Mark Your Calendars

MGWA Meetings are held at The Best Western Plus, 375 Main St, Waterville, ME and/or via Zoom. All are welcome and encouraged to attend. There are typically no director’s meetings in June, July & August. Please check with the website, your email, or contact a director for more info.

MGWA Annual Meeting: January 24, 2022 at 5:00 p.m. at The Best Western Plus, 375 Main St, Waterville, ME. This will be a hybrid meeting, in person and Zoom. Snow date is January 31, 2022. Please check email and website for info.

Director’s Meetings: January 24, 2022 following Annual Meeting at The Best Western Plus, 375 Main St, Waterville, ME. This will be a hybrid meeting, in person and Zoom. Snow date is January 31, 2022. Please check email and website for info.

Well Driller’s Commission Meetings: The Commission generally meets at 9:00 A.M., the 2nd Wednesday of each month. For questions on Commission business call The Drinking Water Program at 207-287-2070 or visit the website at: http://www.maine.gov/dhhs/mecdc/environmental-health/dwp-professionals/wellDrillers.shtml The Commission has been holding their meetings Via Zoom. Please check their website for info.

NEWWA: March 11 & 12, 2022 at the Best Western Royal Plaza Trade Center, 181 Boston in Marlborough, MA

NGWA Groundwater Week: December 14-16, 2021 in Nashville, TN for more info visit https://groundwaterweek.com

Find us on the Web at: www.mainegroundwater.org

Jesse Goodwin & Scott Abbotts presenting Ike Goodwin with his Honorary Membership plaque, for his decades of service to MGWA! Thank You Ike!
Maine Ground Water Association
Special General Membership Meeting
April 12, 2021
Via Zoom

The MGWA Director’s Meeting was called to order by President Scott Hodgdon at 6:07 p.m. with the following present: Susan Smith, Frank Hegarty, Jesse Goodwin, Scott Abbotts & Brian Streeter.

By-Law Changes: A motion by Susan Smith and seconded by Brian Streeter to correct the spelling and grammar errors in the updated By-Laws as discussed and approved was unanimously approved.

Adjourn: A motion to adjourn at 6:32 p.m. was made by Scott Abbots and seconded by Jesse Goodwin was unanimously approved.

Minutes prepared by: Susan Smith, Secretary

Maine Ground Water Association
Special General Membership Meeting
September 20, 2021
Via Zoom

Honorary Membership: A motion by Susan Smith and seconded by Jesse Goodwin to accept Ike Goodwin as a Honorary Member was unanimously approved.

We had a discussion about a couple of other former members that should be discussed as Honorary members. It was decided we could not vote on them at this meeting and it would need to be brought up at the next Directors meeting.

Adjourn: A motion to adjourn at 7:20 p.m. was made by Scott Abbotts and seconded by Glenn Dyer was unanimously approved.

Minutes prepared by: Scott Abbotts, Treasurer

Maine Ground Water Association
Director’s Meeting
September 13, 2021
Via Zoom

The MGWA Director’s Meeting was called to order by President Scott Hodgdon at 7:15 p.m. with the following present: Joe Gallant, Susan Smith, Frank Hegarty, Jim Innis, Scott Abbotts, and Glenn Dyer.

Minutes: A motion by Scott Abbotts and seconded by Joe Gallant to approve the March 23, 2021, Director’s Meeting (Continued on page 3)
Treasurer's Report: A motion by Joe Gallant and seconded by Frank Hegarty to approve the Treasurer's Report was unanimously approved.

Old Business: Scott Abbotts sent revised By-Laws to attorney for review. Susan Smith will post revised By-Laws and application online and in newsletter. Scott Hodgdon asked who determines membership dues. Dues are determined by Board of Director's. Scott Abbotts commented that the Membership Committee isn’t responding to his email requests for Contractor Membership applications. The Membership Committee has three members, Scott Abbotts, Frank Hegarty and Justin Lanphier. Scott Hodgdon suggested increasing the committee to either five or six members, and only three members respond to approve/disapprove the application. A motion by Susan Smith and seconded by Joe Gallant to increase the committee to either five members and when only three members respond to approve/disapprove the application if complete, was unanimously approved. Scott Hodgdon appointed himself and Jim Innis to join the existing Committee. A motion by Joe Gallant and seconded by Jim Innis to hold a special membership meeting on September 20, 2021, at 7:00 p.m. to vote on making Ike Goodwin an Honorary Member was unanimously approved.

New Business: A motion by Joe Gallant and seconded by Jim Innis to hold a special membership meeting on September 20, 2021, at 7:00 p.m. to vote on making Ike Goodwin an Honorary Member was unanimously approved. A motion by Frank Hegarty and seconded by Susan Smith to approve the MGWA to open a Zoom Account for up to $200.00 per year was unanimously approved. If anyone is attending NGWA Groundwater week in Nashville and want to be a delegate, please contact a director. Frank Hegarty stated that NEWWA is having an in person meeting on October 2, 2021, to discuss, the spring demo, instead of Zoom, and he is concerned to go to the meeting because of Covid. Joe Gallant is planning to go. Going forward, if anyone would like to be attend as a director, please contact Joe Gallant or Frank Hegarty. Scott Hodgdon mentioned he saw online that some companies are selling online directly customers.

Education Committee: None

Legislative Committee: Discussion that drillers need to complete their well logs on the Maine Geological Survey, or legislation and permits may happen to enforce it. It’s in our well drilling rules and there is a $500 fine per well for noncompliance at the Survey. The Director’s feel that drillers need to complete their well logs, because pulling a permit for each well will be way more difficult. It was also discussed that instead of a permit system, that to get an occupancy permit, the homeowner would need a copy of the recorded well log.

