

Town of Hermon

Public Safety Meeting Room

December 5, 2024

Town Council Meeting

6:30 PM

AGENDA

To watch Council Meetings go to hermonmaine.gov click Council click Town Council Meetings click Zoom

Please see the complete video at Town Council Meetings | Hermon (hermonmaine.gov)

ALL ITEMS ARE SUBJECT TO APPROPRIATE COUNCIL ACTION

- I. **CALL TO ORDER BY CHAIRPERSON:**
- H. PLEDGE OF ALLEGIANCE:
- III. **ROLL CALL:**
- IV. **PUBLIC ITEMS OR COMMENTS: (ITEMS NOT ALREADY ON THE AGENDA)**
- V. REVIEW CONSENT CALENDAR: REGULAR BUSINESS, APPOINTMENTS, SIGNATURES, AND APPROVAL OF MINUTES:

MINUTES

-APPROVE

11/7/2024

SIGNATURES

-APPROVE

RESOLVES

-SIGN

WARRANTS

-SIGN

11/22/2024 & 12/6/2024

- VI. **NEWS, PRESENTATIONS AND RECOGNITIONS:**
- VII. PUBLIC HEARINGS: (ad ran on 11/26/2024)
 - **Hold** Public Hearing Amendment for commercial kennels
 - **Hold** Public Hearing 2023 Comprehensive plan
 - Hold Public Hearing Sports Arena liquor license renewal
 - Hold Public Hearing Aquatic Development contract zone change
 - Hold Public Hearing Linda Davis zone change on Union St

Hermon Town Council Agenda FY 2024-2025 December 5, 2024 Page 1 of 3



VIII. COMMITTEE REPORTS:

IX. EXECUTIVE SESSION:

• Consider entering Executive Session to discuss a legal matter per 1 M.S.R.A. § 405(6)(E)

X. SCHEDULED AGENDA ITEMS:

Δ	OΙ	n	RI	12H	INI	ESS:
/A.						

B. NEW BUSINESS:

BUSINESS:	
R24-25-11	Consider adopting Commercial Kennel Ordinance Amendment
R24-25-12	Consider approving the Comprehensive Plan 2023
R24-25-13	Consider approving MCCL LLC dba The Sports Arena liquor license renewal
R24-25-14	Consider approving a Contract Zone Change to Village Commercial for Aquatic Development
R24-25-15	Consider approving a Zone Change from Residential B for Linda Davis
R24-25-16	Consider accepting a portion of Dave's Way Extension Phase III as a public way
FR24-25-08	Consider accepting funds from Robert Wendling and Fitch Company General Assistance fuel and for holiday meals/miscellaneous.
FR24-25-09	Consider authorizing the Town Manager to sign mowing contract with LaPlante's Lawn Care
R24-25-17	Consider accepting GHCAC (Greater Hermon Community Athletic Complex) by Laws and charging the group as a standing committee

- FR24-25-10 Consider accepting the USDA Rural Grant for snowmobile trail grooming Equipment
- **R24-25-18** Consider scheduling a public hearing on January 16, 2025 regarding dangerous buildings



FR24-25-11 Consider allocating remaining balance of ARPA (American Rescue Plan Act) funds

- C. WORKSHOPS:
- D. OTHER ITEMS: (FROM TABLE PACKAGE)
- XI. APPOINTMENTS:

Appoint personnel to various positions as required by Charter and State Statute.

- Registrar of Voters Kristen Cushman, exp 12/31/2026
- XII. MANAGER STATUS REPORT:
- XIII. FINAL PUBLIC ITEMS OR COMMENT: (ITEMS NOT ALREADY ON THE AGENDA)
- XIV. COUNCIL ITEMS:
- XV. EXECUTIVE SESSION:
 - Consider entering Executive Session to discuss a personnel matter per 1 M.S.R.A. § 405(6)(A)

XVI. ADJOURNMENT:

Please see the complete video at Town Council Meetings | Hermon (hermonmaine.gov)

Explanatory note #1: All items in the CONSENT CALENDAR are considered routine and are proposed for adoption by the Town Council with one motion without DISCUSSION or deliberation. If DISCUSSION on any item is desired, any member of the Council or public may request the removal of an item for it to be placed in the regular agenda prior to the motion to approve the Consent Agenda.

Explanatory Note #2: In the interest of effect decision-making: At 10:00 p.m., the Chairman shall poll the Council and Town Manager to identify remaining items which shall be carried forward to the next Regular Meeting.

Explanatory Note #3: A Councilor who feels the need for the Council excusing his/her absence will make the request to the Town Manager or the Town Clerk prior to the meeting.



Town of Hermon

Public Safety Meeting Room

November 7, 2024

Town Council Meeting

6:30 PM

MINUTES

To watch Council Meetings go to hermonmaine.gov click Council click Town Council Meetings click Zoom

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ALL ITEMS ARE SUBJECT TO APPROPRIATE COUNCIL ACTION

- I. CALL TO ORDER BY CHAIRPERSON:
- II. PLEDGE OF ALLEGIANCE:

Chair Snyer led those in attendance in the Pledge of Allegiance

III. ROLL CALL:

Members Present: Joshua Berry, Richard Cyr, Christopher Gray, Terry Hamm-Morris, Ronald

Murphy, John Snyer III and Derek Wood

Members Absent: None

Others Present: Town Manager Stephen Fields, Town Clerk Kristen Cushman and

5 residents/guests

- **IV. PUBLIC ITEMS OR COMMENTS: (ITEMS NOT ALREADY ON THE AGENDA)**
 - Carol Lackedy, 3026 Route 2
 - Tony Reynolds, Route 2
 - Ed Ford, 1636 Union St



V. REVIEW CONSENT CALENDAR: REGULAR BUSINESS, APPOINTMENTS, SIGNATURES, AND APPROVAL OF MINUTES:

MINUTES -APPROVE 10/10/2024

SIGNATURES -APPROVE 9/27/2024 & 10/11/2024

RESOLVES -SIGN WARRANTS -SIGN

Councilor Murphy moved to approve the Consent Calendar as presented.

Councilor Gray seconded the motion. Motion passes 7-0.

- VI. NEWS, PRESENTATIONS AND RECOGNITIONS:
- VII. PUBLIC HEARINGS:
 - Hold Public Hearing Streamside extension as a public way

Chair Snyer opened the public hearing at 6:42PM. Public comments were given. The hearing closed at 6:43PM.

- VIII. COMMITTEE REPORTS:
- IX. SCHEDULED AGENDA ITEMS:
 - A. OLD BUSINESS:
 - **B. NEW BUSINESS:**

R24-25-08 Consider accepting Streamside extension as a public way

Councilor Murphy moved to approve R24-25-08. Councilor Wood seconded the motion. The motion was accepted. Motion passes 7-0.

