

# MAINE GROUNDWATER ASSOCIATION NEWSLETTER

**JANUARY 2020 EDITION** 

# **MGWA Board of Directors**

Officers:

President Frank Hegarty 207-929-0274 fhegarty@roadrunner.com

V.P. Scott Hodgdon 207-782-4533 hodgwell@gmail.com

Treasurer Susan Smith 207-839-3293 hansenswell@gmail.com

Sec. Michelle Weeks 207-465-3753 mmweeks@roadrunner.com

Past President Mark Weeks 207-465-3753 mmweeks@roadrunner.com

**Directors** 

### **Term Expiring 2020**

Ross Deschaine 207-375-4661 <u>suncoross@yahoo.com</u>

Jim Innis 207-659-3620 jim@inniswelldrilling.com

Joe Gallant 207-839-3030 hillock3030@myfairpoint.net

### Term Expiring 2021

Jesse Goodwin 207-224-7861 jgoodwin@goodwinwellandwater.org

Trevor Gould 207-234-2889 mmmtgould@aol.com

Mark Taplin 207-374-5447 marktaplin1961@gmail.com

# What's Inside:

Director's Minutes Pgs. 2,3 & 8 FYI Pg. 5 Commission Minutes Pgs. 4, 6, 7 & 9

Annual Meeting Sign Up
Pg. 10

Maine Motor Transport Association

MGWA Annual Meeting January 23, 2020

Maine Motor Transport Association 142 Whitten Road, Augusta, ME

8:00-8:30 A.M. Coffee & Donuts

8:30-11:00 A.M. Randy DeVault from MMTA will do a presentation

and have Q & A on current Drug and Alcohol

Regulations, Hours of Service, Weight Limits and

Registrations

11:00 A.M. Annual Meeting & Director's Meeting

Chad Grignon will speak about his bill on a limit on

water well drilling equipment

No Lunch will be served

RSVP by January 16, 2020 on Page 10

# **Mark Your Calendars**

MGWA Meetings are held at The Best Western Plus in Waterville, ME at 6:00 pm. Meeting dates and places are subject to change. All are welcome and encouraged to attend. There are no director's meetings in June, July & August.

Annual Meeting: January 23, 2020

<u>Director's Meetings</u>: January 23, 2020

Well Driller's Commission Meetings: The Commission generally meets at 9:00 A.M., the 2nd Wednesday of each month at 17 Elkins Lane in Augusta. For questions on Commission business call The Drinking Water Program at 207-287-2070 or David Braley at 207-441-5324 or visit the website at: http://www.maine.gov/dhhs/mecdc/environmental-health/dwp/professionals/wellDrillers.shtml

**NGWA Groundwater Week:** December 8-10, 2020 Las Vegas, NV For more info go to: www.ngwa.org If you would like to be a delegate, please contract a director.

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

# MGWA Director's Meeting September 9, 2019

# Maine Ground Water Association Director's Meeting September 9, 2019 The Best Western Plus Waterville, ME

The MGWA Director's Meeting was called to order by President Frank Hegarty at 6:25 p.m. with the following present: Ross Deschaine, Terri Deschaine, Joe Gallant, Jim Innis, Susan Smith, Mark Taplin, Ronnie Taplin, Mark Weeks, Trevor Gould, Ted McLeod and Scott Hodgdon.

Minutes: A motion by Scott Hodgdon and seconded by Jim Innis to approve the May 11, 2019 Director's Meeting minutes was unanimously approved.

Treasurer's Report: None

Old Business: We are required to educate our customers about testing their water. The State of Maine Department of Health and Human Services will furnish us with pamphlets to hand out to our customers. A copy of the pamphlet will be added to the MGWA Website.

We reviewed a preliminary update on the MGWA Contract. Frank ask that we add waiver to cover more than well drilling, to include service work and a damage waiver.

Discussion on reciprocity with New Hampshire and on Rule Making at State

New Business: None

Membership applications: Jay Otis owner of S & J Property Services, LLC from Holden Maine for membership. He had not sent in an application, just an email. A motion made by Mark Weeks and seconded by Jim Innis, after discussion, failed 5 to 2 and 1 abstained.

