

For office use:

50470 GP/SA/WL/WQC 6P 3506  
Tracking No. Permit No.

# Expedited Shoreland Alteration Permit Application

\$ 297.60  
Fee Received

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) Bryan Dale Green & Pamela Jo Green	Daytime Phone (979) 251-2513	FAX or Email (if applicable) bryandalegreen@icloud.com
Mailing Address 8221 Cedar Hill Rd.	Town Brenham	State Texas
		Zip Code 77833

**2. PROJECT LOCATION AND PROPERTY DETAILS** (See Instructions)

Township, Town or Plantation Lily Bay Township	County Piscataquis County
Tax Information (check your tax bill) Map: Two Mile Island Plan: 01 Lot: UNK	Deed or Lease Information (check your deed or lease) Book: 2461 Page: 161 Lease #:
Lot size (in acres, or in square feet if less than 1 acre) +/- 5 acres or 21,780 sq. ft.	Zoning at Development Site P-6P

**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 +/- 670'

**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.

**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
Austin C. de Groat to De Groat Trust	5/18/12	island
De Groat Trust to Bryan & Pamela Green	10/27/16	island

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.

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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.....	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
	FEMA Flood Zone .....	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
	Unmapped Area Prone to Flooding .....	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO

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

Agent Name <i>Roderick J. Falla</i>	Daytime Phone <i>(207) 951-7992</i>	FAX or Email (if applicable) <i>rod.falla@chohmad.com</i>	
Mailing Address <i>795 Lily Bay Rd, Unit #704</i>	Town <i>Beaver Cove</i>	State <i>Maine</i>	Zip Code <i>04441</i>

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)

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) *Bryan Dale Green* Date *6/25/2018*

*Debra Jo Green* Date *6/25/2018*

**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

*7/31/18* Effective Date

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Use this page to provide any explanations that will help describe your project. If you wrote "n/a" next to any of the questions or CONDITIONS OF APPROVAL in the Attachment or in the application form, if needed please explain why below, and include the number of the question or condition.

See Attached "Additional Information for Bryan & Pamela Green, Dock & Retaining Wall Reconstruction"

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**Additional Information for Bryan & Pamela Green; Dock & Retaining Wall Reconstruction**

The entire existing shore-land structure appears to be a legally existing nonconforming pre-Commission structure, which extends along approximately 85 linear feet of an irregularly shaped island cove shoreline on Two Mile Island. This section of the island is exposed to significant open water fetch, which is most likely the reason the structure was originally constructed. A small seasonal camp is located approximately 25 feet inland from the shore-land structure. The existing shore-land structure continues to serve as both a retaining wall to protect the shoreline of the island from erosion caused by wind generated wave action and a permanent dock that provides access to a temporary floating dock that is seasonally installed from this structure. For these reasons, Activity Attachments for both Shoreline Stabilization and Dock Reconstruction have been completed and submitted. A majority of the vertical timber face of the retaining wall structure is located at or above the existing and original Normal High Water Mark (NHWM). An approximately 3' wide section of the retaining wall along approximately 22 linear feet of the shore line appears to have been constructed out shore of the the original pre-Commission NHWM and that section provides access to the temporary floating dock system. This approximately 66 square feet of area would meet the definition of a permanent dock and was most likely originally constructed to "square off" this section of irregular cove shoreline. The entire vertical face and decking are currently serviceable, but weathered, and should be repaired and reconstructed to maintain the structural integrity of this shoreline stabilization and docking structure. Cribbing and structural components would also need to be reconstructed in-place and in-kind to provide a structurally sound base for the sheathing and decking. The entire project would be completed during low water with materials and in a manner that complies with the terms and conditions of this permit application.

