

RECEIVED

SEP 20 2016

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

For office use:

491 98
491 98
\$ 272.00
Fee Received

GP/SA/WL/WQC

GP 3331A

LUPC - GREENVILLE
Permit No.

Expedited Shoreland Alteration Permit Application

Permit for Alteration of a P-WL1 Subdistrict and Water Quality Certification

1. APPLICANT INFORMATION Print the legal names and mailing addresses of all persons or organizations with title, right or interest in the property associated with this application. Persons with "title, right or interest" are those listed on any deed, lease or sales contract for the property.

| | | |
|-------------------|---------------|------------------------------|
| Applicant Name(s) | Daytime Phone | FAX or Email (if applicable) |
| STEPHEN W. COLE | 207-461-0027 | REELAFFR@GWI.NET |
| Mailing Address | Town | State Zip Code |
| 8 SAM'S WAY | HERMON | ME 04401 |

2. PROJECT LOCATION AND PROPERTY DETAILS

(See Instructions)

| | |
|--|--|
| Township, Town or Plantation | County |
| LILY BAY TWP. | PISCATAQUIS |
| Tax information (check your tax bill) | Deed or Lease Information (check your deed or lease) |
| Map: PI060 Plan: 05 Lot: 3+27 | Book: 917 Page: 087 Lease #: |
| Lot size (in acres, or in square feet if less than 1 acre) | Zoning at Development Site |
| 2.23 ACRES | P-WL AND D-RS AND P-GP |

Water Frontage. List the name and frontage (in feet) for any lakes, ponds, rivers, streams, or other waters on or adjacent to your lot. Measure water frontage in a straight line between the points of intersection of side property lines and the normal high water mark of the shoreline.

Waterbody: MOOSEHEAD LAKE Frontage 280 FT. ±

LUPC Approved Permit. List any permit numbers you are aware of for projects on your property previously approved by the Commission. If your lot is part of an approved subdivision, provide both the subdivision permit number and your lot number. This information is usually included in your deed description. BP6928, BP8727, GP506, GP3331

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 an additional sheet of paper or page 3 of the application, if needed).

| | | |
|-------------------------------------|-----------------------|-----------|
| Grantor and grantee | Date of sale or lease | Lot size |
| (example -Amy Adams to Rob Roberts) | 1/12/97 | 10 acres) |
| DN OWNERSHIP OF STEPHEN COLE | | |
| SINCE 1993 | | |

If your property is part of subdivision approved by the Commission, continue to Question 3. If your property is not part of an approved subdivision, please complete the Land Division History. (Check deed or contact the LUPC office that serves your area.)

3. PROPOSED ACTIVITY (check all that apply)

- Dock Reconstruction
- Shoreline Stabilization
- Rock Relocation
- Water Intake Pipe (private residential) or Dry Hydrant (public) (NOTE: An application for a dry hydrant may only be made by a public entity or representative, for example a town or fire department.)

If this application is for a Dock Reconstruction, Shoreline Stabilization, Rock Relocation and/o Water Intake Pipe or Dry Hydrant you must complete and attach the appropriate Activity Attachment form.

- Time extension of previously issued Expedited Shoreland Alteration permit (write permit number)
- Other amendment of previously issued Expedited Shoreland Alteration permit (write permit number)

If this is a permit amendment or a time extension of a previously issued Expedited Shoreland Alteration permit, contact the LUPC office that serves your area to determine which parts of this application form you must complete.

4. DEVELOPMENT IN FLOOD PRONE AREAS

(Note: There are questions in the Conditions of Approval activity attachment relevant to work in a FEMA zone, P-FP zone, or an area prone to flooding.)

