



MAINE GROUNDWATER ASSOCIATION NEWSLETTER

DECEMBER 2020 EDITION

MGWA Board of Directors

Officers:

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207-782-4533
hodgwell@gmail.com

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

Treasurer Scott Abbotts
207-224-7861
sabbotts@goodwinwellandwater.org

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

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

Directors

Term Expiring 2021

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

Ted McLeod 207-848-5520
info@mcleodwaterwells.com

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

Term Expiring 2022

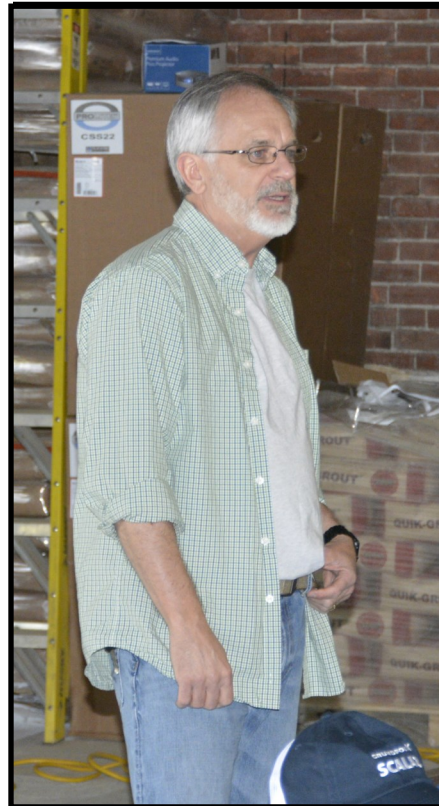
Jim Innis 207-659-3620
jim@inniswelldrilling.com

Joe Gallant 207-839-3030
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Justin Laphier 207-563-3003
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What's Inside:

MGWA Minutes Pgs. 2, 3 & 6
FYI Pg. 5
Commission Minutes
Pgs. 4, 7-13
MGWA Annual & Directors
Meeting Info Pg. 14



MGWA would like to
“Thank” David Braley for
all of his dedication, sup-
port, and work with our
Association and The Well
Commission!

We wish him the best of
luck in his new adven-
tures at the Maine Public
Utilities Commission!

Mark Your Calendars

MGWA Meetings are currently being held with Zoom, all are welcome and encour-
aged to attend. There are no director's meetings in June, July & August.

MGWA Annual & Director's Meeting: January 25 at 6:00 p.m. Via Zoom. Sign in
info is on back page.

Director's Meetings: January 25 immediately following Annual Meeting Via Zoom

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 ques-
tions 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](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: The spring expo scheduled for March 2021 has been cancelled and re-
scheduled for March 11-12, 2022.

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

Find us on the Web at: www.maine groundwater.org

MGWA Minutes

Maine Ground Water Association Director's Meeting March 9, 2020 The Best Western Plus Waterville, ME

The MGWA Director's Meeting was called to order by President Scott Hodgdon at 6:21 p.m. with the following present: Susan Smith, Jesse Goodwin, Justin Lanphier, Joe Gallant, Frank Hegarty, Scott Abbotts, Trevor Gould, Ted McLeod & Jim Innis.

Minutes: A motion by Frank Hegarty and seconded by Scott Abbotts to approve the February 9, 2020 Director's Meeting minutes was unanimously approved.

Treasurers Report: A motion by Ted McLeod and seconded by Joe Gallant to approve the March 9, 2020 Treasurer's Report was unanimously approved.

Old Business: There was a discussion on the MGWA contract. The board suggested that each company have and use a contract. The NGWA Association has a drilling and pump installation contract, that companies can download, edit and use. A motion made by Ted McLeod and seconded by Scott Abbotts, to not produce a contract, due to the liability risk for the board of directors, was unanimously approved.

New Business: A motion by Ted McLeod and seconded by Justin Lanphier to not put the MGWA in/on Worldwide Drilling Resources was unanimously approved.

Education Committee: Discussion on having a summer outing instead of doing a spring demo. Scott Hodgdon made an education sub-committee; Scott Hodgdon, Frank Hegarty, Jesse Goodwin and Justin Lanphier.

Legislative Committee: Discussion on IGSPA. We can't get updated IGSPA standards.

Membership applications: Noah Rolfe for Affiliate Membership. A motion by Ted McLeod and seconded by Justin Lanphier to approve application was unanimously approved.

Next Meeting: Correction in last minutes: Next Meeting date should have been February 9 instead of February 10. The next meeting will on April 13, 2020 at 6:00 p.m. at The Best Western Plus in Waterville.

Adjourn: A motion to adjourn at 8:04 p.m. was made by Frank Hegarty and seconded by Ted McLeod Hegarty was unanimously approved.

Minutes prepared by: Susan Smith, Secretary

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MGWA Minutes

Maine Ground Water Association Director's Meeting November 14, 2020 The Best Western Plus Waterville, ME

The MGWA Director's Meeting was called to order by President Scott Hodgdon at 6:33 p.m. with the following present: Jesse Goodwin, Justin Lanphier, Joe Gallant, Susan Smith, Scott Abbotts and Ted McLeod.

Minutes: A motion by Ted McLeod and seconded by Jesse Goodwin to approve the March 9, 2020 Director's Meeting minutes was unanimously approved.

Treasurers Report: A motion by Ted McLeod and seconded by Joe Gallant to approve the Treasurer's Report was unanimously approved.

Old Business: There was a discussion on well driller licensing and drillers that are drilling in Maine that are not licensed.

New Business: A motion by Ted McLeod

and seconded by Justin Lanphier to not put the MGWA in/on Worldwide Drilling Resources Website was unanimously approved

Education Committee: A motion by Ted McLeod and seconded by Scott Abbotts to cancel all educational spring demo's and summer outings until Covid-19 is under control or it is safe to continue to have gatherings was unanimously approved.

