MGWA Board of Directors

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Please Join Us!

1st Annual MGWA Golf Scramble and Lunch on Thursday September 15, 2022 at Turner Highlands
10 Highland Ave Turner, ME 04282

50/50 Raffle & Silent Auction
Hole In One & Putting Contest

If you don’t want to golf, come for lunch, the raffle, silent auction, putting contest, and to socialize! You just need to sign up.

Honorary Members are free to attend!
You do not need to be a MGWA member to attend
Information & Sign-up sheet is on the back page

Mark Your Calendars

MGWA Director’s Meetings are being held 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.

Director’s Meetings: September 12, October 10, November 14

MGWA 1st Annual Golf Scramble and Lunch: September 15, 2022 Check in 8 am-9am, Shotgun Start 9 am at Turner Highlands, 10 Highland Ave, Turner, ME 04282. Sign up Info back page.

Erosion Control Class & MGWA Annual & Director’s Meetings: Thursday January 26, 2023 at The Best Western Plus at 375 Main St., Waterville. Coffee 8:00-8:30 AM, Erosion Control Class 8:30 AM-12:30 PM, Lunch 12:30 PM and Annual meetings to follow. The Erosion Control Class can be used as your recert class or you can use it towards a new certification. There will be more info and a sign up sheet in the next newsletter.

Erosion Control Class & MGWA Annual & Director’s Meetings: Thursday January 26, 2023 at The Best Western Plus at 375 Main St., Waterville. Coffee 8:00-8:30 AM, Erosion Control Class 8:30 AM-12:30 PM, Lunch 12:30 PM and Annual meetings to follow. The Erosion Control Class can be used as your recert class or you can use it towards a new certification. There will be more info and a sign up sheet in the next newsletter.

Well Driller’s Commission Meetings:
The Maine Water Well Commission meets monthly at 9:00 am every 2nd Wednesday. The venue of the meeting will be announced after each meeting. In-Person Meetings: 18 Elliks Lane, Room 109, Harlow Building, Augusta, ME. Virtual Meetings: info can be found at the commission website. 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

NGWA Groundwater Week: Las Vegas, Nevada December 6-8, 2022. For more info please go to: https://groundwaterweek.com/

Find us on the Web at: mainegroundwater.org
For information on this newsletter contact Susan Smith at info@mainegroundwater.org
The MGWA Director’s Meeting was called to order by President Jesse Goodwin at 7:09 p.m. with the following present: Justin Lanphier, Mitch Woodbury, Susan Smith, Scott Abbotts, Scott Hodgdon, Brian Streeter, Glenn Dyer, and Noah Rolfe.

Minutes: A motion by Brian Streeter and seconded by Justin Lanphier to approve the March 14, 2022, Director’s Meeting minutes was unanimously approved with the following correction, delete duplicate Director’s name Brian Streeter.

Treasurers Report: A motion by Scott Hodgdon and seconded by Justin Lanphier to approve the Treasurer’s Report was unanimously approved.

Old Business: Discussion on drill rigs being overweight. Drill rigs are typically low mileage. Most drill rigs are not in compliance. Scott Abbotts did some online research and found out how other states register drill rigs. Jesse Goodwin spoke with State Senator Jeff Timberlake. We should call our local state legislators to see if they can help us. We may be able to get a rule change or get a bill sponsored, but not until they’re back in session. Jesse Goodwin formed a committee to work on overweight issue, consisting of Justin Lanphier, Scott Abbotts, Noah Rolfe, Scott Hodgdon, Jesse Goodwin, and Susan Smith. Committee will meet on April 25, 2022, at 7:00 p.m. Via Zoom.

New Business: Scott Hodgdon reported a person is emailing him that wants to speak at one of our meetings for free. Scott Abbotts looked at the website and some director’s thought it might be spam.

Correction: This was omitted from the February 16, 2022, Director’s Minutes

Education Committee: A motion by Scott Hodgdon and seconded by Scott Abbotts to have the MGWA Annual & Director’s Meeting for 2023 and hold the refresher Erosion Control Class was unanimously approved. Susan Smith will set it up and more info will follow.

Commission/Legislative Committee: Discussion on well drillers rules that we must be 60’ from septic tanks and septic rules state that you must be 50’ from septic tank. We should try to get them to match.

Education Committee: Erosion Control re-certificate for annual meeting is in the process of being set up. You can also re-cert online. Susan Smith is waiting to hear back from John MacLaine from the State. If your certification ran out at the end of 2021, you could contact John MacLaine at 207-615-3279 or john.maclaine@maine.gov, and you can get a one-year extension, because of Covid, plus there is a six month grace period to re-certify.

Commission/Legislative Committee: (Frank Hegarty & Jesse Goodwin) Jesse Goodwin reported that the Commission is in rule making process. Jesse Goodwin reported that the commission is reviewing the differences in the distances from septic tanks between well drillers rules and septic rules. Justin Lanphier asked if there is going to be any changes on distances to new style leach fields. Jesse said there was no mention of that.

