



Project Description:

More operations of T&H Excavation Inc. to the existing site and building.

Attachments (the following items are required):

- Site Plan
- Photographs of Site
- Application Fee
- Supporting Documents as required per Land Use Ordinance**

By signing this application, as the foresaid applicant:

- I certify that I have read and completely understand the application;
- I certify that the information contained in this application and it's attachments are true and correct;
- I understand that all information provided on this form and all other documents submitted as part of my proposal is a matter of public record;
- I understand that copies of this information may be supplied upon request to an interested party;
- I understand that additional funds may be required through the course of review for special studies, legal review costs, and/or engineering review;
- I understand that it is my responsibility to know and pay for any tax penalty that may result from said project;
- I understand that the information contained in this application is background information and some applications may require additional tests, maps, documentation or submissions as required by the Planning Board.

      3-30-21  
Applicant Signature      Date

Adam Samson  
Print Name

FOR OFFICE USE ONLY

Received On: \_\_\_\_\_ Fee Paid: \_\_\_\_\_

\_\_\_\_\_  
Signed      Date

Town of Bowdoinham

Land Use Ordinance

Amended 3/29/21

(2) General Information

a. T & H Excavation Inc.

188 Millay Rd.

Bowdoinham, ME 04008

(207)666-5941

b. See attached Site Plan

c. Property owners within 200 ft. of any and all property boundaries

R02-046-A Jeffrey Kelley 202 Millay Rd.

R02-046-B Adam Samson 188 Millay Rd.

R02-045-A Roland Morin 160 Millay Rd.

R02-045 Mason Shives 164 Millay Rd.

I-295 MDOT

d. – f. See attached tax map.

g. See attached Deed.

h. N/A

i. See attached Estimate for project.

j. T & H Excavation Inc. will cover any costs without the need for financing.

k. T & H Excavation Inc. retains all resources needed to move the business and all equipment to the existing site.

(3) Existing Conditions Plan including the following:

a. See attached Land Use Zoning map.

b. See attached map from Cornerstone Professional Land Surveying.

c. There are no existing utilities on site. Proposed power will come from Adam Samson's property by the two proposed utility poles continuing underground from the closest utility pole to the existing building. All needed culverts are existing onsite. For elevations/ direction of flow see Grading and Elevation Plan.

d. Adam Samson's driveway at 188 Millay Rd. is the right of way to the Existing Site. See Site Plan for dimensions.

e. N/A

f. See Site Plan for parking area dimensions. No walkways, sidewalks, or loading areas proposed.

g. See Site plan.

h. See Site Plan and Grading and Elevation plan for locations of rock walls & trees.

i. See Site Plan

j. N/A

k. See Deed

l. Closest water source for fire protection is Teagans Way.

#### (4) Proposed Development Activity

- a. No water supply or sewage disposal needed.
- b. See attached site plan. Water sheds in all directions at a 2% grade, will not congregate and eliminates potential erosion control issues.
- c. Waste Oil furnace in use.
- d. Driveway and parking area are existing onsite. See Site Plan for dimensions.
- e. See Grading and Elevation Plan
- f. See Site plan for tree buffer measurements. No Landscaping proposed.
- g. See Grading and Elevation Plan
- h. No sign proposed.
- i. Flood lights at each man door and garage door of existing building.
- j. See Site plan for proposed power location. No other utilities proposed. Fire extinguisher at each exit. By practice each vehicle is equipped with a fire extinguisher. See attached Outline " What does not require a Construction Permit" from State of Maine, Office of State Fire Marshall Website.
- k. The Existing building will be used for storage of tools, equipment, and vehicles essential to the operations of T & H Excavation Inc.
- l. Peak business hours are between 6am- 6pm 7 days a week, traffic to include pickups and dump trucks as well as tractor trailers loaded with machinery to and from the site as needed.
- m. Sedimentation and erosion control practices have been carried out in compliance with DEP regulations. See attached information page from Maine DEP and Flow Chart for Stormwater Management Rules. Both evidence that projects disturbing under 1 acre of area do not require a permit.
- n. N/A

- o. See attached project Estimate.**
- p. See attached Site Plan and Grading and Elevation Plan**



2021R-01843

TRANSFER TAX NOT PAID

BOOK - PAGE

SAGADAHOC COUNTY MAINE

LYNN C MOORE, REGISTRAR

RECORDED ON

03/03/2021 01:51 PM

PAGES: 3

### QUITCLAIM DEED WITH COVENANT

T & H Excavation, Inc. of Bowdoinham, County of Sagadahoc and State of Maine, grants to Adam

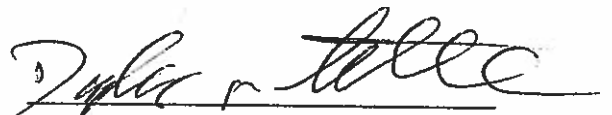
Samson & Kayla Samson of 188 Millay Road, Bowdoinham, County of Sagadahoc and State of Maine

With a quitclaim covenant, a certain lot or parcel of land situated in Bowdoinham, County of Sagadahoc and State of Maine, more fully described in Exhibit A, attached hereto.

MEANING AND INTENDING to convey and hereby also conveying a portion of the premises set forth in Deed from James Mason Shives dated 10/18/2019, and recorded in Book 2019R-07146.

WITNESS my hand and seal this 3<sup>rd</sup> day of March, 2021.

\_\_\_\_\_  
WITNESS



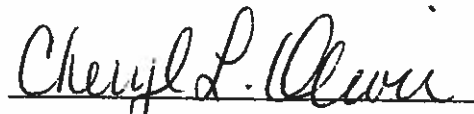
Douglas R. Tourtelotte, President of  
T & H Excavation, Inc.

