MINUTES
MAINE WATER WELL COMMISSION
Wednesday, August 11, 2021

Meetings via Zoom – link on webpage, MEDWP.COM → Professionals → Well Drillers Commission

ATTENDEES:

Commission Members:
Dwight Doughty, (Chair) Hydrogeologist, DOT
William Dawson Chief Engineer, DWP
Daniel Locke Hydrogeologist, MGS
Mike Otley Public Member
Frank Hegarty Master Well Driller
Glenn Dyer Master Well Driller

Guests:
Margaret Machaiek Ryan Wragg
State of Maine, AAG Complainant

Minutes Prepared By:
Tina Lemieux, Commission Clerk, DWP

PROCEEDINGS: 9:03 AM

Review of Meeting Minutes:
Motion to accept the minutes from July 14, 2021
❖ MOTION: Glenn Dyer 2nd: Daniel Locke VOTE: Unanimous

Exam Applications:
1. DANIEL STINSON_WD02249 – PI-J – APPROVED

Motion to Approve.
❖ MOTION: Frank Hegarty 2nd: Glenn Dyer VOTE: unanimous

2. JESSE GOODWIN_WD00329 – PI-J – APPROVED

Motion to Approve.
❖ MOTION: Glenn Dyer 2nd: Frank Hegarty VOTE: unanimous

Specialty Well Applications – Commission Review:
NONE

Specialty Well Applications – In-House Approval:
1. MCKIM-MCLEOD_SWA
2. NABRESKI-GOODWIN_SWA
Other Business:

1. New Hire: Alexander Pugh, to take over for Bill Dawson on MWWC

2. Exams: Thursday, September 9, 2021 @ 10am at Key Bank Building, downtown Augusta
   a. Eligible candidates will be notified by email

3. Question: Is there an age requirement written into the MWWC Rules and Regulations?
   a. Affordable Well Drilling – Heather, Office Clerk, posed the question and it seems that there is no age requirement written into the MWWC rules and regs.
   b. The State of Maine Department of Labor age requirements for employment.
      ii. May be employed for work beginning at age 16-17, and a work permit for minors under the age of 16. – “May work non-hazardous jobs…” (DOL, 2021).
      iii. Must be age 18 to be an apprentice due to the hazardous work conditions.
   c. 7-14-21, tabled for further investigation/research
   d. 8-11-21, the Commission determined that the MWWC rules and regulations do not have an age requirement for apprentice licensure, but do follow Department of Labor state employment guidelines
      i. Dwight Doughty will follow-up with Heather at Affordable Well Drilling.

COMPLAINTS:

CLOSED: 8-11-21

HEGARTY-GAP MTN, Ryan Wragg – rcvd 5-12-21
- 5-12-21, Motion to table complaint and exam application until 6-9-21
  o Locke/Otley – Unanimous; Frank Hegarty, recused from vote
- 6-11-21, Notice of Complaint sent
- 7-14-21, composed list of violations
  o Driller/helper not licensed, no master on site, no vehicle decals/stickers, no response from Notice of Complaint sent (6-11-21), no report to MGS (Well Log), not licensed for Maine
- 7-14-21, Motion allow Ryan Wragg to sit for exam but hold license until issues resolved
  • Glenn Dyer/Mike Otley – Unanimous, Frank Hegarty recused from vote
- 7-14-21, Motion to assign violations to Ryan Wragg and Gap Mtn Drilling
  • Mike Otley/Glenn Dyer – Unanimous, Frank Hegarty recused from vote
- 8-11-21, Discussed and assigned violations and penalty points
  o Letter of Violations and penalty point assessed, to be sent

Motion to assess violation points but no monetary value, 12 pts, to Ryan Wragg.
❖ MOTION: Mike Otley 2nd: Daniel Locke VOTE: unanimous
  o Frank Hegarty recused from vote

Motion to assess violation points but no monetary value, 12 pts, to Gap Mtn Drilling.
❖ MOTION: Glenn Dyer 2nd: Daniel Locke VOTE: unanimous
  o Frank Hegarty recused from vote
COMPLAINTS:

CLOSED: 8-11-21

ROCK LIBBY: L&L Well Drilling – (654 South Rumford, Rumford, ME 04276)