Outing Committee: (Jesse Goodwin, Rick Schrepper, Mitch Woodbury, and Scott Abbotts.) Sign-up sheet is on website and in the newsletter. Scott Abbotts reported that people are signing up. Mitch Woodbury is going to email the golf scramble info sign-up sheet to all Maine licensed drillers and pump installers.

Membership Applications Committee: (Scott Abbotts, Frank Hegarty, Justin Lanphier, Scott Hodgdon and Jim Innis.) Scott Abbotts presented updated membership list.

Next Meeting(s) will be held on May 9, September 12, October 10 & November 14 at 7:00 p.m. Via Zoom.

Adjourn: A motion to adjourn at 8:01 p.m. was made by Justin Lanphier and seconded by Scott Hodgdon was unanimously approved.

Minutes prepared by: Susan Smith, Secretary
The MGWA Director’s Meeting was called to order by President Jesse Goodwin at 7:04 p.m. with the following present: Justin Lanphier, Mitch Woodbury, Scott Hodgdon, Susan Smith, Scott Abbotts, Brian Streeter, Noah Rolfe, Daniel Locke, and Randy Marquis.

Minutes: A motion by Brian Streeter and seconded by Noah Rolfe to approve the April 11, 2022, Director’s Meeting minutes was unanimously approved.

Treasurers Report: A motion by Justin Lanphier and seconded by Brian Streeter to approve the Treasurer’s Report was unanimously approved. Scott Abbotts reported that to date, there are 40 golfers signed up and 4-hole sponsors. He has also purchased items for the scramble.

Old Business: Scott Abbotts drafted a proposal for legislation on weight limits for well drilling trucks and tender trucks being overweight. A motion by Scott Hodgdon and seconded by Justin Lanphier to present proposed legislation to Tim Doyle for review, and then to Senator Jeff Timberlake was unanimously approved.

New Business: None

Education Committee: Susan Smith has set up The Annual and Director’s Meeting along with the Erosion Control Recert Class for January 26, 2023, snow date for February 2, 2022. Susan is also going to check into if members can also do their new certification at the same time.

Commission/Legislative Committee: (Frank Hegarty & Jesse Goodwin) Jesse report that The Commission is in the process of writing rules, points values, and fine dollar amounts. Trying to get fine values increased. Discussion on pressure tank sizing per manufacturer specifications. New language regarding Jaswell seals vs shale traps. Dan Locke reported on the matrix reduced setback table, that all wells are currently treated as a specialty well. They are in the process of clarifying a specialty well permit, is not needed, if you are greater than 60’ from a tank/leach field, but you will still need to file the setback reduction form with the commission. Less than 60’ from the tank/leach field, you’ll need a specialty well permit approved and recorded in the registry of deeds. Also working to get the distance from the septic tank to be the same between the well drillers rules and site evaluators rules to be 60’. The current wastewater rules match our old setback table. Dan reported on the current Maine water level conditions. If you would like to search water levels in Maine you can google, USGS Maine you’ll find stream and groundwater levels. Dan spoke of a well that he looked at from May 9, 2021, and 2022 and the water levels are almost the same. These wells are measured every 30 minutes. Chris Halsted is still with the Maine Geological Survey.

Outing Committee: (Jesse Goodwin, Rick Schrepper, Mitch Woodbury, and Scott Abbotts.) Sign-up sheet is on website and in the newsletter. Scott Abbotts reported that people are signing up for the Golf Scramble, to date there are 40 golfers and 4-hole sponsors.

Membership Applications Committee: (Scott Abbotts, Frank Hegarty, Justin Lanphier, Scott Hodgdon and Jim Innis.)

Next Meeting(s) will be held on September 12, October 10 & November 14 at 7:00 p.m. Via Zoom.

Adjourn: A motion to adjourn at 8:07 p.m. was made by Scott Abbotts and seconded by Justin Lanphier was unanimously approved.

Minutes prepared by: Susan Smith, Secretary
MINUTES MAINE WATER WELL COMMISSION  
Wednesday, March 9, 2022  
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Meeting via Zoom  

ATTENDEES:  
Commission Members:  
Dwight Doughty, (Chair) Hydrogeologist, DOT  
Daniel Locke Hydrogeologist, MGS  
Alex Pugh Hydrogeologist, DWP  
Mike Otley Public Member  
Jesse Goodwin Master Well Driller  
Frank Hegarty Master Well Driller  
Glenn Dyer Master Well Driller  
Guests:  
Margaret Machaiek State of Maine, AAG  
David Philbrook MWWC Inspector  
Randall Hinton & Elizabeth Dexter-Hinton Complainants  
Stephen Jones Complainant  
Michael Collins Complainant  
Carrie & Ed McMahon Guests  
Brandon Stewart Complainant  
Minutes Prepared By: Tina Lemieux, Commission Clerk, DWP

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PROCEEDINGS: 9:04 AM

Review of Meeting Minutes:  
Motion to accept the minutes from Wednesday February 9, 2022.  
☐ MOTION: Alex Pugh 2nd: Jesse Goodwin VOTE: Unanimous  