R24-25-09 Consider accepting the Paid Family and Medical Leave Act as a town Policy

Councilor Murphy moved to approve R24-25-09. Councilor Cyr seconded the motion. The motion was accepted. Motion passes 7-0.

R24-25-10 Consider accepting 2025 prepayment of taxes

Councilor Murphy moved to approve R24-25-10. Councilor Gray seconded the motion. The motion was accepted. Motion passes 7-0.



O24-25-06 Consider accepting 180-day ADU moratorium extension

Councilor Murphy moved to approve O24-25-06. Councilor Gray seconded the motion. The motion was accepted. Motion passes 7-0.

FR24-25-07 Consider accepting the MMA Safety and Health Grant

Councilor Murphy moved to approve R24-25-07. Councilor Wood seconded the motion. The motion was accepted. Motion passes 7-0.

C. WORKSHOPS:

ALS backup billing – Cody Sullivan

D. OTHER ITEMS: (FROM TABLE PACKAGE)

X. APPOINTMENTS:

Appoint personnel to various positions as required by Charter and State Statute - No action.

XI. MANAGER STATUS REPORT:

Thank you to the Town Clerk and Deputy Clerks for another successful election process.

Thank you to the town staff and many volunteers that supported this process.

Annual dog licensing has begun. The State of Maine has implemented a new data records system that the Town is mandated to use. As a result, the clerks are informing/asking that all dog owners bring in a paper copy of the current rabies certificate. Even if the certificate was issued in the past couple of years. This documentation is required, and Town will not be able to register dogs in new system without. Thank you for your understanding as this transition of dog license database occurs.

Thank you to the staff for the past couple of weeks working to assure and assist the citizens as the community transitioned waste disposal pickup methods. As a reminder, citizens are only allowed to place at curbside the contents that will fit into Casella issued container. Therefore, no loose bags near or on top of the container. Casella will only pickup the container for disposal.

The Town Office will be closed on Monday, November 11th in recognition of Veteran's Day. Thank you to all veterans who served and those still serving. Take time to remember those that gave the ultimate sacrifice and have passed.

<u>In recognition of Thanksgiving, the Town Office will be closed on Thanksgiving Day and</u> the Friday after, November 28 and 29.



Winter season will be coming shortly, be cautious on inclement weather days, watching for traffic, busses, school children waiting near the curb, and those plowing our roads for your safety.

- XII. FINAL PUBLIC ITEMS OR COMMENT: (ITEMS NOT ALREADY ON THE AGENDA)
 - Haily Keezer, Orchard Dr

XIII. COUNCIL ITEMS:

The town councilors expressed their gratitude to the clerk, Kristen Cushman and staff for ensuring a seamless election process.

Joshua Berry: Recommended to check with Scott Perkins on prior way to make the crosswalk reflective by the high school.

Richard Cyr: Thanked everyone who voted for him and their support for his run for office.

Ronald Murphy: Congratulated Chris Gray on getting his first moose and having this special time with his dad and uncle.

- XIV. EXECUTIVE SESSION:
- XV. ADJOURNMENT:

Councilor Gray moved to adjourn the meeting at 7:10 PM. Councilor Wood seconded. With no objection the meeting was adjourned at 7:10 PM.

Respectfully Submitted,

Kristen Cushman Town Clerk

Please see the complete video at Town Council Meetings | Hermon (hermonmaine.gov)

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R24-25-11

Be it resolved by the Hermon Town Council to formally adopt the Commercial Kennel Ordinance Amendment.

John Snyer III	Ronald Murphy
John Shyer III	Rollatu Wurphy
Joshua Berry	Richard Cyr
Christopher Gray	Terry Hamm-Morris
	Derek Wood
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ond Nays	Date



Memo

To:

Stephen Fields - Town Manager

Hermon Town Council

CC:

Kristen Cushman – Town Clerk

From: Jessefa Murphy - Code Enforcement

Re:

Commercial Kennel Ordinance Amendment

The proposed amendment to the Commercial Kennel Ordinance has been thoroughly reviewed and discussed at multiple levels to ensure it aligns with the town's objectives and legal requirements. This amendment has been presented to the Ordinance Committee both as a workshop item and an agenda item, where it was unanimously approved.

Additionally, the Planning Board reviewed the proposed amendment as a workshop item and later as an agenda item. A public hearing on the amendment was held during the Planning Board meeting on November 19, 2024. Following public input and deliberation, the Planning Board voted 5-0 to recommend its adoption.

I recommend that the Town Council adopt the proposed amendment to the Commercial Kennel Ordinance. The thorough review process, including input from the Ordinance Committee, Planning Board, public hearing, and legal counsel, ensures that this amendment is well-prepared to serve the needs of the community while maintaining appropriate regulatory standards.

I encourage the Town Council to consider approving this zoning change to advance the town's strategic land use goals.

Respectfully,

Jessefa Murphy

Code Enforcement Officer

Mailing Address 333 Billings Rd Hermon, ME 04401 Telephone: 207-848-1010

Fax: 207-848-3316

Physical Address 333 Billings Rd Hermon, ME 04401



October 10, 2023

Memo: CIP Planning- HHS Athletic Complex Project

Mr. Micah Grant Superintendent of Schools Hermon School System

Dear Micah,

Here are some suggestions after research regarding the future capital needs for the HHS Athletic Complex Project. The install vendors and companies assisting with the two major project components offer information to assist with saving appropriate amounts of money for future replacement and repair necessary over the long term. Additionally, I encourage you to speak with other school systems to see what their experience has been with similar facility requirements.

Turf Field

James Doherty of R.A.D. Sports was the project manager for the Turf Field install. He has reported the following in an email on 9/19/23:

Turf Field Life Expectancy

8-10 years

Replacement Cost:

\$650,000

Although the cost to do the original install was \$729,248, Jim suggests that we can reuse the existing pad. This establishes a base amount of \$650,000. With inflation historically averaging approximately 2.8% between 2013 to 2023 the total expected replacement cost in 2033 is **\$856,731**.

Annual CIP amount years 1-10= \$85,673

8 Lane Running Track

Kirby Foray of Dynamic Sports suggested that resurfacing an existing track can occur once during its life cycle somewhere between 8-10 years assuming the pavement hasn't experienced substantial deterioration. This first application directly over the existing surface is estimated at \$175,000 as a base number. Assuming the 2.8% inflation over the 10-year period the total is \$230,658.

Annual CIP amount for 10-year resurfacing= \$23,066

8 Lane Running Track 20-year mark repair/replacement

Option 1: If the pavement is substantially suitable then scraping off the existing surface, preparation and resurfacing can be accomplished at \$275,000 as the baseline number with inflation at 2.8% over twenty years totaling \$362,463.