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

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5. APPLICANT SIGNATURE (REQUIRED) AND AGENT AUTHORIZATION (OPTIONAL)

Agent Name Daytime Phone FAX or Email (if applicable)
Mailing Address Town State Zip Code

I have personally examined and am familiar with the information submitted in this application, including the accompanying exhibits and supplements, and to the best of my knowledge and belief, this application is complete and includes all necessary exhibits. I understand that if the application is incomplete or missing any of the required exhibits, this will result in delays in processing my permit. The information in this application is a true and adequate narrative and depiction of what currently exists on, and what is proposed at, the property. I certify that I will give a copy of this permit and the associated CONDITIONS OF APPROVAL to any contractors working on my project. I understand that I am ultimately responsible for complying with all applicable regulations and with all conditions and limitations of any permits issued to me by the Commission. If there is an Agent listed above, I hereby authorize that individual or business to act as my legal agent in all matters relating to this permit application.

I certify that the project will be completed in accordance with the CONDITIONS OF APPROVAL, and the attached Standard Conditions for Shoreland Alterations, and any other applicable Commission requirements and laws. If this is a permit amendment, then all conditions in prior permits issued for this activity will continue to apply unless specifically amended herein.

Please check one of the boxes below: (see "Accessing the Project Site for Site Evaluation and Inspection" on Page II)

- [X] I authorize staff of the Land Use Planning Commission to access the project site as necessary at any reasonable hour for the purpose of evaluating the site to verify the application materials I have submitted, and for the purpose of inspecting for compliance with statutory and regulatory requirements, and the terms and conditions of my permit.
[] I request that staff of the Land Use Planning Commission make reasonable efforts to contact me in advance to obtain my permission to fully access the project site for purposes of any necessary site evaluation and compliance inspection.

All appropriate persons listed on the deed, lease or sales contract must sign below.

Signature(s) [Signature] Date 9-29-2016
Date

IMPORTANT

- > This application, once signed by Commission staff and then returned to you, is your permit and authorization to proceed with your project as you have described it and have shown on the Site Plan.
> Your project must be done in compliance with all of the CONDITIONS OF APPROVAL, as you have described in this application and the Activity Attachment.
> The Permit Certificate that will be included with the signed permit must be displayed at the construction site.
> In order to comply with the Conditions of this LUPC Permit and be eligible for authorization under the Corps of Engineers Maine General Permit for work being done in a water of the United States under Federal Jurisdiction, LUPC permittees must submit to the Corps the U.S. Army Corps of Engineers, Category 1 Notification Form that will be attached to the signed LUPC permit. (See COMPLIANCE, on the last page of the Instructions)

LUPC AUTHORIZATION (for office use)

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 and Standard Conditions (attached), the project you propose will not affect the water quality classification of the affected waterbody and meets the provisions of the General Land Use Standards for Wetland Alterations, Section 10.25, P of the Commission's Land Use Districts and Standards. Further, the project you propose meets the Criteria for Approval, 12 M.R.S.A. §685-B(4) of the Commission's statutes. Any variation from the project as described in this application and the CONDITIONS OF APPROVAL is subject to the LUPC staff review and approval prior to construction. Any variation undertaken without approval by Commission staff 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.

[Signature]
LUPC Authorized Signature

9/28/16
Effective Date



STATE OF MAINE
 DEPARTMENT OF AGRICULTURE, CONSERVATION & FORESTRY
 LAND USE PLANNING COMMISSION
 22 STATE HOUSE STATION
 AUGUSTA, MAINE 04333-0022

**STANDARD CONDITIONS OF APPROVAL
 FOR ALL SHORELAND ALTERATION PERMITS**

1. The permit certificate must be posted in a visible location on your property during performance of the activities approved by this permit.
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 therefrom is subject to the 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. Construction activities authorized in this permit must be substantially started within two (2) years of the effective date of this permit and substantially completed within five (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.
4. The recipient of this permit ("permittee") shall secure and comply with all applicable licenses, permits, and authorizations of all federal, state and local agencies including, but not limited to, permits required under the Natural Resources Protection Act administered by the Maine Department of Environmental Protection.
5. 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.
6. All areas of exposed mineral soil above the normal high water line or wetland boundary shall be promptly seeded and mulched so as to avoid soil erosion and lake sedimentation. Rocks and trees which are holding the shoreline and preventing erosion shall not be removed.
7. Unless otherwise specified in this permit, all work must be conducted at periods of low water when the water level is lower than the work area.
8. Unless otherwise specified in this permit, no mechanical equipment, machinery or vehicles shall be operated below the normal high water line or wetland boundary.
9. If pressure treated wood is to be used, such wood must be allowed to cure, away from the waterbody or wetland, for a minimum of three weeks prior to installation.
10. Once the activity is completed, the permittee shall notify the Commission that all requirements and conditions of approval have been met. The permittee shall submit all information requested by the Commission demonstrating compliance with the terms of the application and the conditions of approval. Following notification of completion, the Commission's staff may arrange and conduct a compliance inspection.

