BUILDING PERMIT BP-15642

Based on the information you have submitted in the attached application and supporting documents, the staff of the Land Use Planning Commission concludes that, if carried out in compliance with the conditions of approval below, your proposal will meet the criteria for approval, 12 M.R.S.A. §685-B(4) of the Commission's statutes and the provisions of the Commission's *Land Use Districts and Standards*. Any variation from the application or the conditions of approval is subject to prior Commission review and approval. Any variation undertaken without Commission approval constitutes a violation of Land Use Planning Commission law. In addition, any person aggrieved by this decision of the staff may, within 30 days, request that the Commission review the decision.

Debra A. Kaczowski	8/3/2016
LUPC Authorized Signature	Effective Date

CONDITIONS OF APPROVAL

General Conditions

1. Construction activities authorized in this permit must be substantially started within 2 years of the effective date of this permit and substantially completed within 5 years of the effective date of this permit. If such construction activities are not started and completed within this time limitation, this permit shall lapse and no activities shall then occur unless and until a new permit has been granted by the Commission.
2. This permit is dependent upon and limited to the proposal as set forth in the application and supporting documents, except as modified by the Commission in granting this permit. Any variation is subject to prior review and approval of the Maine Land Use Planning Commission. Any variation from the application or the conditions of approval undertaken without approval of the Commission constitutes a violation of Land Use Planning Commission law.
3. Structures authorized under this permit, as well as filling/grading/soil disturbance and cleared openings created as part of construction activities authorized under this permit, must be located to meet the road, property line, water and wetland setback distances, exterior dimensions and building heights listed in Sections 4, 7 and 8 and approved by this permit.
4. Temporary and permanent sedimentation control measures must be implemented to effectively stabilize all areas of disturbed soil and to catch sediment from runoff water before it leaves the construction site so that sediment does not enter water bodies, drainage systems, water crossings, wetlands or adjacent properties. Clearing and construction activities, except those necessary to establish sedimentation control devices, shall not begin until all erosion and sedimentation control devices (including ditches, culverts, sediment traps, settling basins, hay bales, silt fences, etc.) have been installed and stabilized. Once in place, such devices shall be maintained to ensure proper functioning.
5. Effective, temporary stabilization of all disturbed and stockpiled soil must be completed at the end of each work day. All temporary sedimentation and erosion control devices shall be removed after construction activity has ceased and a cover of healthy vegetation has established itself or other appropriate permanent control measures have been effectively implemented. Permanent soil stabilization shall be completed within one week of inactivity or completion of construction.
6. Cleared openings created as part of construction activities authorized under this permit must be effectively stabilized and revegetated.
7. All imported fill material must be free of hazardous or toxic materials and must not contain debris, trash, or rubbish.
8. Unless otherwise proposed in Question 8.4 and by the submittal of **Exhibit G, Erosion and Sediment Control Plan**, and approved by this permit, soil disturbance must not occur when the ground is frozen or saturated.
9. Topsoil must not be removed from the site except for that necessary for construction activities authorized in this permit. Topsoil must be stockpiled at least 100 feet from any water body.
10. The permittee shall not advertise Land Use Planning Commission approval without first obtaining approval for such advertising. Any such advertising shall refer to this permit only if it also notes that the permit is subject to conditions of approval.
11. In the event the permittee should sell or lease this property, the buyer or lessee shall be provided a copy of the approved permit and conditions of approval. The new owner or lessee should then contact the Land Use Planning Commission to have the permit transferred into his/her name. If there are no additional changes the transfer can be accomplished on a Minor Change Form.
12. All exterior lighting must be located and installed so as to illuminate only the target area to the extent possible. Exterior lighting must not produce a strong, dazzling light or reflection beyond lot lines onto neighboring properties, water bodies, or roadway so as to impair driver vision or to create nuisance conditions.