I. Consent Agreement (I of II) - reviewed and to be voted for approval

6-9-21, Motion for finalizing Commission approval of Consent Agreement I, regarding the 645 South Rumford property.
❖ MOTION: Frank Hegarty 2nd: Mike Otley VOTE: 3 yea, 3 recused
  ○ Glenn Dyer, Dwight Doughty, and Daniel Locke recused from vote

DYER-L&L – (654 S), complaint, received 6-23-20
- 6-25-20 – Notice of Complaint, sent to Rock Libby of L&L Well Drilling
- 7-8-20 – Reviewed and discussed complaint.
- 10-14-20 – Discussed and assigned violations and penalties
- 12-3-20 – Notice of Violation/Penalty, sent L&L Well Drilling/Rock Libby

DOUGHTY-L&L – (654 S), complaint, received 6-10-20
- 6-10-20 – Notice of Complaint, sent to Rock Libby of L&L Well Drilling
- 7-8-20 – Reviewed and discussed complaint
- 10-14-20 – Discussed and assigned violations and penalties
- 12-3-20 – Notice of Violation/Penalty, sent L&L Well Drilling/Rock Libby

LOCKE-L&L – (654 S), complaint, received 5-4-20
- 5-7-20 – Notice of Complaint, sent to Rock Libby and Anthony O’Connor
- 6-10-20 – Reviewed and discussed complaint
- 10-14-20 – Discussed and assigned violations and penalties
- 12-3-20 – Notice of Violation/Penalty sent, L&L Well Drilling/Rock Libby

CLOSED: 8-11-21

ROCK LIBBY: L&L Well Drilling – (RTE 108, Rumford, ME 04276)

LOCKE-L&L – (RTE 108), complaint, rcvd 12-9-20
- 12-17-20 – Notice of complaint sent
- Send 3rd Notice of Complaint before next meeting, 2-10-21
CLOSED: 8-11-21
DENSMORE – L&L WELL DRILLING:

II. Consent Agreement (II of II) - reviewed and to be voted for approval

6-9-21, Motion for finalizing Commission approval of Consent Agreement I, regarding the Densmore property in Turner, Maine.
❖ MOTION: Mike Otley 2nd: Frank Hegarty VOTE: Unanimous

DENSMORE-L&L – complaint, received 6-3-20
a. 6-4-20 – Notice of Complaint, sent to Rock Libby of L&L Well Drilling
b. 6-10-20 – Reviewed and discussed complaint.
c. 10-14-20 – Discussed and assigned violations and penalties
d. 12-3-20 – Notice of Violation/Penalty, sent L&L Well Drilling/Rock Libby
e. 1-13-21 – Moving forward for small claims court

CLOSED: 8-11-21
ANTHONY O’CONNOR:

I. Letter of Revocation – O’Connor

a. 6-17-21, Notice of Revocation sent

LOCKE-OCONNOR (APPRENTICE) – (RTE 108), complaint, rcvd 12-9-20
a. 12-17-20 – Notice of complaint sent
b. 1-27-21 – 3rd Notice of Complaint sent

LOCKE-OCONNOR (APPRENTICE) – (654 S), complaint, received 5-4-20
a. 11-20-20 – Notice of Complaint, sent to AJ O’Connor
   o 1st Notice of Complaint, sent same time as L&L WD
b. 12-9-20 – MWWC accepted complaint against AJ O’Connor
c. 12-30-20 – 2nd Notice of Complaint, to be sent to AJ O’Connor
d. 1-27-21 – 3rd Notice of Complaint sent

DYER-OCONNOR (APPRENTICE) – (654 S), complaint, received 6-23-20
a. 11-20-20 – Notice of Complaint, sent to AJ O’Connor
   o 1st Notice of Complaint, sent same time as L&L WD
b. 12-9-20 – MWWC accepted complaint against AJ O’Connor
c. 12-30-20 – 2nd Notice of Complaint, to be sent to AJ O’Connor
d. 1-27-21 – 3rd Notice of Complaint sent

Motion to Adjourn.
❖ MOTION: Frank Hegarty 2nd: Mike Otley VOTE: Unanimous

ADJOURNMENT: TIME: 10:01 AM