Minutes prepared by: Susan Smith, Secretary

(Continued on page 5)
Commission Minutes

MINUTES MAINE WATER WELL COMMISSION
Wednesday January 13, 2021

Meetings via Zoom – link on webpage, MEDWP.COM 1

ATTENDEES:
Commission Members:
Dwight Doughty, (Chair) Hydrogeologist, DOT
Daniel Locke Hydrogeologist, MGS
Thomas Brennan Senior Geologist, DWP
Mike Otley Public Member
Frank Hegarty Master Well Driller
Joe Gallant Master Well Driller
Glenn Dyer Master Well Driller
Guests:
Margaret Machaie State of Maine, AAG
David Philbrook Well Inspector
Minutes Prepared By: Tina Lemieux, DWP, Commission Clerk

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PROCEEDINGS: 9:10 AM
Review of Meeting Minutes: Motion to accept the minutes from November 10, 2020
☐ MOTION: Glenn Dyer 2 nd: Frank Hegarty VOTE: Unanimous

Exam Applications:
1. SHAWN SMITH_WD02214 – Journeyman PI – APPROVED
☐ MOTION: Glenn Dyer 2 nd: Joe Gallant VOTE: Unanimous
2. CODY CROSS_WD02291 – Journeyman PI – APPROVED
☐ MOTION: Frank Hegarty 2 nd: Joe Gallant VOTE: Unanimous
3. MATTHEW LORD_WD00318 – Master WD & PI – APPROVED
☐ MOTION: Frank Hegarty 2 nd: Glenn Dyer VOTE: Unanimous

Specialty Well Applications – Commission Review:
1. BROWN-LORD_SWA
Motion to approve well with condition recommendations.
☐ MOTION: Frank Gallant 2 nd: Glenn Dyer VOTE: Unanimous

Specialty Well Applications – In-House Approval:
1. AUDET-WEEKS_SWA
2. AYERS-GOODWIN_SWA
3. CARROLL-R MARQUIS_SWA
4. DEZAN-R MARQUIS_SWA
5. THOMPSON-GOODWIN_SWA
6. HAGERMAN-HILLOCK_SWA
7. KRZYWICKI-WESTERN_SWA

Other Business:
1. CEC – MWWC ANNUAL REPORT – filed
a. Collect members paperwork to renew membership and/or resign position.
b. Refer to collective email sent 1/12/2021.

2. Exams: Thursday, February 11, 2021 @ 10am at Key Bank Building, downtown Augusta
a. Eligible candidates have been notified by email

3. Recap: SANBORN-STREEGER_SWA, 2-13-20 - CLOSED (*from 11-10-20 MWWC meeting minutes)
   a. 11-10-20 - Motion: to notify homeowner and well driller that a new SWA must be submitted - *Vote: Frank Hegarty/Joe Gallant – vote unanimous
   b. 12-9-20 - *Motion: to send Dave Philbrook to inspect well and location IAW Specialty Well Application and MWWC rules and regulations. - *Vote: Frank Hegarty/Glenn Dyer – vote unanimous
   c. 12-16-20 – David Philbrook, Inspection Report - filed

i. Raymond Sanborn property, 230 Waterboro Road, Alfred, ME
   Motion that inspection showed the Specialty Well application met intent.
   ☐ MOTION: Frank Gallant 2 nd: Joe Gallant VOTE: Unanimous

4. INQUIRY – Frank Hegarty
   a. Gap Mountain Well Drilling / Skillings Well Drilling
   b. License renewal: Christopher Bernier_WD2040 – WD-M, O-GTE
   c. Works for: Skillings & Sons Inc_WDC0154 – WD CO, PI CO
   d. Master WD for Company: Justin Skillings_WD02042 – WD-M, O-GTE, C-GTE

COMPLAINTS: HOWARD-CARMEL – complaint, received 10-14-20
   – CLOSED

11-10-20 – complaint reviewed and accepted
11-20-20 – Notice of Complaint, sent to Carmel Well Drilling/Karl Rudnicki
12-9-20 – Complaint reviewed, Mr. Rudnicki in process of resolution, and offered Well Cam video footage.

Motion that it appears the casing is sealed and there is no fault found with the well driller.
☐ MOTION: Frank Gallant 2 nd: Joe Gallant VOTE: Unanimous

LOCKE-L&L/OCONNOR – (RTE 108, Rumford, ME 04276)

LOCKE-L&L – (RTE 108), complaint, rcvd 12-9-20 - open
- 12-17-20 – Notice of complaint sent
- S-end 3rd Notice of Complaint before next meeting, 2-10-21

2. LOCKE-OCONNOR (APPRENTICE) – (RTE 108), complaint, rcvd 12-9-20 - open
- 12-17-20 – Notice of complaint sent
- Send 3rd Notice of Complaint before next meeting, 2-10-21

AJ OCONNOR – (654 South Rumford, Rumford, ME 04276)

1. LOCKE-OCONNOR (APPRENTICE) – (654 S), complaint, received 5-4-20 - open
   - 11-20-20 – Notice of Complaint, sent to AJ O’Connor
   - o 1 st Notice of Complaint, sent same time as L&L WD
   - 12-9-20 – MWWC accepted complaint against AJ O’Connor
   - 12-30-20 – *2nd Notice of Complaint, to be sent to AJ O’Connor - Send 3rd Notice of Complaint before next meeting, 2-10-21

2. DYER-OCONNOR (APPRENTICE) – (654 S), complaint, received 6-23-20 - open
   - 11-20-20 – Notice of Complaint, sent to AJ O’Connor
   - o 1 st Notice of Complaint, sent same time as L&L WD
   - 12-9-20 – MWWC accepted complaint against AJ O’Connor
   - 12-30-20 – *2nd Notice of Complaint, to be sent to AJ O’Connor - Send 3rd Notice of Complaint before next meeting, 2-10-21