STATE OF MAINE

~~CUMBERLAND~~ COUNTY

*Sagadahoc*

The foregoing instrument was acknowledged before me this 3<sup>rd</sup> day of March, 2021, by Douglas R. Tourtelotte, President of T & H Excavation, Inc.



Notary Public

CHERYL L. OLIVER  
Notary Public, Maine  
My Commission Expires May 1, 2022



## EXHIBIT A

A certain lot or parcel of land and any improvements situated thereon, located off the southwesterly side of the Millay Road in the Town of Bowdoinham, County of Sagadahoc and State of Maine, bounded and described as follows:

Beginning at a point in the remains of a stone wall and berm on the southwesterly line of land of the grantees as recorded in the Sagadahoc County Registry of Deeds in Book 3332, Page 68, and Book 3442, Page 251, and as shown on a plan of Boundary Survey made for F. Roland Morin by Cornerstone Professional Land Surveying, Inc., dated 8/20/2013, said point and true point of beginning being further described as laying N 61°-23'-13" W a distance of Five Hundred Forty-Seven and 98/100 (547.98) feet from a capped 5/8" rebar iron pin found labeled "Harty & Harty PLS 2089 on the assumed southwesterly sideline of the said Millay, said pin being the easterly corner of land of the grantor as described in a deed to the grantor recorded in said Registry of Deeds in Book 3608, Page 60, thence from the said true point of beginning by the following courses and distances:

- 1) S 28°-27'-05" W through land of the grantor a distance of Thirty-Three and 01/100 (33.01) feet to an iron pin to be set.
- 2) N 61°-32'-55" W through land of the grantor a distance of One Hundred Forty-Four and 41/100 (144.41) feet to an iron pin to be set.
- 3) S 28°-27'-05" W through land of the grantor a distance of Two Hundred Eighty-Two and 97/100 (282.97) feet to an iron pin to be set and the southwesterly line of land of the grantor.
- 4) N 61°-32'-55" W by the said southwesterly line of land of the grantor a distance of Nine Hundred Seventy Eight and 82/100 (978.82) feet an iron pin set previously and land of the State of Maine, known as Interstate Highway #95, as recorded in various deeds recorded in the said Registry of Deeds, including Book 390, Page 703, all as shown on said plan.
- 5) Northeasterly by the southeasterly sideline of said Highway following a non-tangent curve to the right having a radius of Five Thousand Five Hundred Seventy-Nine and 58/100 (5,579.58) feet an arc distance of One Hundred Seventy-Five and 98/100 (175.98) feet to a drill hole in the top of a 6"x6" granite "H" monument found, all as shown on said plan. The chord bearing and distance of said non-tangent curve is N 46°-11'-12" E a distance of One Hundred Seventy-Five and 98/100 (175.98) feet.
- 6) Northeasterly by the southeasterly sideline of said Highway following a continuation of said curve to the right having a radius of Five Thousand Five Hundred Seventy-Nine and 58/100 (5,579.58) feet an arc distance of One Hundred Fifty-Six and 95/100 (156.95) feet to a capped 5/8" rebar iron pin found labeled "Harty & Harty PLS 2089" at the



southwesterly corner of land now or formerly of Jeffrey J. Kelly as recorded in the said Registry of Deeds in Book 3442, Page 248, and Book 3442, Page 254, all as shown on said plan.

- 7) S 61°-40'-38" E by the southwesterly line of land now or formerly of said Kelly, in part following the centerline of the remains of a stone wall a distance of Four Hundred Forty-Seven and 64/100 (447.64) feet to a capped 5/8" rebar iron pin found labeled "Harty & Harty PLS 2089 in the center of said wall and at the southwesterly corner of land of the grantees, all as shown on said plan.
- 8) S 63°-01'-28" E by the southwesterly sideline of land now or formerly of the grantees following the centerline of the remains of said wall a distance of Forty-Five and 16/100 (45.16) feet to an apparent angle point in said wall, all as shown on said plan.
- 9) S 59°-00'-00" E by the southwesterly line of land now or formerly of the grantees following the centerline of the remains of said wall a distance of Fifty-Seven and 48/100 (57.48) feet to an apparent angle point in said wall, all as shown on said plan.
- 10) S 61°-33'43" E by the southwesterly line of land now or formerly of the grantees following the centerline of the remains of said wall a distance of Two Hundred Seventy-Eight and 68/100 (278.68) feet to an apparent angle point in said wall, all as shown on said plan.
- 11) S 58°-26'-53" E by the southwesterly line of land now or formerly of the grantees following the centerline of the remains of said wall and a berm, a distance of Forty-Two and 60/100 (42.60) feet to an apparent angle point in said wall and berm, all as shown on said plan.
- 12) S 62°-27'-31" E by the southwesterly line of land now or formerly of the grantees following the centerline of the remains of said wall and a berm, a distance of One Hundred Thirty-Two and 81/100 (132.81) feet to an apparent angle point in said wall and berm, all as shown on said plan.
- 13) S 65°-25'-22" E by the southwesterly line of land now or formerly of said Tourtelotte and Samson following the centerline of the remains of said wall and a berm, a distance of Thirteen and 19/100 (13.19) feet to the said true point of beginning.

The above-described parcel of land contains 6.83 acres of land and is a portion of the land described in a deed to the grantor James Mason Shives as recorded in the said Registry of Deeds in Book 3608, Page 60. Bearings are referenced to said Cornerstone plan. Iron pins referenced to herein as "to be set" or as "set previously" are capped 5/8" rebar labeled "Cornerstone PLS 2069."



**T & H Excavation Inc.**

188 Millay Rd  
Bowdoinham, ME 04008  
(207) 686-5941  
tourtelotteexcavation@gmail.com

**Estimate**

ADDRESS  
T & H Excavation Inc.  
188 Millay Rd.  
Bowdoinham, ME 04008

ESTIMATE 1003  
DATE 03/17/2021

P.O. NUMBER  
Utilities at 188 Millay Rd.

