

Well Driller's Meeting

Date: Wednesday, November 9, 2016

Location: MGS 17 Elkins Lane, Augusta, ME

Attendees: Commission Members:

Dwight Doughty, Hydrogeologist, DOT, Chairman
Daniel Locke, Hydrogeologist, Maine Geological Survey
David Braley, Hydrogeologist, MeCDC
Mike Otley, Public Member
Joe Gallant, Master Well Driller
Ike Goodwin, Master Well Driller
Frank Hegarty, Master Pump Installer
Julia Kimball, Commission Clerk
Legal Counsel, Deanna White, AAG

Guests:

David Philbrick

Minutes prepared by: Julia Kimball

PROCEEDINGS:

Dwight Doughty - Meeting called to order at 9:00 a.m.

TOPIC: October 2016 Meeting

Motion: Ike motioned to approve the October minutes with correction to wording concerning test results in the Jandreau Vs Clearwater Well Drilling complaint. Dan 2nd.

Vote: Unanimous to approve minutes with amendment.

TOPIC: Specialty Well Applications

A Specialty Well application was brought before the Commission by Lawrence Lord and Sons Inc. 47 feet from onsite leach field, 36 feet from onsite tank. No closer than 100 feet from the 1st neighbor's leach field and no closer than 100 feet from 1st neighbor's onsite tank. No closer than 100 feet from 2nd neighbor's tank and no closer than 100 feet from the 2nd neighbor's leach field. 30 feet from 2nd neighbor's well.

Motion: Joe motioned to accept the application with 120 feet of casing not requiring grouting but encourage grouting. Frank 2nd.

Discussion: None

Vote: Unanimous to approve.

A Specialty Well application was brought before the Commission by Cross Well and Pump Company. 38 feet from onsite leach field, 75 feet from onsite tank. No closer than 300 feet from the 1st neighbor's leach field and no closer than 50 feet from 1st neighbor's onsite tank. No closer than 70 feet from 2nd neighbor's tank and no closer than 300 feet from the 2nd neighbor's leach field.

Motion: David motions to approve 120 feet of casing with 10 inch borehole grouted bottom to top or if well can be located 40+ feet from leach field 120 feet of casing or liner and seals with grouting and 10 inch borehole not required. Approval is contingent upon homeowner signature and initials with complete application. Commission will be confirming who the driller is, this may require a witness from the Commission if grouting is required. Joe 2nd.

Vote: Unanimous to approve.

TOPIC: Complaints:

Tracy Sargent vs. John Perry of Clearwater Well Drilling

The inspector presented his findings for the Sargent well. The recovery was measured with new equipment at .47/gpm at all time intervals.

Motion: Mike motions that Mr. Perry has satisfied the minimum requirements for corrective action previously determined by the Commission within an acceptable margin of error.

Vote: Motion carries. For: Mike, Dwight, Ike, David, and Joe. Opposed: Frank

Motion: David motions to send letter to Mr. Perry that he has satisfied minimum requirements and that the Commission continues will consider penalties for violations previously found. Mr. Perry is encouraged to attend the December meeting. Frank 2nd.

Vote: Unanimous to approve.

Nancy Johnson vs Dan Woodsome of Woodsome Well Drilling

Independent inspector went to the Johnson residence and inspected work performed by Mr. Woodsome. He checked leak at water tank and found it to be a minor leak. No evidence of packing in water supply. Pump was verified to be new. Aerator clog was not an issue.

Motion: David motions after reviewing inspector report that the Commission found no further violations associated to Nancy Johnson's work that was performed by Mr. Woodsome. Mike 2nd.

Vote: Unanimous

David Kimball vs Dan Woodsome of Woodsome Well Drilling

Subsequent to the October 12, 2016 regular monthly meeting a written complaint was submitted to the Commission claiming that in February of 2016 Mr. Woodsome (licensee) was given a \$2500 deposit for work to be performed on Mr. Kimball's property. The licensee has allegedly cashed the deposit check but has not returned to perform the work agreed upon at the time of deposit. Notifications were sent on October 25, 2016 to Mr. Woodsome and Mr. Kimball

confirming that the complaint was received, requesting information regarding the complaint from the licensee and that both parties were encouraged to attend the November 9, 2016 meeting.

Motion: Frank motions to table Kimball complaint. Joe 2nd.

Vote: Unanimous to approve.

Dan Woodsome of Woodsome Well Drilling

Motion: Mike motions to revoke Dan Woodsome's company well drilling and pump installer licenses, individual master well drilling and master pump installer licenses based on violation of Section 3 paragraph 2 of the binding consent agreement that was effective July 29, 2015. This violation of the Consent Agreement triggers Section 7 paragraph 3 of the Agreement which triggers immediate license revocation. The Consent Agreement was negotiated as the final resolution to several previous violations of the Well Drillers and Pump Installers Rules and required the licensee to avoid any further violations for a period of 24 months. The Commission found a violation of Section 900.1 at its October meeting. Joe 2nd.

Vote: Unanimous to approve

Catherine Coleman vs David Woodsome

Dan confirmed that David Woodsome did not file a well log card for work performed for the Catherine Coleman well.

Motion: Mike motions based on investigated David Woodsome did not file well log card with Maine Geological Survey is in violation of Section 901.1. Points will not be assessed. A reminder that it is a requirement to file well log cards with Maine Geological Survey in a timely manner will be sent to the licensee. Frank 2nd.

Vote: Unanimous to approve

Charles Fowler vs A-Z Water Systems

Ike recused himself for personal involvement.

Motion: Frank motions that Carl Levesque has not responded to the Commission request for information in regards to the complaint received which is a violation of Section 900.1. David 2nd.

Vote: Unanimous to approve with Ike recusing.

Motion: Frank motions to send letter to A-Z Water Systems notifying them of the violation of Section 900.1 and further investigation into violations will be discussed. He is strongly encouraged to attend. David 2nd

Vote: Unanimous to approve with Ike recusing.

Vote: Unanimous to approve

TOPIC: Other Business

Plumbers Examining Board

The Plumbers Examining Board is working on a statutory exemption for pump system installation work that occurs inside a structure and is subject to the requirements of the Internal Plumbing Code.

Open Loop Geothermal:

Frank brought the issue of Open Loop Geothermal dual purpose wells to the Maine Ground Water Association at their last regular meeting. He reported that MGWA determined that return water should not be disposed of in a potable water supply well and that all equipment must be NSF approved as required by the Internal Plumbing Code.

A letter will be drafted advising licensees regarding the Plumbers Examining Board's determinations regarding open loop geothermal "dual purpose" wells and the HVAC equipment used. The draft will be presented for review at the next Commission meeting. Input will be sought from the Plumbers Examining Board to insure accuracy.

11:47: Mike motioned to adjourn, 2nd by Frank, approved unanimously

Next Meeting: December 14, 2016 MGS 17 Elkins Lane, Augusta, Maine 9:00 A.M.