DENSMORE-L&L (Rock Libby)
1. DENSMORE-L&L – complaint, received 6-3-20 - open
- 6-4-20 – Notice of Complaint, sent to Rock Libby of L&L Well Drilling - 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
- Moving forward for small claims court

L&L (Rock Libby) – (654 South Rumford, Rumford, ME 04276)

2. DYER-L&L – (654 S), complaint, received 6-23-20 – open
- 6-25-20 – Notice of Complaint, sent to Rock Libby of L&L Well Drilling

(Continued on page 6)
Maine Ground Water Association
Director’s Meeting
October 11, 2021
Via Zoom

The MGWA Director’s Meeting was called to order by President Scott Hodgdon at 7:02 p.m. with the following present: Joe Gallant, Jesse Goodwin, Susan Smith, Jim Innis, Scott Abbotts, and Glenn Dyer.

Minutes: A motion by Jesse Goodwin and seconded by Jim Innis to approve the October 11, 2021, Director’s Meeting minutes was unanimously approved.

Treasurer’s Report: A motion by Joe Gallant and seconded by Jesse Goodwin to approve the Treasurer’s Report was unanimously approved.

Old Business: None

New Business:
If a MGWA member would like to be a delegate at the NGWA meeting in Nashville, please contact a director.

NEWWA is planning to hold the spring demo on March 11 & 12, 2022. They are not planning to have the dinner. It will be a one-day expo show on Saturday from 8 a.m. to 2 p.m. They are planning to hold classes on Friday and Saturday. Discussion on MGWA having a display table at NEWWA show.

A motion by Scott Abbotts and seconded by Jesse Goodwin to make David Braley and Barry Sandford Honorary Members of MGWA, to be voted on at the annual meeting, was unanimously approved.

Discussion to hold the MGWA annual meeting will via Zoom. We will vote on this at next director’s meeting. Discussion on having a spring/early summer get together somewhere outside. Maybe have golf and lunch/dinner catered.

Education Committee: None

Legislative Committee: None

Membership Applications Committee: None

Next Director’s Meeting: November 8, 2021, at 7:00 p.m. Via Zoom

Adjourn: A motion to adjourn at 7:35 p.m. was made by Scott Hodgdon and seconded by Jesse Goodwin was unanimously approved.

Minutes prepared by: Susan Smith, Secretary
Motion to approve exam application.

- 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

3. DOUTHLY-L&L – (654 S), complaint, received 6-10-20 - open
   - 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

4. LOCKE-L&L – (654 S), complaint, received 5-4-20 - open
   - 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

Motion to adjourn.

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

ADJOURNMENT: 10:42 AM

MINUTES MAINE WATER WELL COMMISSION
Wednesday February 10, 2021

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

ATTENDEES:
Commission Members:
Dwight Doughty, (Chair) Hydrogeologist, DOT
Daniel Locke Hydrogeologist, MGS
Thomas Brennan Senior Geologist, DWP
Mike Otley Public Member
Frank Hegarty Master Well Driller
Joe Gallant Master Well Driller
Glenn Dyer Master Well Driller

Guests:
Margaret Machaiek State of Maine, AAG
Teresa Cloutier Attorney at Law
David Philbrook MWWC Well Inspector

Minutes Prepared By: Tina Lemieux, DWP, Commission Clerk

COMPLAINTS:
Motion of consent for a stay on all discussions about Rock Libby or L&L Well Drilling for 60 days.

MOTION: Thomas Brennan 2nd: Joe Gallant VOTE: Unanimous

Motion to indefinitely revoke Anthony O’Connor’s Apprentice – WD, PI license.

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

LOCKE-L&L/OCONNOR – (RTE 108, Rumford, ME 04276)
1. LOCKE-L&L – (RTE 108), complaint, rcvd 12-9-20 - open
   - 12-17-20 – Notice of Complaint sent
   - 1-27-21 – 3rd Notice of Complaint sent

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

AJ OCONNOR – (654 South Rumford, Rumford, ME 04276)
1. LOCKE-OCONNOR (APPRENTICE) – (654 S), complaint, received 5-4-20 - open
   - 11-20-20 – Notice of Complaint, sent to AJ O’Connor
   - 1st Notice of Complaint, sent same time as L&L WD
   - 12-9-20 – MWWC accepted complaint against AJ O’Connor
   - 12-30-20 – 2nd Notice of Complaint, to be sent to AJ O’Connor
   - 1-27-21 – 3rd Notice of Complaint sent

(Continued on page 7)
Commission Minutes Continued

(Continued from page 6)

2. DYER-O’CONNOR (APPRENTICE) – (654 S), complaint, received 6-23-20 - open
   - 11-20-20 – Notice of Complaint, sent to AJ O’Connor
   - 12-9-20 – MWWC accepted complaint against AJ O’Connor – 12-30-20 – 2nd Notice of Complaint, to be sent to AJ O’Connor
   - 1-27-21 – 3rd Notice of Complaint sent

L&L (Rock Libby) – (654 South Rumford, Rumford, ME 04276)

1. DYER-L&L – (654 S), complaint, received 6-23-20 - open
   - 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

2. DOUGHTY-L&L – (654 S), complaint, received 6-10-20 - open
   - 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

3. LOCKE-L&L – (654 S), complaint, received 5-4-20 - open
   - 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

DENSMORE-L&L (Rock Libby)

1. DENSMORE-L&L – complaint, received 6-3-20 - open
   - 6-4-20 – Notice of Complaint, sent to Rock Libby of L&L Well Drilling
   - 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

   - 1-13-21 - Moving forward for small claims court

10:11 AM: **RECESS

11:00 AM: **EXECUTIVE SESSION: Meeting via Zoom, Not recorded

11:39 AM: **MEETING RESUMED: Meeting resumed via original meeting feed.