Legislative Committee: None

Membership applications: A motion by Ted McLeod and seconded by Jesse Goodwin to approve Donald Nichols III from Pentair as an Associate member, changed from Affiliate membership, was unanimously approved.

Next Meeting: TBA

Adjourn: A motion to adjourn at 8:00 p.m. was made by Ted McLeod and seconded by Justin Lanphier was unanimously approved.

Minutes prepared by: Susan Smith, Secretary



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Commission Minutes

MEETING MINUTES Wednesday, January 08, 2020

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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

#### Minutes Prepared By:

Tina Lemieux DWP Licensing Clerk, Commission Clerk  
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### PROCEEDINGS: 9:07 AM

Review of Meeting Minutes:

Motion to accept the minutes from December 11, 2019, meeting.

MOTION: Frank Hegarty 2nd: Dan Locke VOTE: Unanimous

Exam Applications: NONE

Specialty Well Applications: NONE

SWA In-House Approvals:  
PELLETIER-SUNCO\_SWA

#### Other Business:

Issue: Problem with Well Logs submissions to Maine Geological Survey.

Motion to request Well Log from Maine Geological Survey to review monthly.

MOTION: Frank Hegarty 2nd: Dan Locke VOTE: Unanimous

#### Complaints:

1. ABBOTT-GALLANT – complaint, received 11-7-19; OPEN
  - Issue received, pending board review, notice letter sent 11-8-19
  - Notification of Complaint sent, 11-8-19, to Gallant
    - o no response from Gallant
  - Commission invitation letters sent, 11-18-19, Abbott & Gallant;
    - o Abbot came to December 11th meeting, no response from Gallant
  - Motion from MWWC 12-11-19 meeting to send Inspector to check well and take samples
  - Tabled until February 12, 2020 meeting
  - Dwight Doughty, Chair, will call Peter Morton.

2. CIVIL ARMS INC-PHILBRICK – complaint, received 1-7-19; OPEN

- Issue open, pending report from Mr. Philbrook, inspector
- Issue pending water test: No detections, case closed; Contaminants found, case open
- Motion from MWWC 12-11-19 meeting to send Inspector for new clean samples from well
- Tabled until February 12, 2020 meeting

Motion to adjourn.

MOTION: Frank Hegarty 2nd: Dan Locke VOTE: Unanimous

ADJOURN: 9:50 AM NEXT MEETING: February 12, 2020

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## MEETING MINUTES Wednesday, February 12, 2020

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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
Joe Gallant Master Well Driller
Mike Otley Public Member

Guests:

David Philbrook MWWC Well Inspector
Chris Halsted Director, Earth Resources Information
Peter Gallant Complainant
Travis Gallant Complainant

Minutes Prepared By:

Tina Lemieux DWP Licensing Clerk, Commission Clerk

PROCEEDINGS: 9:00 AM

Review of Meeting Minutes:

Motion to accept the minutes from January 1, 2019, meeting.

MOTION: Frank Hegarty 2nd: Daniel Locke VOTE: Unanimous

Exam Applications:

OUELLETTE_WD2254 / WD-J, PI-J – DENIED

Motion to deny exam application.

MOTION: David Braley 2nd: Daniel Locke VOTE: Unanimous

ROBINSON_WD00491 / WD-M, PI-J – APPROVED

Motion to approve.

MOTION: Frank Hegarty 2nd: Daniel Locke VOTE: Unanimous

MEADER_WD02177 / WD-J, PI-J – APPROVED

Motion to approve.

MOTION: Frank Hegarty 2nd: Daniel Locke VOTE: Unanimous

GOVONI_WD00457 / WD-J, PI-J – APPROVED

Motion to approve.

MOTION: Frank Hegarty 2nd: Daniel Locke VOTE: Unanimous

Specialty Well Applications: NONE

SWA In-House Approvals:

KANG-AFFORDABLE_SWA
CROMMETT-GOODWIN_SWA

Other Business:

(Continued on page 7)

FYI...

- We are working on updating the MGWA By-Laws. If you have any suggestions, please contact a Director. A copy of the current By-Laws can be found on our website or you can request a copy by contacting Susan Smith, Secretary.
- 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
- 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 contact a director.

The Nomination Committee has the following nominations:

President Scott Hodgdon
 Vice President Jesse Goodwin
 Treasurer Scott Abbotts
 Secretary Susan Smith
 Two Year Directors:
 Trevor Gould
 Ted McLeod
 Mark Taplin.

Nominations will also be made from the floor.

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Contact Ed, Andy, Rob, Gary, Pat
 or Jim with any questions

MGWA Minutes

Maine Ground Water Association Director's Meeting December 7, 2020 Via Zoom

The MGWA Director's Meeting was called to order by President Scott Hodgdon at 6:14 p.m. with the following present: Justin Lanphier, Joe Gallant, Susan Smith, Frank Hegarty, Jim Innis and Scott Abbotts.

Minutes: A motion by Scott Abbotts and seconded by Joe Gallant to approve the November 9, 2020 Director's Meeting minutes was 6 yea, 0 nay. Frank Hegarty recused himself.

Treasurers Report: A motion by Joe Gallant and seconded by Frank Hegarty to approve the Treasurer's Report was unanimously approved.

Old Business: There was a discussion on MGWA By-Laws to review and update them. Secretary will email a copy of the By-Laws to the Director's. Scott Abbotts is going to touch base with the associations attorney, that does the annual report, to make sure he has a current copy of the by-laws. A motion was made by Scott Abbotts and seconded by Justin Lanphier to continue to have a Director's and Officer's and a liability insurance

policy was unanimously approved.