Spring Demo: There was a discussion on spring demo ideas.

Legislative: LD873 passed. A copy will be in the next newsletter. It's also available online.

A motion to adjourn at 8:38 p.m. made by Mark Taplin and seconded by Joe Gallant was unanimously approved.





# MGWA Director's Meeting Minutes October 14, 2019

Maine Ground Water Association Director's Meeting October 14, 2019 Best Western Plus Waterville, ME

The MGWA Director's Meeting was called to order by Vice President Scott Hodgdon at 6:05 pm with the following present: Ross Deschaine, Terri Deschaine, Jesse Goodwin, Trevor Gould, Jim Innis, Mark Taplin, Ronnie Taplin, and Michelle Weeks.

A motion by Michelle Weeks and seconded by Jesse Goodwin to approve the September 9, 2019 Director's Meeting minutes was unanimously approved.

Treasurers Report: A motion by Michelle Weeks and seconded by Jesse Goodwin to approve the October 14, 2019 treasurer's report was unanimously approved.

Old Business: There was a discussion about reciprocity with New Hampshire, Frank is drafting a letter to the Commission.

There was a discussion on changes to the contract. A motion by Mark Taplin and seconded by Trevor Gould to table this until the next meeting

was unanimously approved.

New Business: The insurance for Directors and Officers is up for renewal at \$798. A motion by Mark Taplin and seconded by Jesse Goodwin to renew was unanimously approved.

Education Committee: Scott will be contacting Safetyworks and MMTA about speaking at our annual meeting. Meeting dates will be discussed after securing the speaker.

Legislative Committee: LD 873 has passed and there was a discussion with questions about the equipment being moved to personal property tax.

Membership applications: None

Nominating Committee: Scott appointed Jim, Trevor and himself to the nominating committee.

The next meeting will be the annual meeting. Date - TBD

A motion to adjourn at 7:55 pm made by Mark Taplin and seconded by Trevor Gould was unanimously approved.



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# **Commission Minutes June 12, 2019**

# **MEETING MINUTES** Wednesday, June 12, 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 Frank Hegarty Master Well Driller Glenn Dyer Master Well Driller

Joe Gallant Master Well Driller Mike Otley Public Member

### Legal Counsel:

Guests:

Debbie Dyer Public David Philbrook Well Inspector Mary & David Woodsome Well Complaint

Minutes Prepared By:

Tina Lemieux DWP Licensing Clerk. Commission Clerk

PROCEEDINGS: 9:03 am

TOPIC: Review of Meeting Minutes: Motion to accept the minutes from May 8, 2019, meeting. MOTION: Mike Otley 2 ND: Frank Hegarty VOTE: Unanimous

TOPIC: Exam Applications -

 BESSLER WD02114 – PI-M examination; APPROVED

o Approved by Commission; has more than 3 years to qualify to take exam and proper documents.

Motion to approve application for examination.

MOTION: David Braley 2 ND: Joe Gallant VOTE: Unanimous

- CARTMELL, Robert reciprocity; DE-NIED
- o Denied by Commission; voted and denied reciprocity.

Motion to approve the reciprocity application from NH for PI-M.

### MOTION:

David Braley 2 ND: Dwight Doughty VOTE: 3 nay / 2 yea, 1 abstained, 1 absent

- HARTLEY WD00395 - reciprocity; DENIED

o Denied by Commission; voted and denied reciprocity.

Motion to approve the reciprocity application from NH for WD-M / PI-M.

MOTION: Dwight Doughty 2 ND: David Braley VOTE: same

\*Discussion for Reciprocity Issue:

o Commission needs 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.

o Issue will be revisited after deliberations.

TOPIC: Specialty Well Application -**Board Approvals** 

MILLS-COMAC - commission review: **APPROVED** 

TOPIC: Specialty Well Application - In-House Approvals

-KIMBALL-JH SWETT -KIRK-LORD -NESTLING PINES-BISSON -TONGE-SKILLINGS -BARLEY-SUNCO

TOPIC: Other Business None

**TOPIC: Complaints** 

CROUSE-WOODSOME - complaint, received 3-15-19; CLOSED - 6-12-19

o MWWC Inspector sent to validate findings and report.