Executive Session: Discussion of appropriate measures

Motion to have counsel negotiate a consent agreement for L&L Well Drilling to give up license and no longer practice well drilling and pump installing as company and individual.

Motion to adjourn.

MOTION: Glenn Dyer 2nd: Joe Gallant VOTE: Unanimous

ADJOURNMENT: 11:58 AM

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MINUTES MAINE WATER WELL COMMISSION
Wednesday March 10, 2021

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

ATTENDEES:
Commission Members:
Dwight Doughty, (Chair) Hydrogeologist, DOT
Daniel Locke Hydrogeologist, MGS
Thomas Brennan Senior Geologist, DWP
Mike Otley Public Member
Frank Hegarty Master Well Driller
Joe Gallant Master Well Driller
Glenn Dyer Master Well Driller

Guests:
Margaret Machaiek State of Maine, AAG
Lauren LaRochelle State of Maine, AAG
David Anthony Complainant

Minutes Prepared By: Tina Lemieux, DWP, Commission Clerk

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PROCEEDINGS: 9:00 AM
Review of Meeting Minutes: Motion to accept the minutes from February 10, 2021
MOTION: Mike Otley 2nd: Glenn Dyer VOTE: Unanimous

Exam Applications:
1. BERRY_WD02239_rcvd 2-8-21 – Journeyman WD – APPROVED
   Motion to Approve.
   MOTION: Joe Gallant 2nd: Glenn Dyer VOTE: unanimous

2. BEVERAGE_WD02194_rcvd 2-22-21 – Journeyman WD, PI – APPROVED
   Motion to Approve.
   MOTION: Glenn Dyer 2nd: Joe Gallant VOTE: unanimous

3. KING_WD02207_rcvd 2-18-21 – Master PI – APPROVED
   Motion to Approve.
   MOTION: Joe Gallant 2nd: Glenn Dyer VOTE: unanimous

(Continued on page 8)
Commission Minutes Continued

(Continued from page 7)

Specialty Well Applications – Commission Review: NONE

Specialty Well Applications – In-House Approval:
1. BRUNELLE-STREETER_SWA
2. COUTURE-STREETER_SWA

Other Business: 1. Exams: Thursday, April 15, 2021 @ 10am at Key Bank Building, downtown Augusta
   a. Eligible candidates have been notified by email

2. Inquiry – Frank Hegarty
   a. Gap Mountain Well Drilling / Skilling Well Drilling b. 3-10-21 – follow-up
   c. Complaint to be submitted.

3. Compliance – Daniel Locke
   a. 2-12-21 – 1 st draft of compliance letter received, commission review
   b. Tabled for now, TBA/TBD 4. Revocation – MWCC Revocation of License for Anthony O’Connor
   a. 3-2-21 – 1 st draft of revocation letter, commission review
   c. AAA will revise revocation letter to be submitted.

COMPLAINTS:
Motion of consent for a stay on all discussions about Rock Libby or L&L Well Drilling for 60 days.
☐ MOTION: Thomas Brennan 2 nd: Joe Gallant VOTE: Unanimous

Motion to indefinitely revoke Anthony O’Connor’s Apprentice – WD, PI license.
☐ MOTION: Frank Hegarty 2 nd: Glenn Dyer VOTE: Unanimous

1. ANTHONY-TEMPLE – complaint, rcvd 2-12-21 – NEW a. 2-19-21 – Notice of Complaint, sent

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

3. LOCKE-OCONNOR (APPRENTICE) – (654 S), complaint, received 5-4-20 - open
   a. 11-20-20 – Notice of Complaint, sent to AJ O’Connor
   b. 12-9-20 – MWCC accepted complaint against AJ O’Connor
   c. 12-30-20 – 2 nd Notice of Complaint, to be sent to AJ O’Connor
   d. 1-27-21 – 3 rd Notice of Complaint sent

4. DYER-OCONNOR (APPRENTICE) – (654 S), complaint, received 6-23-20 - open
   a. 11-20-20 – Notice of Complaint, sent to AJ O’Connor
   b. 12-9-20 – MWCC accepted complaint against AJ O’Connor
   c. 12-30-20 – 2 nd Notice of Complaint, to be sent to AJ O’Connor

5. DENSMORE-L&L – complaint, received 6-3-20 - open
   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

ADJOURN

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MINUTES MAINE WATER WELL COMMISSION
Wednesday, April 14, 2021
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Meetings via Zoom – link on webpage, MEDWP.COM → Professionals → Well Drillers Commission

ATTENDEES:

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

Guests:
Lauren LaRochelle State of Maine, AAG
Meaghan Knowlton Western Maine Water
David Anthony Complainant
Scott Temple Complainant
Adam York Complainant

Minutes Prepared By: Tina Lemieux, Commission Clerk, DWP

PROCEEDINGS: 9:02 AM

Review of Meeting Minutes: Motion to accept the minutes from March 10, 2021
☐ MOTION: Glenn Dyer 2 nd: Mike Otley VOTE: Unanimous

Exam Applications:
1. GILLIAM_WD02212_rcvd 3-24-21 – Journeyman WD – APPROVED
   ☐ MOTION: Frank Hegarty 2 nd: Joseph Gallant VOTE: Unanimous

Specialty Well Applications – Commission Review: NONE

Specialty Well Applications – In-House Approval:

(Continued on page 9)
Commission Minutes Continued

(Continued from page 8)

1. FISKE-GOODWIN - SWA
2. SHEA-HILLOCK - SWA

Other Business:

1. Exams: Thursday, May 13, 2021 @ 10am at Key Bank Building, downtown Augusta
   a. Eligible candidates have been notified by email

2. Revocation – MWWC Revocation of License for Anthony O’Connor
   a. 3-2-21 – 1 st draft of revocation letter, commission review
   b. 4-14-21 – AAG will revise revocation letter to be sent.
   (Lauren LaRochelle, AAG)

3. Ronald Pendleton, Inc - (Shawn Boulet – SWA)
   a. Wants Commission review of matter, possible complaint
   b. 4-14-21 – Bill Dawson, after the fact well and septic system issue
      i. well is 25’ from septic system
      ii. existing well was there prior to septic system
      iii. 2015, waste water system was approved (Roger Crouse)

*Tabled for more information, follow up with William Dawson, DWP and Amy Lachance

4. Meaghan Knowlton, Western Maine Water Inc - (Leigh Barnard)
   a. Wants MWWC to relicense (reciprocity) without having to take exam again.
   b. Mr. Barnard’s license expired in 2010, (WD-M, PI-A)
   c. Has been drilling for company in Massachusetts and New Hampshire, no license or paperwork.

Motion to allow Leigh Barnard to take exam after receiving application and fee.
   □ MOTION: Mike Otley 2nd: Glenn Dyer VOTE: Unanimous

COMPLAINTS:

ANTHONY-TEMPLE – complaint, rcvd 2-12-21 – DENIED
   a. 2-19-21 – Notice of Complaint, sent
   b. 4-14-21 – complainant claims well was sealed without approval and sites rules and regulations for ethics violations.
   c. 4-14-21 – Reviewed by Commission, complaint denied.

Motion to deny complaint due to insufficient evidence of violation. Well was abandoned in accordance with the Maine Water Well Commission rules and regulations.
   □ MOTION: Frank Hegarty 2nd: Glenn Dyer VOTE: Unanimous

COMPLAINTS:

ROCK LIBBY & L&L WELL DRILLING:
Motion of consent for a stay on all discussions about Rock Libby or L&L Well Drilling for 60 days.
   □ MOTION: Thomas Brennan 2nd: Joe Gallant VOTE: Unanimous

Motion to indefinitely revoke Anthony O’Connor’s Apprentice – WD, PI license.
   □ MOTION: Frank Hegarty 2nd: Glenn Dyer VOTE: Unanimous

ANTHONY O’CONNOR: 1. LOCKE-O’CONNOR (APPRENTICE) – (RTE 108), complaint, rcvd 12-9-20 - open
   a. 12-17-20 – Notice of complaint sent
   b. 1-27-21 – 3rd Notice of Complaint sent

2. LOCKE-O’CONNOR (APPRENTICE) – (654 S), complaint, received 5-4-20 - open
   a. 11-20-20 – Notice of Complaint, sent to AJ O’Connor
   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

3. DYER-O’CONNOR (APPRENTICE) – (654 S), complaint, received 6-23-20 - open
   a. 11-20-20 – Notice of Complaint, sent to AJ O’Connor
   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

DENSMORE & L&L WELL DRILLING:
1. DENSMORE-L&L – complaint, received 6-3-20 - open
   b. 6-4-20 – Notice of Complaint, sent to Rock Libby of L&L Well Drilling
   c. 6-10-20 – Reviewed and discussed complaint.
   d. 10-14-20 – Discussed and assigned violations and penalties
   e. 12-3-20 – Notice of Violation/Penalty, sent L&L Well Drilling/Rock Libby

f. 1-13-21 - Moving forward for small claims court

Future Meetings:

Motion to meet for Public Session for next week on Thursday April 22, 2021 at 9 am.
   □ MOTION: Frank Hegarty 2nd: Mike Otley VOTE: Unanimous

Motion to meet for Executive Session scheduled for next meeting on Wednesday, June 9, 2021 at 9:00 am.
   □ MOTION: William Dawson 2nd: Glenn Dyer VOTE: Unanimous

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

ADJOURNMENT: TIME: 10:46 AM
MGWA By-Laws

BY-LAWS OF MAINE GROUND WATER ASSOCIATION

ARTICLE I - OFFICE

The principal office of the corporation shall be in the City of Gardiner, County of Kennebec, and State of Maine. The corporation may also have offices at such other places within or without the State of Maine as the Board of Directors may from time to time determine.

ARTICLE II - PURPOSE

It shall be the purpose of this association to assist, promote, encourage and support the interests and welfare of the groundwater industry in all of its phases in the State of Maine; to foster, aid and promote scientific education, standards, research, and techniques in order to improve methods of drilling water well, pump installations, and monitoring well construction; to promote harmony and cooperation between water well, monitoring well contractors, pump installation contractors, scientific agencies and regulatory agencies relative to the proper development and protection of groundwater; to encourage cooperation of all interested groups relative to the improvement of drilling and pumping equipment; and to advance generally the mutual interest of all those engaged in the groundwater industry, in their own and the public interest in Maine.

ARTICLE III - DIRECTORS

Power: The Board of Directors shall manage the activities of the Corporation.

The Board of Directors shall have control and management of the affairs and business of the Corporation.

Number of Directors: The number of Directors shall be at least six (6) but not more than eleven (11). Of those there may be (1) Out of State Resident, (1) Employee member, (1) Manufacturer/Supplier member. There can be any combination of the 3 or none at all. All remaining Directors have to be Maine Residents AND Contractor Members.

Election and Term of Directors: At each annual meeting Directors shall be elected to said office until the expiration of the term for which he or she is elected and until his or her successor has been elected and qualified, or until his or her prior resignation or removal.