13. The scenic character and healthful condition of the area covered under this permit must be maintained. The area must be kept free of litter, trash, junk cars and other vehicles, and any other materials that may constitute a hazardous or nuisance condition.
14. The permittee shall secure and comply with all applicable licenses, permits, authorizations, and requirements of all federal, state, and local agencies including but not limited to: Air and Water Pollution Control Regulations; Subsurface Wastewater Disposal System approval from the Local Plumbing Inspector and/or Maine Department of Health and Human Services, Subsurface Wastewater Program; and the Maine Department of Transportation, Driveway Entrance Permit, a physical E-911 address from your County Commissioner's Office.
15. Structures authorized under this permit must not be sited on a ridge or knoll such that they are visible above the tree line from any water body. All authorized structures must be located, designed and landscaped to reasonably minimize their visual impact on the surrounding area, particularly when viewed from existing roadways or shorelines.
16. Once construction is complete, the permittee shall submit a self-certification form, notifying the Commission that all conditions of approval of this permit have been met. The permittee shall submit all information requested by the Commission demonstrating compliance with the terms of this permit.

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49051 Tracking No. BP 15642 Permit No. $ 146.00 Fee Received

MAINE LAND USE PLANNING COMMISSION
Department of Agriculture, Conservation and Forestry

Building Permit

For All Residential Development

1. APPLICANT INFORMATION

Applicant Name(s) Stephen Hart

Daytime Phone (617) 842-1415

FAX

Email info@eyetouch.com

Mailing Address P.O. Box 649

Town Norfolk

State MA

Zip Code 02056

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2. PROJECT LOCATION AND PROPERTY DETAILS

Township, Town or Plantation T1 R8

County Penobscot

Tax Information *(check tax bill)*
Map: PE 021 Plan: 01 Lot: 2.8

Deed or Lease Information *(check deed or lease)*
Book: 9285 Page: 2 Lease #: 12338

Lot size *(in acres, or in square feet if less than 1 acre)* 9.5 Acres

Lot Coverage *(in square feet)*

All Zoning on Property *(check the LUPC map)* RES.

Zoning at Development Site

Road Frontage. List the name(s) and frontage(s) (in feet) for any public or private roads, or other rights-of-way adjacent to your lot:

Road #1: Black Cat Road Frontage 309 ft.
Road #2: Frontage ft.

Water Frontage. List the name(s) and frontage(s) (in feet) for any lakes, ponds, rivers, streams, or other waters on or adjacent to your lot:

Waterbody #1: Millinocket Lake Frontage 311 ft.
Waterbody #2: Frontage ft.

LUPC Approved Subdivision. List the LUPC approved subdivision number: ..... SP and SP Lot #: 3108

If your property is not part of subdivision previously approved the Commission, please continue to Land Division History below. *(check your deed or contact the LUPC office that serves your area)*

Land Division History. Using your deed as a starting point, trace the ownership history and configuration changes of your property back 20 years from today. List any division of those lots from which your property originated (use additional sheet of paper if needed).

(example: Amy Adams to Rob Roberts 1/12/1997 10 acres)

Mary Page Burroughs → Elmer Woodworth 2/4/58 (50a

Elmer Woodworth → Chester Hamm Jr 9.5ac 8/2/84 (port 1128/1 corre

Chester Hamm Jr. 4/19/2004 9.5 Acres

to

Stephen Hart

3. EXISTING STRUCTURES OR USES (Fill in a line for each existing structure)

Previously issued Building Permit number (if applicable)

Type of structure (dwelling, garage, deck, porch, shed, driveway, parking area, etc.)	Year built	Exterior dimensions (in feet) (LxWxH)	Type of foundation (full basement, slab, post, etc.)	Horizontal Distance (in feet) of structure from nearest: Road	Property line	Lake or pond	River or stream	Wetland	Ocean/Tidal waters

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4. PROPOSED STRUCTURES OR USES (INCLUDING DRIVEWAYS AND PARKING AREAS) *(Use additional sheet if needed)*