The footprint of the entire project is approximately 494 square feet and will extend no farther along the shoreline than approximately 85 linear feet. The total area in square feet of lake formerly below the normal high water mark to be impacted by both the combined areas of the shoreline stabilization (retaining wall) and the dock reconstruction are significantly less than the 500 square feet limits specified under *Section C 1 of the Activity Attachments for Shoreline Stabilization and Dock Reconstruction*. Approximately 66 square feet of the existing dock section of the shore-land structure appears to have been constructed as a pre-Commission structure out shore the original NHWM of this cove, the remainder of the existing structure appears to have been constructed at or above the NHWM. The proposed reconstruction appears consistent with the limits required to qualify for an *Expedited Shoreland Alteration Permit*. There would be no expansion of the footprint of the legally existing nonconforming structure. The existing NHWM is either the vertical face of the retaining wall / permanent dock or the gravel beach located out shore of the existing retaining wall. This existing NHWM would remain unchanged by the proposed reconstruction. All work would be consistent with Normal Maintenance and Repair, and Reconstruction of a legally existing permanent dock and retaining wall capped with existing serviceable decks.

**10.11,C,2.b Reconstruction of Attached Decks:** *Decks attached to a legally existing, nonconforming structure may be reconstructed in place with a permit, except that any portion of the deck that extends into or over the normal high water mark is prohibited.* The existing NHWM extends along the gravel beach and vertical face of the legally existing pre-Commission retaining wall and dock. The proposed reconstruction of the timber decks would be in-kind and in-place, there would be no expansion and/or extension of the proposed reconstructed legally existing decks into or over the existing NHWM.