Exam Applications:  
1. THEODORE R MCLEOD III_WD00410 – PI-M; APPROVED  
2. MICHAEL COLLINS_WD00607 – PI-M; APPROVED  

Specialty Well Applications – Commission Review:  
1. NONE

Specialty Well Applications – In-House Approval:  
1. NONE

Other Business:  
1. Question: Carrie and Ed McMahon – request Denied - request for reciprocity; possible reciprocity discussed but rules and regulations make no provision for this kind of reciprocity from plumbing to well drilling/pump installing.
2. BUDGET: 2022 – Alex Pugh, (cont.)  
a. Discussion and Review:  
   - 1-12-22, Commission funds are low, within year the funds will not support Commission operations, create higher cash flow by raising license fees  
   - 2-9-22, Proposals:  
     - Have proposed 30% increase in license fees  
     - Possibility of creating fees for apprentice licenses  
   - 3-9-22, discussion ongoing
3. EXAMS: Thursday, April 14, 2022 @ 10am at Key Bank Building, downtown Augusta  
a. Eligible candidates will be notified by email
4. DRAFT: Rules and Regulations: Margaret Machaiek, (cont.)  
   - SOM WD&PI RULE 10-144 CODE OF ME RULES, CHAP 232, (2019 Braley Draft)  
   - 2-9-22, Close to completion, will discuss next meeting March 9, 2022 – 3-9-22, MWWC Special Meeting, April 5, 2022; Rules and Regulation changes

COMPLAINTS:

STEWART-COLLINS – complaint, rcvd 12-27-21 – CLOSED  
a. 12-27-21, complaint received,  
b. 1-12-22, Motion to accept complaint; Hegarty/Dyer-Unanimous  
c. 2-9-22, Motion to table complaint for Philbrick assessment; Hegarty/Locke – Unanimous  
d. 3-9-22, complaint closed no violations found

Motion to dismiss complaint.  
☐ MOTION: Frank Hegarty 2nd: Mike Otley VOTE: Unanimous

a. 11-10-21, Motion to accept complaint and send MWWC Inspector.  
b. 11-10-21, Notice of Complaint sent to A-Z Water Systems/Carl Levesque  
c. 11-10-21, Notice of Acceptance sent to Stephen Jones  
d. 12-8-21, Motion to table complaint, and send MWWC Inspector  
e. 1-12-22, Report given by MWWC Inspector; no motion given, will send Frank Hegarty/ David Philbrook to continue investigation by removing pump to get accurate current yield.  
f. 2-9-22 - Well inspection by David Philbrook, concluded that the Jones’ second well has yield of 0.5gal/min @ 340’ and video of well revealed that the seal was good and intact.  
g. 2-9-22, A-Z Water System/Carl Levesque – made his statement to the Commission  
h. 2-9-22, Jones wants to amend his complaint to include Levesque Well Drilling/Kevin Levesque (Carl’s brother)  
i. 2-9-22, Motion to table until next meeting (3-9-22) and invite Levesque Well Drilling/Kevin Levesque to join meeting; Hegarty/Dyer – Unanimous

Motion to table until next meeting (4-13-22) for response from Levesque WD/Kevin Levesque.  
☐ MOTION: Frank Hegarty 2nd: Jesse Goodwin VOTE: Unanimous

HANSCOM WD-CARMEL WD – complaint, rcvd 11-01-21 – OPEN  
a. 11-10-21, Motion to accept complaint and Motion to send Dave Philbrook  
b. 11-10-21, Notice of Complaint sent to Carmel Well Drilling/ Karl Rudnicki  
c. 11-10-21, Notice of Acceptance sent to Hanscom Well Drilling/Ronald Hanscom  
d. 12-8-21, Motion to table complaint, and send MWWC Inspector  
e. 1-12-22, Report given by David Philbrook, MWWC Inspector  
f. 1-12-22, Motion to table complaint, send letter outlining technical issues to be resolved before issuing violations and penalties; Hegarty/Dyer – Unanimous  
g. 2-9-22, at last meeting Karl Rudnicki was to install liner  
h. 2-9-22, Motion to have Carmel WD verify completion of corrections; Goodwin/Dyer – Unanimous  
i. 2-9-22, Motion to table until next meeting; Hegarty/Dyer – Unanimous

Motion to send letter asking to prove seals intact and not leaking, sending Philbrook to witness.  
☐ MOTION: Frank Hegarty 2nd: Glenn Dyer VOTE: Unanimous

HINTON-AFFORDABLE & A-Z WATER – complaint, rcvd 11-03-21 – OPEN  
a. 11-10-21, Notice of Complaint sent to A-Z Water Systems/Carl Levesque  
b. 11-10-21, Notice of Complaint sent to Affordable Well Drilling

(Continued on page 5)
Commission Minutes Continued

(Continued from page 4)

In/James Bisson

c. 11-10-21, Notice of Acceptance sent to Randall Hinton & Elizabeth Dexter-Hinton
d. 12-8-21, Motion to table complaint, and send MWWC Inspector
e. 1-12-22, Report given by David Philbrook, MWWC Inspector
f. 1-12-22, Motions for Affordable and A-Z violations assessed,
Letter of Violations to be sent
g. 2-9-22, Issues not addressed at this meeting, made statements
at prior meetings since November 2021.
h. 3-9-22, Elizabeth Dexter-Hinton, wants to submit list of violations
to the Commission and have Commission revisit/reassess previous violations.