4.1 What is the proposed use of your property? ☐ Residential only ☐ Residential with Home Occupation* ☐ Campsite**

Type of structure (dwelling, garage, deck, porch, shed, driveway****, camper, RVs, parking lots, etc.)	Proposal (check all that apply): New structure***	Reconstruct***	Expand	Relocate	Remove	Enclose deck/porch	Permanent foundation***	Change dimensions or setbacks	Exterior dimensions (in feet) (LxWxH)	Horizontal Distance (in feet) of structure from nearest: Road	Property line	Lake or pond	River or stream	Wetland	Ocean/Tidal waters
Shed (44 x 8 ft)	☒	☐	☐	☐	☐	☐	☐	☐	16'x28'	~~250~~	71'		~311'		
Camper Trailer	☒	☐	☐	☐	☐	☐	☐	☐	8'x28'	~~250~~	60'		315		
	☐	☐	☐	☐	☐	☐	☐	☐							
	☐	☐	☐	☐	☐	☐	☐	☐							
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	☐	☐	☐	☐	☐	☐	☐	☐							

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*** 4.2 HOME OCCUPATIONS: If use of your property includes expanding or starting a home occupation,** you must complete Supplement S-1: Questions for Home Occupations. Contact the LUPC office serving your area or download at . *Please note additional fees apply to home occupations, see instructions for the appropriate fees.*

**** 4.3 CAMPSITES: If use of your property includes a campsite for your personal use (e.g., will not be rented):**

a. Will the tents, tent trailer(s), pickup camper(s), recreational vehicle(s), trailer(s) or similar devices be located on the lot for less than 120 days in a calendar year? ☐YES ☐NO

b. Will the camper(s), trailer(s), and/or recreational vehicle(s) be registered and road ready? ☐YES ☐NO

c. Will the campsite have access to an on-site pressurized water supply (and not a self-contained water tank with pump)? ☐YES ☐NO

d. Will the campsite have access to permanent structures other than an outhouse, fireplace, picnic table, or lean-tos? ☐YES ☐NO

***** 4.4 RECONSTRUCTIONS OR NEW ACCESSORY STRUCTURES: If you are constructing a new accessory structure, reconstructing an existing structure, or adding a permanent foundation:**

a. If the structure or foundation will not meet the LUPC's minimum setback distances from property lines, roads, water bodies or wetlands, explain what physical limitations (lot size, slope, location of septic system, etc.) prevent the structure or foundation from meeting setbacks:

b. For reconstructions, has the existing structure been damaged, destroyed or removed from your property? ☐YES ☒NO

If YES, was the structure in regular active use within a 2-year period preceding the damage, destruction or removal? ☐YES ☐NO

If YES, provide the date the structure was damaged, destroyed or removed:

****** 4.5 DRIVEWAYS: If you are located on a public road:**

a. Are you constructing a new driveway or entrance or changing a current driveway in a way that will increase traffic volume, or create a safety or drainage concern regarding a State or State-Aid Highway? ☐YES ☒NO

If YES, *you must submit Exhibit H: Driveway/Entrance Permit. Note: If your property is located along a County or Town/Plantation Road, you should check with that office before submitting this application to see what is required.*

5. SUBSURFACE WASTEWATER DISPOSAL (SEPTIC SYSTEM) *(Note: Exhibit may be required. See instructions)*

5.1 Mark the existing type of system serving the property: ☐ **None** ☐ **Combined Subsurface System** (Tank, leach field)
☐ **Primitive Subsurface Disposal** (Privy, graywater – non-pressurized); ☐ **Common Sewer** (Connected to a sewer district)
☐ **Holding Tank** ☒ **Self-Contained Camper or RV** ☐ **Other**

5.2 Will any expanded, reconstructed, or new structures include new bedrooms or bathrooms; add plumbing, water fixtures, pressurized water, or the ability for human habitation; or otherwise generate additional wastewater? ☒YES ☒NO

Proposed combined + primitive SDS

If YES, *you may need to submit Exhibit E: Subsurface Wastewater Disposal. (see instructions)*

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6. DEVELOPMENT IN FLOOD PRONE AREAS *(Note: Supplement may be required. See instructions.)*

6.1 Is your proposed activity located within a mapped P-FP (Flood Prone Area Protection) Subdistrict, a mapped FEMA (Federal Emergency Management Agency) flood zone, or an unmapped area prone to flooding?