Option 2: If the pavement requires 1.5" milling, new surface pavement install and new poly surface then the total is reflected in the calculation below:

1312' x's 30' x's 1.5" = 4,373 sq. yards @ \$5.00 per square yard (milling) = \$21,865

1312' x's 30' x's 1.5" = 361 tons HMA @ \$156/ton= \$56,316

Blue Transition Zone paint= \$46,906 (\$27,000 base amount plus 2.*% inflation x's 20 years)

Poly surface application at 20 years= \$304,019

In the northeast climate resurfacing the HMA after milling is expected after 20 years as the most likely scenario:

Year 1-10 CIP suggested total for turf replacement and track resurfacing: \$108,739

Years 10-20 CIP suggested for turf replacement year 20 and track replacement year 20 (option 2) total:

Turf: \$1,129,212 (\$856,731 + 2.8% inflation over 10 years= \$1,129,212)

Track: \$ 429,106 (Option 2, HMA resurfacing and new painting/poly application)

Total: \$1,558,318

Annual CIP amount for years 10-20 for track replacement/resurfacing and turf replacement= \$155,832

The suggestions above only account for the turf field and paved 8 lane track portions of the HHS Athletic Complex project.

Sincerely,

Scott Perkins DECD Director

Seatt Cechin.

Amendment to Commercial Kennel Ordinance in the Industrial Zone

- Applicability: This ordinance applies to all commercial kennels created after the adoption of this
 amendment. Any kennel established prior to this amendment is retained under prior rules and
 not subject to the provisions outlined herein, unless significant changes or expansions are made
 to the facility.
- 2. **Commercial Kennel in the Industrial Zone**: A commercial kennel shall be permitted within the Industrial District (I) with a minimum lot size of 1.5 acres, provided that the lot does not abut any residentially zoned property.
- 3. Lot Size for Kennels Abutting Residential Zones or Within Setbacks: The minimum lot size for a commercial kennel in the Industrial District that 1) abuts a residentially zoned property, 2) is within the 100-foot setback from a residentially zoned property, or 3) is within the 300-foot setback from any existing residential dwelling, is 5 acres.

4. Setback Requirements for Kennels:

- A. For Commercial Kennels on Lots 5 Acres or Larger: The kennel, including all outdoor runs, must be set back a minimum of 300 feet from any existing residential dwelling or property boundary adjacent to a residential zone, and 100 feet from all other property lines.
- B. For Commercial Kennels on Lots Meeting the 1.5-Acre Requirement: The required industrial zone setbacks from all property lines must be doubled. This applies to both the kennel structures and any outdoor runs.

5. Buffering and Screening Requirements for Outside Kennel Areas:

- A. **Buffering:** Buffering must be maintained around the perimeter of the outside kennel area. The buffer must be designed to minimize noise, visibility, and odor impacts on adjacent properties.
- B. **Screening Options**: Screening around the outside kennel area must consist of one or a combination of the following:
 - Solid Fence: A fence at least 6 feet in height made of wood, vinyl, or other solid materials to block noise and sight. Chain-link fences with slats may also be used.
 - ii. Vegetative Buffer: A densely planted vegetative buffer of evergreen trees and/or shrubs that provide year-round screening. The plants must be at least 6 feet tall at planting and spaced to ensure a solid screen within two growing seasons.
 - iii. **Berm**: An earthen berm at least 4 feet in height, combined with a fence or vegetation, to provide additional noise and visual screening.
- C. **Combination Screening**: A combination of fencing and vegetative screening is encouraged to provide enhanced protection for surrounding properties.

- 6. Maintenance of Buffering and Screening:
 - A. **Fencing**: Fences must be kept in good repair and free of any damage or gaps that would diminish their effectiveness as a screen.
 - B. Vegetation: Vegetative screening must be maintained in a healthy condition. Any dead or diseased plants must be replaced within the next planting season to maintain the integrity of the screening.
 - C. **Inspections**: The Code Enforcement Officer (CEO) will inspect the buffering and screening around the outside kennel area as needed to ensure compliance.
- 7. **Noise and Odor Control**: The kennel shall comply with all relevant noise and odor control regulations to ensure minimal disturbance to surrounding properties.



R24-25-12

Be it resolved by the Hermon Town Council in Town Council assembled to accept the 2023 Comprehensive Plan for Hermon and implement the goals and strategies.

John Snyer III	Ronald Murphy
Joshua Berry	Richard Cyr
Christopher Gray	Terry Hamm-Morris
	Derek Wood
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ionYeas	
ond Nays	Date



November 22, 2024

Memo: Comprehensive Plan Public Hearing Request

To: Stephen Fields

Stephen,

The State of Maine Growth Management Act Title 30-A requires a public process for review and comment regarding the Comprehensive Plan at a public hearing with Council vote to confirm our submission.

I am requesting an agenda item on the December 5th Council Agenda to hold the public hearing and vote on acceptance.

Thanks,

Scott Perkins

Assistant Town Manager

Seatt Cachina

DECD Director

(207) 848-1010 (office)

(207) 852-2403 (cell)

SPerkins@Hermonmaine.gov



STATE OF MAINE DEPARTMENT OF AGRICULTURE, CONSERVATION & FORESTRY

BUREAU OF RESOURCE INFORMATION & LAND USE PLANNING 93 STATE HOUSE STATION AUGUSTA, MAINE 04333

AMANDA E. BEAL COMMISSIONER

September 6, 2024

Jennifer King, Director of Planning & Development Eastern Maine Development Corporation 40 Harlow Street Bangor, ME 04401

Dear Jenn,

The Department of Agriculture, Conservation & Forestry thanks the Town of Hermon for submitting its Comprehensive Plan for review for consistency with the Growth Management Act.

This letter follows the town's 9/6/2024 response to the inconsistency letter data 6/26/2024.

We are now happy to report that we find Hermon's Comprehensive Plan to be complete and consistent. This means that we have found all sections of the plan, including the changes received 9/6/2024, to be consistent with the Growth Management Act.

We appreciate the efforts of town officials, regional council, and citizens who contributed to this plan. Please don't hesitate to contact me at 441-1288 or tom.miragliuolo@maine.gov if you have any questions.

Sincere Best Wishes,

Jan Minglind

Tom Miragliuolo, Senior Planner Municipal Planning Assistance Program

cc (via email):

Scott Perkins, Hermon Economic Development Director



PHONE: (207) 419-8661



R24-25-13

Be it resolved by the Hermon Town Council in Town Council assembled to approve MMCL LLC (DBA) The Sports Arena liquor license on Thursday, December 5, 2024.