Motion to table until next meeting (4-13-22) to revisit/reassess violations.

**NEXT MEETING**

Tuesday, April 5, 2022, 9a-12p – In-Person
Special Meeting – Rules and Regulations - Draft

Wednesday, April 13, 2022 at 9:00 am – Remote (Zoom)
Regular Monthly Meeting

Motion to Adjourn.

☐ MOTION: Mike Otley 2nd: Frank Hegarty VOTE: Unanimous

ADJOURNMENT: TIME: 11:21 AM

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MINUTES MAINE WATER WELL COMMISSION
Tuesday, April 5, 2022

Special Meeting – In-person

ATTENDEES:

Commission Members:
Dwight Doughty, (Chair) Hydrogeologist, DOT
Daniel Locke Hydrogeologist, MGS
Alex Pugh Hydrogeologist, DWP
Mike Otley Public Member
Jesse Goodwin Master Well Driller
Glenn Dyer Master Well Driller

Guests:
Margaret Machaiek State of Maine, AAG
David Philbrook MWWC Inspector
Randall Hinton & Elizabeth Dexter-Hinton Complainant
Stephen Jones Complainant Michael Collins Complainant
Manon Levesque Guest
Karl Rudnicki Guest
Kyle Rudnicki Guest

Minutes Prepared By: Tina Lemieux, Commission Clerk, DWP

PROCEEDINGS: 9:05 AM

Review of Proposed Changes:
- SOM WD&PI RULE 10-144 CODE OF ME RULES, CHAP 232,
  (2019 Braley Draft)
  a. Discussion: Commission Members and Margaret Machaiek, AAG
  b. Alex Pugh, Hydrogeologist, DWP, Commission Member
  • Preparing the written documentation of the new Rules and Regs

**NEXT MEETING**

Wednesday, April 13, 2022 at 9:00 am – REMOTE VIA ZOOM

ADJOURNMENT: TIME: 12:07 PM

MINUTES MAINE WATER WELL COMMISSION
Wednesday, April 13, 2022

Meeting via Zoom

ATTENDEES:

Commission Members:
Dwight Doughty, (Chair) Hydrogeologist, DOT
Daniel Locke Hydrogeologist, MGS
Alex Pugh Hydrogeologist, DWP
Mike Otley Public Member
Jesse Goodwin Master Well Driller
Frank Hegarty Master Well Driller
Glenn Dyer Master Well Driller

Guests:
Margaret Machaiek State of Maine, AAG
David Philbrook MWWC Inspector
Randall Hinton & Elizabeth Dexter-Hinton Complainant
Stephen Jones Complainant Michael Collins Complainant
Manon Levesque Guest
Karl Rudnicki Guest
Kyle Rudnicki Guest

Minutes Prepared By: Tina Lemieux, Commission Clerk, DWP

PROCEEDINGS: 9:01 am

Review of Meeting Minutes:
Motion to accept the minutes from Wednesday, March 9, 2022
☐ MOTION: Glenn Dyer 2nd: Jesse Goodwin VOTE: Unanimous

Motion to accept the minutes from Tuesday, April 5, 2022 (Special Meeting)
☐ MOTION: Mike Otley 2nd: Glenn Dyer VOTE: 6 yea / 1 recused
*Frank Hegarty recused from vote, not present at past meeting

Exam Applications:
1. SEAN FELDER_W1969 NH – seeking Reciprocity – (PI-J) - APPROVED Motion to approve.
☐ MOTION: Frank Hegarty 2nd: Mike Otley VOTE: Unanimous

2. CLIFFORD BUMFORD_WD02156 – (WD-J) - APPROVED Motion to approve.
☐ MOTION: Frank Hegarty 2nd: Glenn Dyer VOTE: Unanimous

3. THOMAS MARQUIS_WD00599 – (WD-J, PI-J) – APPROVED Motion to approve.
☐ MOTION: Glenn Dyer 2nd: Alex Pugh VOTE: Unanimous

4. ALLEN CUNNINGHAM_WD02234 – (PI-J) – APPROVED Motion to approve.
☐ MOTION: Glenn Dyer 2nd: Frank Hegarty VOTE: Unanimous

Specialty Well Applications – Commission Review:
1. NONE Specialty Well Applications – In-House Approval
2. MULLER-SCOTT TEMPLE_SWA 2. LEWIS-LORD_SWA

Other Business:
1. Exams: Thursday, April 14, 2022 @ 10am at Key Bank Building, downtown Augusta
   a. Eligible candidates will be notified by email

2. DRAFT: Rules and Regulations: Margaret Machaiek, (cont.)
   - SOM WD&PI RULE 10-144 CODE OF ME RULES, CHAP 232,
     (2019 Braley Draft)
   - 2-9-22, Close to completion, will discuss next meeting March 9, 2022
   - 3-9-22, Special Meeting, In-Person, Tuesday, April 5, 2022, 9a-12p
   - 4-5-22, Special Meeting, discussed rules and regulation changes
   - 4-13-22, MWWC Special Meeting (In-Person),
Friday, April 29, 2022: rules and regulations discussion, continued.