- P-FP Subdistrict ..... ☐YES ☒NO
- FEMA Flood Zone ..... ☐YES ☒NO
- Unmapped Area Prone to Flooding ..... ☐YES ☒NO

If you answer YES to any of these questions, you must complete Supplement S-4: *Development in Flood Prone Areas*. Contact the LUPC office serving your area or download at

7. VEGETATIVE CLEARING *(Note: Exhibit may be required. See instructions.)*

7.1 What is the total amount of proposed vegetative clearing not including the driveway and the footprint of proposed structures? ..... ☒NA sq. ft

***If you answer NA** (not applicable) for 7.1 go to Section 8.*

7.2 Will the total amount of existing and proposed vegetative clearing within 250 feet of any lakes or rivers be less than 10,000 square feet? ..... ☐YES ☒NO ☐NA **Total:** sq. ft.

7.3 Will the proposed clearing be located at least 50 feet from the right-of-way or similar boundary of all public roadways? ..... ☐YES ☒NO ☐NA **How Close?** feet

7.4 Will the proposed clearing be located at least 75 feet from the normal high water mark of any body of standing water less than 10 acres in size, any tidal water, or flowing water draining less than 50 square miles? ..... ☐YES ☒NO ☐NA **How Close?** feet

7.5 Will the proposed clearing be located at least 100 feet from the normal high water mark of the lake or river? ..... ☐YES ☒NO ☐NA **How Close?** feet

7.6 **If you answer NO to any of these questions,** please explain why your vegetative clearing proposal is necessary and how it will not create an undue adverse impact on the resources and uses in the area:

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7.7 **Buffering in Prospectively Zoned Areas.** Is your property located in one of the following Prospectively Zoned Plantations or Townships? ..... ☐YES ☒NO

Adamstown Twp.	Dallas Plt.	Lincoln Plt.	Magalloway Plt.
Rangeley Plt.	Richardsontown Twp.	Sandy River Plt.	Townships C, D, and E.

If YES, please complete the following table regarding the width of the vegetative buffers at the narrowest point between the existing and proposed structures and the nearest applicable road, property line, and subdistrict setbacks as applicable:

	Width of Vegetated Buffers			
	Road	Side Property Line	Rear Property Line	Subdistrict Boundary (If D-ES or D-CI)
Standard Minimum Required:	25 feet in D-GN, D-GN2, D-GN3 50 feet in D-RS, D-RS2, D-RS3 75 feet in D-ES and D-CI	15 feet	15 feet	50 feet Buffer to other Subdistricts
This property:	feet	feet	feet	feet

Note: You may be required to submit Exhibit F: Documentation for Exceptions to Buffering Requirements. (See instructions)

8. SOIL DISTURBANCE, FILLING AND GRADING AND EROSION CONTROL *(Note: Exhibit may be required. See instructions.)*

8.1 Will your project involve disturbing soil or filling and grading? ..... ☒YES ☐NO

***If YES**, please answer the following questions. **If NO**, continue to Section 9.*

8.2 What is the total area of proposed soil disturbance or filling and grading? ..... 448 - 500 sq. ft.

8.3 What is the total square feet of soil disturbance or filling and grading within 250 feet of a body of standing water, flowing water, or wetland? ..... sq. ft.

8.4 Will all soil disturbance or filling and grading be done when the ground is frozen or saturated? ..... ☐YES ☒NO

***If YES**, you will need to submit Exhibit G: Erosion and Sedimentation Control Plan*

8.5 Will any fill used be free of hazardous or toxic materials, trash and rubbish? ..... ☐YES ☒NO

8.6 How and when will disturbed areas be seeded or stabilized at the end of the construction season and at the completion of the project?