SIGNED this December 5, 2024 by	y the Hermon Town Council:
John Snyer III	Ronald Murphy
Joshua Berry	Richard Cyr
Christopher Gray	Terry Hamm-Morris
	Derek Wood
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tionYeas	
ond Nays	Date



State of Maine

Bureau of Alcoholic **Beverages & Lottery** Operations

Application Copy

File Number: 12423

LICENSE TYPE

APPLICATION DATE RECEIVED

Limited Liability Company

On-Premises: Beer, Wine & Spirits

2024-10-28

LICENSEE TYPE

20250645DC

CORPORATE NUMBER

SECONDARY LICENSE(S)

None selected

LICENSEE LEGAL NAME

MCCL LLC

DOING BUSINESS AS

The Sports Arena

INCORPORATION DATE

2023-10-23

CORRESPONDENCE ADDRESS

1640 Hammond St Hermon ME 04401

MAILING ADDRESS

PHYSICAL ADDRESS

CONTACT NAME

Brenton Adkins

CONTACT PHONE

(207) 573-8700

FAX

PREFERRED CONTACT METHOD

Email

ALTERNATE PHONE

(727) 421-9205

EMAIL

thesportsarena207@gmail.com

CORPORATE STRUCTURE

	POSITION/TITLE	PARENT COMPANY	% INTEREST
Brenton Adkins	Owner	MCCL LLC	50
Blaine Meehan	Owner	MCCL LLC	50
ADDITIONAL INFOR	RMATION		
MANAGED BY AGEI	at values to the first the termination will be also also also and because the second of the first and the analysis and a period of the termination of the first and the second of the termination of the first and the second of the termination of the second	Personal Cold Service Cold Cold Cold Cold Cold Cold Cold Cold	THE TIME ASSESSMENT OF A SECURITION OF THE PARTY OF THE PARTY OF THE ANALYSIS ASSESSMENT
PREMISES TYPE	American and F 3 semples RDF Sealanted in add a semple fulfill and invited rhead disseases baselined	PREMISES NAME	
Bowling Center		The Sports Arena	
OPERATOR Brenton Adkins			
PHYSICAL ADDRES 1640 Hammond	ss d st Hermon ME 04	4401	in a fund material prima proportion of a full armone, studied and the full of a foliable subject one communicate group
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1640 Hammond CONTACT NAME Brenton Adkins CONTACT PHONE	d st Hermon ME 04	PREFERRED CONTACT Email ALTERNATE PHONE (727) 421-9205 EMAIL	
1640 Hammond CONTACT NAME Brenton Adkins CONTACT PHONE (207) 573-8700	d st Hermon ME 04	PREFERRED CONTACT Email ALTERNATE PHONE (727) 421-9205	

1. Is your business and "Doing Business As" (DBA) name registered and in good standing with the Maine Secretary of State?

If not, please address this with the Secretary of State before proceeding with this application. See https://www.maine.gov/sos/cec/corp/index.html for more information.

Answer "No" if you are a Sole Proprietor.

Yes

20250645DC

2. What is your expected start date?

1/1/2025

3. Has/have applicant(s) formerly held a Maine liquor license?

Yes

BLC-2023-15641

4. Do licensee or applicant(s) have any interest in any other Maine Liquor License?

No

5. Are all licensees/applicants citizens of the United States?
Yes

6. Are all licensees/applicants residents of the State of Maine?
Yes

7. Is your license for a club with a membership?

No

8. Is your license application for Vessel Corporation?

No

9. Do you have a Maine Health or Agriculture License?

Yes

EST ID: 24902

10 Do you allow dancing or entertainment on the licensed premises?

If so, You need to have a a license from the Maine State Fire Marshal.

See https://www.maine.gov/dps/fmo/plans-review/applications for more information.

No

11 Will any law enforcement officer directly benefit financially from this license, if issued?

No

12 Is the licensee or applicant for a license receiving, directly or indirectly, any money, credit, thing of value, endorsement of commercial paper, guarantee of credit or financial assistance of any sort from any person or entity within or without the State, if the person or entity is engaged, directly or indirectly, in the manufacture, distribution, wholesale sale, storage or transportation of liquor.

No

13 Is the licensee/applicant(s) directly or indirectly giving aid or assistance in the form of money, property, credit, or financial assistance of any sort, to any person or business entity holding a liquor license granted by the State of Maine?

No

14 Do you have a manager employed?

Yes

Kasey Hewey

15 Has any of the listed applicants or an employed manager been denied a liquor license within the last 5 years?

No

16 Is any of the listed applicants the spouse, father, mother, child or other immediate family member of a person whose liquor license has been revoked or denied in the last 6 months?

No

17 Has any licensee/applicant or employed manager ever been convicted of any violation of the liquor laws in Maine or any State of the United States within the last 5 years?

No

18 Has the licensee/applicant(s) or manager ever been convicted of any violation of any law, other than minor traffic violations, in Maine or any State of the United States?

No

19 Does the licensee/applicant(s) own the premises?

Yes

20 At which address are your business records located? 1640 Hammond St, Hermon, ME 04401

21 What will be your business hours? Please indicate each day's open and close times.

Sunday- 12pm-12am Monday- Closed Tuesday- 5pm-12am Wednesday- 5pm-12am Thursday-5pm-12am Friday- 4pm-12am Saturday- 12pm-12am

22 Please provide the name and distance from the premises to the nearest school, school dormitory and place of place of worship, measured from the main entrance of the premises to the main entrance of the school, school dormitory and place of worship by the ordinary course of travel.

New begginings church 1/2 mile

23 Is your application for a Hotel or Bed & Breakfast?

No

24 Do you have a food menu?

Yes (document uploaded)

DOCUMENTS

TYPE FILE NAME DESCRIPTION Premises Floor Plan diagram of building.png

Tabletop Food Menu (4) Food Menu

(1) (1) (1).jpg

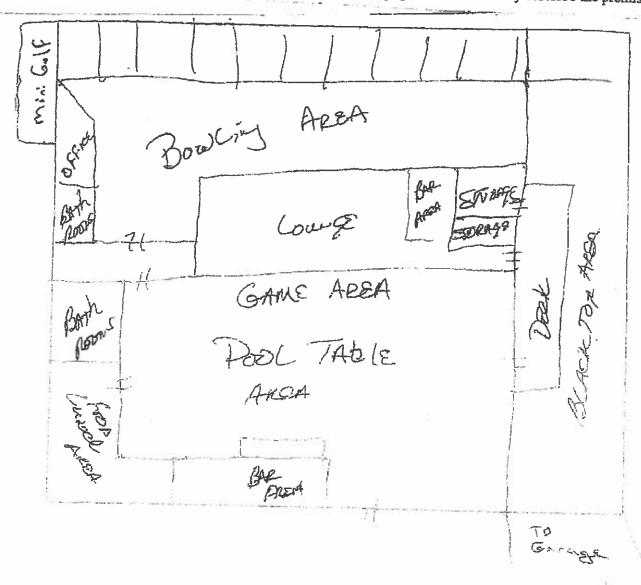
APPLICANT

Brenton Adkins

DECLARATION

☑ I certify that I am the applicant as described in this application, or that I am duly authorized to submit this application on the applicant's behalf.

