

**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

**2<sup>ND</sup>:** 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    **2<sup>ND</sup>**: 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    **2<sup>ND</sup>**: 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    **2<sup>ND</sup>**: 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    **2<sup>ND</sup>**: 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, 1<sup>st</sup> 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 2<sup>nd</sup> 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 MWWC 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      **2<sup>ND</sup>:** Mike Otley      **VOTE:** Unanimous

❖ Motion to send David Philbrook to reinspect.

**MOTION:** Frank Hegarty      **2<sup>ND</sup>:** 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;
- MWWC 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