The immediate Past President, President, Vice President, Treasurer, and Secretary, by virtue of their election to those positions, shall be members of the Board of Directors. In addition, there shall be elected annually, from the voting membership, three (3) Directors, each to serve a term of two (2) years.

The President of the Association shall be the Chairman of the Board of Directors.

Vacancies: Vacancies occurring by reason of resignation or death of Directors shall be filled by the Board of Directors. A Director elected, by the Board of Directors, to fill a vacancy shall be elected to hold office until the next annual meeting.

Removal of Directors: The entire Board of Directors, or any individual Director, may be removed with or without cause by an affirmative vote of at least two-thirds (2/3) of the voting membership. Said vote shall take place at a special meeting of the membership called expressly for such purpose. If any or all Directors are removed at such meeting, new Directors may be elected at the same meeting without express notice being given of such election.

Resignation: A director may resign at any time by giving written notice to the Board, the President, or the Secretary of the Corporation. Unless otherwise specified in the notice, the resignation shall take effect upon receipt thereof by the Board or such officer, and acceptance of the resignation shall not be necessary to make it effective.

Regular Annual Meeting: A regular meeting of the Board shall be held immediately following the annual meeting of the members.

Place and Time of Board Meeting: The Board may hold its meeting at the office of the Corporation or at such other places, either within or out of the State of Maine, as it may from time to time determine.

Notice of Meetings of the Board, Adjournment:

Regular or virtual meeting of the Board may be held without notice at such time and place as needed. Special meetings of the Board shall be held upon notice of the Directors and may be called by the President upon seven (7) days’ notice to each Director either personally or by mail, or email; special meetings shall be called by the President or Secretary in a like manner on written request of at least three (3) Directors. Notice of a meeting need not be given to any Director who sub-(Continued on page 11)
mits a waiver of notice whether before or after its commencement.

A majority of the Directors present, whether or not a quorum is present, may adjourn any meeting to another time and place. Notice of the adjournment shall be given to all Directors who were absent at the time of the adjournment and unless such time and place are announced at the meeting, to the other Directors.

Quorum and Vote of Directors: A majority of the number of directors elected at each annual meeting shall constitute a quorum for transaction of business at any regular or special meeting of the Board of Directors.

The Chairman of the Board of Directors shall vote only when necessary to break a tie vote.

Any action required to be taken, or which may be taken, at a meeting of the Board of Directors or a committee of the Directors, may be taken without a meeting if all of the directors or all members of the committee, as the case may be, sign written consents setting forth the action taken or to be taken, at any time before or after the intended effective date of such action. Such consents shall be filed with the minutes of Director’s meetings or committee meetings, as the case may be, and shall have the same effect as a unanimous vote.

Compensation: No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, officers or other private persons excepting reasonable compensation paid to such persons for services rendered to or for the corporation in carrying out its purposes.

ARTICLE IV-OFFICERS
Officers, Election, Term:

At each annual meeting, the members shall elect a President, Vice President, Secretary, and Treasurer, to be selected from the voting membership and be a resident of Maine, who shall have duties, powers and functions as hereinafter provided.

All officers will be elected to hold office until the next annual meeting of members.

Each officer shall hold office for the term of which he or she is elected and until his or her successor has been elected or appointed and qualified.

A person may hold more than one office in any year.

Removal, Resignation, Bond:

Any or all Officers may be removed with or without cause by an affirmative vote of at least two-thirds (2/3) of the voting membership. Said vote shall take place at a special meeting of the members called expressly for such purpose. If any or all Officers are removed at such meeting, new Officers may be elected at the same meeting without express notice being given of such election.

An Officer may resign at any time by giving written notice to the Board of Directors.

In the event of the death or resignation of any officer, the Board shall elect a successor to fill the unexpired term.

The Directors may require any officer to give security for the faithful performance of his or her duties.

President: The President shall be the chief officer of the corporation and shall preside at all meetings of the membership. The President shall perform all the duties incident to his or her office and shall perform such other duties and shall have such other powers as the Board of Directors shall designate.

The President shall have the power to appoint all committees, officers, and agent’s as he/she deems necessary, and to delegate to such committees, officers and agents such duties and powers as he/she deems necessary.

Vice President: During the absence or disability of the President, the Vice President shall have all the powers and functions of the President. The Vice President shall perform such other duties as the Board shall prescribe.

Secretary: The Secretary shall:

Attend all meetings of the Board and members.

Record all notes and minutes of all proceedings in a book to be kept for that purpose.

Give or cause to be given, notice of all meetings of members and of special meetings of the Board.

When required, prepare or cause to be prepared and available at each meeting of members, a certified list in alphabetical order the (Continued on page 12)
name of members entitled to vote there.
Keep all documents and records of the corporation as required by law or otherwise, in a proper and safe manner.

Perform such other duties as may be prescribed by the Board.

Insurance Policy: The Secretary, Treasurer, President, Vice President, or any other person entrusted with the handling of funds or property of the Association shall, at the discretion of the Board of Directors, furnish, at the expense of the Association, a director's and officer's and/or a liability insurance policy approved by the board, in such sum as the Board may prescribe.

Treasurer: The treasurer shall:
Have the custody of the corporate funds and securities.
Keep full and accurate accounts of receipts and disbursements in the corporate books.
Deposit all money and other valuables in the name and to the credit of the Corporation in such depositories as may be designated by the Board.
Disburse the funds of the Corporation as may be ordered and authorized by the Board and preserve vouchers for such disbursements.
Render to the President and Board at the regular meetings of the Board, or whenever they require it, a written account of all his or her transactions as treasurer and of the financial condition of the Corporation, in a form approved by the Board of Directors.
Render a full written financial report at the annual meeting.
Be furnished by all corporate officers and agents at his or her request, with such reports and statements as he or she may require as to all financial transactions of the corporation.
Perform such other duties as are given to him or her by these By-Laws or as from time to time are assigned to him or her by the Board or the President. The Board may from time to time designate and authorize any officer to sign checks.
Registered Agent: The Registered Agent shall be elected by the Board of Directors and shall be sworn to the faithful performance of his or her duties. He or She shall be a resident of the State of Maine, shall send proper notices of all annual Director's meetings and faithfully perform all duties required by statute, the Corporation or the Board of Directors. He or she shall keep in safe custody, the seal of the Corporation and affix it to any instrument when authorized by the Board. The Registered Agent need not be a member.