Administrative Policy Revised 04/04

40198 (GP)SAWL(WQC)GP 3331A
Tracking No. Permit No.

Activity Attachment: Shoreline Stabilization

Questions and Conditions of Approval

This Activity Attachment must accompany the Expedited Shoreland Alteration Permit Application, and is for projects involving stabilization of eroding shorelines on inland waters:

- On ponds, lakes, and on streams or rivers bordered by a P-SL1 zone
- Where the size of the alteration area below the normal high water mark would be less than 500 square feet.

For projects approved using the Expedited Shoreland Alteration Permit form, the preferred method of shoreline stabilization is by planting trees or shrubs, or riprap that includes plantings. Riprap without plantings may be used where site conditions preclude the use of vegetation. Retaining walls may only be reconstructed where riprap or plantings are not feasible. This Activity Attachment cannot be used for new retaining walls.

This Activity Attachment may only to be used for shoreline stabilization projects where the affected waterbody is bordered by the following zones:

- P-GP and P-GP2, including where there is a FEMA or P-FP zone, or a P-AR zone;
- P-SL2 zone associated with a pond smaller than 10 acres, including where there is a FEMA or P-FP zone, or a P-AR zone;
- P-SL1 zone associated with a river or stream (but not where there is a FEMA or P-FP zone);
- P-AL zone; and
- All development zones (except D-PD and D-MT).

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⚠ This Activity Attachment may not be used for shoreline stabilization projects on minor flowing waters (P-SL2 zone). Projects on waterbodies bordered by zones not listed here, or that cannot be reviewed using the expedited form for other reasons may be allowed using the standard application form. Contact the LUPC office serving your area for additional information.

A. PROJECT TYPE (check one)

- Stabilization using plantings only (native shrubs or trees)
- Riprap that will include plantings for stabilization
- Riprap that will not include plantings - *Explain on page 3 of the application form why plantings cannot be used at your site.*
- Reconstruction of a legally existing retaining wall - *Explain on page 3 of the application form why plantings or riprap cannot be used at your site.*

B. LOCATION (check one)

- Lake or pond larger than 10 acres
- Pond smaller than 10 acres
- River or stream bordered by a P-SL1 zone

C. PROJECT DETAILS

Answering YES to a question indicates that the statement is correct about your project.

- The total area in square feet of lake, pond, river or stream below the normal high water mark to be impacted by the shoreline stabilization project will be less than 500 square feet. YES NO
If NO, then the expedited shoreland alteration permit form cannot be used; STOP HERE. Contact the LUPC office that serves your area to obtain the standard application form.
If YES, provide the size of the area within the waterbody to be impacted, and continue to Question 2: 430 ~~500~~ sq. ft.

ALL WORK IS WITHIN THE AREA WHICH HAS BEEN BEHIND THE FACE OF THE OLD DOCK BULKHEAD EXCEPT FOR NEW RIP RAP TO BE PLACED IN FRONT OF OLD BULKHEAD

This form continues onto the next page...

D. CONDITIONS OF APPROVAL FOR SHORELINE STABILIZATION

By law, any proposed development must meet certain conditions of approval. Please read each of the following statements carefully. Check 'YES' if your project will be done as described in each statement. You must complete all questions, including those marked as "[P-FP]". Checking 'NO' to any of the statements indicates that your project will not comply with that CONDITION OF APPROVAL, and this form cannot be used for your project. However, projects not qualifying for the expedited permit may still be allowed using a standard permit. If a statement does not apply to your project, check 'N/A' and if needed, explain why on page 3 of the application form.