A motion by Scott Abbotts and seconded by Justin Lanphier, because of the pandemic, to hold all future meetings via Zoom. The next Director's Meeting will be held on December 7, 2020 at 6:00 p.m., the Annual Meeting and Director's Meeting on January 25, 2021 at 6:00 p.m. was unanimously approved.

New Business: Scott Hodgdon appointed himself, Jim Innis & Ted McLeod to be on the nomination committee.

Education Committee: None

Legislative Committee: There was a discussion that there could be an increase in licensing fees, rule making and that we should ask The State for Educational materials to supply to our customers.

Membership applications: None

Adjourn: A motion to adjourn at 8:10 p.m. was made by Justin Lanphier and seconded by Joe Gallant was unanimously approved.

Minutes prepared by: Susan Smith, Secretary

“The SQ is really cost effective. It saves us money and saves the homeowner's money.”

Bill Schlotter
Raab Well Drilling

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Another reason to use the Grundfos 3" SQ.

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GRUNDFOS 

Commission Minutes Continued

(Continued from page 4)

1. Guest Speaker: Christian Halsted, Director, Earth Resources Information MGS

Electronic Well Card Submission Update:

- Status update & review
- Current driller enrollment & performance
- Pending enhancements
- Report feedback needed from Commission members
- Continued rollout plan to well drillers

Complaints:

1. ABBOTT-GALLANT – complaint, received 11-7-19; OPEN

– Peter and Travis Gallant present for meeting, brought paperwork.

– Tabled until March 11, 2020 meeting

Motion to contact clients to abandon well and allow well drillers on property.

- MOTION: Mike Otley 2nd: Joe Gallant VOTE: Unanimous

2. CIVIL ARMS INC-PHILBRICK – complaint, received 1-7-19; OPEN

– Dwight Doughty will call about Civil Arms future plans

– Tabled until March 11, 2020 meeting

Motion to adjourn.

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

ADJOURN: 11:10 AM

MEETING MINUTES Wednesday, March 11, 2020

**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
Joe Gallant Master Well Driller
Mike Otley Public Member

Guests: None

Minutes Prepared By:

Tina Lemieux DWP Licensing Clerk,
Commission Clerk

PROCEEDINGS: 9:00 AM

Review of Meeting Minutes:

Motion to accept the minutes from February 12, 2019, meeting.

- MOTION: Mike Otley 2nd: Joe Gallant VOTE: Unanimous

Exam Applications:

ROLFE WD02241 / WD-J, PI-J – APPROVED

Motion to approve.

- MOTION: Frank Hegarty 2nd: Joe Gallant VOTE: Unanimous

BENNETT WD02039 / PI-M – APPROVED

Motion to approve.

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

Specialty Well Applications:

NONE

SWA In-House Approvals:

EDMONDSON-GOODWIN_SWA
KRASKO-STREETER_SWA
SANBORN-STREETER_SWA
WANNOP-STREETER_SWA
MCLELLAN-KENNEBEC_SWA

Other Business:

1. NONE

Complaints:

1. ABBOTT-GALLANT – complaint, received 11-7-19; OPEN

-11-8-19 – Notification of Complaint sent, 11-8-19, to Gallant
o no response from Gallant

- 11-18-19 – Commission invitation letters sent, 11-18-19, Abbott & Gallant;

o Abbots came to December 11th meeting, no response from Gallant

- 12-11-19 – Motion from MWWC 12-11-19 meeting to send Inspector to check well and take samples

- 2-12-20 – Peter & Travis Gallant came to MWWC meeting, received additional paperwork

o Dwight Doughty, Chair, contacted clients to abandon well and allow Peter & Travis Gallant on property

o Client will allow Gallant on-site, continuation, table until May 13, 2020

2. CIVIL ARMS INC-PHILBRICK – complaint, received 1-7-19; CLOSED

Issue pending water test: No detections, case closed; Contaminants found, case open

- 12-11-19 – Motion from MWWC 12-11-19 meeting to send Inspector for new clean samples from well

- 12-9-20 – Civil Arms, Certificate of Analysis – handout

- 2-12-20 – Dwight Doughty, Chair, will call to inquire of plans

- No salvage of well; silting, poor water quality.

- Shannon will drill new well.

- David Braley will send assessment letter to Civil Arms of final findings.

o Well was properly constructed per the requirements of the regulations and the issues are beyond the control of the well driller.

CIVIL ARMS INC-PHILBRICK, complaint, CLOSED, 3-11-20

Motion to adjourn.

- MOTION: Davis Braley 2nd: Frank Hegarty VOTE: Unanimous

ADJOURN: 10:00 AM

MEETING MINUTES Wednesday, May 13, 2020

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

(Continued on page 8)

Commission Minutes Continued

(Continued from page 7)

ATTENDEES:

Commission Members:

Dwight Doughty Hydrogeologist, DOT, Chairperson
Daniel Locke Hydrogeologist, MGS
Mike Otley Public Member
Frank Hegarty Master Well Driller
Joe Gallant Master Well Driller
Glenn Dyer Master Well Driller
Guests:
Margaret Machaik AAG
Scott Abbotts VP, Goodwin Well & Water
Kendall Ricker, Esq. Boothby Silver Associates Attorney at Law
William Dawson DWP, Engineer

Minutes Prepared By:

Tina Lemieux DWP Licensing Clerk,
Commission Clerk

PROCEEDINGS: 9:00 AM

Review of Meeting Minutes:

Motion to accept the minutes from March 11, 2020, meeting.
 MOTION: Frank Hegarty 2nd: Glenn Dyer VOTE: Unanimous

Exam Applications:

ANTHONY O'CONNOR – WD-J/PI-J
• *Tabled until next meeting, Wednesday, June 10, 2020

Specialty Well Applications:

1. BOUTIN-GOODWIN_SWA - APPROVED
a. Well #1 / Well #2
Motion to accept applications for both wells and strongly recommend end user bi-annual testing.
 MOTION: Frank Hegarty 2nd: Joe Gallant VOTE: Unanimous

2. STEARNS-BURNS_SWA - APPROVED
a. Old application Approved - expired / New application Approved
Motion to accept original application to renew.
 MOTION: Mike Otley 2nd: Joe Gallant VOTE: Unanimous

3. LICCOA-TEMPLE_SWA - PENDING
a. Still more questions to answer, (i.e. well log, information on construction, water quality, leaking casing, or tight seal).
Motion to request additional information about the construction of the well.
 MOTION: Glenn Dyer 2nd: Frank Hegarty VOTE: Unanimous

4. MERRILL-BURNS_SWA – APPROVED
Motion to approve, use minimal amount of casing (90 feet), does not need to be grouted.
 MOTION: Mike Otley 2nd: Glenn Dyer VOTE: Unanimous

5. RAMSDELL & SONS-AFFORDABLE_SWA - APPROVED
Motion to accept, needs to come to the Commission next time.
 MOTION: Joe Gallant 2nd: Glenn Dyer VOTE: Unanimous

Complaints:

1. LOCKE-OCONNOR/LIBBY – complaint, received 5-4-20;
PENDING

- 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O'Connor
o Response received from Mr. O'Connor via email_5-12-20
o Response received from Mr. Libby via email_5-12-20
- *Tabled until next meeting, Wednesday, June 10, 2020

2. ABBOTT-GALLANT – complaint, received 11-7-19; OPEN
- 11-8-19 – Notification of Complaint sent, 11-8-19, to Gallant
o no response from Gallant
- 11-18-19 – Commission invitation letters sent, 11-18-19, Abbott & Gallant;
o Abbots came to December 11th meeting, no response from Gallant
- 12-11-19 – Motion from MWWC 12-11-19 meeting to send Inspector to check well and take samples
- 2-12-20 – Peter & Travis Gallant came to MWWC meeting, received additional paperwork
o Dwight Doughty, Chair, will contact clients to abandon well and allow Peter & Travis Gallant on property

*Tabled until next meeting, Wednesday, June 10, 2020

Motion to adjourn.

MOTION: Frank Hegarty 2nd: Joe Gallant VOTE: Unanimous

ADJOURNMENT: 10:10 AM

MEETING MINUTES Wednesday, June 10, 2020

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

## ATTENDEES:

### Commission Members:

Dwight Doughty Hydrogeologist, DOT, Chairperson  
Daniel Locke Hydrogeologist, MGS  
Mike Otley Public Member  
Frank Hegarty Master Well Driller  
Joe Gallant Master Well Driller  
Glenn Dyer Master Well Driller  
William Dawson DWP, Engineer

### Guests:

Margaret Machaik AAG  
Kendall Ricker, Esq. Attorney at Law  
Jason Densmore Complainant

### Minutes Prepared By:

Tina Lemieux DWP Licensing Clerk,  
Commission Clerk

## PROCEEDINGS: 9:00 AM

### Review of Meeting Minutes:

Motion to accept the minutes from May 13, 2020, meeting.  
 MOTION: Mike Otley 2nd: Glenn Dyer VOTE: Unanimous

### Exam Applications:

1. ANTHONY O'CONNOR – WD-J/PI-J, application rcvd 3-17-2–  
PENDING

(Continued on page 9)



# Commission Minutes Continued

(Continued from page 8)

Motion to table exam application review until next meeting, Wednesday, July 8, 2020.

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

Specialty Well Applications:

1. BARNUM-BURNS\_SWA – APPROVED

Motion to approve with 100 feet of casing.

MOTION: Frank Hegarty 2nd: Joe Gallant VOTE: Unanimous

2. LICCOA-TEMPLE\_SWA – PENDING

a. Pending, needs more information? Dwight Doughty to investigate.

In-House Approval Specialty Well Applications:

1. CASTLE-AFFORDABLE\_SWA
2. CROSBY-BURNS\_SWA
3. MAGEARY\_STREETER\_SWA
4. MCDONALD-STANLEY HILLOCK\_SWA
5. RAMSDELL & SONS-AFFORDABLE\_SWA

Complaints:

1. DENSMORE-L&L WD – complaint, received 6-3-20 - NEW

- 6-4-20 – Notification of Complaint sent, to Rock Libby of L&L Well Drilling

- 6-10-20 – Reviewed and discussed complaint. o Waiting L&L receipt of Notice and time to Respond.

\*Tabled until next meeting, Wednesday, July 8, 2020

2. LOCKE-OCONNOR/LIBBY – complaint, received 5-4-20; PENDING

- 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O'Connor

- 5-12-20 – Response received from Mr. O'Connor & Mr. Libby via email

- 6-9-20 – Response from Boothby Silver, Attorney Ricker

- 6-10-20 – Reviewed and discussed complaint.

Motion to table complaint and wait for subsequent complaints from Dwight Doughty and Glenn Dyer.

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

\*Tabled until next meeting, Wednesday, July 8, 2020

3. ABBOTT-GALLANT – complaint, received 11-7-19; CLOSED, 6-10-20

- 11-8-19 – Notification of Complaint sent, 11-8-19, to Gallant o no response from Gallant

- 11-18-19 – Commission invitation letters sent, 11-18-19, Abbott & Gallant;

o Abbots came to December 11th meeting, no response from Gallant

-12-11-19 – Motion from MWWC 12-11-19 meeting to send Inspector to check well and take samples

- 2-12-20 – Peter & Travis Gallant came to MWWC meeting, received additional paperwork o Dwight Doughty, Chair, will contact clients to abandon well and allow Peter & Travis Gallant on property

- \*6-9-20 – Update, David Philbrook, filled well, 5-26-20

Motion to close complaint.