3. BUDGET: 2022 – Alex Pugh (cont.)
   a. Discussion and Review:
      o 1-12-22, Commission funds are low, within year the funds will not support Commission operations, create higher cash flow by raising license fees
      o 2-9-22, Proposals:
         • Have proposed 30% increase in license fees
         • Possibility of creating fees for apprentice licenses
      o 3-9-22, discussion ongoing
      o 4-13-22, discussed MWWC Current and Proposed Fees ~ Alex Pugh *(see handout)

NEW COMPLAINTS:

MANNING-PL JONES – complaint, rcvd 3-29-22 – NEW
   a. 3-29-22, new complaint received
   b. 4-13-22, review and acceptance of new complaint

Motion to accept new complaint.
   □ MOTION: Frank Hegarty 2nd; Daniel Locke VOTE: Unanimous

COMPLAINTS:

   a. 11-10-21, Motion to accept complaint and send MWWC Inspector.
   b. 11-10-21, Notice of Complaint sent to A-Z Water Systems/Carl Levesque
   c. 11-10-21, Notice of Acceptance sent to Stephen Jones
   d. 12-8-21, Motion to table complaint, and send MWWC Inspector
   e. 1-12-22, Report given by MWWC Inspector; no motion given, will send Frank Hegarty/David Philbrook to continue investigation by removing pump to get accurate current yield.
   f. 2-9-22 - Well inspection by David Philbrook, concluded that the Jones’ second well has yield of 0.5gal/min @ 340’ and video of well revealed that the seal was good and intact.
   g. 2-9-22, Motion to table complaint until next meeting (3-9-22); Hegarty/Dyer – Unanimous
   h. 3-9-22, Motion to table complaint until next meeting (4-13-22); Hegarty/Goodwin – Unanimous
   * Commission wants to hear response from Levesque Well Drilling/Kevin Levesque

Motion to table complaint until next meeting (5-11-22).
   □ MOTION: Frank Hegarty 2nd; Alex Pugh VOTE: Unanimous

HINTON-AFFORDABLE & A-Z WATER – complaint, rcvd 11-03-21 – OPEN
   a.11-10-21, Notice of Complaint sent to A-Z Water Systems/Carl Levesque
   b. 11-10-21, Notice of Complaint sent to Affordable Well Drilling Inc/James Bisson
   c. 11-10-21, Notice of Acceptance sent to Randall Hinton & Elizabeth Dexter-Hinton
   d. 12-8-21, Motion to table complaint, and send MWCC Inspector
   e. 1-12-22, Report given by David Philbrook, MWCC Inspector
   f. 1-12-22, Motions for Affordable and A-Z violations assessed, Letter of Violations to be sent
   g. 2-9-22, issues not addressed at this meeting, made statements at prior meetings since November 2021.
   h. 3-9-22, Elizabeth Dexter-Hinton submitted list of violations that the Commission might consider when making their assessment of violations
   i. 3-9-22, Motion to table complaint until next meeting (4-13-22) to revisit/reassess violations; Goodwin/Pugh – 6 yea, 1 recused, *Frank Hegarty recused from vote
   j. 4-13-22, **New violations added to prior found violations after review of Elizabeth Dexter-Hinton’s submitted list of possible violations, (submitted by email on 3-9-2022). The Commission found five more violations could be added to the current list.

   1. Motion to find A-Z in violation of 407.2.
   □ MOTION: Alex Pugh 2nd; Glenn Dyer VOTE: 6 yea / 1 recused
   Motion to award points to the violation 407.2 - 5 points.
   □ MOTION: Dwight Doughty 2nd; Jessie Goodwin VOTE: 6 yea / 1 recused
   o Frank Hegarty recuses

   2. Motion to find A-Z in violation of 407.5.
   □ MOTION: Alex Pugh 2nd; Glenn Dyer VOTE: 6 yea / 1 recused
   o Frank Hegarty recuses
   Motion to award points to the violation 407.2 - 5 points.
   □ MOTION: Mike Otley 2nd; Alex Pugh VOTE: 6 yea / 1 recused
   o Frank Hegarty recuses

   3. Motion to find A-Z in violation of 408.1.
   □ MOTION: Jesse Goodwin 2nd; Alex Pugh VOTE: 6 yea / 1 recused
   o Frank Hegarty recuses
   Motion to award points to the violation 408.1 - 1 point.
   □ MOTION: Alex Pugh 2nd; Daniel Locke VOTE: 6 yea / 1 recused
   o Frank Hegarty recuses