PROJECT DESCRIPTION

- 1. If the shoreline stabilization project includes riprap or a retaining wall, the project will extend no farther than 100 ft. along the shoreline..... N/A YES NO
- 2. The shoreline stabilization project will not involve alteration of any (P-WL) Wetland Protection Subdistrict other than the waterbody that the activity is located on. YES NO
- 3. The shoreline stabilization project will involve only the area of the shoreline showing evidence of active erosion, or in the case of a retaining wall, deterioration..... YES NO
- 4. The project will be conducted during a period of low water level..... YES NO
- 5. Heavy machinery would not be driven in the water or below the normal high water mark to conduct the project (except as provided for on flowed lakes, see Question 6, below)..... N/A YES NO
- 6. **For projects on flowed lakes only:** Heavy machinery will be driven below the normal high water mark only where necessary, when the work area is above the level of the water, and only on rocky or gravelly substrate. Mats or platforms will be used as needed to protect the shoreline and lake bottom from damage. N/A YES NO
- 7. **For projects on flowing waters only:** The shoreline stabilization project will occur between July 15th and October 1st. N/A YES NO
- 8. The shoreline stabilization project will not involve construction of access roads..... YES NO
- 9. The shoreline stabilization project will not occur within 250 feet of mapped Endangered, Threatened, and Special Concern species habitat as designated by the ME Department of Inland Fisheries and Wildlife (MDIFW). For further information, contact the LUPC office that serves your area; or MDIFW, 284 State Street, Augusta, ME 04333; (207) 287-8000..... YES NO
- 10. [P-FP] The shoreline stabilization project will not interfere with navigation or recreation..... YES NO
- 11. [P-FP] The shoreline stabilization project will not interfere with natural flow, will not create an impoundment, and will not block fish passage..... YES NO

PROJECT DESIGN AND CONSTRUCTION

Riprap and retaining walls

- 12. **For riprap only:** If riprap is proposed, the eroded slope is steeper than 3 horizontal to 1 vertical (33%), but no more than 1 horizontal to 1 vertical (45%). N/A YES NO

Vegetation must be used to stabilize slopes shallower than 3:1.
- 13. [P-FP] **For riprap only:** Riprap installed along a river or stream shoreline will not extend more than 2 feet above the normal high water mark, or to the elevation of 100 year flood where mapped by the Federal Emergency Management Agency where depicted as a FEMA or P-FP zone on the Commission's zoning maps (if mapped on both, then whichever is higher). N/A YES NO
- 14. Geotextile filter fabric and/or a layer of clean coarse sand will be used behind the riprap or retaining wall to prevent fines from washing into the waterbody..... N/A YES NO
- 15. **For riprap only:** Riprap will only extend below the normal high water mark as needed to be keyed in, and excavation of the waterbody will be limited to only the amount needed to key in the riprap..... N/A YES NO
- 16. **For riprap only:** Rocks used for riprap will not be taken from the waterbody or other areas of the shoreline..... N/A YES NO
- 17. **For riprap only:** Design of riprap along a stream or brook must be approved by a Maine Registered Professional Engineer, the United States Natural Resources Conservation Service, or the local Soil and Water Conservation District. Evidence of this approval or plans stamped by a professional engineer must be submitted along with the Application Form.

Section D Conditions of Approval, continues onto the next page...

- 18. [P-FP] The construction practices and methods used will minimize flood damage, and the materials used will be resistant to flood damage. The riprap or retaining wall will not reduce the flood carrying capacity of the watercourse. N/A YES NO
- 19. [P-FP] For retaining wall reconstruction only: The reconstructed retaining wall will be adequately anchored to prevent flotation, collapse or lateral movement resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy. N/A YES NO
- 20. For retaining wall reconstruction only: The reconstructed retaining wall will not extend farther into the waterbody than the existing retaining wall. N/A YES NO
- 21. For retaining wall reconstruction only: The reconstructed retaining wall will not include a walkway unless it is a part of the existing retaining wall. N/A YES NO
- 22. Fill material will only be used as needed to backfill behind the riprap or retaining wall. N/A YES NO
- 23. For retaining wall reconstruction only: Only untreated wood or pressure-treated wood approved by the U.S. Environmental Protection Agency for use on Inland waters will be used to reconstruct the retaining wall. CCA pressure-treated wood will only be used if it is dried on land for at least 21 days in such a manner as to expose all surfaces to the air. PCP pressure-treated wood or wood treated with creosote will not be used. N/A YES NO
- 24. For retaining wall reconstruction only: The retaining wall reconstruction will not involve the use of concrete. N/A YES NO