- o 5-8-19, waiting for report and findings. o 6-12-19, results of inspection by David Philbrook
- questions were about depth, vield and amount of casing; well cap and invoice read differently; video and memo, depth finder on video

Motion to reimburse homeowner ~\$350.00, for overcharge of casing.

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

JOHNSON-ACE - complaint, received 5 -7-19; OPEN

o July 10, 2018, a well was drilled on the

property of Blanche Johnson by Peter Oakes of Ace Well Service Inc.

o Issue began January 30, 2019, of sediment and mud.

o 5-8-19, Commission unanimously decided to accept complaint.

o 6-12-19, results of inspection by David Philbrook

 Solution: to vacuum well, clear well of excessive debris; able to clear well, appeared to be sediment free; could not get "good" read from sonar equipment: multiple fractures; does not appear to be an emergency; send invitation for next

- Table until meeting next month, Wednesday, July 10.

Motion to send a request of attendance to assess potential violations.

MOTION: Glenn Dyer 2 ND: David Braley VOTE: Unanimous CIVIL ARMS INC -PHILBRICK – complaint, received 1-7-19: OPEN

o 6-12-19, results of inspection by David Philbrook

- Civil Arms Inc sent video of plumbing fixture function at David Philbrook request;
- Commission Clerk reported a phone call from Mr. Philbrick sighting more time to assess well if the "fix" worked; he is sending Ted McLeod with camera sometime this week to video well; asks if David Philbrook would wait to inspect until after McLeod checks it for Mr. Philbrick;
- Commission will give a week for confirmation. - Table until meeting next month, Wednesday, July 10.

PUTNAM-GALLANT - complaint, received 5-4-18; OPEN

- o complaint #1, closed; complaint #2, open; complaint #3, open; complaint #4,
- o MWWC Inspector received call from Mr. Putnam with update that technical issues are resolved.
- o 5-8-19. Dwight Doughty has offered to reach out to Mr. Putnam to find out if the issues have been resolved.
- o 6-12-19, send invitations to Morton and Putnam that the case will be reviewed at next meeting.

-Table until meeting next month, Wednesday, July 10.

ADJOURN: 10:20 am, Motion to adjourn.

MOTION: David Braley 2 nd: Glenn Dyer **VOTE: Unanimous** 

# FYI...

- 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 them at 207-287-2801

 Contact a Commission member, if you think that anything in our rules needs to be added or changed. With a new Governor in office, please keep let us know if your

hear of any new legislation.

- If you're interested in being on the Commission, please contact Joe Gallant, a
   MGWA board member or the Commission.
   Joe Gallant's term is up at the Commission.
- 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.

# We Need You!

Do you want to be on the MGWA Board? Please let us know.

The nomination Committee has the following:

President Scott Hodgdon Vice President Ted McLeod Treasurer Scott Abbotts Secretary Susan Smith

Two Year Directors
Ross Deschaine
Jim Innis
Joe Gallant

Nominations will also be made from the floor.

# GROUNDWATER SUPPLY CO., INC

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# **Commission Minutes July 10, 2019**

# MEETING MINUTES Wednesday, July 10, 2019

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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 ND: 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

- o 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 ND: David Braley VOTE: 5 YEA / 2 NAY; ACCEPTED

o 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 ND: Dwight Doughty VOTE: 2 YEA / 3 NAY, 1 abstained, 1 absent;
 DENIED CARTMELL, ROBERT – NH reciprocity;

DENIED HARTLEY, ERIN\_WD00395

– NH reciprocity; DENIED

- o 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 ND: David Braley VOTE: Unanimous

# Complaints:

- 1. CIVIL ARMS INC-PHILBRICK complaint, received 1-7-19; OPEN
- o 6-12-19, results of inspection by David Philbrook
- o 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 ND: Glenn Dyer VOTE: Unanimous

- 2. JOHNSON-ACE complaint, received 5-7-19; OPEN
- o 7-10-18, water well drilled on the property of Blanche Johnson by Peter Oakes of Ace Well Service Inc.

o 5-9-19, 1 st Complaint Notice sent to Peter Oakes, no response received,

(14 days).