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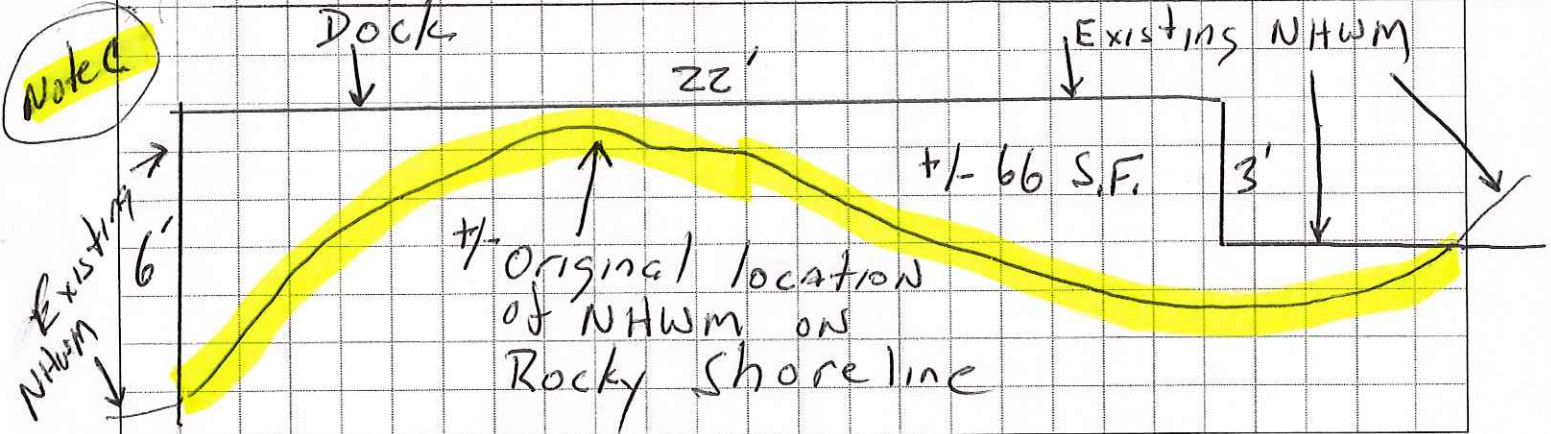
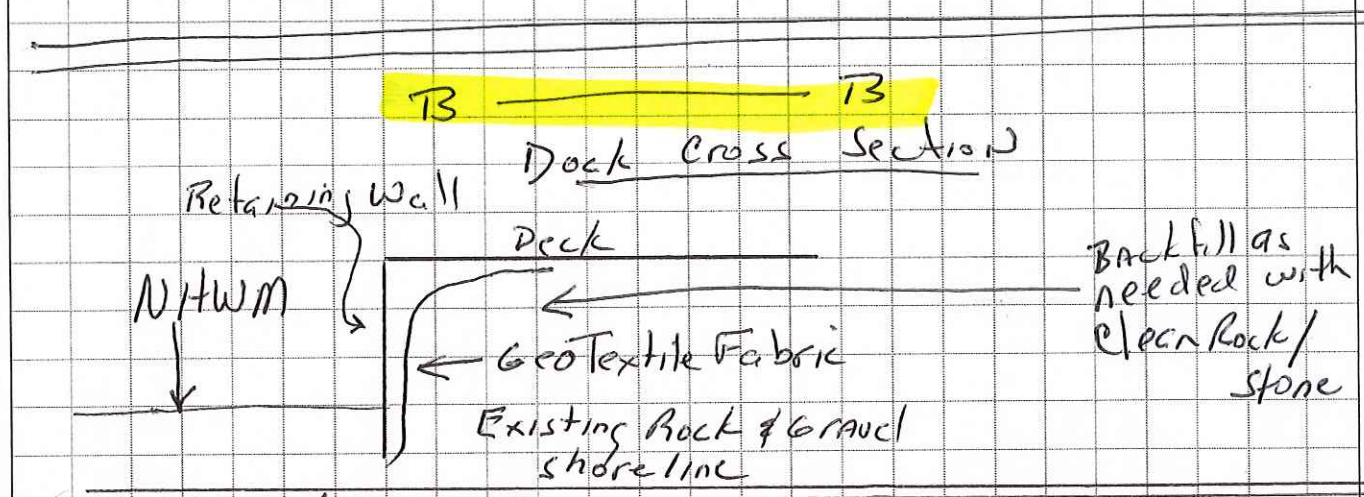
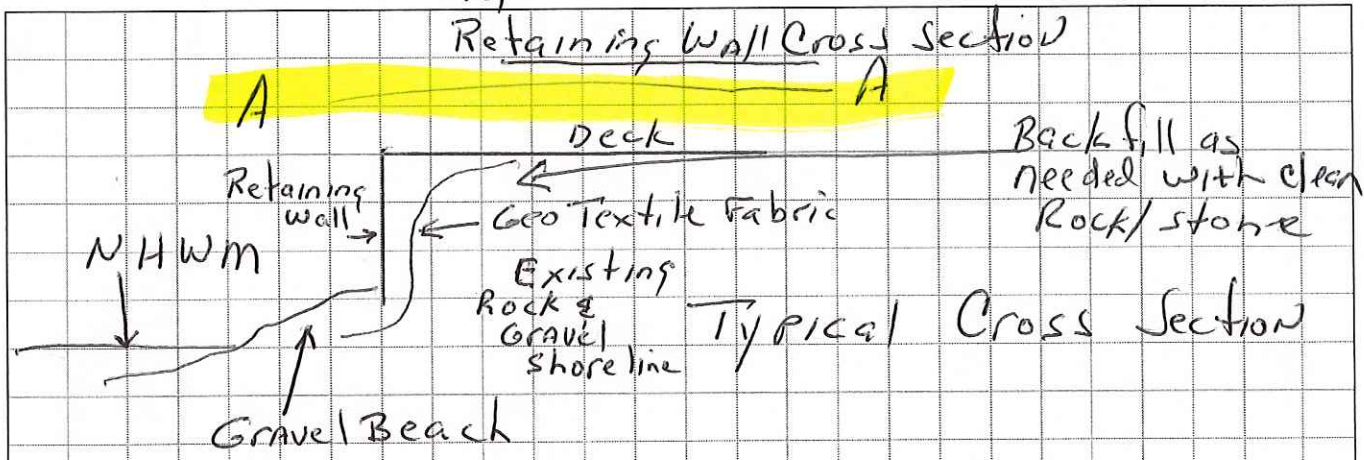
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Page 2

EXHIBIT D: SITE PLAN



Notes/Legend: Timber Cribbing and Timber structural supports to be installed and used as needed to structurally support Retaining Wall and Dock structures.





STATE OF MAINE  
DEPARTMENT OF AGRICULTURE, CONSERVATION AND  
FORESTRY  
MAINE 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.

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# 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).

**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.

1. 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: ..... sq. ft.

This form continues onto the next page...