Vegetation

- 25. The shrubs or trees to be planted are not listed as invasive species in Maine by the Maine Natural Areas Program. See www.maine.gov/dacf/mnap/index.html. N/A YES NO
- 26. The shoreline stabilization project will not involve the removal of non-invasive aquatic vegetation from the waterbody. YES NO

SOIL AND VEGETATION DISTURBANCE; AND EROSION / SEDIMENTATION CONTROL

- 27. The shoreline stabilization project will not require more than incidental grading, filling or clearing of vegetation within 100 feet of the normal high water mark. The project will comply with the LUPC's standards for Vegetation Clearing (10.27,B) and Filling and Grading (10.27,F). See www.maine.gov/dacf/lupc/laws_rules/ch10.html, Rules and Regulations, Chapter 10. YES NO
- 28. The shoreline stabilization project will not occur when the soil above the normal high water mark is frozen or saturated. YES NO
- 29. All areas of disturbed mineral soils above the normal high water mark will be stabilized with hay or bark mulch and replanted within one week of inactivity or completion of the project in accordance with the Commission's Guidelines for Vegetative Stabilization. See www.maine.gov/dacf/lupc/laws_rules/ch10.html, Rules and Regulations, Chapter 10, Appendix B. YES NO
- 30. Prior to construction, erosion/sedimentation control measures such as staked hay bales or silt fencing will be placed between the work area and the normal high water mark to prevent sediment from entering the waterbody. Silt fencing will be removed within 30 days of completing the project, if soil stabilization is complete. YES NO
- 31. For work to be done in the water, then prior to construction sedimentation control measures such as a floating silt boom will be installed around the work area below the normal high water mark to contain and isolate turbidity. The silt boom will be removed upon completion of construction. YES NO

#30 THE WORK INVOLVES MOVING ONLY CLEAN ROCK. NO SED. CONTROL NEEDED

#31 SEE #30

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Supplement S-3

Requirements for Wetland Alterations

For office use:

Tracking No. 4198

Permit No. GP 3331A

Applicant Name(s):

STEPHEN COLE

Project Location (Township and County):

LILY BAY TWP., PISCATAQUIS

NATURE OF WETLAND ALTERATION

- Describe in detail the purpose and need for the proposed wetland alteration and the type of activity involved (use additional paper if needed).
REPAIR OF OLD EXISTING DUCK BULKHEADS USING RIPRAP TO ESTABLISH A 1% OR FLATTER SLOPE.
- Will your proposal alter any amount of land that is a mapped P-WL subdistrict, any wetland identified in the field, or any ground below the normal high water mark of a lake, pond, river, stream, or intertidal area? YES NO
- Will your proposal alter an acre or more of any land area, either upland or wetland? YES NO
3a. If YES, are wetlands present within the boundaries of your project area (as determined by a qualified wetland professional)? YES NO
If NO, stop here and see instructions.

WETLAND TYPE AND AMOUNT OF ALTERATION

- What type of wetland(s) will be altered? (check all that apply) Provide the amount of wetland area (in square feet) that is proposed to be altered within each category that is checked off, then calculate the total area of wetland alteration.
 P-WL1: Wetland of special significance 430 sq. ft. TOTAL AREA OF WETLAND ALTERATION: 430 sq. ft.
 P-WL2: Scrub shrub wetland sq. ft.
 P-WL3: Forested wetland sq. ft.
- Indicate the amount of wetland area (in square feet) that is proposed to be altered within each of the following categories:
 Coastal wetland sq. ft. River, stream or brook bottom sq. ft.
 Freshwater wetland sq. ft. Lake or pond bottom 430 sq. ft.
- Do the wetlands to be altered contain any critically imperiled (S1) or imperiled (S2) natural communities? YES NO