Question 8 continues onto the next page…

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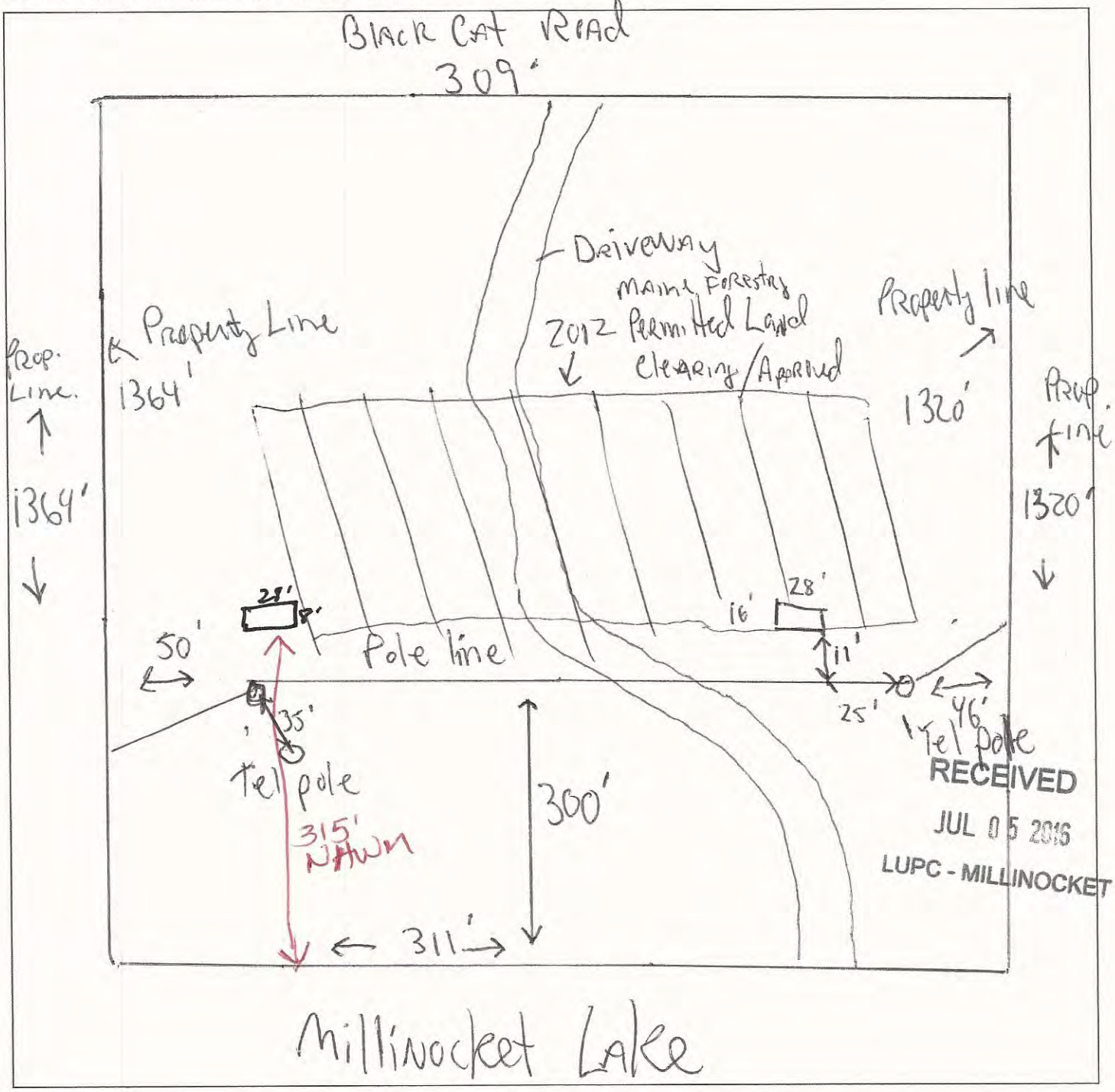
49051 Tracking No. BP 1564 Permit No.

EXHIBIT D-1: SITE PLAN

Prepare a bird's-eye view site plan that shows your entire property and includes all the elements described for **Exhibit D** in the instructions. Do not use colors. Refer to the instructions for a sample site plan.