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**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 15<sup>th</sup> and October 1<sup>st</sup>. ....  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. ....  N/A

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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](http://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](http://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](http://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

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4. The dock reconstruction would meet the definition of "normal maintenance and repair" of a docking structure, as defined in Section 10.02 of the Commission's Land Use Districts and Standards (also see below). ..... +/- 50%  YES  NO

**Normal Maintenance and Repair:** "Unless otherwise provided, work necessary to maintain an improvement, structure, or docking structure in its original or previously improved state or condition, as long as there is no expansion of a non-conforming structure and less than 50 percent of a structure is replaced. This includes general upkeep, such as painting, fixing portions of the structure that are in disrepair, or the replacement of sill logs, roofing materials, siding, or windows. In-kind and in-place replacement of decking or exterior stairs is considered to be normal maintenance and repair.

Normal maintenance and repair shall not include reconstruction, or change in design, change in structure, change in use, change in location, or change in size or capacity. Activities involving a permanent docking structure constitute normal maintenance and repair only when less than 50% of those portions of the permanent docking structure that are above the level of the water during normal high water are maintained or repaired. (emphasis added)

A permit is required for a dock reconstruction located on a waterbody with a FEMA or P-FP zone if the cost of the reconstruction is \$1,000 or more, even if less than 50% of the portion of the dock that is above water is being replaced.

If there is no FEMA or P-FP zone present, and your dock reconstruction meets the definition of "normal maintenance and repair" for docking structures, then no permit is required.

Check with the LUPC office that serves your area to determine if a permit is required for your activity.

D. CONDITIONS OF APPROVAL FOR DOCK RECONSTRUCTION

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 following statements indicates that your project will not comply with that CONDITION OF APPROVAL, and this expedited 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, which is provided for this purpose.

PROJECT DESCRIPTION AND CONSTRUCTION MATERIALS

1. The reconstructed dock will be the same type and the same size as, or smaller than, the existing dock. Reconstructed private residential docks must be no wider than 8 feet and no longer than 50 feet. Reconstructed public docks must be less than 10 feet wide and less than 50 feet long. .....  YES  NO

If you plan to replace an existing dock on posts with a rock-filled crib dock, it is considered to be an expansion, not a reconstruction, and this form cannot be used for your project.

2. The reconstructed dock will not include other structures, such as sheds, floatplane hangers, boathouses, electric wiring, or fuel storage tanks attached to the dock. ....  YES  NO

3. [P-FP] The reconstructed dock will be adequately anchored to prevent flotation (floating docks excluded), collapse or lateral movement resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy. ....  YES  NO

4. [P-FP] The construction practices and methods used will minimize the potential for flood damage, and the materials used will be resistant to flood damage. ....  YES  NO

5. Only untreated wood or pressure-treated wood or other material approved by the U.S. Environmental Protection Agency for inland waters will be used to reconstruct the dock. CCA pressure-treated wood will only be used if it is dried on land in such a manner as to expose all surfaces to the air for at least 21 days. PCP pressure-treated wood or wood treated with creosote will not be used. ....  YES  NO

6. All metal used below the normal high water mark will be rust-proof. ....  YES  NO

7. The dock reconstruction will not involve the use of concrete. ....  YES  NO

8. Heavy machinery will not be driven in the water or below the normal high water mark (except as provided for flowed lakes, see Question #9). ....  N/A  YES  NO

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

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- 9. **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
- 10. The dock reconstruction will not require alteration of any other area of wetland [(P-WL) Wetland Protection Subdistrict] other than the waterbody that the activity is located on. ....  YES  NO
- 11. The dock reconstruction will not require construction of an access road. ....  YES  NO
- 12. All construction debris and residual materials will be removed from the waterbody and disposed of according to the Maine Solid Waste Disposal Rules. ....  YES  NO

