

- Jed Haws - approved and inspected
- Kate Tufts - said it is resolved, after-the-fact permit issued
- Levesque - issue is over 2 1/2 -years *(3-15-20)

Alex Pugh: to do follow-up with statements and information gathering

Motion to close complaint, Sebago LL - A-Z, (12-14-22).

❖ **MOTION:** Frank Hegarty **2nd:** Jesse Goodwin **VOTE:** Unanimous

Motion to table issues to gather more information for Foundations until next meeting, (12-14-22).

❖ **MOTION:** Jesse Goodwin **2nd:** Alex Pugh **VOTE:** Unanimous

Motion to request information from Levesque Well Drilling, Kevin Levesque, about A-Z complaint, (12-14-22).

❖ **MOTION:** Mike Otley **2nd:** Jesse Goodwin **VOTE:**

FAIR HEARINGS:

HINTON-AFFORDABLE & A-Z WATER – complaint, rcvd 11-03-21 – OPEN

- a. 4-13-22, Violations assessed for A-Z Water Systems and Affordable Well Drilling
- b. 5-5-22, Violation Letters sent to A-Z and Affordable
- c. 5-11-22, A-Z Appeal Response letter
- d. 5-23-22, Affordable Appeal Response letter
- e. 6-8-22, Pending Fair Hearing scheduling (date and time), (MOU, FHRF)
- f. 10-19-22, **Hinton - A-Z, Settlement Proposal received**

JONES-A-Z WATER – complaint, rcvd 10-19-21 – OPEN

- a. 6-8-22, Violations assessed for A-Z Water Systems
- b. 7-1-22, Violation letter sent to A-Z
- c. 7-12-22, A-Z Appeal Response, received
- d. 7-13-22, Fair Hearing to be scheduled after paperwork submitted, (MOU, FHRF)
- e. 10-19-22, **Jones - A-Z, Settlement Proposal received**

**** For FAIR HEARING dates, times, and access via Zoom, please go to the MWWC webpage****
(MEDWP.com → Professionals → Maine Water Well Commission)

****HANSCOM WD-CARMEL WD – complaint, rcvd 11-01-21 – OPEN****

- a. 5-11-22,
 - o Motion to table issues until all 4 – quarterly samples are taken. *(2022-2023, Spring/Fall)
Hegarty/Locke – Unanimous
 - o Motion to turn over alleged SWA forgery issue to Margaret Machaiek, AAG office
Dyer/Goodwin – Unanimous
 - o Motion to table complaint until next meeting (6-8-22).
Otley/Dyer - Unanimous
- b. 6-8-22,
 - o Water well was difficult to assess, decided to have Carmel WD take periodic samples, over the course of 1-2 years
 - o Waiting upon sampling compliance, Spring/Fall 2022, (June 20, 2022)
 - o Karl Rudnicki is appealing the MWWC decision; issue is tabled until compliance is met
- c. 9-13-22, * **Follow-up Conducted: Karl Rudnicki and Alex Pugh**

***** To be Continued *****

****NEXT MEETINGS****

MONTHLY MEETING:

Wednesday, January 11, 2023, at 9am – Hybrid (In-Person/ZOOM)

Location: 18 Elkins Lane, Room 109, Harlow Building, Augusta, ME

FAIR HEARINGS:

Cancelled/to be rescheduled –

~~Fair Hearing – HINTON – AFFORDABLE complaint_10-20-22, 9am~~

Location: 18 Elkins Lane, Room 109, Harlow Building, Augusta, ME / [Zoom Meeting Link](#)

Cancelled/ to be rescheduled –

~~Fair Hearing – HINTON – A-Z complaint_11-14-22, 9am~~

Location: 18 Elkins Lane, Room 109, Harlow Building, Augusta, ME / [Zoom Meeting Link](#)

Cancelled/to be rescheduled –

~~Fair Hearing – JONES – A-Z complaint_10-18-22, 9am~~

Location: 18 Elkins Lane, Room 109, Harlow Building, Augusta, ME / [Zoom Meeting Link](#)

**** ALL MEETINGS, TIMES, AND VENUES WILL BE POSTED TO THE WEB PAGE ****

Motion to Adjourn.

❖ **MOTION**: Mike Otley

2nd: Jesse Goodwin

VOTE: Unanimous

ADJOURNMENT:

TIME: **11:06 am**