

MINUTES

MAINE WATER WELL COMMISSION

Wednesday, March 8, 2023

Meeting – HYBRID (In-Person/Zoom)
18 Elkins Lane, Rm 109, Harlow Bldg., Augusta, ME

ATTENDEES:

Commission Members:

(IN-PERSON)

Dwight Doughty, (Chair)
Hydrogeologist, DOT

Alex Pugh
Hydrogeologist, DWP

Mike Otley
Public Member
Frank Hegarty
Master Well Driller

Jesse Goodwin
Master Well Driller

(ZOOM)

Glenn Dyer
Master Well Driller

Guests:

Margaret Machaiek
AAG
Kate Tufts,
Public Water Inspector, DWP

Stephanie Everette,
Stephen Everette,
Daniel Bowden
Complainants

Meaghan Knowlton, President
Western Maine Water Inc
Complaint

Minutes Prepared By:

Tina Lemieux, Commission Clerk, DWP

PROCEEDINGS: 9:02 am

Review of Meeting Minutes:

Motion to accept the minutes from Wednesday, February 08, 2023, Monthly Meeting *(HYBRID)

❖ **MOTION:** Alex Pugh 2nd: Glenn Dyer **VOTE:** 5 yea / 1 recused

*Dwight Doughty - recused, (not present at last meeting)

Exam Applications:

1. STEVEN LAPIERRE_WD02144 - (WD-J), (effective date, 7-18-2013) - **approved**

Motion to approve Steven LaPierre to sit for the exams.

❖ **MOTION:** Mike Otley 2nd: Frank Hegarty **VOTE:** 5 yea / 1 recused

*Jesse Goodwin - recused

2. NOAH GAGNE_WD02384 - (PI-J), **see New Business - **declined**

Motion for candidate to come back in one year, according to MWWC rules and regulations.

❖ **MOTION:** Glenn Dyer 2nd: Mike Otley **VOTE:** Unanimous

Specialty Well Applications – Commission Review:

1. NONE

Specialty Well Applications – In-House Approval:

1. GRANT-LORD_SWA
2. HEFFEMAN-STERNS - GOODWIN_SWA
3. KARAKIS - GOODWIN_SWA

Other Business:

1. EXAMS: **Tuesday, April 11, 2023 @ 10am** at Key Bank Building, downtown Augusta
 - a. Eligible candidates will be notified by email

2. APPRENTICE APPLICATION: Tina Lemieux
 - a. Sunco Pump & Well Drilling has a candidate, NOAH GAGNE WD02384 - (PI-J)
 - b. An exam application was received for the PI-J exam, but no apprentice license was found
 - c. New Apprentice application has been processed for current date, (effective date, 2-22-23)
 - Candidate must have a year time and experience
 - Old application (8-18-2021) has been found by the well company (was not submitted until now)
 - Payroll report has been submitted as proof of date of hire and work time

***Will the Commission review and accept time and experience to allow candidate to sit for Journeyman Exams?**

OPEN COMPLAINTS:**EVERETT-WESTERN - complaint, rcvd 2-1-23 - OPEN**

- a. 2-8-23, complaint, accepted
- b. 2-10-23, Notice Letters, sent to Everett and Western Maine Water Inc
- c. 2-24-23, Response, received from Western Maine Water Inc
- d. 3-8-23, Meaghan Knowlton, present by Zoom. Reviewed possibilities of problem.
(Possible: "Dirty fracture", rock problem, no issues from surface water, should camera well)

Motion to send Dave Philbrick to camera well; 3-8-23.

❖ **MOTION**: Frank Hegarty **2nd**: Glenn Dyer **VOTE**: Unanimous

TUFTS - A-Z WATER SYSTEMS – complaint, rcvd 9-13-22 – OPEN

- a. 9-14-22, complaints, accepted
 - 1. FOUNDATIONS EARLY LEARNING CENTER – ME0092430
 - 2. ~~SEBAGO LAKE LODGE—ME0016855~~ - closed, *(12-14-22)
- b. 10-6-22, Notification Letter, sent via email and regular mail, has 14-days to respond
- c. 10-12-22, Alex Pugh reached out to DEP and Plumbing Board and reported,
 - i. Plumbing Board stated, "*A-Z was not the last to touch the well.*"
- d. 10-20-22, Response Letter, Heidi Levesque
- e. 11-9-22,
 - 1. FOUNDATIONS EARLY LEARNING CENTER – ME0092430
 - 2. ~~SEBAGO LAKE LODGE—ME0016855~~ - closed, *(12-14-22)