**PROJECT LOCATION AND TIMING**

- 13. The dock reconstruction will occur during a period of low water conditions, and for flowed lakes when the lake bottom is exposed. ....  YES  NO
- 14. **For projects on streams or rivers:** The dock reconstruction will occur between July 15<sup>th</sup> and October 1<sup>st</sup>. ....  N/A  YES  NO
- 15. **For projects on streams or rivers:** The dock reconstruction will not interfere with natural flow, will not create an impoundment, and will not block fish passage. ....  N/A  YES  NO
- 16. [P-FP] The reconstructed dock will not interfere with navigation or recreation. ....  YES  NO
- 17. The dock reconstruction will not occur when the soil above the normal high water mark is frozen or saturated. ....  YES  NO
- 18. The dock being reconstructed is not located within 250 feet of mapped Endangered, Threatened, and Special Concern species habitat as designated by the Maine Department of Inland Fisheries and Wildlife. For further information, contact your LUPC regional representative; or MDIFW, 284 State Street, Augusta, ME 04333; (207) 287-8000. ....  YES  NO

**SOIL AND VEGETATION DISTURBANCE; AND EROSION / SEDIMENTATION CONTROL**

- 19. The dock reconstruction will not require more than incidental grading, filling or clearing of vegetation within 100 feet of the normal high water mark. The project will meet the LUPC's standards for Vegetation Clearing (10.27, B) and for Filling and Grading (10.27, F). See [www.maine.gov/dacf/lupc/laws\\_rules/ch10.html](http://www.maine.gov/dacf/lupc/laws_rules/ch10.html), Rules and Regulations, Chapter 10 .....  YES  NO
- 20. Prior to construction, measures to control erosion and sedimentation, such as staked hay bales or silt fencing, will be placed between any area above the normal high water mark that will be disturbed and the waterbody 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
- 21. If work will be conducted in the water, 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
- 22. 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](http://www.maine.gov/dacf/lupc/laws_rules/ch10.html), Rules and Regulations, Chapter 10, Appendix B. ....  YES  NO

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

For office use:

Tracking No.

GP 3506  
Permit No.

LUPC - GREENVILLE

# Supplement S-3

Requirements for Wetland Alterations

Applicant Name(s): Bryan Dale Green & Pamela Jo Green Project Location (Township and County): Lily Bay Twp., Piscataquis Co.

### NATURE OF WETLAND ALTERATION

1. Describe in detail the purpose and need for the proposed wetland alteration and the type of activity involved (use additional paper if needed).  
Reconstruct Timber Retaining Wall and Dock at 2. above UHWM of Moosehead Lake. No new disturbance or expansion over lake bottom.

2. 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

3. 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

4. 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 Lake Onew 4-66 sq. ft. pre-commission TOTAL AREA OF WETLAND ALTERATION: 0 sq. ft. New

P-WL2: Scrub shrub wetland \_\_\_\_\_ sq. ft.

P-WL3: Forested wetland \_\_\_\_\_ sq. ft.

5. 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 No New disturbance sq. ft.

6. Do the wetlands to be altered contain any critically imperiled (S1) or imperiled (S2) natural communities?  YES  NO

*4-66 st pre-commission*

### PREVIOUS ALTERATION, AVOIDANCE, EROSION/SEDIMENTATION CONTROL

7. 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.  
Apr 66 st of Lake was filled when original dock and retaining wall were constructed - pre-commission

8. 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.  
N/A - Reconstruction in-kind & in-place; no new areas of lake bottom altered. Follow BMP's for sedimentation and erosion control during construction.

9. How will you keep disturbed soils from eroding into nearby lakes, ponds, rivers, streams, intertidal areas, or other wetlands?  
During Reconstruction of Retaining Wall & Dock install hay bales. All construction at low water. No work would be in the water at that time.

### 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	S-3A
<input 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	
<input type="checkbox"/> Altering 15,000 – 43,560 sq. ft. of a P-WL2 or P-WL3.	Tier 2	S-3A, S-3B, S-3C, S-3D
<input type="checkbox"/> Altering a P-WL1 of any size (except as otherwise provided above for Tier 1 review).	Tier 3	
<input type="checkbox"/> Altering 43,560 sq. ft. or more of a P-WL2 or P-WL3.	Tier 3	



4000 ft

**Legend**

- Twomile Island

○ Twomile Island

Rowell Cove

○ McCuller Island

360

○ Dollar Island

Google Earth

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Untitled Map 6 2018

Write a description for your map.