- o 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 MWWC to assess violations due to evidence found against Ace Well Service Inc and Peter Oakes, Master Well Driller of company.
- o 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 ND: Mike Otley VOTE: Unanimous

☐ Motion to send David Philbrook to reinspect.

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

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

Table until meeting next month, Wednesday, August 14.

ADJOURN: 10:45 AM

# Commission Minutes August 14 & September 11, 2019

# **MEETING MINUTES** Wednesday, August 14, 2019

**Maine Water Well 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 Joe Gallant Master Well Driller

Legal Counsel:

Margaret Machaiek Assistant Attorney General

Guests:

Peter Morton Complainant **Timothy Putnam Complainant** Delwin Philbrick Complainant Debbie Dyer Public Tera Pare Enforcement Coordinator David Philbrook MWWC Inspector

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

PROCEEDINGS: 9:00 AM

Review of Meeting Minutes:

Motion to accept the minutes from July 10, 2019, meeting.

□ MOTION: Glenn Dyer 2 ND: Frank Hegarty VOTE: Unanimous

Exam Applications: NONE

Specialty Well Applications: NONE

SWA In-House Approvals:

CARION-AFFORDABLE SWA DORION-BURNS SWA PROCTOR-LORD SWA RIZZO-GOODWIN SWA WEBB-LORD\_SWA

Other Business:

- Discussion for Reciprocity Issue:
- Commission in discussions with New Hampshire to resolve issues
- -Reciprocity candidates have decided to not receive reimbursement for paid fees

but to wait for the Commission to resolve tial complaint received 5-4-18; OPEN reciprocity issues

- 2. Proposed Draft Rule Changes David Braley
- -David Braley and Tera Pare, Enforcement Coordinator
- o head discussions about rules and process for changes

### Complaints:

- JOHNSON-ACE (OAKES) complaint, received 5-7-19; OPEN -David Philbrook, MWWC Inspector; \* (video sent to DOT photo lab, link to download in email sent to members, 8-8-
- o 32' of fill still at bottom
- o Sleeve has hole in the side. liner leak-
- o Joe Gallant and Frank Hegarty offered to go out reassess the well and do what needs to be done, with understanding of not being reimbursed
- -Commission has found no violation for Ace Well Drilling
- o No fault, but well is still deficient for household purposes - No Motion; Table until meeting next month, Wednesday, September 11, with report from Joe Gallant and Frank Hegarty
- 2. CIVIL ARMS INC-PHILBRICK complaint, received 1-7-19; OPEN
- -David Philbrook, MWWC Inspector, \* (video sent to DOT photo lab, link to download in email sent to members, 8-8- ATTENDEES:
- o Sleeve is leaking, has been pushed down 10' since last inspection
- o Bore is irregular with vertical fractures
- o Water quality has improved, but still leaking and borehole not smooth

Motion to have Delwin Philbrick fix remaining problems, reassess well prob-

- ☐ MOTION: Frank Hegarty 2 ND: Glenn Dyer VOTE: Unanimous
- -Table until meeting next month, Wednesday, September 11
- 3. PUTNAM-GALLANT complaint, ini-

- o complaint #1, closed; complaint #2, open; complaint #3, open; complaint #4, open;
- -Issue identified as electrical, homeowner does not have "solar" power running
- o Homeowner responsibility to have electrical source running to power well
- o Driller willing to power up well pump when homeowner has source of electric-

Motion to table complaint until homeowner reports back to Commission with results of power up

- ☐ MOTION: Dwight Doughty 2 ND: David Braley VOTE: Unanimous
- -Homeowner and Driller will resolve concern together

When it has been powered up and running, report back to Commission with results

Motion to adjourn.

☐ MOTION: Mike Otley 2 ND: Glenn Dyer VOTE: Unanimous

ADJOURN: 11:20 AM

# \*\*\*\*\*\*\*\*\*\*\*\*\*\* **MEETING MINUTES** Wednesday, September 11, 2019

**Maine Water Well Commission 18** Elkins Lane, Harlow Bldg., Rm 109, Augusta, ME

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 Joe Gallant Master Well Driller

Legal Counsel: Margaret Machaiek Assistant Attorney General Guests:

Debbie Dyer Public

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

Continued on Page 9

# MGWA Director's Meeting November 20, 2019

# Maine Ground Water Association Director's Meeting November 20, 2019 Best Western Plus Waterville, ME

The MGWA Director's Meeting was called to order by President Frank Hegarty at 6:21 pm with the following present: Scott Abbotts, Ross Deschaine, Terri Deschaine, Jesse Goodwin, Scott Hodgdon, Jim Innis, Susan Smith, Mark Weeks and Michelle Weeks.