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

Motion to adjourn.

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

ADJOURNMENT: 10:05 AM

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## MEETING MINUTES Wednesday, July 8, 2020

MAINE WATER WELL COMMISSION  
Rm 109, Harlow Building, 18 Elkins Lane, Augusta, ME

ATTENDEES:

Commission Members:

Dwight Doughty Hydrogeologist, DOT, Chairperson  
Daniel Locke Hydrogeologist, MGS  
Mike Otley Public Member  
Frank Hegarty Master Well Driller  
Joe Gallant Master Well Driller  
Glenn Dyer Master Well Driller  
William Dawson DWP, Engineer

Guests:

Margaret Machaiek State of Maine, AAG  
Teresa Cloutier Boothby Silver, LLC Attorney at Law

Minutes Prepared By: Tina Lemieux DWP, Commission Clerk

PROCEEDINGS: 9:11 AM

Review of Meeting Minutes:

Motion to accept the minutes from June 10, 2020, meeting.

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

Exam Applications:

1. ANTHONY O'CONNOR – WD02185 (apprentice, WD & PI) – PENDING, complaint

a. 3-17-20 - Exam application received – Journeyman WD & PI

Motion to table exam application review until next meeting, Wednesday, July 8, 2020.

MOTION: Frank Hegarty 2nd: Joe Gallant VOTE: Unanimous

Specialty Well Applications – Commission Review:

1. LICCOA-TEMPLE\_SWA – DENIED

a. 7-22-20 – Notification of Denial sent to JAMES T COOK, President of LICCOA Board of Directors

Motion to deny specialty well application post job completion.

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

Specialty Well Applications – In-House Approval:

1. TONNESON-LORD\_SWA

2. OLDMSTEAD-HODGDON\_SWA

COMPLAINTS:

1. DYER-L&L WD – complaint, received 6-23-20 – OPEN

- 6-25-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling

(Continued on page 10)

# Commission Minutes Continued

(Continued from page 9)

- 7-8-20 – No discussion, tabled, waiting for 14-day response window to close

Motion to accept complaint.

MOTION: Mike Otley 2nd: Joe Gallant VOTE: 5 yea, 0 nay  
\* Glenn Dyer, recused self from vote.

\*Tabled until next meeting, Wednesday, August 12, 2020  
2. DOUGHTY-L&L WD – complaint, received 6-10-20 – OPEN  
- 6-10-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling  
- 7-8-20 – No discussion, tabled, waiting for 14-day response window to close

Motion to accept complaint.

MOTION: Mike Otley 2nd: Dan Locke VOTE: 5 yea, 0 nay  
\* Dwight Doughty, recused self from vote

\*Tabled until next meeting, Wednesday, August 12, 2020

3. DENSMORE-L&L WD – complaint, received 6-3-20 - OPEN  
- 6-4-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling  
- 6-10-20 – Reviewed and discussed complaint.  
- 7-8-20 – Violations found IAW, 10-144 Code of Maine Rules, Chapter 232 o 300.1 / 207.1 / 407.1 / 803.5 / 800.2 / 401.5.1 / 300.3.2

Motion to accept complaint.

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

Motion to approve violations of Densmore complaint.

MOTION: Joe Gallant 2nd: Glenn Dyer VOTE: Unanimous  
\*Tabled until next meeting, Wednesday, August 12, 2020

4. LOCKE-OCONNOR – complaint, received 5-4-20 - OPEN  
- 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O'Connor  
- 5-12-20 – Response from Mr. O'Connor via email\_ 5-12-20  
- 6-9-20 & 6-10-20 – Response from Boothby Silver, Attorney Ricker - 6-10-20 – Reviewed and discussed complaint  
- 7-8-20 – Motion to follow-up with independent investigator, David Philbrook.  
o Problems with MGS well logs  
o Hydrofracking charge, may owe homeowner refund

Motion to accept complaint.

MOTION: Frank Hegarty 2nd: Glenn Dyer VOTE: 5 yea, 0 Nay  
\* Dan Locke, recused self from vote

Motion to hire independent investigator, David Philbrook.

MOTION: Frank Hegarty 2nd: Joe Gallant VOTE: Unanimous

\*Tabled until next meeting, Wednesday, August 12, 2020

Motion to adjourn.

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

ADJOURNMENT: 11:05 AM

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**MEETING MINUTES Wednesday, August 12, 2020**

**MAINE WATER WELL COMMISSION**

**Rm 109, Harlow Building, 18 Elkins Lane, Augusta, ME**

ATTENDEES:

Commission Members:

Dwight Doughty Hydrogeologist, DOT, Chairperson  
Daniel Locke Hydrogeologist, MGS  
Mike Otley Public Member  
Frank Hegarty Master Well Driller  
Joe Gallant Master Well Driller  
Glenn Dyer Master Well Driller  
William Dawson DWP, Engineer

Guests:

Margaret Machaik State of Maine, AAG  
Teresa Cloutier Boothby Silver LLC, Attorney at Law  
James Densmore Complainant  
Rock Libby Defendant

Minutes Prepared By:

Tina Lemieux DWP Commission Clerk

PROCEEDINGS: 9:00 AM

Review of Meeting Minutes:

Motion to accept the minutes from July 8, 2020, meeting.