PREVIOUS ALTERATION, AVOIDANCE, EROSION/SEDIMENTATION CONTROL

- Has any wetland area been previously altered on the property? YES NO
7a. If YES, provide the date, purpose, and amount of previous alteration, and whether permits were obtained.
DUCK IMPROVEMENTS GP506
RIP RAP SHORE PROTECTION GP 3331 200 SQ. FT
- Is there a reasonable way for you to conduct your project that avoids alteration of wetland areas? YES NO
8a. If NO, explain why not and describe how you propose to minimize the amount of wetland to be altered.
REPAIR OF BULKHEADS REQUIRES THE ALTERATION
- How will you keep disturbed soils from eroding into nearby lakes, ponds, rivers, streams, intertidal areas, or other wetlands?
ALL WORK WILL USE CLEAN ROCK (RIP RAP)

LEVEL OF WETLAND REVIEW AND REQUIRED EXHIBITS

- | 10. Determine the level of wetland review required for your project (check only one option) and submit all necessary exhibits with this supplement (see instructions for details). | Level of Review | Required Exhibits |
|--|-----------------|-------------------------------|
| <input checked="" type="checkbox"/> Altering less than 4,300 sq. ft. of a P-WL2 or P-WL3. | None | |
| <input checked="" type="checkbox"/> Altering 4,300 – 14,999 sq. ft. of a P-WL2 or P-WL3, or a P-WL1 wetlands where the wetland is included as a P-WL1 wetland of special significance solely on the basis of its containing an S1 or S2 natural community. | Tier 1 | S-3A SEE EXHIBIT D-1 & D-2 |
| <input type="checkbox"/> Altering 15,000 – 43,560 sq. ft. of a P-WL2 or P-WL3. | Tier 2 | |
| <input type="checkbox"/> Altering a P-WL1 of any size (except as otherwise provided above for Tier 1 review). | Tier 3 | S-3A, S-3B, S-3C, S-3D |
| <input type="checkbox"/> Altering 43,560 sq. ft. or more of a P-WL2 or P-WL3. | | |



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

**U.S. Army Corps of Engineers
Category 1 Notification Form**
(for all LURC Expedited Shoreland Alteration Projects
subject to Corps jurisdiction)

Before work commences, submit this to the following mailing address or complete the form at
www.nae.usace.army.mil/reg, "State General Permits," "Maine." Call (207) 623-8367 with any questions.

Maine Project Office
U.S. Army Corps of Engineers
New England District
675 Western Avenue #3
Manchester, Maine 04351

State Permit Number: _____
Date of State Permit: _____
State Project Manager: _____

Permittee: STEPHEN W. COLE

Address, City, State & Zip: 8 SAMS WAY, HERMON, MAINE 04401

Phone(s) and Email: ~~207-646-5~~ 207-461-0027 PERLAFFER@GWI.NET

Contractor: INDIAN HILL CONSTRUCTION

Address, City, State & Zip: GREENVILLE, MAINE 04441

Phone(s) and Email: 207-695-4314

Consultant/Engineer/Designer: _____

Address, City, State & Zip: _____

Phone(s) and Email: _____

Wetland/Vernal Pool Consultant: _____

Address, City, State & Zip: _____

Phone(s) and Email: _____

Project Location/Description: RIP RAP - SHORE PROTECTION AT STOREHOUSE

Address, City, State & Zip: 77 WALTERS ROAD, LILY BAY TWP., ME 04441

Tax Map-Plan & Lot #: PI060 05 0327

Latitude/Longitude Coordinates: _____

Waterway Name: MOOSEHEAD LAKE

Work Description: REBUILD DAMAGED DOCK BULKHEAD USING
LARGE RIP RAP

Provide any prior Corps permit numbers: _____

Proposed Work Dates: Start: OCT 1, 2016 Finish: NOV 1 2016

Area of wetland impact: 430 SF

Area of waterway impact: _____ SF

Your name/signature below, as permittee, indicates that you accept and agree to comply with the terms, eligibility criteria, and general conditions of Category 1 of the Maine General Permit. For a copy of the Maine General Permit go to http://www.nae.usace.army.mil/Regulatory/SGP/ME_GP.pdf