DESCRIPTION	AMOUNT
Cmp allowance for power and trenching	5,000.00

Service Contract  
 The Customer hereby agrees to engage T & H Excavation Inc. to provide the Customer with the services outlined in the above Estimate.  
 The Term of this Contract will begin on the date both Parties signed this Estimate and will remain in effect until completion of services, subject to earlier termination or extension as agreed upon mutually by both Parties.  
 The amount outlined in the Estimate above plus any change orders are payable upon completion of services at the time an invoice is provided to the Customer by T & H Excavation Inc.  
 T & H Excavation Inc will maintain general liability and workers compensation insurance at a level that is reasonable in the industry of the Contractor.

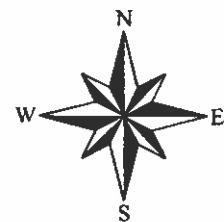
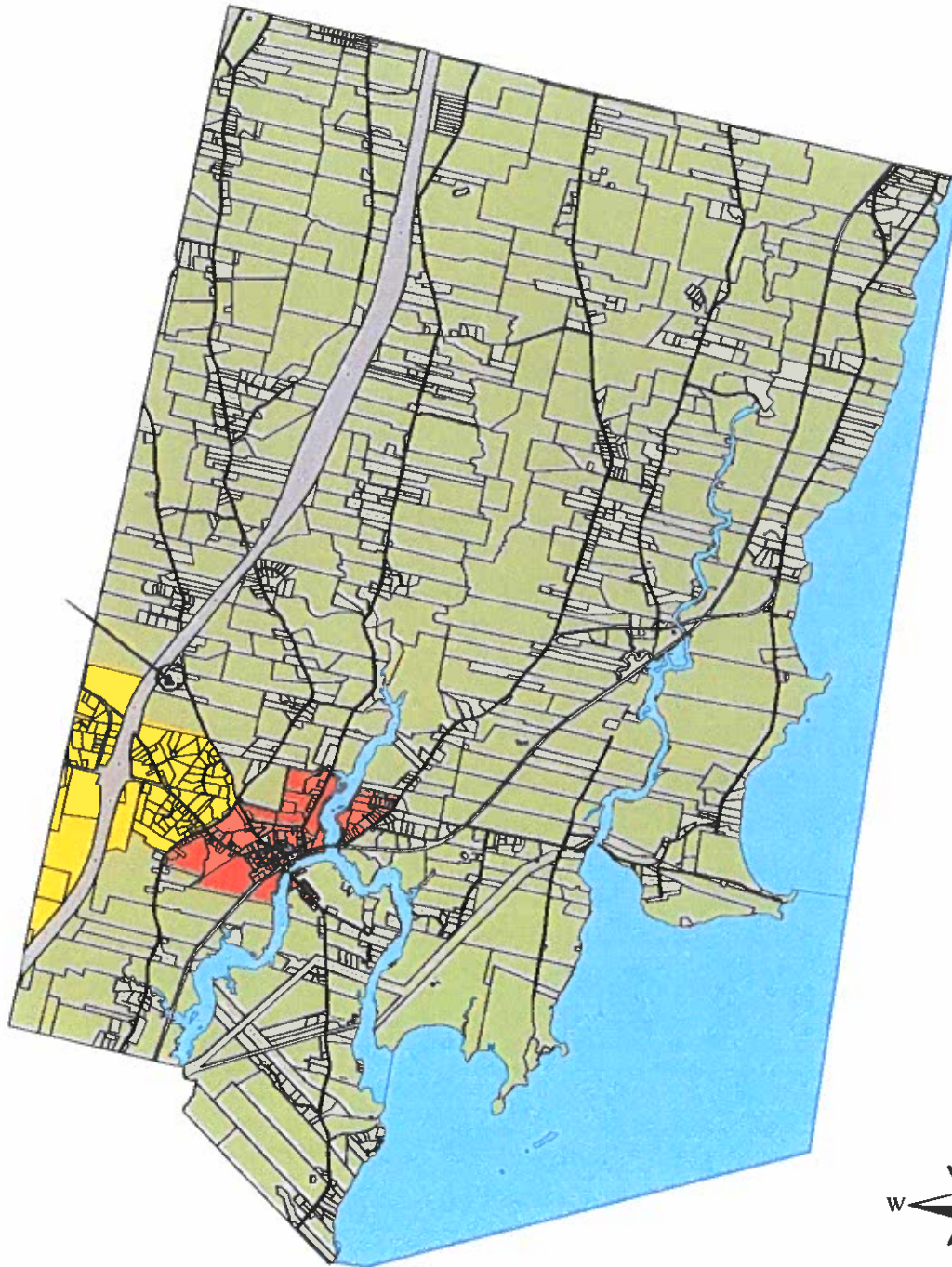
TOTAL