All information provided in this application is accurate and correct. I understand that false statements made on this application are punishable by law. Knowingly supplying false information on this application is a Class D Offense under Maine's Criminal Code, punishable by confinement of up to one year, or by monetary fine of up to \$2,000 or by both.





TO DOORDASH

APPETIZERS

MOZZARELIA STICKS (8)	\$9.50
FRIED PICKLES	\$8.00
ONION RINGS	\$5.75
LARGE FRIES	\$5.75
SMALL FRIES	\$3,75

PIZZA	16"	12"
CHEESE	\$15.25	\$8,75
+1 VEG TOPPING	\$2,25	\$1.75
+1 MEAT TOPING	\$3.75	\$3.00
VEGGIE	\$16.75	\$13.00
COMBO	\$18.00	\$13.00
EXTRA CHEESE	\$3.75	\$2,25
BREADSTICKS	\$15,50	\$9.00
GLUTEN FREE 10"	\$9.50	

TOPPINGS

BACON / BEEF / PEPPERONI / SAUSAGE BLACK OLIVES / GREEN PEPPERS / JALAPENOS / MUSHROOMS / ONIONS

CDECIMITIES

LOADED VEGGIE BREADSTICKS

<u> </u>		
BUFFALO CHICKEN PIZZA	\$19.75	\$14.00-
BBQ, CHICKEN PIZZA	\$19.75	\$14.00
CHICKEN BACON RANCH PIZZA	\$20.75	\$15.00
LARDED DIRECTILA CULEVENI DOCUM	eneve	\$14.00
LOADED BUFFALO CHICKEN BREADS		
LOADED BBQ CHICKEN BREADSTICE	C	\$14.00
LOADED CHICKEN BACON RANCH BI	READSTICKS	\$15.00
LOADED CHEESESTEAK BREADSTICK	70	\$14.00

16"

12"

\$11.00

WINGS

BONE-IN (20)	\$33.00
BONE-IN (10)	\$19.25
BONE-IN (5)	\$10.75
BONELESS (20)	\$25.50
BONELESS (10)	\$14.75
BONELESS (5)	\$7.50

WING FLAVORS

BBQ / BUFFALO / B-MAN'S BUFFALO / GARLIC PARMESAN SALT & VINEGAR / SWEET RED CHILI / TERIYAKI / BLUE CHEESE / RANCH

FROM THE GRILL

INDIN IIIL UNILL	
CHEESEBURGER BASKET W/FRIES	\$12.00
12" BEEF CHEESESTEAK W/ FRIES	\$15.00
6" BEEF CHEESESTEAK W/ FRIES	\$10.00
BEEF QUESADILLA	\$10.00
(2) HOT DOGS W/ FRIES	\$9.50
12" CHICKEN CHEESESTEAK W/FRIES	\$15.00
6" CHICKEN CHEESESTEAK W/ FRIES	\$10.00
CHICKEN TENDERS W/ FRIES	\$11.00
CHICKEN QUESADILLA	\$10.00
VEGGIE QUESADILLA	\$9.00

ICE CREAM

MRS FIELDS COOKIE	\$4.00
COOKIES & CREAM	\$3.50
ICE CREAM SANDWICH	\$2.00

ALL MENU PRICES SUBJECT TO SALES TAX



R24-25-14

Be it resolved by the Hermon Town Council to approve a Contract Zone Change to Village Commercial for Aquatic Development, Inc. Located at 2717 Route 2, Tax Map and Lot 026-058-000

Ronald Murphy Richard Cyr
Richard Cyr
Terry Hamm-Morris
Derek Wood
_



Memo

To:

Stephen Fields - Town Manager

Hermon Town Council

CC:

Kristen Cushman – Town Clerk

From: Jessefa Murphy - Code Enforcement

Re:

Contract Zone Change to Village Commercial - Aquatic Development - Tax Map and

Lot 026-058-000

Aquatic Development Inc. has submitted a request for a contract zone for their property at 2717 Route 2 (Map/Lot: 026-058-000) from Residential B to Village Commercial. This proposed change aligns with the town's broader objectives to encourage appropriate residential development in areas adjacent to existing neighborhoods and infrastructure.

Planning Board Review:

The Planning Board reviewed the request at their meeting on October 22, 2024. Following a thorough discussion and evaluation, the Planning Board unanimously voted 5-0 in favor of recommending the contract zone change.

I agree with the Planning Board's recommendation to rezone this property to Village Commercial as a part of a Contract Zone Change. This change is consistent with the surrounding area and would allow for appropriate residential use while contributing to controlled growth and development as outlined in the town's Comprehensive Plan.

I encourage the Town Council to consider approving this zoning change to advance the town's strategic land use goals.

Respectfully,

Jessefa Murphy

Code Enforcement Officer

Mailing Address 333 Billings Rd Hermon, ME 04401 Telephone: 207-848-1010 Fax: 207-848-3316

Physical Address 333 Billings Rd Hermon, ME 04401

Hermon

Planning Board Findings of Fact and Decision

To: Aquatic Development Inc. Date: 11/21/2024

This is to inform you that the Planning Board acted on your application for site plan approval at its meeting on October 22, 2024 and made the following findings and conclusions:

Findings of Fact

e. Freshwater Wetland?

on the Final Plan?

If yes to any in Item 17, said body of water is clearly delineated

ł	The owner of	f the p	roperty i	s Aquatic	Development	In, represei	nted by	Plymouth	Engineeri	ng

- The property is located on 2717 Route 2
 It is in the Industrial district and is identified as Assessor's Map 026 Lot 058-000
- 3. The applicant is Aquatic Development, represented by Plymouth Engineering, who has demonstrated a legal interest in the property by providing a copy of a deed dated January 30, 2009.
- 4. The applicant proposes on the subject property <u>Contract Zone change to Village Commercial</u>, recommended by the Planning Board PB 24-014
- 5. A completed application was submitted on Sep. 20, 2024