Permittee Printed Name: STEPHEN W. COLE

Permittee Signature: [Signature] Date: 0-28-2016

FOR CORPS USE: Corps Permit Number: _____

Date Logged in: _____

NAE-2016-2143

MAHANEY.SHAW
N.B.1006439302

Digitally signed by
MAHANEY.SHAWN.B.1006439302
DN: c=US, o=U.S. Government,
ou=DoD, ou=PKI, ou=USA,
cn=MAHANEY.SHAWN.B.1006439302
Date: 2016.09.27 08:21:54 -04'00'

MOOSEHEAD LAKE PROJECT PERMIT

Effective this 9 day of September, 2016 Kennebec Water power Company("Permitter"), with an address of 150 Main Street, Lewiston, Maine 04240, hereby grants permission to Stephen W. Cole("Permittee") with an address of 8 Sam's Way Hermon, ME. 04401 to remove, repair and replace existing Rip-rap along the shoreline and lakebed immediately adjacent to Permittee's land and below the high water line of Moosehead Lake as described and illustrated on the State of Maine Department of Agriculture, Conservation & Forestry Land Use Planning Commission application, impacting approximately 430 square feet of lake bottom (the "Activity") below elevation 1029.0 feet United States Geological Survey ("U.S.G.S.") and located on flowed lands below the high water line of Moosehead Lake immediately adjacent to Permittee's land located at the shore of Moosehead Lake, at Map PI060, Plan 05 Lot 03-27, Lily Bay TWP, Piscataquis County, ME (the "Area").

WHEREAS Permitter is the owner of flowage rights on all lands below elevation 1029 feet U.S.G.S. in and around Moosehead Lake in accordance with FERC License Project No. 2671; and

WHEREAS, Permitter and Permittee both acknowledge that this Permit, while required by Permitter's FERC License, is not a conveyance of any interest in Project Lands or Waters and rather consists of permission to replace and maintain existing Rip-rap along the shoreline and lakebed of Moosehead Lake in an area adjacent to Permittee's shoreland for purposes of recreational boating access, and/or shoreline stabilization; and

WHEREAS, Permitter and Permittee agree that the Activity is not inconsistent with the purpose of protecting and enhancing the scenic, recreational and other environmental values of the Project.

IN CONSIDERATION OF Permitter's grant of permission to Permittee to conduct the Activity identified in this Permit, and other consideration the receipt and sufficiency of which are hereby acknowledged, the Permittee hereby agrees to the following conditions:

1. Permittee acknowledges that this Permit only applies to the Activity authorized by this Permit.
2. Permittee's conduct of the Activity shall comply with all applicable federal, state and local laws, rules, regulations, orders and ordinances, as well as any applicable regulations of Permitter. Permittee shall supply Permitter with documentation of properly obtained state and federal permits prior to commencing the Activity.
3. In the event that any hazardous substance (including but not limited to oil and fuel) as defined under any environmental law, are introduced into the Area and/or into the waters adjacent to the Area in connection with or during the course of the Activity, Permittee shall notify the state, local and federal agencies as required by law and shall, within eight (8) hours of the occurrence of such event, contact a representative of

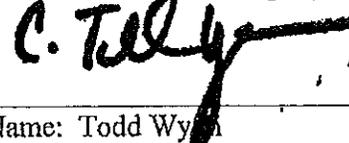
Permitter at the following telephone number: (207) 755-5619 and provide written notice to Permitter of the occurrence at the address set forth in the first paragraph of this Permit or such other address as Permitter may provide under the terms of this Permit. Failure to do so may result in the immediate revocation of this Permit.