ARTICLE V-AMENDMENTS
These By-Laws may be amended by a two-thirds vote of the voting members present at the annual meeting or at any special membership meeting called for such purpose, provided that notice of proposed amendments shall have been given to the members at least two (2) weeks in advance, and not otherwise.

Revised By-Laws shall not go into effect until final adjournment, and shall be open to further debate and amendment at any time prior to said adjournment.

ARTICLE VI-MEMBERSHIP
The membership of this organization shall consist of Contractor; Employee; Scientist, Engineer & Public Agency; Manufacturers & Suppliers; Associate Member; Honorary Member.

Contractor Membership: A person may qualify to become a Contractor Member by meeting one of the following criteria:
Any person who has a current State of Maine Master Water Well Drillers license or Maine Master Pump Installer's License.
Any person who is active in the daily operations of a corporation, partnership, or sole proprietorship engaged in the groundwater industry in the State, that owns and operates water well drilling equipment, and shows proof of ownership in said corporation, partnership or sole proprietorship, subject to the limitation that only three such owners of stock, or only three members of a partnership, who do not have a Master Water Well Drillers license, may become a Contractor member.

Employee Membership: Any person that is employed by a State of Maine Licensed Well Drilling or Pump Installation Company. Employee members shall be subject to these By-Laws and shall be entitled to all privileges of this Association except voting and holding an officer position (President, Vice President, Secretary, Treasurer), they may become a director. Employee members may be appointed to and serve on Committees. The one single Employee member
that may be a director can vote on matters being discussed during the Board of Director’s meeting but is not able to vote during general/special meeting business.

Scientists, Engineers & Public Agencies: Any person engaged in the supervision, regulation, evaluation, development or study of the groundwater industry. These members shall be subject to these By-Laws and shall be entitled to the privileges of this Association except voting and holding office. These members may be appointed and serve on committees.

Manufacturers & Suppliers: Any person or company engaged in the business of supplying or manufacturing of equipment, materials or supplies used in the groundwater industry. These members shall be subject to these By-Laws and shall be entitled to the privileges of this Association except voting and holding office. These members may be appointed and serve on committees. The one single Manufacturer/Supplier member that may be a director can vote on matters being discussed during the Board of Director’s meeting but is not able to vote during general/special meeting business.

Associate Member: Any person or company that is interested in the groundwater industry who is not eligible to become a member of another membership section. These members shall be subject to these By-Laws and shall be entitled to the privileges of this Association except voting and holding office. These members may be appointed and serve on committees.

Honorary Member: Persons of acknowledged eminence in the groundwater industry in the State of Maine, or those who have contributed a special service to the furtherance of this industry and association.

Persons eligible for honorary membership shall be recommended for approval by the Board of Directors and will be accepted upon approval of a majority of the voting members at any regular or special meeting.

Honorary & Scientist, Engineers, & Public Agency members are exempt from association membership fees and shall retain all rights and privileges otherwise afforded their respective general class of membership.

All other classes of membership will have to pay dues as determined by the board of directors.

All prospective Contractor; Employee; Scientist, Engineer & Public Agency, Manufacturer & Supplier; Associate or Honorary members shall complete a membership application which shall be reviewed by the Board of Director's. The President will appoint a committee to review and approve or reject the applications for contractor membership. If the committee accepts the applicant they will be approved, if an applicant is rejected by the committee then the application will be sent to the full Board of Directors for a vote. At this time, the applicant will have the opportunity to represent themselves at the meeting to discuss their application. Honorary Members need not complete a membership application, however, they must be approved by the voting membership.

By affirmative vote of two-thirds of the voting membership, the Association may reprimand, suspend, or expel any member, for good cause shown, provided such member is notified in writing of his or her possible reprimand, suspension, or expulsion and that he or she is afforded the opportunity of a hearing before the Association prior to such decision.

ARTICLE VII-MEETING

The annual meeting of the members shall be held between January 1st and February 15th at a place or virtual meeting designated by the Board of Directors. Notices of the annual meeting shall be sent by one of the officers to each member at least seven days prior to the annual meeting. Regular and Special meetings of the members may be called by the President upon a vote of the Directors at any time throughout the year, and in the event of such meetings, notices shall be sent by one of the officers to each member at least seven days before such meetings.

At any meeting of the membership, a member may be entitled to vote by proxy, executed in writing by the member or by his duly authorized attorney in fact.

VIII-FISCAL YEAR

1. The fiscal year shall be January 1 through December 31st of the same calendar year.

Amended 4-11-1992
Amended 1-29-1994
Amended 1-07-1995
Amended 1-06-1996
Amended 8-01-1998
Amended 5-07-2005
Amended 1-10-2015
Amended 3-12-2018
Amended 2-15-2021
Amended 2-22-2021
Amended 3-22-2021
Amended 4-12-2021
Amended 4-23-2021
The membership of this organization shall consist of Contractor; Employee; Scientist; Engineer & Public Agency; Manufacturer & Suppliers; Associate Member; Honorary Member.