**\$5,000.00**

Accepted By




Accepted Date

# Town of Bowdoinham Official Land Use Map



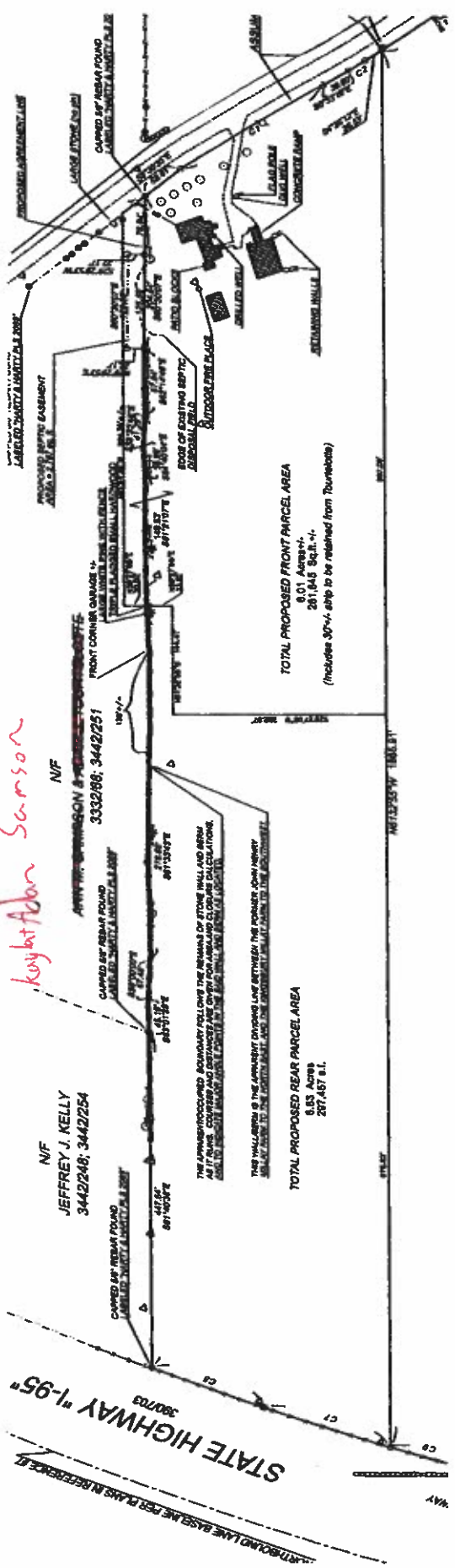
## Land Use Districts

### Type

-  Residential-Agricultural District
-  Village I District
-  Village II District



Effective Date:  
Town Clerk:



*Kuybit Abar Samson*

N/F  
JEFFREY J. KELLY  
3442248, 3442254

N/F  
ARMY WARRIOR  
3332888, 3442251

TOTAL PROPOSED REAR PARCEL AREA  
0.53 Acres  
287,457 S.F.

TOTAL PROPOSED FRONT PARCEL AREA  
0.01 Acres  
281,048 S.F.  
(includes 30'-4" strip to be retained from Townlots)

STATE HIGHWAY #1-95  
30703

ARTHOUD LANE BASELINE PER PLANS IN REFERENCE 02

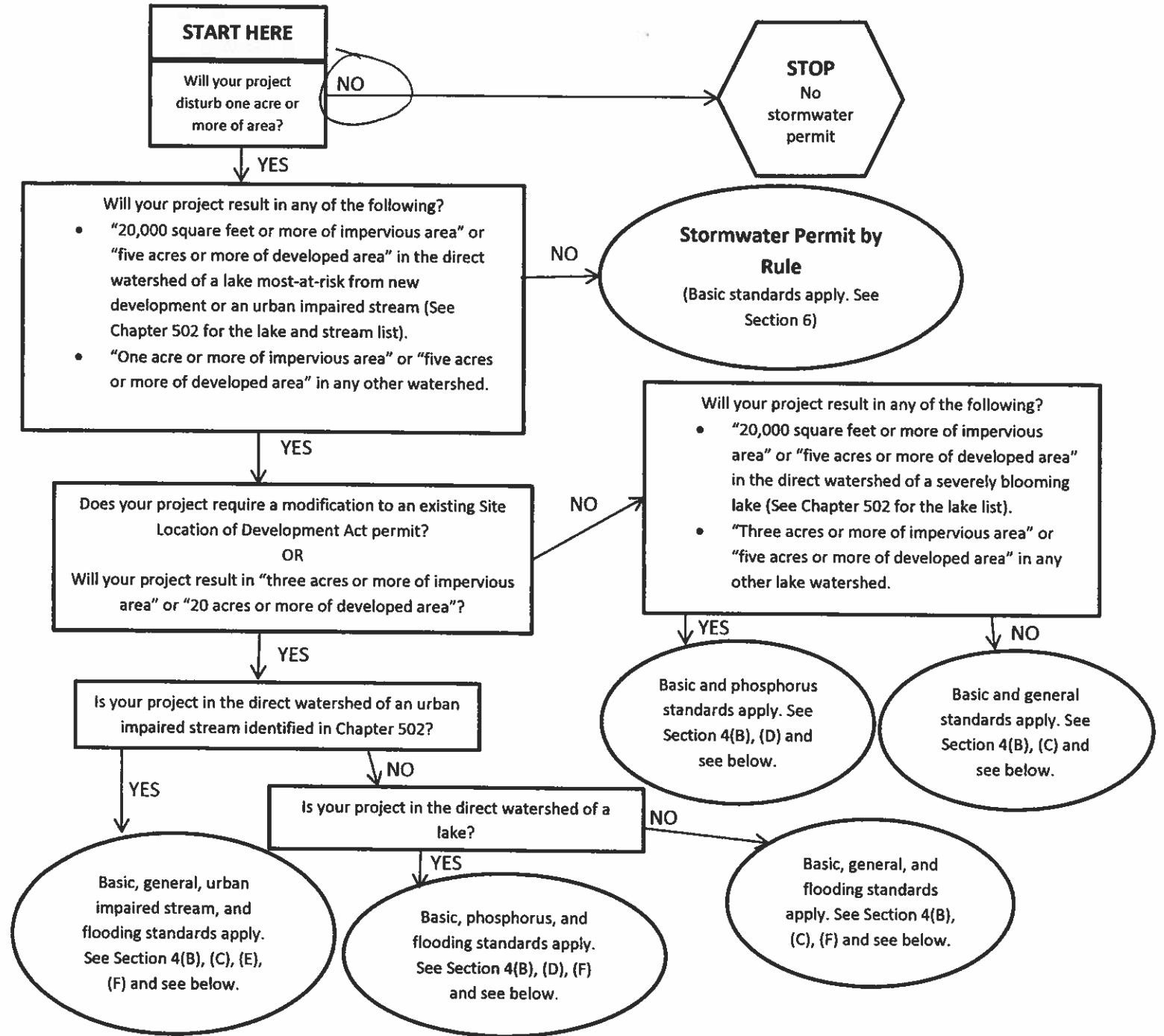
# What does not require a Construction Permit

Not part of Multiple Occupancies

- A Stand Alone Storage Occupancy
- A Stand Alone Industrial Occupancy
- One and Two Family Dwellings.
- Privately Owned Apartment Buildings
- Repairs ( Painting, New Trim Work, Replacement of items in the like.)