Notes/Legend:

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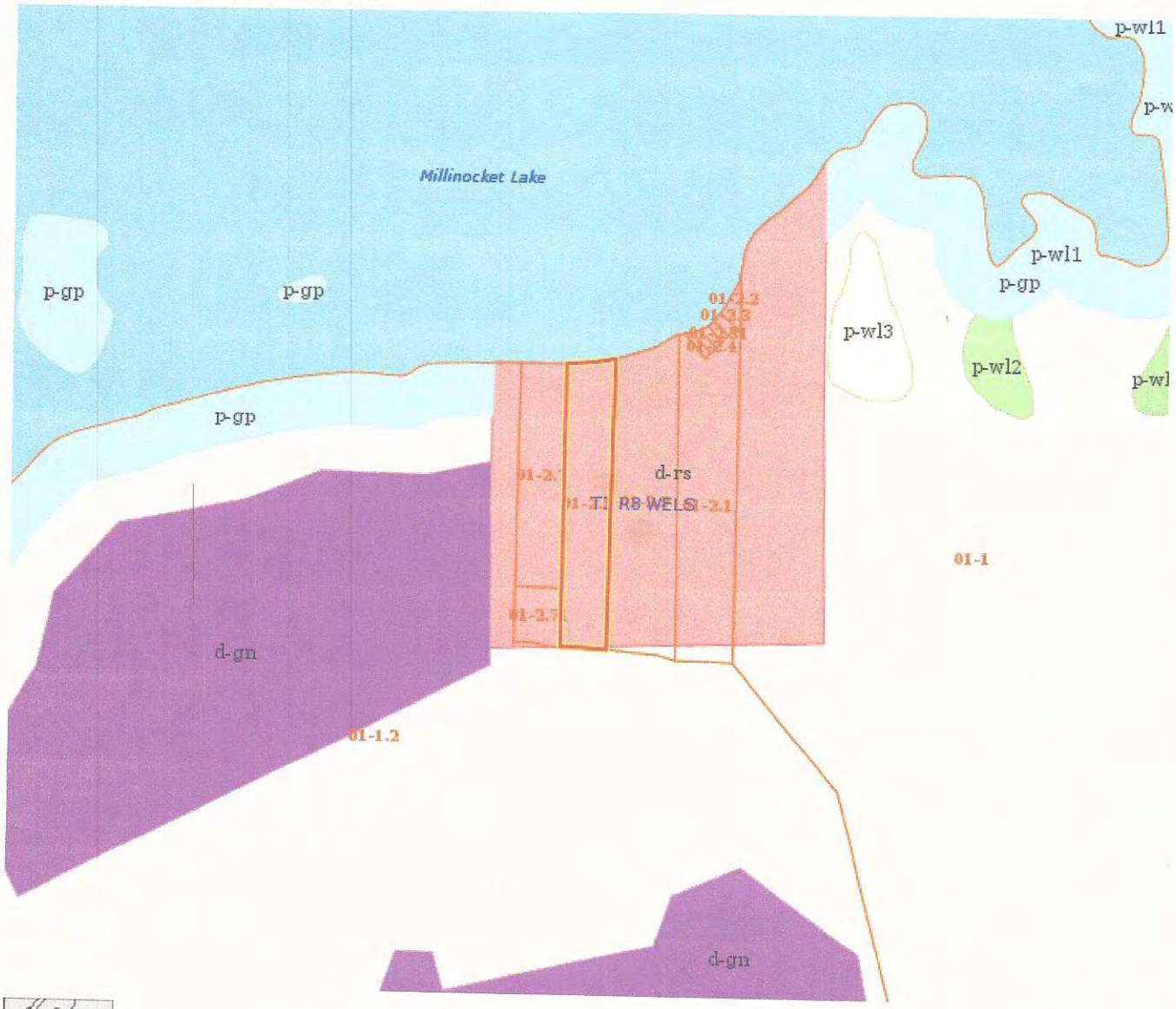
Maine Department of Agriculture, Conservation and Forestry - Land Use Planning Commission

Zoning and Parcel Viewer

Map generated: Thursday, July 7, 2016



Parcel number	Town/Geocode	Town Code	Plan	Lot	Zones Intersected	LUPC Region	Contact number
1	T1 R8 WELS/19816	PE021	01	2.8	d-rs	E MILLINOCKET	(207) 746-2244