   4. Motion to find A-Z in violation of 204.5.
   □ MOTION: Jesse Goodwin 2nd; Mike Otley VOTE: 6 yea / 1 recused
   o Frank Hegarty recuses
   Motion to award points to the violation 204.5 – 5 points.
   □ MOTION: Jesse Goodwin 2nd; Daniel Locke VOTE: 6 yea / 1 recused
   o Frank Hegarty recuses

   5. Motion to find A-Z in violation of 800.1.
   □ MOTION: Alex Pugh 2nd; Mike Otley VOTE: 6 yea / 1 recused
   o Frank Hegarty recuses
   Motion to award points to the violation 800.1 – 3 points.
   □ MOTION: Dwight Doughty 2nd; Alex Pugh VOTE: 6 yea / 1 recused
   o Frank Hegarty recuses

   **Motion to follow our guidance IAW 144c23 - Rules and Regulations for violation applications.
   □ MOTION: Alex Pugh 2nd; Glenn Dyer VOTE: 6 yea / 1 recused
   o Frank Hegarty recuses

   **NEXT MEETINGS**
   Friday, April 29, 2022, 9am-12pm – In-Person
Special Meeting – Rules and Regulations - Drafting

Wednesday, May 11, 2022 at 9:00 am – In-Person

Regular Monthly Meeting

Motion to Adjourn.

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

ADJOURNMENT: TIME: 12:00 pm

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MINUTES MAINE WATER WELL COMMISSION
Tuesday, April 29, 2022

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Minutes Prepared By: Tina Lemieux, Commission Clerk, DWP

PROCEEDINGS: 9:00 AM

Review of Proposed Changes:

- SOM WD&PI RULE 10-144 CODE OF ME RULES, CHAP 232, (2019 Braley Draft)
  o Discussion: Commission Members
  o Alex Pugh, Hydrogeologist, DWP, Commission Member
  * Preparing the written documentation of the new Rules and Regs

**NEXT MEETING**

Wednesday, May 11, 2022 at 9:00 am – In-Person Meeting

Motion to adjourn.

☐ MOTION: Mike Otley 2nd: Jesse Goodwin VOTE: Unanimous

ADJOURNMENT: TIME: 11:25 AM

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MINUTES MAINE WATER WELL COMMISSION
Wednesday, May 11, 2022

Meeting – IN-PERSON

18 Elkins Lane, Rm 109, Harlow Bldg., Augusta, ME

ATTENDEES:

Commission Members:
Dwight Doughty, (Chair) Hydrogeologist, DOT
Daniel Locke Hydrogeologist, MGS
Alex Pugh Hydrogeologist, DWP
Mike Otley Public Member
Jesse Goodwin Master Well Driller
Glenn Dyer Master Well Driller

Minutes Prepared By: Tina Lemieux, Commission Clerk, DWP

PROCEEDINGS: 9:12 am

Review of Meeting Minutes:

Motion to accept the minutes from Wednesday, April 13, 2022

☐ MOTION: Alex Pugh 2nd: Jesse Goodwin VOTE: Unanimous

Motion to accept the minutes from Tuesday, April 29, 2022 (Special Meeting)

☐ MOTION: Mike Otley 2nd: Alex Pugh VOTE: Unanimous

Exam Applications:

1. NONE

Specialty Well Applications – Commission Review:

1. NONE

Specialty Well Applications – In-House Approval:

1. NONE

Other Business:

1. EXAMS: Thursday, June 9, 2022 @ 10am at Key Bank Building, downtown Augusta
   a. Eligible candidates will be notified by email

2. DRAFT: Rules and Regulations changes
   - SOM WD&PI RULE 10-144 CODE OF ME RULES, CHAP 232, (2019 Braley Draft)
   ☐ Next Special Meeting: Friday, May 26, 2022: rules and regulations

3. BUDGET: 2022 – Alex Pugh (cont.)
   a. Discussion and Review:
      o 4-13-22, discussed MWWC Current and Proposed Fees ~ Alex Pugh *(see handout)

COMPLAINTS:

MANNING-PL JONES – complaint, rcvd 3-29-22 – NEW
a. 3-29-22, new complaint received
b. 4-13-22, review and acceptance of new complaint; Hegarty/Locke - Unanimous

d. Motion to Table complaint to next meeting (6-8-22) to formally close.

☐ MOTION: Daniel Locke 2nd: Glenn Dyer VOTE: Unanimous

a. 11-10-21, Motion to accept complaint and send MWWC Inspector.
b. 11-10-21, Notice of Complaint sent to A-Z Water Systems/Carl Levesque

b. 11-10-21, Notice of Acceptance sent to Stephen Jones
d. 12-8-21, Motion to table complaint, and send MWWC Inspector

e. 1-12-22, Report given by MWWC Inspector; no motion given, will send Frank Hegarty/David Philbrook to continue investigation by removing pump to get accurate current yield.

f. 2-9-22 - Well inspection by David Philbrook, concluded that the Jones’ second well has yield of 0.5gal/min @ 340’ and video of well revealed that the seal was good and intact.

g. 2-9-22, Motion to table complaint until next meeting (3-9-22); Hegarty/Dyer – Unanimous

h. 3-9-22, Motion to table complaint until next meeting (4-13-22); Hegarty/Goodwin – Unanimous

* Commission wants to hear response from Levesque Well Drilling/Kevin Levesque

i. 4-13-22, Motion to table complaint until next meeting (5-11-22); Hegarty/Pugh - Unanimous

Motion to table complaint until next meeting (6-8-22).