## Flowchart for Chapter 500 Stormwater Management Rules



Other standards and/or additional controls may apply to your project:

Easements and Deed Restrictions See Section 4(G)	Redistribution of Stormwater Discharges See Section 4(H)	Discharge to Wetlands See Section 4(I)	Discharges to Public Storm Water Systems See Section 4(J)	Additional Controls See Section 5
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PAUL R. LEPAGE  
GOVERNOR

STATE OF MAINE  
DEPARTMENT OF  
ENVIRONMENTAL PROTECTION



PAUL MERCER  
COMMISSIONER

**Within 75' of a resource:**

**Natural Resource Protection Act (NRPA), 38 M.R.S. §§ 480-A to 480-HH:** A permit is generally required for activities including bulldozing, filling, removing or displacing soil, vegetation or other materials performed in, on, over, or adjacent to (within 75 feet) protected natural resources as defined at 38 M.R.S. § 480-B. These features include waterbodies, freshwater wetlands, and significant wildlife habitat areas. The level of permitting necessary (Permit-by-Rule, Tier 1, 2 or 3, or Individual [full]) depends on the type of activity performed and amount of area involved.

→ **All Projects:** ←

**Erosion and Sedimentation Control Law (ESCL), 38 M.R.S. § 420-C:** The ESCL requires that a person who conducts, or causes to be conducted, an activity that involves filling, displacing, or exposing soil or other earthen materials is required to take measures to prevent unreasonable erosion of soil or sediment beyond the project site or into a protected natural resource as defined in 38 M.R.S. § 480-B. There is no permit required under this law.

**>1 acre disturbed:**

**Stormwater Management Law, 38 M.R.S. § 420-D:** A permit is generally required if activities performed after September 19, 1995, will cause 20,000 square feet or more of impervious area or five (5) acres or more of disturbed area in urban impaired stream watersheds or most at risk lake watersheds; or one (1) acre or more of impervious area or five (5) acres or more of disturbed area in any other area. If review is required under the Site Law, a separate Stormwater permit is not required.

Disturbed area is defined in Chapter 500 of the Department's regulations as all land areas stripped, graded, grubbed, filled, bulldozed or excavated at any time during the site preparation or removal of vegetation for, or construction of, a project unless the areas are returned to a condition with the same drainage patterns and vegetation cover type that existed prior to the disturbance. Both planting conducted to restore the previous cover type and restoration of any altered drainage patterns must occur within one year of disturbance. "Disturbed area" does not include maintenance or redevelopment of an impervious area, but does include new impervious area. A land area on which the cutting of trees, without grubbing, stump removal, disturbance or exposure of soil has taken place is not considered a "disturbed area".

Impervious area is defined as including the total area of a parcel that is covered with a low-permeability material that is highly resistant to infiltration by water, such as asphalt, concrete, or rooftop, and areas such as gravel roads and unpaved parking areas that will be compacted through design or use to reduce their permeability. Common impervious areas include, but are not limited to, rooftops, walkways, patios, driveways, parking lots or storage areas, concrete or asphalt paving, gravel roads, packed earthen materials, and other surfaces which similarly

AUGUSTA  
17 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0017  
(207) 287-7688 FAX: (207) 287-7826