6.	A Public Hearing was held on Oct. 22, 2024	
7.	Undue water or air pollution - Consider:	[] YES [X] NO
	https://www.hermonmaine.gov/	[] . 25 [.1]
	a. elevation in relation to floodplains	
	b. soils and subsoils to support waste disposal.	
	c. slope and effect upon effluents	
	d. availability of Streams for wastewater disposal	
8.	·	[x] YES [] NO
9.		[] YES [X] NO
	Roads: Congestion or Unsafe Conditions?	
	Adequate Sewage Disposal?	[] YES [X] NO
		[x]YES []NO
	Adequate Solid Waste Disposal?	[x] YES [] NO
13.	Adverse Effect Upon:	[] YES [x] NO
	a. Scenic or Natural Beauty?	[] YES [x] NO
	b. Aesthetics?	[] YES [x] NO
	c. Historic or Archaeological Sites?	[] YES [x] NO
	d. Wildlife Habitat?	[] YES [x] NO
	e. Natural Areas?	[] YES [x] NO
	f. Public Physical or Visual Access To Shoreland	[] YES [] NO N/A
	Conforms to Comprehensive Plan?	[x] YES [] NO
15.	Complies with Subdivision Regulations?	[x] YES [] NO
16.	Complies with Zoning Ordinance?	[x] YES [] NO
17.	Situated within 250 horizontal feet of:	
	a. pond or lake?	[] YES [x] NO
	b. Great Pond?	[] YES [x] NO
	c. River?	[] YES [x] NO
	d Stream or Brook?	LIVESIVINO

[] YES [] NO N/A

[] YES [] NO N/A

[] NO
[x] NO
[] NO N/A
] NO N/A
[] NO N/A
[] NO
[] NO N/A
[] NO N/A
[x] NO
[]NO

Conditions:

Decision

Based on the findings of fact and conclusions, the Planning Board voted to **Recommend** your application for Contract Zone Change to Village Commercial, PB24-014. If you are unhappy with this decision, you may file an appeal to Penobscot County Superior Court within 30 days from the date of this decision letter.

Date: 11-21-24

Ed Marsh - Planning Board Chair

cc: Stephen Fields, Town Manager



Docket # PB		
Fee Amount $\overline{\$300.00}$	Date Paid	 _/
Receipt #		
_		

TOWN OF HERMON APPLICATION FOR CONTRACT ZONE CHANGE APPROVAL

Please print or type your application. All submissions shall be bound, as incomplete applications will be returned for the missing information. Please submit to the Code Enforcement Office before the deadline for the next meeting of the Hermon Planning Board. You may have legal representation at the hearing on your application. You, or a legal representative, must attend the hearing for your application to be heard.

A	APPLICATION INF	ORMATION	
If applicant is a Corporation, no - if yes, attach a c			yes
Name of Applicant: Aquation	Development Inc.		
Mailing Address: 2717 Ro	ute 2		
Telephone # ()	Home	(207)848-5576	Work
Name of Applicant's Author	ized Agent: Plymou	uth Engineering Inc.	
Agent's Mailing Address:	8 Main Street, Unit	C Newport Maine 04953	. <u> </u>
Telephone: (207) 257-2071	·		
What interest, if any does the	e applicant have in a	ny abutting or adjacent p	property ?

Abutters: Provide the names and addresses of the owner(s) of all property located within five hundred feet (500)' of the outside boundaries of the property subject to the Contract Zone. Attach additional sheets if needed.

1		
2.	Note: This item being supplied by the Town of Hermon - Applicant to Pay for All Postage and Paper notifications	(Address)
- ` <u>-</u>		(Address)
3		(Address)
4		(Address)
5		(Address)
6		(Address)
7		(Address)
8		(Address)
9		(Address)
0.		(Address)
	•	

PROJECT PROFESSIONALS

Architect:	REG. #:
Address:	Tel #:
	Fax #:
Engineer: Keith Ewing	REG#_12315
Surveyor: Perry Land Surveying	Tel #: (207) 269-2971
Alan Perry	Fax #:
Soil Scientist:	REG. #:
Address:	Tel #:
	Fax #:
Hydo-Geologist:	REG. #:
Address:	Tel #:
	Fax #:
Site Evaluator:	REG. #:
Address:	Tel #:
	Fax #:
Traffic Engineer:	REG. #:
Address:	Tel #:
	Fax #:
Other:	REG. #:
Address:	Tel #:
	Fax #:

PROPERTY INFORMATION

Property Location: 2717 Us Route 2 Hermon, Maine O4401
Tax Map and Lot Number: 026-058-000 Deed Book and Page: B1164 P124 01/27/2009 398 ft on Us Rt 2
Zoning District: Residential B Lot Area: 2.38 AC Frontage: 264 ft Annis Road
Current Use of Property: () Vacant (X_) Other: Pool Store (Sales and Installation Of Pools and Spas)
REQUESTED USE: Per the requirements and standards of Article I, Section 1.7 of the Hermon Land Use Ordinance, Hermon, Maine I (WE) request the subject parcel be issued approval of a Contract Zone for the following reasons: (state in detail what the proposed use of the parcel would be if the Contract Zone is approved and the factors which justify the request.
Currently the property is located in Residential B. The property has been operated as a
pool store for many decades and currently has a grandfathered use documented with the
town. The Owner is requesting that the property be granted a contract zone change to
Village Commercial. With the property being locate on Rt 2 and and is currently just out of
the area of the Village Commercial Zone. This change also helps to allow the property's
use to be more conforming to the towns ordinances and zoning needs.
•
2.
Will the proposed use generate any of the following: The Proposed Use will not create any of the following situations.
Noise () Dust () Heat () Glare () Smoke () Vibration () Odors () Traffic () Electrical Disturbance () Explain any yes answers:

SITE CHARACTERISTICS

Are there any wetlands on the proposed site? (_) YES (X) NO
Is the site located within the watershed of a Great Pond? () YES (_X) NO
Are there any rivers, streams or brooks on, or adjacent to the site? () YES (X) NO
Is any portion of the property located within 250 feet, horizontal distance, of the Normal High Water Mark Line of a lake, pond, river, brook, stream or wetland? (_) YES (X) NO If yes, identify:
What easements, covenants, restrictions or reservation currently exist on the parcel: Easement to CMP by an instrument dated July 6, 1966 and recorded in Book 2086, Page 86
Has this parcel been divided at any time in the prior 5 years? () YES (X) NO
Is this parcel a lot within an approved subdivision ? () YES (_X) NO If yes, subdivision name and date of approval:
Is any portion of this parcel within a Special Flood Hazard Area as identified by the Federal Emergency Management Agency on any Flood Information Rate Map (FIRM)? () YES (X_) NO
Does this project require an extension an or expansion of public infrastructure () YES (_X) NO If yes enter estimated cost below
(_) Roads
Total Estimated Infrastructure Improvement Costs: \$_0.00\$ I (WE) certify the information contained with this application and the attachments thereto is true and correct. Submission of this application constitutes authorization for the Hermon Planning Board and Hermon Town Council or its designee to inspect the premises at any reasonable hour with prior notification to the owner of the property to confirm the information contained within this application.
I (WE) acknowledge that I (WE) or a legal representative must attend the public hearing in this application and understand that the hearing will be postponed and a new hearing scheduled for a later date in the event I (WE) fail to appear.
Date: 9/25/24 227
Applicant(s) Signature

