

Town of Jonesport

Planning Board Minutes

Kingfish Application

Time: 6:00 p.m.

Place: Jonesport Fire Station

Date: Oct. 20, 2022

Present:

Planning Board Members: Frank, Lee, Paul, and Alvin

Alternates: Anthony, Diane, and Bill

Counsel: Attorney John Hamer

Representing the Kingfish Maine Application: Megan and Tom Sorby,
Darrell Richards, and Attorney Adrian Kendall

Frank opened the meeting and reminded that public comments would not be allowed as well as any cheering or booing.

Motion: Frank motioned; Paul seconded to accept the minutes (10/13/2022) as written.

Vote: Unanimous

Board comments/questions: Lee commented about pollutants and Mr. Kendall's letter dated Oct. 11, 2022.

Applicant: Megan and Attorney Kendall

Board: Bill asked about concentrations

Applicant: Megan

Board: Al asked about data for models and Lee commented about DEP lack of standards

Applicant: Megan rebutted some of last week's comments and distribution materials.

Board: Bill asked about the permit process in Europe. Al mentioned Effluent.

Applicant: Megan and Tom

Board: Frank questioned Lee about Lee's closed system. Paul- water quality is based on estimates.

Applicant: Megan

Board: Al – modeling

Applicant: Megan

Board: Frank- dye test, Bill, Al.

Applicant: Megan

Motion: Frank motioned; Paul seconded that through Kingfish’s submissions, their DEP permits, the DEP specifically states that they will not impair designated uses of the water classification body. I believe they have satisfied R. Water Quality.

Discussion-

Board: Paul, Lee, Al, Bill, Frank, Attorney Hamer, and Bill

Applicant: Tom, Megan, Attorney Kendall

Frank explained that a yes vote means that Kingfish meets R. Water Quality.

Vote: Frank and Paul yes; Lee, Al, and Kathy opposed.

Frank and Attorney conferred on how to move forward.

Discussion-

Board: Al, Diane

Applicant: Attorney Kendall, Megan,

Motion: Paul motioned; Frank seconded that we consider the R. Water Quality satisfied with the condition that Kingfish will pay the cost of the Town of Jonesport hiring an independent consultant to review, on a quarterly basis, specific data regarding water quality. (The Planning Board and Kingfish would mutually agree on the consultant.)

Vote: Frank, Al, Kathy, and Paul in favor; Lee opposed.

16.D.1

Motion: Al motioned; Frank seconded that Kingfish application will maintain safe and healthful conditions.

Vote: Unanimous

16.D.2

Board: Frank mentioned the addition test sites.

Applicant: Megan would like the points and frequency of sampling solidified once Attorney Hamer drafts the finding.

Motion: Frank motioned; Paul seconded that Kingfish satisfies D. 2 with the condition that there be two extra test sites, both to be located on the Jonesboro River side, location to be determined.

Vote: Frank, Al, Kathy, and Paul in favor; Lee opposed.

16.D.3

Board: Al

Applicant: Megan and Attorney Kendall

Motion: Paul motioned; Frank seconded that Kingfish satisfies the adequate provision for the disposal of wastewater, all wastewater.

Vote: Frank, Al, Kathy, and Paul in favor; Lee opposed.

16.D.4

Motion: Al motioned; Paul seconded that with the conditions previously discussed Kingfish will not have an adverse impact on spawning grounds, fish, aquatic life, bird or other wildlife habitat subject to conditions already talked about.

Vote: Frank, Al, Kathy, and Paul in favor; Lee opposed.

16.D.6

Motion: Paul motioned; Al seconded that all archeological and historic resources as designated in the comprehensive plan are satisfied.

Vote: Unanimous

16.D.9

Board: Frank, Diane, and Attorney Hamer

Applicant: Attorney Kendall

Board: Diane and Frank, Tonia - secretary for clarification

Motion: Frank motioned; Lee seconded that the Kingfish is in conformance with the provisions of Section 15, Land Use Standards in that they are a functionally water dependent use.

Vote: Frank, Paul, and Kathy in favor; Lee and Al opposed.

Subdivision-

Applicant: Megan – reduce the number of units

Board: Attorney Hamer, Diane, and Paul

Attorney Kendall stated that Kingfish will agree to cut back to one (1) dwelling unit to eliminate the need for subdivision review. Megan stated that they would come back for permitting if they wanted to construct in the future.

By a show of hands, the Board unanimously agreed to Attorney Kendall's proposal to cut back to one (1) dwelling unit to eliminate the need for subdivision review. The applicant will have to provide a revised plot plan. The applicant agrees to the requirements and Bill Lane will revise the plot plan.

Two weeks from now (Nov. 3rd) the Board will meet to review Attorney Hamer's draft of the findings and conclusions. Further revisions may be needed. Once the findings and conclusions are satisfactory to the Board, there will be a final vote to adopt and approve the permits.

Next meeting to be 6 p.m. at the Town Office.

Meeting adjourned at 9:30 p.m.

Minutes by TJM