A motion by Mark Weeks and seconded by Jesse Goodwin to approve the October 14, 2019 Director's Meeting minutes was unanimously approved.

Treasurers Report: A motion by Mark Weeks and seconded by Jesse Goodwin to approve the November 20, 2019 treasurer's report was unanimously approved.

Old Business: There was a discussion about reciprocity with New Hampshire, this change has been put on hold with the Commission.

New Business: There will be changes to the Well Driller's and Pump Installer's Rules this coming

year. IGSHPA has a new book out. There was a discussion about making changes to the test.

Education Committee: MMTA will be hosting our annual meeting. Scott will contact them about the date.

There was a discussion about Geoprobe coming to the Spring Demo.

Legislative Committee: LD 873 has passed and there was a discussion with questions about the equipment being moved to personal property tax again.

Membership applications: None

Nominating Committee: There was a discussion about new directors.

The next meeting will be the annual meeting. Date - TBD

A motion to adjourn at 8:29 pm made by Scott Hodgdon and seconded by Jesse Goodwin was unanimously approved.



# **Commission Minutes Continued**

Continued from Page 7

PROCEEDINGS: 9:02 AM

Review of Meeting Minutes:

Motion to accept the minutes from August 14, 2019, meeting.

☐ MOTION: Glenn Dyer 2 nd: Frank Hegarty VOTE: Unani-

mous

Exam Applications: NONE

Specialty Well Applications: NONE

SWA In-House Approvals:
NAHORNEY-H2O\_SWA
HIGGINS-WEEKS\_SWA
SMITH-AFFORDABLE\_SWA
CARLISLE-HANSCOM\_SWA
HOLTZMAN-GOODWIN\_SWA
STEINER-GOODWIN\_SWA

Other Business:

- Discussion for Reciprocity Issue: CLOSED
- -Through talks with interested parties in New Hampshire and Maine, the Commission will not be offering reciprocity to New

Hampshire well drillers and pump installers, individuals, or companies, but they may submit licensing applications to be reviewed by the Commission to sit for the exam process.

-Recent reciprocity applicants will be refunded their License

- 2. Discussion of possible O'Connor/Libby probation violation
- -O'Connor has been seen drilling before probation end, August 18, 2019.
- -Discussion of, how to proceed?
- -Will discuss more at next meeting, October 9, 2019.

### Complaints:

- 1. JOHNSON-ACE (OAKES) complaint, received 5-7-19; CLOSED
- -Joe Gallant and Frank Hegarty have revisited Mrs. Johnson to fix well problems for no pay.
- -Well issue resolved and is functional to full capacity.
- 2. CIVIL ARMS INC-PHILBRICK complaint, received 1-7-19; CLOSED, pending
- -Issue closed pending report from Mr. Philbrook, inspector.

ADJOURN: 10:55 AM



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# MGWA Annual Meeting January 23, 2020

Maine Motor Transport Association 142 Whitten Road, Augusta, ME

Company Name: \_\_\_\_\_\_\_
Number Attending:

Please RSVP by January 16, 2020

Please mail completed form to MGWA, PO Box 207, Gorham, ME 04038 or email <a href="mailto:info@mainegroundwater.org">info@mainegroundwater.org</a>

**Contact Us** 

**MGWA** 

PO Box 207

Gorham, ME 04038

Susan Smith-Treasurer

207-839-3293

Michelle Weeks-Secretary

207-465-3753

info@mainegroundwater.org

Visit us on the web at www.mainegroundwater.org

**Maine Groundwater Association** 

MGWA Annual Meeting January 23, 2020

PLACE STAMP BRERE Maine Ground Water Association PO Box 207 Gorham, ME 04038-0207