**Contractor Membership:** A person may qualify to become a Contractor Member by meeting one of the following criteria:

a) Any person who has a current State of Maine Master Water Well Drillers license or Maine Master Pump Installer’s License
b) Any person who is active in the daily operations of a corporation, partnership, or sole proprietorship engaged in the groundwater industry in the State, that owns and operates water well drilling equipment, and shows proof of ownership in said corporation, partnership or sole proprietorship, subject to the limitation that only three such owners of stock, or only three members of a partnership, who do not have a Master Water Well Drillers license, may become a Contractor member. If applying for Contractor Membership, please enclose a current copy of your State of Maine Master Well Drillers License or a copy of an IRS form listing the owners of the corporation, partnership, or sole proprietorship with proof of ownership with this application.

**Employee Membership:** Any person that is employed by a State of Maine Licensed Well Drilling or Pump Installation Company. Employee members shall be subject to these By-Laws and shall be entitled to all privileges of this Association except voting and holding an officer position (President, Vice President, Secretary, Treasurer), they may become a director. Employee members may be appointed to and serve on Committees. The one single Employee member that may be a director can vote on matters being discussed during the Board of Director’s meeting but is not able to vote during general/special meeting business.

**Scientists, Engineers & Public Agencies:** Any person engaged in the supervision, regulation, evaluation, development or study of the groundwater industry. These members shall be subject to these By-Laws and shall be entitled to the privileges of this Association except voting and holding office. These members may be appointed and serve on committees.

**Manufacturers & Suppliers:** Any person or company engaged in the business of supplying or manufacturing of equipment, materials or supplies used in the groundwater industry. These members shall be subject to these By-Laws and shall be entitled to the privileges of this Association except voting and holding office. These members may be appointed and serve on committees. The one single Manufacturer/Supplier member that may be a director can vote on matters being discussed during the Board of Director’s meeting but is not able to vote during general/special meeting business.

**Associate Member:** Any person or company that is interested in the groundwater industry who is not eligible to become a member of another membership section. These members shall be subject to these By-Laws and shall be entitled to the privileges of this Association except voting and holding office. These members may be appointed and serve on committees.

**Honorary Member:** Persons of acknowledged eminence in the groundwater industry in the State of Maine, or those who have contributed a special service to the furtherance of this industry and association. Persons eligible for honorary membership shall be recommended for approval by the Board of Directors and will be accepted upon approval of a majority of the voting members at any regular or special meeting.

Dues will be payable upon the acceptance of this application and an invoice will be mailed. All other classes of membership will have to pay dues as determined by the board of directors.

All prospective Contractor; Employee; Scientist, Engineer & Public Agency, Manufacturer & Supplier; Associate or Honorary members shall complete a membership application which shall be reviewed by the Board of Director’s. The President will appoint a committee to review and approve or reject the applications for contractor membership. If the committee accepts the applicant they will be approved, if an applicant is rejected by the committee then the application will be sent to the full Board of Directors for a vote. At this time, the applicant will have the opportunity to represent themselves at the meeting to discuss their application. Honorary Members need not complete a membership application, however, they must be approved by the voting membership.

I do hereby apply for: Contractor____, Employee____, S,E,P Agencies____, M&S____, Associate____, Honorary____

I swear and affirm that I will abide by the Constitution and Bylaws of this Association and by the Constitution and Bylaws of the Maine Ground Water Association. I further promise to live up to any code of Ethics adopted by this Association and conduct myself and my business in such a way as not to injure a fellow member or cause embarrassment to this Association. I will notify the Association of any change in my status affecting my qualifications for membership that I hold in this Association.

____________________________
Date

Applicant’s Printed Name

Company Name

Phone Number

Mobile Phone Number

Applicant’s Signature

Mailing Address State Zip Code

Mail to: MGWA, C/O Scott Abbotts, Treasurer, PO Box 661, North Turner, ME 04266 or email to: info@mainegroundwater.org
FYI...

Would you like represent MGWA as a Delegate at the NGWA meeting in Nashville, TN? The Delegates Meeting is Wednesday, December 15, 2021, 5:15-6:15 p.m. Please contact a director for info.

Please complete the Maine Geological Survey Well Forms. Don’t be the reason we get legislation and/or permits.

If you need Setback Reduction or Specialty Well Applications, they are available for download at The Well Drillers Commission’s web site or by calling 207-287-2070.

If you need Maine Geological Survey Well Forms, please call 207-287-2801.

MGWA’s Website: If you would like your company to be added or need any changes on our website please contact us at: info@mainegroundwater.org. You need to be a member to be on our website and to use the MGWA logo.

"The SQ is really cost effective. It saves us money and saves the homeowner’s money."

Bill Schlotter
Raab Well Drilling

The SQ is a cost effective solution to motor protection that allows for savings in both cost and installation time when compared to conventional solutions.

The SQ protects against dry-run conditions and can be installed in a dry-well to prevent possible damage to the motor from backfills. It can also be used in combination with other protection measures.

The SQ can be used in both new and existing wells, as well as in wells with low water levels. It is also suitable for use in wells that are subject to high water levels or that are located in areas with high water pressure.

The SQ is easy to install and does not require any additional tools or equipment. It can be installed by a single person and is suitable for use in wells with diameters ranging from 4” to 12”.

The SQ is made from durable materials and is designed to provide long-term protection against motor damage.

The SQ is an ideal solution for wells that require a high level of protection against motor damage, and it is an excellent choice for use in wells that are subject to high water levels or that are located in areas with high water pressure.
Would you like to serve as a MGWA Director?

If you are a Contractor, Employee, or Manufacturer/Supplier Member, you can serve as a Director.

Please contact Scott Hodgdon, Justin Lanphier, or Susan Smith, if you would like info or to be nominated.

We will also accept nominations from the floor at the annual meeting.