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

Exam Applications:

1. ANTHONY O'CONNOR – WD02185 (apprentice, WD & PI) – PENDING, complaint  
a. 3-17-20 - Exam Application rcvd – Journeyman WD & PI

Specialty Well Applications – Commission Review:

1. NONE

Specialty Well Applications – In-House Approval:

1. MARSHALL-BURNS\_SWA  
2. SEDLOCK-KENNEBEC\_SWA  
3. DESJARDINS-KENNEBEC\_SWA

Other Business:

1. MWWC Budget – Bill Dawson  
a. Overspending  
b. Have not increased fees in 20 years  
c. Requires legislative initiative

Complaints:

1. DENSMORE-L&L WD – complaint, received 6-3-20 - open  
- 6-4-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling  
- 6-10-20 – Reviewed and discussed complaint.  
- 7-7-20 – Received exhibits from Teresa Cloutier, Attorney  
- 8-12-20 – Send Notice of Violations approved at July 8, 2020 MWWC meeting.

o IAW CMR CHAPTER 232 - Well Drillers and Pump Installers Rules

▪ 300.1/207.1/407.1/803.5/800.2/401.5.1/300.3.2

\*Tabled until next meeting, Wednesday, September 9, 2020

2. DOUGHTY-L&L – complaint, received 6-10-20 - open

- 6-10-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling  
- 7-8-20 – Reviewed and discussed complaint.

(Continued on page 11)

# Commission Minutes Continued

(Continued from page 10)

Motion that Commission does not believe a Master/Journeyman Well Driller was on-site while O'Connor was running the drilling rig.  
 **MOTION:** Frank Hegarty 2nd: Glenn Dyer **VOTE:** 6-yea / 0-nay  
o Dwight Doughty recused self from vote.

\*Tabled until next meeting, Wednesday, September 9, 2020

3. DYER-L&L WD – complaint, received 6-23-20 – open  
- 6-25-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling  
- 7-8-20 – Reviewed and discussed complaint.

Motion that Master Well Driller Mr. Libby was not present on-site while Apprentice O'Connor was operating the drilling rig.  
 **MOTION:** Joe Gallant 2nd: Frank Hegarty **VOTE:** 6-yea / 0-nay  
o Glenn Dyer recused self from vote.

\*Tabled until next meeting, Wednesday, September 9, 2020

4. LOCKE-OCONNOR/LIBBY – complaint, received 5-4-20 - PENDING  
- 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O'Connor  
- 5-12-20 – Response received from Mr. O'Connor & Mr. Libby via email  
- 6-9-20 & 6-10-20 – Response from Boothby Silver, Attorney Ricker - 6-10-20 – Reviewed and discussed complaint.

\*Tabled until next meeting, Wednesday, September 9, 2020

5. LOCKE-OCONNOR (APPRENTICE) – complaint, received 5-4-20 - open  
- 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O'Connor  
- 5-12-20 – Response from Mr. O'Connor via email\_5-12-20  
- 6-9-20 & 6-10-20 – Response from Boothby Silver, Attorney Ricker - 6-10-20 – Reviewed and discussed complaint

Motion to apply regulation 200.1 to list of violations, not supervised, does not believe Mr. Libby was present on-site at time of incident.  
 **MOTION:** Frank Hegarty 2nd: Glenn Dyer **VOTE:** Unanimous  
o Daniel Locke recused self from vote.

\*Tabled until next meeting, Wednesday, September 9, 2020

Motion to adjourn.  
 **MOTION:** Glenn Dyer 2nd: Frank Hegarty **VOTE:** Unanimous

ADJOURNMENT: 11:00 AM

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## MINUTES MAINE WATER WELL COMMISSION Wednesday, October 14, 2020

Meetings via Zoom – link on webpage

### 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

Glenn Dyer Master Well Driller  
William Dawson DWP, Engineer

### Guests:

Margaret Machaiek State of Maine, AAG  
Teresa Cloutier Boothby Silver LLC, Attorney at Law  
Jason Densmore Complainant  
Rock Libby Complainant

Minutes Prepared By:  
Tina Lemieux DWP Commission Clerk

### PROCEEDINGS: 9:00 AM

Review of Meeting Minutes:  
Motion to accept the minutes from August 12, 2020, meeting.  
 **MOTION:** Glenn Dyer 2nd: Mike Otley **VOTE:** Unanimous  
o Tom Brennan – abstained from vote, as did not attend last meeting

Exam Applications:  
1. THOMAS WEEKS-WILLIAMS\_WD02276 (apprentice) – AP-PROVED  
Motion to approve application for PI-J  
 **MOTION:** Frank Hegarty 2nd: Glenn Dyer **VOTE:** Unanimous  
2. O'CONNOR\_WD02185 (apprentice) – Journeyman WD & PI – PENDING, complaints  
\* Pending current complaint(s)

Motion to table until next meeting,  
 **MOTION:** Frank Hegarty 2nd: Glenn Dyer **VOTE:** Unanimous  
\*Tabled until next meeting, Tuesday, November 10, 2020  
Specialty Well Applications – Commission Review: NONE

Specialty Well Applications – In-House Approval:  
1. ARNOLD-BURNS\_SWA  
2. BOWEN-BURNS\_SWA  
3. LEWIS-LORD\_SWA  
4. LEWIS-STREETER\_SWA  
5. LINGLEY-LORD\_SWA  
6. PITMAN-WEEKS\_SWA  
7. MARINO-GOODWIN\_SWA  
8. SUSBURY-GOODWIN\_SWA

### Other Business:

1. Exams: Should we start allowing people to sit for exams?  
a. Received go-ahead for testing: Yes, if Covid-19 protocols can be met safely

Complaints:  
1. DENSMORE-L&L WD – complaint, received 6-3-20 - open  
- 6-4-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling  
- 6-10-20 – Reviewed and discussed complaint.  
- 7-7-20 – Received exhibits from Teresa Cloutier, Attorney  
- 8-12-20 – Send Notice of Violations approved at July 8, 2020 MWWC meeting.  
- 10-14-20 – Discussed and assigned violations and penalties.