BANGOR  
106 HOGAN ROAD, SUITE 6  
BANGOR, MAINE 04401  
(207) 941-4570 FAX: (207) 941-4584

PORTLAND  
312 CANCO ROAD  
PORTLAND, MAINE 04103  
(207) 822-6300 FAX: (207) 822-6303

PRESQUE ISLE  
1235 CENTRAL DRIVE, SKYWAY PARK  
PRESQUE ISLE, MAINE 04769  
(207) 764-0477 FAX: (207) 760-3143

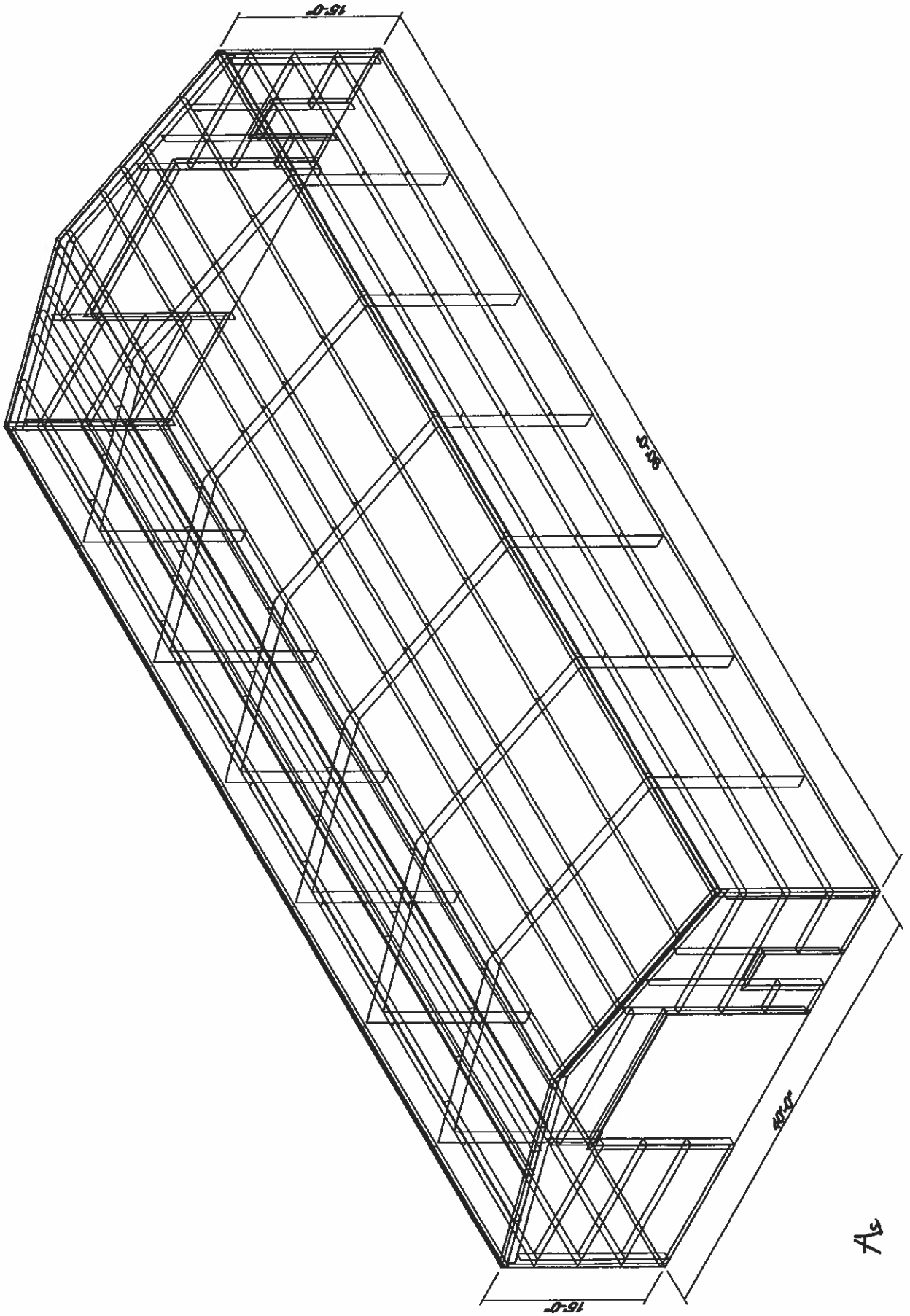








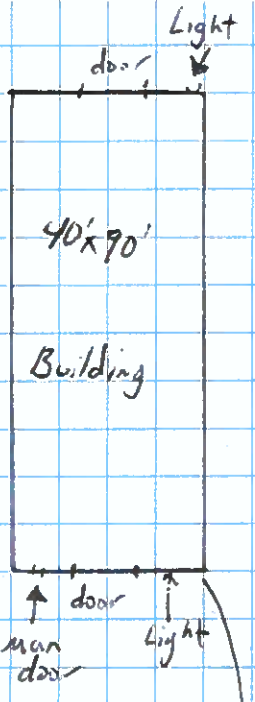
Existing Building Dimensions



C18'  
To I295

125'

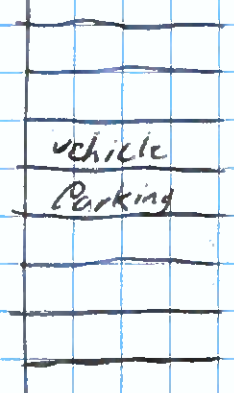
Scale  
1/4" = 10'



132 wooded buffer

280'