☐ MOTION: Mike Otley 2nd: Glenn Dyer VOTE: Unanimous
COMPLAINTS:
HANSCOM WD-CARMEL WD – complaint, rcvd 11-01-21 – OPEN
a. 11-10-21, Motion to accept complaint and Motion to send Dave Philbrook
b. 11-10-21, Notice of Complaint sent to Carmel Well Drilling/Karl Rudnicki
c. 11-10-21, Notice of Acceptance sent to Hanscom Well Drilling/ Ronald Hanscom
d. 12-8-21, Motion to table complaint, and send MWWC Inspector
e. 1-12-22, Motion to table complaint, send letter outlining technical issues to be resolved before issuing violations and penalties; Hegarty/Dyer – Unanimous
f. 2-9-22, Motion to verify Carmel WD verify sites issues corrected; Goodwin/Dyer – Unanimous
g. 3-9-22, Motion table complaint and send letter asking for proof of intact seals, no leaks; Hegarty/Dyer – Unanimous
h. 4-13-22, Motion to send David Philbrook to inspect for integrity of seals; Hegarty/Locke – Unanimous

Motion to table issues until all 4 – quarterly samples are taken. *(2022-2023, Spring/Fall )
[**MOTION:** Frank Hegarty 2nd: Daniel Locke VOTE: Unanimous]

Motion to turn over alleged SWA forgery issue to Margaret Machaiek
[**MOTION:** Glenn Dyer 2nd: Jesse Goodwin VOTE: Unanimous]

Motion to table complaint until next meeting (6-8-22).
[**MOTION:** Mike Otley 2nd: Glenn Dyer VOTE: Unanimous]

HINTON-AFFORDABLE & A-Z WATER – complaint, rcvd 11-03-21 – OPEN
a. 11-10-21, Notice of Complaint sent to A-Z Water Systems/Carl Levesque
b. 11-10-21, Notice of Complaint sent to Affordable Well Drilling Inc/ James Bisson
c. 11-10-21, Notice of Acceptance sent to Randall Hinton & Elizabeth Dexter-Hinton
d. 12-8-21, Motion to table complaint, and send MWWC Inspector
e. 1-12-22, Report given by David Philbrook, MWWC Inspector
f. 1-12-22, Motion for Affordable and A-Z violations assessed, Letter of Violations to be sent
g. 2-9-22, issues not addressed at this meeting, made statements at prior meetings since November 2021.

h. 3-9-22, Elizabeth Dexter-Hinton submitted list of violations that the Commission might consider when making their assessment of violations
i. 3-9-22, Motion to table complaint until next meeting (4-13-22) to revisit/reassess violations; Goodwin/Pugh – 6 yea, 1 recused, *Frank Hegarty recused from vote
j. 4-13-22, **New violations added to prior found violations after review of Elizabeth Dexter-Hinton’s submitted list of possible violations, (submitted by email on 3-9-2022): The Commission found five more violations could be added to the current list.
k. 4-13-22, waiting on responses from A-Z and Affordable until next meeting, (5-11-22) l. 5-5-22, Violation Letters sent to A-Z and Affordable.

i. 5-11-22, currently no response from Affordable or A-Z about violation letters, *(30-days when letter is received)

**NEXT MEETINGS**
FYI...

♦ Consider attending The Maine Water Well Commission meetings.

♦ Well drilling machines are exempt from filing IRS Form 2290. Please go to IRS publication i2290 and look at page 3, Vehicles not considered highway motor vehicles, to find more info. There is a link to this publication on MGWA website.

♦ 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 or info on filing them online, please call 207-287-2801. Please complete the Maine Geological Survey Well Forms. Don’t be the reason we get legislation and/or permits.

♦ 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.
Proposed Legislation

The yellow box below is our proposed legislation that we added to the current legislation.

§2353. Weight limits

1. Weight limits. Except as provided in section 2355, the following gross vehicle weight limits apply to vehicles operating on a public way:

A. For a 2-axle vehicle, 34,000 pounds;
B. For a 3-axle vehicle or combination of vehicles, 54,000 pounds;
C. For a 4-axle vehicle or combination of vehicles and, except as provided by section 2364, for single unit vehicles of 5 or more axles, 69,000 pounds;
D. Except as provided in paragraph E, section 2354, section 2357, subsection 4 and section 2365 for combination vehicles with 5 or more axles, 80,000 pounds; and
E. For a combination of 3-axle truck tractor and tri-axle semitrailer, 100,000 pounds.

2. Weight reductions. The maximum gross vehicle weight permitted for combination vehicles having:

A. Four axles is reduced by 1,000 pounds for each foot the distance is less than 18 feet between the centers of the extreme axles, excluding the steering axle, measured to the nearest foot; or
B. Five or more axles is reduced by 2,000 pounds for each foot the distance is less than 24 feet between the centers of the extreme axles, excluding the steering axle, measured to the nearest foot.