4. In the event that archaeological artifacts are uncovered in the Area during the conduct of the Activity authorized under this Permit, Permittee shall immediately cease the activity and notify the State Historic Preservation Office and Permitter. Permitter shall receive notice from Permittee by telephone at the telephone number provided in paragraph 3 above and in writing at the address set forth in the first paragraph of this Permit or such other address as Permitter may provide under the terms of this Permit.
5. Permittee acknowledges and understands that Permittee's conduct of the Activity does occur within the Project Boundaries of Federal Energy Regulatory Commission ("FERC") licensed Project No. 2671 (the "Project"), and as a result, is subject to FERC's regulation as well as to permission by Permitter.
6. Permittee shall not lease, sublet, license, assign or otherwise grant any rights under this Permit to others without Permitter's prior, written consent which consent may be conditioned, granted or withheld as Permitter deems appropriate in its sole and absolute discretion.
7. During the conduct of the Activity, Permittee shall, at all times, keep and maintain Area in a clean, orderly condition and in good repair and shall not use nor allow others to use of the Area in any disorderly or offensive manner, nor cause or permit a nuisance to exist on the Area, on or within the waters adjacent to the Area, or within the Project boundary or Permitter's adjacent lands. During the conduct of the Activity, Permittee shall not commit waste of the Area, nor cause damage, disfigurement or injury to the Area. Permittee's breach of this condition may result in immediate revocation of this Permit.
8. Permittee shall notify Permitter of the date of commencement of the Activity at the following telephone number: (207) 474-3921 Ext 11. Permitter may inspect the Area at any reasonable time during the conduct of the Activity and upon completion of the Activity.
9. Permittee's conduct of the Activity on the Area and adjacent lands and waters shall be at Permittee's sole risk and expense, and Permittee assumes all risks of the Activity on and adjacent to the Area. Nothing in this Permit shall be construed to create any duty or standard of care on the part of, or impose any liability upon, the Permitter. Permittee hereby releases and discharges Permitter from all claims, demands, or damages which Permittee may have or allege to have against Permitter as a result of this Permit, or created by or arising out of Permittee's conduct of the Activity on the Area and/or this Permit. Permittee shall indemnify, protect, defend and hold harmless Permitter, Permitter's parent, subsidiaries, affiliates and their respective officers, directors and employees (collectively, the "Kennebec Water Power Entities") from and

against any and all claims, actions, damages, costs, taxes, fees, liabilities and expenses of any nature, including injury and/or death of persons, damages to property, court and reasonable attorney's fees, arising from or in connection with the conduct of the Activity under this Permit, any act or omission by Permittee in conducting the Activity, or the use of the Area by Permittee or anyone using the Area under or through Permittee in conducting the Activity. Permittee's obligations under this paragraph shall survive completion of the Activity under this Permit or other termination of this Permit.

10. Permittee acknowledges that the water levels of Lake are subject to significant fluctuation and agrees that Permitter has the right and discretion to regulate the water levels of Lake in accordance with its flowage rights and the applicable terms of its FERC license.
11. Permittee agrees that (i) the Activity shall not endanger health, create a nuisance or otherwise be incompatible with overall Project recreational use; (ii) Permittee shall take all reasonable precautions to insure that the Activity will occur in a manner that will protect the scenic, recreational and environmental values of the project; and (iii) the Activity shall not unduly restrict public access to Project Waters.
12. Permitter may revoke this Permit at any time prior to completion of the Activity for cause or if the Activity becomes in conflict with Permitter's License requirements or operations. Upon Permitter's revocation of this Permit, Permittee shall immediately discontinue the Activity (unless otherwise directed, in writing, by Permitter) and leave the Area in good order, condition and repair.

Kennebec Water Power Company



BY: _____

Print Name: Todd Wyman

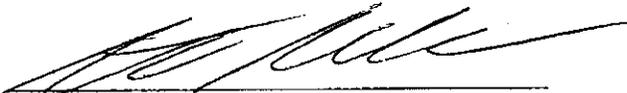
Title: President, KWPC

Date: 9/12/2016

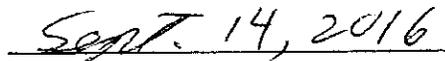
The Terms and Conditions of the foregoing Permit are agreed to by: PERMITTEE:



Print Name:



Stephen W. Cole



Date