38,200 sf  
gravel parking lot



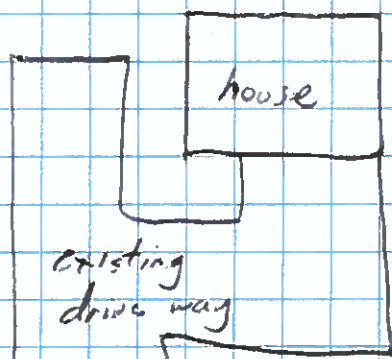
Underground Power

50' wooded buffer

Pole

Property line

Mason shires Property

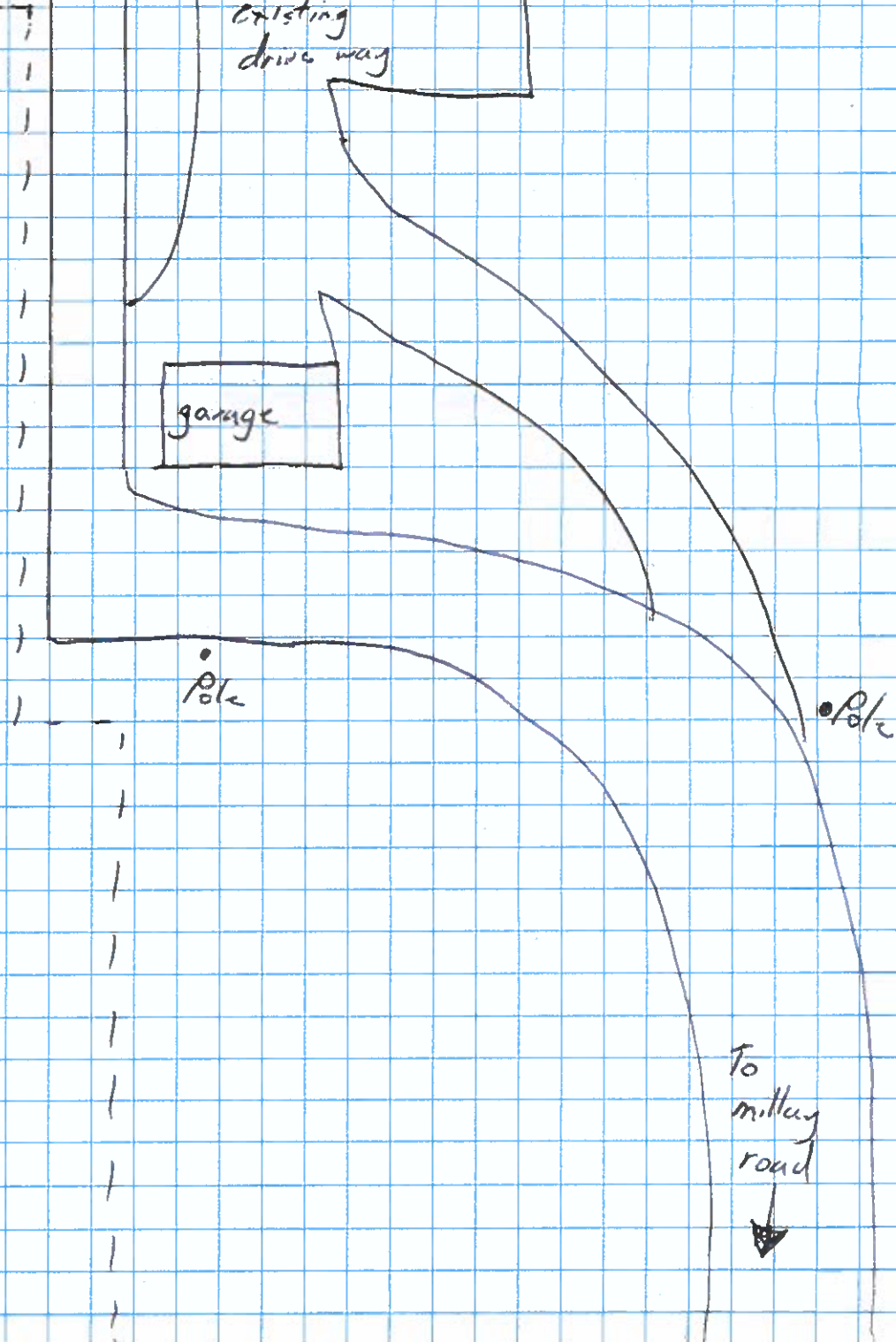
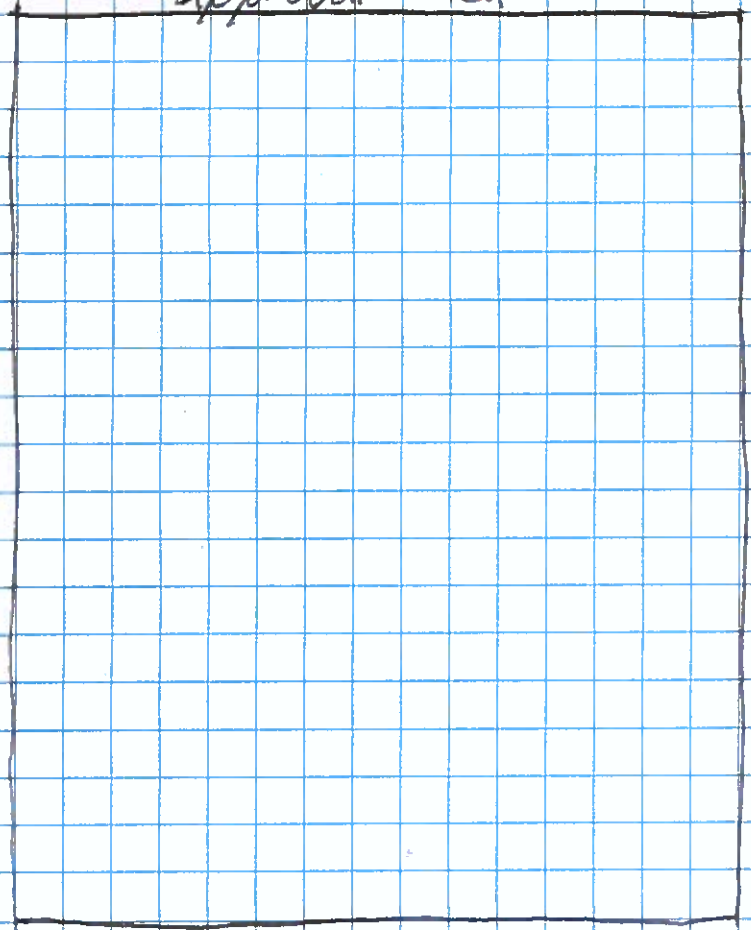