4. Axle weight limits. The following axle weight limits apply.

A. Except as provided in section 2355, a vehicle may not be operated with a gross weight exceeding:
(1) On a single-axle unit, 22,400 pounds;
(2) On a tandem-axle unit, 38,000 pounds; or
(3) On a tri-axle unit, 48,000 pounds.

B. A single axle of a tandem-axle unit may not support more than 60% of the total weight supported by that tandem-axle unit, unless neither axle exceeds the weight legally allowed on a single-axle unit of that vehicle.
C. A single axle of a tri-axle unit may not support more than 40% of the total weight supported by that tri-axle unit.
D. The maximum gross weight of a vehicle or axle may not be increased by the addition of an axle unless it supports at least 50% of the added weight permitted by its addition.

5. Maximum tire weight. A vehicle may not be operated when the load on the road surface is greater than 600 pounds per inch of tire width, manufacturer’s rating, except for:

A. Farm trucks transporting potatoes directly from the fields to the place of storage or to a processing facility during the potato harvesting season; or
B. A vehicle operating under an overweight permit issued pursuant to section 2381.
A tractor, the propulsive power of which is exerted not through wheels resting on the ground but by means of a flexible band or chain known as a movable track, is not subject to this subsection if the portions of track in contact with the surface of the way present plane surfaces.

6. Exemption. A vehicle modified for the purpose of plowing snow is exempt from the weight limits imposed by this chapter when engaged in or enroute to or returning from plowing snow or in ice control. A vehicle modified for the purpose of plowing snow is exempt from the maximum tire weight provisions of subsection 5 at all times. Any fire-fighting vehicle with its proper equipment that meets the National Fire Protection Association standards is exempt from the gross and axle weight limits imposed by this chapter. Any vehicle engaged in emergency maintenance of a public way is exempt from the weight limits imposed by this chapter.

7. Exemption; farm vehicles transporting potatoes. A farm vehicle transporting potatoes from the field to a storage or processing facility during the potato harvesting season is exempt from the axle weight limits and axle weight tolerance restrictions imposed by this chapter, except for the weight limits imposed under section 2355. To be eligible for this exemption, the farm vehicle must be in compliance with the gross weight limits established in this chapter and must have at least 8,000 pounds on the steering axle. This exemption does not apply on the Interstate Highway System, including that portion designated as the Maine Turnpike.

8. Vehicles within maximum gross vehicle weight limits. Notwithstanding any provision of this subchapter to the contrary, if a vehicle that exceeds axle weight limits and axle weight tolerance restrictions imposed by this subchapter by less than 5,000 pounds is within the applicable maximum gross vehicle weight limit including tolerances, the fine imposed under this subchapter is reduced by 50%.
This subsection does not apply to vehicles traveling on the Interstate Highway System except that portion of Interstate 95 designated as the Maine Turnpike.

9. Well Drilling Rigs and Tender Trucks. A well drilling rig or tender truck travelling to or from a site where it is performing its intended use is exempt from the axle weight limits and axle weight tolerance restrictions imposed by this chapter, provided that the gross vehicle weight does not exceed the GVW rating established by the original manufacturer of the chassis. To be eligible for this exemption, the drilling rig or tender truck must purchase the overweight limit annual permit.
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:

- 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.

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 office. These members may be appointed 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

Email Address Mobile Phone Number

Mail to: MGWA, C/O Scott Abbotts, Treasurer, PO Box 661, North Turner, ME 04266 or email to: info@mainegroundwater.org
MGWA 1st Annual Golf Scramble
Date: Thursday Sept. 15, 2022
Time: Check-in: 8 am – 9 am
Shotgun Start: 9:00 am
Place: Turner Highlands
10 Highland Ave
Turner, ME 04282
Questions: Scott Abbotts
Phone: 207-754-9458
Email: sabbotts@goodwinwellandwater.com

Can’t golf, don’t worry, it is a scramble format and we can pair you up with someone who can. Or you can just join us for lunch and sit on the patio at the 18th green with a drink in hand and heckle those of us attempting to reach the green. We will have a social hour or two after the golf while we pass out prizes, drink and tell tales of magnificent golf shots that we didn’t make. If you would like to volunteer and not golf, you can help with registration, or managing some of the contests. We would just like to get as many of our members together whether you gold or not.

**Sponsorships:**
- **Gold:** $750 Includes 4some, hole sign & display table
- **Silver:** $500 Includes 4some & hole sign
- **Bronze:** $250 Includes hole sign

**Contests:**
- Closest to the pin
- 50/50 raffle
- Silent Auction

**Completed Form & Check Due by August 31**

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**Register Your Team Today!**

**Foursome**
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- Player 4 Name:         
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**Fee Includes:** Green fees, cart & lunch

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**Honorary Members** - MGWA will cover your registration fee in recognition of your many years of contribution to our association and industry!