	Have the property owners(s) complete the permission below, if applicable					
100	OWNER'S PERMISSION: I (WE), Aquatic Development Inc.					
being the owner(s) of the property identified in this application do hereby grant						
	permission to Plymouth Engineering Inc (applicants) to					
ļ	apply for a CONTRACT ZONE CHANGE to be conducted on our property.					
	DATE: 9/25/2024					
	Owner(s) Signature					
Attachment no included as	<u>ATTACHMENTS</u>					
being supplied by the Town	Attach the following information and documents to this application, labeled as indicated:					
	Attachment 1 – Additional Abutters within 500 feet of Subject Parcel (X) Attachment 2 – Proof of Right, Title of Interest to apply (deed, contract, option, etc.)					
	(X) Attachment 3 – Copy of recorded deed conveying to the owners title to the property					
	(X) Attachment 4 – Photographs of the subject property, taken from adjacent public ways, showing all existing structures or improvements, existing vegetation and landscaping on the site					
	(X) Attachment 5 – Photocopy of the most recent property tax map showing subject parcel					
	(X) Attachment 6 – Photocopy of the section of the Zoning ordinance which details all permitted uses allowed in the zoning district you wish to have the Contract Zone approval for					
	(X) Attachment 7 – Photocopy of the current Official Zoning Map with the boundaries of the property indicated					
Attachement not included there is none	Attachment 8- Copy of any conditions and restrictions to be imposed upon the property by the applicant if the Contract Zone is approved (Hermon Planning Board and/or Town Council may impose additional conditions if approval is granted)					
tilere is none	 (X) Attachment 9 - Development Plan, prepared by a licensed design professional of the proposed development to be undertaken should Contract Zone request be approved () Attachment 10 - Development Cost Estimate 					
	Date Application Received:// Is it a complete application ?					
Attachement	If not complete returned to applicant/_/					
not Included at there is none	Action Taken:/_/ Referred to HTC/_/_					
	Date:// Code Enforcement Officer					
	Placed on HPB Agenda/_/ Hearing Date:/_/ Disposition:/_/ Approved as presented/_/ Denied (reasons)					
	//Approved with Conditions:					

Attachment 1

Additional Abutters within 500 feet of Subject Property (Nothing included Town completing)

Attachments 2 - 3

Proof Right Title - Copy of Deed Proof of Good Standing

QUITCLAIM DEED WITH COVENANT

CHOKEBORE, LLC, a Maine limited liability company, with a principal place of business in Hampden, Penobscot County, Maine, for consideration paid, grants to AQUATIC DEVELOPMENT, INC., a Maine corporation, with a principal place of business in Hermon, Penobscot County, Maine, with Quitclaim Covenant, the land, together with any buildings or improvements thereon, in Hermon, Penobscot County, State of Maine, described as follows:

A certain lot or parcel of land with the buildings and improvements thereon situated at 2717 Route Two, Hermon, County of Penobscot, State of Maine, bounded and described as follows:

One Lot of land situated on the westerly side of the Annis Road (formerly the Wing Road) and the northerly side of the Carmel Road (Route #2), being Lot One (1) according to survey plan for the subdivision of Waldo E. Robinson and Clara B. Robinson dated February 1976, recorded in the Penobscot Registry of Deeds, Map File No. 614.

Excepting and reserving, however, those easement rights granted to Central Maine Power Co. by an instrument dated July 6, 1966 and recorded in Book 2086, Page 86.

Being the same premises as described in the Quitclaim Deed without Covenant from Pioneer Capital Corporation to Chokebore, LLC dated September 26, 2008 and recorded in Book 11544, Page 82 of the Penobscot County Registry of Deeds.

The Grantee's mailing address is 2717 U.S. Route 2, Hermon, Maine 04401.

IN WITNESS WHEREOF, CHOKEBORE, LLC has caused this instrument to be signed in its corporate name and sealed with its corporate seal by Michael Levesque, its President, hereunto duly authorized, this <u>21</u> day of January, 2009.

WITNESS:

CHOKEBORE, LI

Michael Levesque

Its President

Hereunto Duly Authorized

STATE OF MAINE PENOBSCOT, ss.

January <u>77</u>, 2009

Then personally appeared the above-named Michael Levesque and acknowledged the foregoing instrument to be his free act and deed in his said capacity and the free act and deed of said limited liability company.

Before me,

Name: CHU 15/0/1160 J. AUSTAN

Netary Public Maine Attorney-at-Law

> Maine Real Estate Transfer Tax Paid

PERUSSCOT COUNTY, MAINE



MAINE Department of the Secretary of State

Bureau of Corporations, Elections and Commissions

Corporate Name Search

Information Summary

Subscriber activity report

This record contains information from the CEC database and is accurate as of: Wed Sep 25 2024 14:35:08. Please print or save for your records.

Legal Name

Charter Number

Filing Type

Status

AOUATIC

DEVELOPMENT,

19972607 D

BUSINESS

GOOD

INC.

CORPORATION

STANDING

Filing Date

Expiration Date

Jurisdiction

05/29/1997

N/A

MAINE

Other Names

(A=Assumed; F=Former)

NONE

Principal Home Office Address

Physical

Mailing

2717 ROUTE 2

2717 ROUTE 2

BANGOR, ME 04401

BANGOR, ME 04401

Clerk/Registered Agent

Physical

Mailing

DAVID A. CHASE MACDONALD & CHASE 700 MT HOPE AVE, 440 EVERGREEN

W00D

BANGOR, ME 04401

DAVID A. CHASE MACDONALD & CHASE 700 MT HOPE AVE, 440 EVERGREEN WOOD BANGOR, ME 04401

New Search

Click on a link to obtain additional information.