approval block

Pole

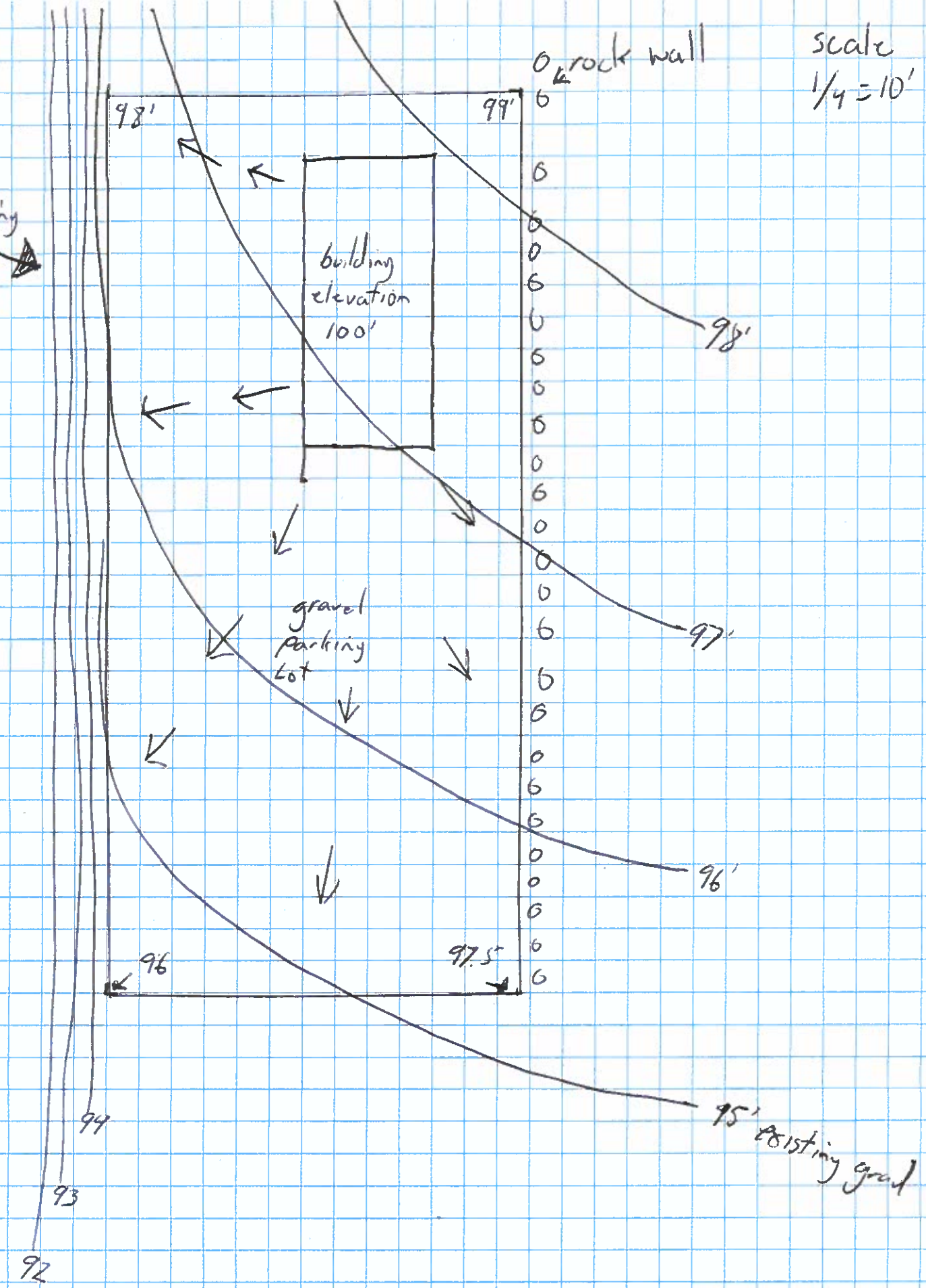
Pole

To millay road

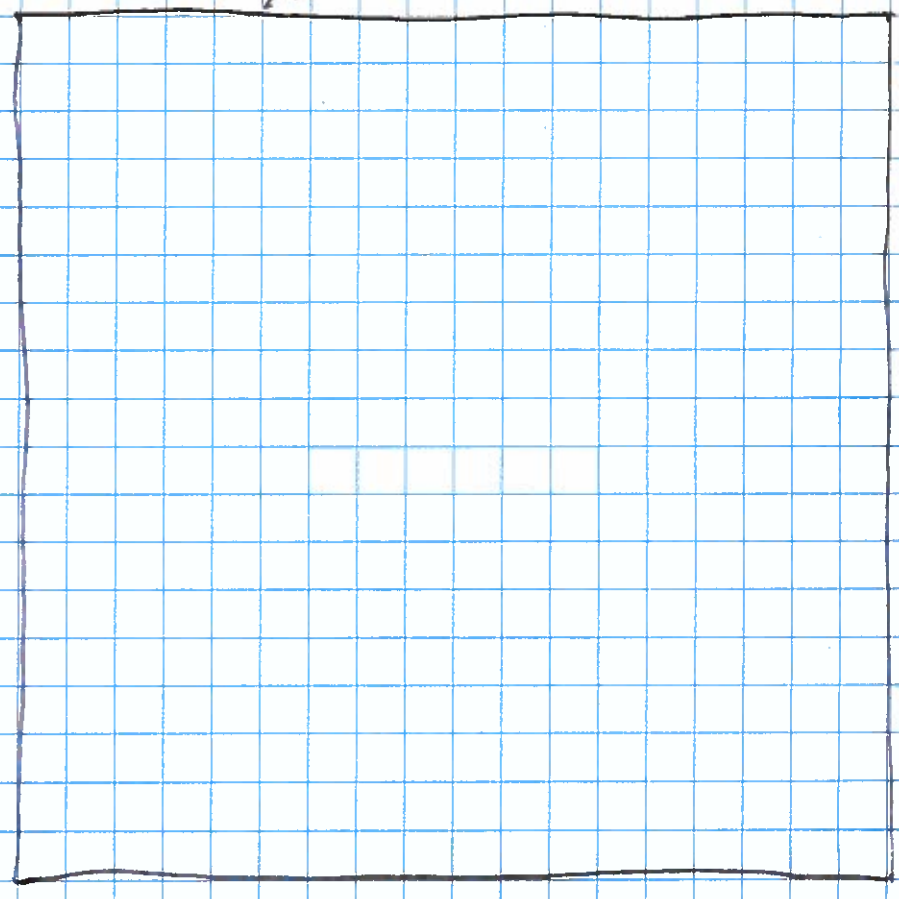


scale  
1/4" = 10'

slope of parking  
lot to be rip  
rap rock to  
stabilize



approval block



elevation plan