



July 14, 2010

David Schofield, CEO  
Swanville Town Office  
6 Town House Road  
Swanville, ME 04915

RE: Shoreland Zoning Permit issued to Central Maine Power Company (CMP) for Transmission Line Upgrades in Swanville.

Dear Dave,

For our files, I need to document the form of permit issued to CMP at the Planning Board Meeting last night.

Permit #01004, was issued on July 13, 2010 to CMP for power line upgrades described in "Swanville, Maine Shoreland Zoning Permit Application, Section 254 Transmission Line Construction," dated May 2010. The two-page permit includes the permit form signed by the Code Enforcement Officer and members of the Planning Board; and an attached page of notes. (A copy of the permit is attached.)

The Planning Board considered CMP's permit application at its meeting on June 8, 2010 and voted unanimously to approve the application with two conditions requested by CMP:

- 1) to make shoreland zoning permit effective upon delivery of state and federal approvals to the Code Enforcement Officer; and
- 2) to allow two years (vs one year) for the project to reach the ordinance "substantial start" benchmark, because clearing would not begin until the fall of 2011.

While the application was approved at the June 8th meeting, the permit could not be issued at that time because the permit forms were not available.

At its next meeting on July 13, 2010, the Planning Board and Code Enforcement Officer issued a number of permits for approved projects, including the permit to CMP. The Planning Board Chair indicated that the two conditions of approval described above should be included in CMP's permit. Because the minutes of the Board's June 8, 2010 meeting did not completely reflect these conditions, I offered a copy of relevant portions of my notes from that meeting. (A complete copy of my notes from this meeting is attached.) The Chair verified that my notes accurately reflected the conditions that the Board had approved. The page of my notes with the relevant paragraph initialed and dated by you were attached to the permit and referenced as "notes attached" under condition #2 on the form.

In summary, on July 13, 2010, CMP was issued Shoreland Zoning Permit #01004 for power line upgrades described in its application materials dated May 2010. Conditions prescribed in the permit include:

1. Meet and follow all DEP and state permits;
2. Per notes attached:
  - the shoreland zoning permit becomes effective upon delivery of state and federal approvals to the CEO; and
  - 2 years (vs 1 yr) are allowed for the project to reach the ordinance “substantial start” benchmark, because clearing will not begin until fall 2011.

If my understanding of the permit and conditions is not correct, please let me know. It will be important to make any needed corrections as soon as possible.

As the start-up of project work in Swanville nears, we understand that CMP must also obtain the necessary construction permit from you.

Thank you for your assistance.

Sincerely,



Cynthia S. Bastey  
Environmental Specialist  
TRC  
14 Gabriel Drive.  
Augusta, ME 04330  
Tel. 207-620-3833  
cbastey@trcsolutions.com

# PERMIT # 01004

Issued to CMP

For Following Uses Paver lines up grade

The following conditions and safeguards are prescribed as authorized in Section 12 B,7 of the Ordinance. Any violation of these conditions shall be a violation of the Ordinance.

1. must and follow all Dep and State Permits
2. See notes attached
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_

Date: 7/13/10

David Sheffield Code Enforcement Officer  
Cliff Stanger Planning Board Chair  
Richard J. Wofen  
[Signature]

Abutter: disposition of wood from cleared trees? Most will be handled by clearing contractors and is covered in their contracts. Some harvesting rights are retained by abutters under original deeds to CMP.

Abutter: how will project affect driveway that crosses corridor to home? (Abutter has ROW) CMP/contractors will work with abutter to maintain ROW.

What type of equipment will be used? Depends on terrain, but typically small to mid-sized construction equipment. Conductors likely to be strung by helicopter where possible; by boom truck in some situations.

Construction in wetlands? Per DEP permit, during frozen ground conditions when at all possible; at other times construction mats must be used. Third-party inspectors approved by and reporting to DEP will be monitoring project.

What is construction schedule? Anticipate ROW clearing mid-late fall 2011 and construction in this area in 2012.

Who will handle project complaints? MPRP Community Relations staff. Gave Board MPRP website/hotline hand cards.

#### Vote

Chair asked for motion on CMP application: members moved and seconded approval of the project. Chair asked for further comments.

7/13/10  
79 { Cindy asked Board to consider 2 conditions: 1) to make shoreland zoning permit effective upon delivery of state and federal approvals to CEO; and 2) to allow 2 years (vs 1 yr) for project to reach the ordinance "substantial start" benchmark, because clearing would not begin until fall 2011.

Board amended motion to accommodate this request and voted unanimously to approve the project.

Final permit forms were not available at this meeting. The forms will be finalized at the next Board meeting, which Cindy will attend.

(Next regular Planning Board mtg. is Tuesday, July 13, 2010)

**Swanville Planning Board Meeting  
Swanville Town Office  
June 8, 2010, 7:00 PM**

Notes *by C Bastey*

**Attending**

Planning Board

Cliff Sawyer, Chair  
Bob Hatch  
Terry Sawyer  
Fred Moylen  
Planning Board admin asst.

Applicants:

Building permit applicant  
For CMP:  
-Cindy Bastey, TRC  
-Drew McMullin, B&McD  
-Ken Fortier, PEI

Public:

2 CMP corridor abutters

Chair opened the meeting and Board heard building permit application first. He then invited CMP reps to present the transmission line project.

Cindy summarized the MPRP project in Swanville using application maps and additional photos to describe the project in shoreland zones. Noted the following:

- White Brk Wetland Lim Res Dist: proximity of new structures in Brooks to the Swanville/ Brooks town line. Work in Swanville will include minor clearing; access ways and excavation at pole sites;
- Toddy Pond Res Prot Dist: one new TL structure; more clearing than in other districts; and
- Dead Brk Trib Strm Prot Dist: no structures or access ways; minor clearing.

Chair invited corridor abutters to view maps and photos with the Board.

**Questions (answered by Cindy, Ken & Drew)**

Location of proposed line in Toddy Pond Res Prot Dist? 95' from wetland edge measured at centerline of structure.

What is meant by clearing? Removal of woody vegetation capable of growing into conductor clearance zone. In most cases refers to remaining strip of trees btw existing power line and gas pipeline, but around Toddy Pond, bypassed by pipeline, refers to trees btw existing power line and corridor boundary - appx. 95' x 1400' or 3 acres. Conductor clearance zone for 115 kV line is 25.' There will be clearing of other ground vegetation as needed to create access ways and at structure installation sites. Non-capable species will revegetate corridor following construction.

Non-capable species? Cannot grow into clearance zone. Examples are winterberry, blueberry and juniper.

Does the project have permit from DEP? Project has SLODA & NRPA approval from DEP and approval from the PUC. Army Corps decision is pending.

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