Motion to assign and violations and assess penalties.  
 **MOTION:** Frank Hegarty 2nd: Glenn Dyer **VOTE:** Unanimous  
Violations/Penalties:

(Continued on page 12)



# Commission Minutes Continued

(Continued from page 11)

- 300.1 General: Relating to general ethical principles of the profession. (5 points)
- 207.1 Contracts and complaints: Relating to lack of contract with property owner. (2 points)
- 407.1 Recommended minimum recovery rates for single-family homes: Relating to insufficient yield of well. (3 points)
- 803.5 Torque arrestors: Relating to improper number of torque arrestors for pump system. (1 point)
- 800.2 Securing the wire: Relating to electrical wires not securely fashioned. (1 point)
- 401.5.1 Twenty (20) foot minimum: Relating to depth and casing irregularities in required paperwork. Violation noted but Commission voted to not issue points. (0 points)
- 300.3.2 Each driller or installer is to be guided by the highest standards of ethics, personal honor, and professional conduct: Relating to Hydrofrack effort on the well. Violation noted but Commission voted to not issue points. (0 points)

The Commission evaluated each violation separately and voted to assess anywhere from 5 points to 0 points for each, for a total of 12 points. The Commission further voted to apply fines for the violations at the rate of \$150 per point for a total of \$1,800.00, in accordance with the Commission's previously approved Guidelines.

- 2. DYER-L&L WD – complaint, received 6-23-20 – open
  - 6-25-20 – Notification 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.Motion to duplicate violations and suspension from Locke-Libby
  - MOTION: Mike Otley 2nd: Frank Hegarty VOTE: 5 yea / 0 nay o Glenn Dyer – recused from vote

#### Violations/Penalties:

- 200.1 General: A master or journeyman licensee must be present to supervise apprentice licensees at all times when activities covered by these regulations are in progress. (5 points)
- 300.1 General: All work shall be performed in accordance with State and local regulations and shall be performed with the customer's best interest as a primary goal. (5 points)
- 800.1. Electric code: Pump installers shall comply with National Electrical Code requirements. (3 points)
- 803.5 Torque arrestors: On all wells cased 5 inches or larger for submersible pump installations, one (1) torque arrestor shall be installed within 5 feet of the discharge of the pump for all materials used. One (1) torque arrestor, cable guide, or acceptable centralizer shall be used at a minimum of 50-foot intervals for the first 200 feet above the discharge of the pump for all nonmetallic piping materials. (0 points) - Total 13 points x \$150.00 = \$1,950; Double fines → \$3,900; Suspensions → 12 mths

- 3. DOUGHTY-L&L – complaint, received 6-10-20 - open
  - 6-10-20 – Notification 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.Motion to duplicate violations and suspension from Locke-Libby
  - MOTION: Glenn Dyer 2nd: Frank Hegarty VOTE: 5 yea / 0 nay o Dwight Doughty – recused from voteViolations/Penalties:

- 200.1 General: A master or journeyman licensee must be present to supervise apprentice licensees at all times when activities covered by these regulations are in progress. (5 points)

- 300.1 General: All work shall be performed in accordance with State and local regulations and shall be performed with the customer's best interest as a primary goal. (5 points)
- 800.1. Electric code: Pump installers shall comply with National Electrical Code requirements. (3 points)
- 803.5 Torque arrestors: On all wells cased 5 inches or larger for submersible pump installations, one (1) torque arrestor shall be installed within 5 feet of the discharge of the pump for all materials used. One (1) torque arrestor, cable guide, or acceptable centralizer shall be used at a minimum of 50-foot intervals for the first 200 feet above the discharge of the pump for all nonmetallic piping materials. (0 points) - Total 13 points x \$150.00 = \$1,950; Double fines → \$3,900; Suspensions → 12 mths

- 4. LOCKE-L&L – complaint, received 5-4-20 - open
  - 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O'Connor
  - 5-12-20 – Response received from Mr. O'Connor & Mr. Libby via email
  - 6-9-20 & 6-10-20 – Response from Boothby Silver, Attorney Ricker - 6-10-20 – Reviewed and discussed complaint.
  - 10-14-20 – Discussed and assigned violations and penalties.Motion to reflect 2,600 fine and a 12-month suspension.
  - MOTION: Frank Hegarty 2nd: Mike Otley VOTE: 5 yea / 0 nay o Daniel Locke – recused from vote

#### Violations/Penalties:

- 200.1 General: A master or journeyman licensee must be present to supervise apprentice licensees at all times when activities covered by these regulations are in progress. (5 points)
- 300.1 General: All work shall be performed in accordance with State and local regulations and shall be performed with the customer's best interest as a primary goal. (5 points)
- 800.1. Electric code: Pump installers shall comply with National Electrical Code requirements. (3 points)
- 803.5 Torque arrestors: On all wells cased 5 inches or larger for submersible pump installations, one (1) torque arrestor shall be installed within 5 feet of the discharge of the pump for all materials used. One (1) torque arrestor, cable guide, or acceptable centralizer shall be used at a minimum of 50-foot intervals for the first 200 feet above the discharge of the pump for all nonmetallic piping materials. (0 points) - Total 13 points x \$150.00 = \$1,950; Double fines → \$3,900; Suspensions → 12 mths

#### Motion to adjourn.

- MOTION: Glenn Dyer 2nd: Tom Brennan VOTE: Unanimous

ADJOURNMENT: 11:17 AM

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## MINUTES MAINE WATER WELL COMMISSION Tuesday, November 10, 2020

Meetings via Zoom – link on webpage,

#### ATTENDEES:

#### Commission Members:

Dwight Doughty Chair, Hydrogeologist, DOT  
Daniel Locke Hydrogeologist, MGS  
Thomas Brennan Senior Geologist, DWP  
Mike Otley Public Member

(Continued on page 13)

# Commission Minutes Continued

(Continued from page 12)

Frank Hegarty Master Well Driller  
Joe Gallant Master Well Driller  
Glenn Dyer Master Well Driller

## Guests:

Margaret Machaiek State of Maine, AAG  
Teresa Cloutier Boothby Silver LLC, Attorney at Law  
Sally Howard Complainant  
Peter T Holmes Plumbers Examining Board  
Robert V LeClair Plumbers Examining Board

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 October 14, 2020, meeting.

