MEETING MINUTES  
Wednesday, July 10, 2019  

Well Driller’s Commission  
18 Elkins Lane, Harlow Bldg., Rm 109, Augusta, ME

ATTENDEES:

Commission Members:
Dwight Doughty  
   Hydrogeologist, DOT, Chairperson  
David Braley  
   Hydrogeologist, MeCDC  
Daniel Locke  
   Hydrogeologist, MGS  
Frank Hegarty  
   Master Well Driller  
Glenn Dyer  
   Master Well Driller  
Mike Otley  
   Public Member

Legal Counsel:
Margaret Machaiek  
   Assistant Attorney General

Guests:
Delwin Philbrick  
   complainant  
Blanche Johnson  
   complainant

Minutes Prepared By:
Tina Lemieux  
   DWP Licensing Clerk, Commission Clerk

---------------------------------------------------------------------------------------------------------------------

PROCEEDINGS:  9:03 AM

Review of Meeting Minutes:
❖ Motion to accept the minutes from June 12, 2019, meeting.  
   MOTION: Glenn Dyer  
   2ND: Frank Hegarty  
   VOTE: Unanimous

Exam Applications:  
NONE

Specialty Well Applications:  
NONE

SWA In-House Approvals:  
   HOLMES-WEEKS_SWA  
   LANDRY-SKILLINGS_SWA
Other Business:

Discussion for Reciprocity Issue: Recap

- Reciprocity issue with New Hampshire – email rcvd 4-1-19
  - 5-8-19, Motion to accept reciprocity licensees and companies from New Hampshire
    - MOTION: Glenn Dyer 2ND: David Braley VOTE: 5 YEA / 2 NAY; ACCEPTED

- Applications for reciprocity received and submitted to the Commission for approval, 6-12-19
  - 6-12-19, Motion to approve reciprocity applications from NH candidates
    - MOTION: David Braley 2ND: Dwight Doughty VOTE: 2 YEA / 3 NAY, 1 abstained, 1 absent; DENIED

  CARTMELL, ROBERT – NH reciprocity; DENIED
  HARTLEY, ERIN_WD00395 – NH reciprocity; DENIED

- Commission needed time to deliberate issues, consult with AAG, and revote on the issue consistent with rules and regulations of the State of Maine Water Well Commission; will be revisited after deliberations.

  ❖ Motion to find if Well Drilling licenses from New Hampshire are of equal standard as Maine.
    MOTION: Dwight Doughty 2ND: David Braley VOTE: Unanimous

Complaints:

1. CIVIL ARMS INC-PHILBRICK – complaint, received 1-7-19; OPEN
   - 6-12-19, results of inspection by David Philbrook
     - Mr. Philbrick pushed casing back down and had Mr. McLeod camera the well.

   - Send Dave Philbrook, Commission Inspector, to reinspect.
   - Table until meeting next month, Wednesday, August 14.

  ❖ Motion to send inspector to reinspect the well and check that the seal is good.
    MOTION: Frank Hegarty 2ND: Glenn Dyer VOTE: Unanimous
2. **JOHNSON-ACE** – complaint, received 5-7-19; OPEN
   - 7-10-18, water well drilled on the property of Blanche Johnson by Peter Oakes of Ace Well Service Inc.
   - 5-9-19, 1st Complaint Notice sent to Peter Oakes, no response received, (14 days).
   - Violation Assessment
     - 900.1 – not responding to complaint notice
     - 300.0 – (with exception of 303.3, 303.4)

- Send 2nd Complaint Notice letters certified mail to both Jason and Peter Oakes.
- Send Dave Philbrook, Commission Inspector, to reinspect.
- Table until meeting next month, Wednesday, August 14.

❖ Motion for MWCC to assess violations due to evidence found against Ace Well Service Inc and Peter Oakes, Master Well Driller of company.
   - Assessed violations are as follows:
     - 900.1 – not responding to complaint notice within 14 days.
     - 300.0 – All ethical violations; with exceptions of 300.3.3 and 300.3.4.
   **MOTION**: Glenn Dyer  **2ND**: Mike Otley  **VOTE**: Unanimous

❖ Motion to send David Philbrook to reinspect.
   **MOTION**: Frank Hegarty  **2ND**: Glenn Dyer  **VOTE**: Unanimous

3. **PUTNAM-GALLANT** – complaint, received 5-4-18; OPEN
   - complaint #1, closed; complaint #2, open; complaint #3, open; complaint #4, open;
   - MWCC Inspector received call from Mr. Putnam with update that technical issues are resolved.
   - 5-8-19, Dwight Doughty has offered to reach out to Mr. Putnam to find out if the issues have been resolved.
   - Both parties could not be at meeting.

- Table until meeting next month, Wednesday, August 14.

**ADJOURN**: 10:45 AM