Carl Levesque: statements; Jed Haws - approved and inspected; Kate Tufts - said it is resolved, after-the-fact permit issued; Levesque - issue is over 2 1/2 -years *(3-15-20)

- f. 12-14-22, Alex Pugh: to do follow-up with statements and information gathering
 - Sebago LL-A-Z portion of complaint closed
 - complaint, tabled for more information gathering
 - information request sent (1-3-23), to Kevin Levesque, Levesque WD about A-Z complaint
- g. 1-7-23, Response received, Manon Levesque

Motion to table complaint until next meeting; 4-12-23.

❖ **MOTION**: Dwight Doughty **2nd**: Jesse Goodwin **VOTE**: 5 yea / 1 recused
*Frank Hegarty - recused

TUFTS (2) - LEVESQUE WELL DRILLING - complaint rcvd 2-21-23 - OPEN

- a. 3-8-23, complaint accepted, TUFTS - LEVESQUE WELL DRILLING

Motion to accept complaint and send out Notice to Levesque WD; 3-8-23.

❖ **MOTION**: Dwight Doughty **2nd**: Jesse Goodwin **VOTE**: 5 yea / 1 recused
*Frank Hegarty - recused

****HANSCOM WD-CARMEL WD – complaint, rcvd 11-01-21 – OPEN****

- a. 5-11-22,
 - o Motion to table issues until all 4 – quarterly samples are taken. *(2022-2023, Spring/Fall)
Hegarty/Locke – Unanimous
 - o Motion to turn over alleged SWA forgery issue to Margaret Machaiek, AAG office
Dyer/Goodwin – Unanimous
 - o Motion to table complaint until next meeting (6-8-22).
Otley/Dyer - Unanimous
- b. 6-8-22,
 - o Water well was difficult to assess, decided to have Carmel WD take periodic samples, over the course of 1-2 years
 - o Waiting upon sampling compliance, Spring/Fall 2022, (June 20, 2022)
 - o Karl Rudnicki is appealing the MWWC decision; issue is tabled until compliance is met
- c. 9-13-22, * **Follow-up Conducted: Karl Rudnicki and Alex Pugh; continuous**
- d. 2-14-23, received lab report for Carmel Well Drilling - from Clear Water Lab
 - o Waiting for Spring 2023, for next lab report(s)

***** To be Continued *****

FAIR HEARINGS:

HINTON- (1)AFFORDABLE & (2)A-Z WATER – complaint, rcvd 11-03-21 – OPEN

- a. 4-13-22, Violations assessed for A-Z Water Systems and Affordable Well Drilling
- b. 5-5-22, Violation Letters sent to A-Z and Affordable
- c. 5-11-22, A-Z Appeal Response letter
- d. 5-23-22, Affordable Appeal Response letter
- e. 6-8-22, Pending Fair Hearing scheduling (date and time), (MOU, FHRF)
- f. 10-19-22, **Hinton - A-Z, Settlement Proposal received**

JONES- A-Z WATER – complaint, rcvd 10-19-21 – OPEN

- a. 6-8-22, Violations assessed for A-Z Water Systems
- b. 7-1-22, Violation letter sent to A-Z
- c. 7-12-22, A-Z Appeal Response, received
- d. 7-13-22, Fair Hearing to be scheduled after paperwork submitted, (MOU, FHRF)
- e. 10-19-22, **Jones - A-Z, Settlement Proposal received**

**** For current FAIR HEARING dates, times, and access via Zoom, please go to the MWWC webpage****
(MEDWP.com → Professionals → Maine Water Well Commission)

****NEXT MEETINGS****

MONTHLY MEETING:

Wednesday, April 12, 2023, at 9am – (In-Person/Zoom)

Location: 18 Elkins Lane, Room 109, Harlow Building, Augusta, ME

ADJOURNMENT:

TIME: 10:50 am

Motion to Adjourn.

❖ **MOTION:** Mike Otley **2nd:** Glenn Dyer **VOTE:** Unanimous