MOTION: 2nd: VOTE: Unanimous

Exam Applications:

1. WILLIAM DUNBAR_WD02221 (apprentice) – PI-J – APPROVED Motion to approve.

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

2. DANIEL MOLER_WD02277 (apprentice) – PI-J – APPROVED Motion to approve.

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

3. O'CONNOR_WD02185 (apprentice) – Journeyman WD & PI – DENIED Motion to not allow Anthony O'Connor to sit for the exam due to application insufficiencies and history of professional non-compliance of the Maine Water Well Commission rules and regulations, (144 CMR 232). *Reimbursement of fees is authorized.

MOTION: Glenn Dyer 2nd: Daniel Locke VOTE: unanimous

Specialty Well Applications – Commission Review:
NONE

Specialty Well Applications – In-House Approval:

1. BERNARD-LORD_SWA
2. KRONBERG-GOODWIN_SWA
3. MAZZA-LORD_SWA
4. GALLANT-KENNEBEC_SWA

Other Business:

1. Exams: Thursday, November 12 @ 10am at Key Bank Building, downtown Augusta a. Eligible candidates have been notified by email; two candidates have responded.

2. Online Educational Materials for Private Well Owners: a. Tom Brennan will take point on creating handouts for Well Driller to clients.

3. Specialty Well Application: SANBORN-STREETER_SWA
a. Dwight Doughty – to discuss; Permit expires after one-year; Driller of specialty well must submit application
b. All specialty well applications are per homeowner/well driller and are non-transferrable, (IAW 144c232 - 400.7.2).

Motion to notify homeowner and well driller a new specialty well application must be submitted.

MOTION: Frank Hegarty 2nd: Joe Gallant VOTE: unanimous

4. Osborne: Pump Installation, permit required?

- a. Plumbing v. Well Drilling violation incident discussion
- b. MWWC will provide guidance where applicable

Complaints:

1. HOWARD-CARMEL – complaint, received 10-14-20 – open

- 11-10-20, complaint reviewed and accepted
- Complaint Notification, to be sent, and CC homeowner

Motion to send Dave Philbrook to inspect the well and accept the complaint.

MOTION: Frank Hegarty 2nd: Mike Otley VOTE: unanimous

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

- 6-4-20 – Notification 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
- Complaint Summary Notification, to be sent

3. DYER-L&L – complaint, received 6-23-20 – open

- 6-25-20 – Notification 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
- Complaint Summary Notification, to be sent

4. DOUGHTY-L&L – complaint, received 6-10-20 - open

- 6-10-20 – Notification 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
- Complaint Summary Notification, to be sent

5. LOCKE-L&L – complaint, received 5-4-20 - open

- 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O'Connor

- 5-12-20 – Response received from Mr. O'Connor & Mr. Libby via email
- 6-10-20 – Reviewed and discussed complaint
- 10-14-20 – Discussed and assigned violations and penalties
- Complaint Summary Notification, to be sent

6. LOCKE-CONNOR (APPRENTICE) – complaint, received 5-4-20 - open

- 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O'Connor

- 5-12-20 – Response from Mr. O'Connor via email_5-12-20
- 6-9-20 & 6-10-20 – Response from Boothby Silver, Attorney Ricker
- 6-10-20 – Reviewed and discussed complaint
- 11-10-20 – O'Connor complaints will be reviewed and processed at next meeting,
 - o Locke/O'Connor; Dyer/O'Connor; Doughty/O'Connor

*Tabled until next meeting, Wednesday, December 9, 2020.

Motion to adjourn.

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

ADJOURNMENT: 10:45 AM

MGWA Annual & Director's Meeting
Is being held via Zoom on Monday
January 25, 2021

To Join Zoom The Zoom Meeting

[https://us02web.zoom.us/j/87096926782?
pwd=Qk95UDZ0MG5KZWwhLTjZsMVpZSkhRQT09](https://us02web.zoom.us/j/87096926782?pwd=Qk95UDZ0MG5KZWwhLTjZsMVpZSkhRQT09)

Meeting ID: 870 9692 6782

Passcode: 203796

One tap mobile

+16465588656,,87096926782#,,,,,0#,,203796# US (New York)

+13017158592,,87096926782#,,,,,0#,,203796# US (Washington D.C)

Dial by your location

+1 646 558 8656 US (New York)

+1 301 715 8592 US (Washington D.C)

+1 312 626 6799 US (Chicago)

+1 669 900 9128 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

Meeting ID: 870 9692 6782

Passcode: 203796

Find your local number: <https://us02web.zoom.us/j/kpf3S15IQ>

Contact Us

MGWA

PO Box 207

Gorham, ME 04038

Susan Smith– Secretary

207-839-3293

info@mainegroundwater.org

Visit us on the web at
www.mainegroundwater.org

Maine Groundwater Association

MGWA Annual & Director's Meeting
Is being held via Zoom on Monday
January 25, 2021 at 6:00 P.M.

PLACE
STAMP
HERE

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