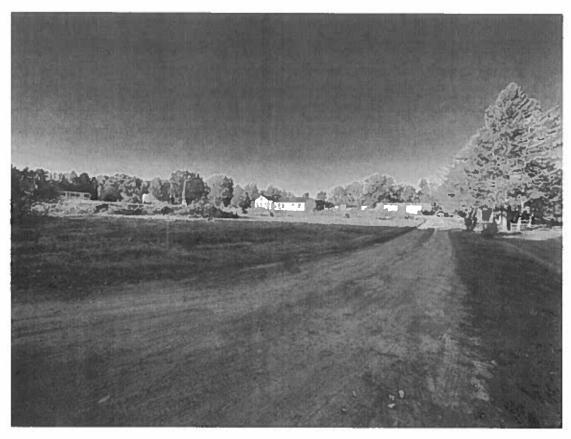
List of Filings

View list of filings

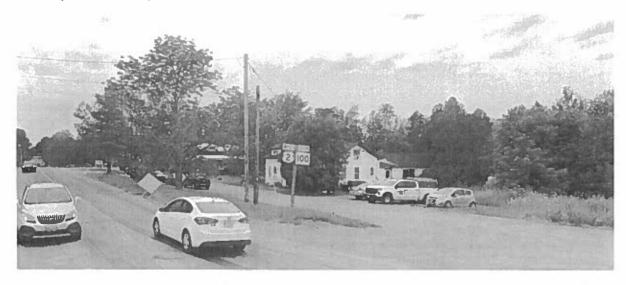
Obtain additional information:

Pictures of Property

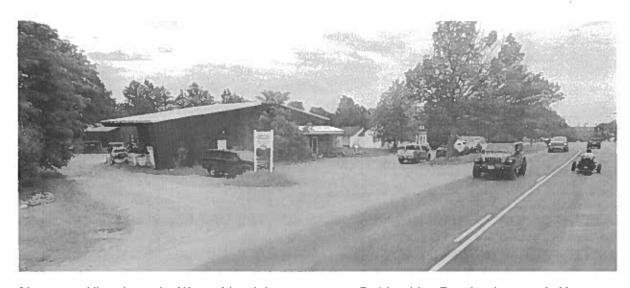
Attachement 4 - Photos From Rt 2 and ANNIS RD



Picture 1 – Taken on the Northeast Corner of the property on the Annis Road looking West up existing rear driveway.



Picture 2 - View from the intersection of Annis Road and Route 2 looking West.



Picture 3 – View from the West side of the property on Rt 2 Looking East back towards Hermon Center.

Town Tax Map



Zoning Ordinance

- (3) Directory sign. A sign carrying a directory of park occupants must be designed to provide a name space which is no larger than six square feet in size and which carries no advertising other than business logos and must be equal in size and shape for each of the proposed lots in the park. Individual directory signs must be removed within 30 days of the date that the business which they advertise moves or closes.
- (4) Attached signage. Each store or shop front may have one attached sign no larger than one square foot of area for every running foot of its frontage.

VILLAGE COMMERCIAL DISTRICT

§ 154.250 PURPOSE AND SCOPE.

- (A) The purpose of this subchapter is to encourage and support the ongoing development of an attractive, traditional, rural New England village consisting of compatible mixed uses that is vibrant, pedestrian friendly and well-designed.
- (B) These standards are applicable to new construction, enlargements, and/or change of use.

(Ord. passed 1-3-2013)

§ 154.251 REQUIRED SUBMISSIONS.

- (A) Purpose. The required submittal helps the Code Enforcement Officer (CEO) and Planning Board determine whether the following standards will be met. The CEO and Planning Board should review each submittal and be confident that the information provided adequately addresses the review standard, prior to approving the application.
- (B) Application. The application shall be in writing on a form available from the town office and shall contain a description of the proposed structure(s) prior to their construction, enlargement or change of use. Submittals shall include:
- (1) A plan of the site to scale showing lot dimensions, abutters, building envelope and proposed landscaping:
 - (2) A scale drawing of the structure(s) with notations showing:
 - (a) Building height;
 - (b) Roof type and pitch;
 - (c) Dimensions of building and its orientation;
 - (d) Exterior finish including colors;

- (e) Building size;
- (f) Architectural details;
- (g) Location of building(s) on the site;
- (h) Street level photograph(s) of adjacent buildings; and
- (i) Construction materials and textures.
- (3) Specific plans for landscaping, buffers, exterior lighting, hours of operation, noise control, and outside storage of materials;
 - (4) A scale drawing, location and description of proposed signs;
 - (5) A scale drawing showing sidewalks and sidewalk treatments (if applicable):
 - (6) A scale drawing of off-street parking and loading facilities;
 - (7) A scale drawing of entrance and exit access roads; and
- (8) Any other information necessary to show that these standards and any other applicable standards of this chapter have been met.

§ 154.252 ACCESS AND TRAFFIC MANAGEMENT.

- (A) Applicability. These standards apply to all access ways other than driveways to single family and two-family dwellings. Further, these standards apply:
- (1) To all public or private access ways onto state highways, state-aid highways and town public ways; and
 - (2) The alteration of existing access ways onto said highways and public ways; and
 - (3) To changes in use on the property serviced by such access ways.
- (B) Access to public ways.
- (1) State and state-aid highways. Access ways connecting to any state or state-aid highway shall meet the minimum access permitting requirements of the Maine Department of Transportation Highway Driveway and Entrance Rules.
- (2) Large developments. Access ways expected to carry more than 100 passenger car equivalent (PCE) trips in the peak hour shall meet the minimum access permitting requirements of the Maine Department of Transportation Rules and Regulations Pertaining to Traffic Movement Permits.

- (3) Subdivision and site plan review. Access ways serving Subdivisions and Uses Requiring Site Plan Review shall meet the transportation provisions in §154.205 through 154.214.
- (4) Standards. All access ways shall be located and designed in profile and grading to provide for safe and convenient ingress and egress, to and from the site, and to minimize conflict with the flow of traffic.
- (a) Access ways shall be designed to adequately accommodate the volume and character of vehicles anticipated to be attracted daily.
- (b) Emergency vehicle access. Provision shall be made for convenient and safe emergency vehicle access to all buildings and structures at all times.
- (c) Multiple frontages. Where a lot has frontage on two (2) or more streets, the Board may require that road access to the lot is provided across the frontage and to the street where there is less potential for traffic congestion and hazards to traffic and pedestrians.
- (d) Shared access ways. Shared access ways that connect two (2) or more sites to the public street system shall be encouraged for adjacent sites. Where practicable and to improve safety the Board may require shared access ways for two (2) or more sites with frontage on Route 2, Cold Brook Road, and Odlin Road in order to minimize the number of access ways along these thoroughfares.
- (e) Interconnected development. Where topographic and site conditions allow, the Board may require vehicle and/or pedestrian connections to adjoining lots of similar existing or potential use if it will:
- 1. Facilitate fire protection services as approved by the Fire Chief; and/or
- 2. Enable the public to travel between two existing or potential uses, generally open to the public, without need to travel upon a public street, such as Route 2.
- (f) Corner lots. Where a site occupies a corner of two (2) intersecting public streets, no access entrance or exit shall be located within fifty (50) feet of the point of tangency of the existing or proposed curb radius of that site.
- (g) Corner obstructions. No fence, wall, sign, structure, or landscaping shall be placed within the area within twenty (20) feet of an intersection of any two streets in such a manner to materially impede vision between a height of two and one-half (2½) and ten (10) feet above street level.
- (h) Sight distance. The minimum allowable sight distance for all access entrances/exits onto public streets to the maximum extent possible, shall be as follows:

Allowable Speed	Sight Distance

(Miles Per Hour)	(Feet)
20	155
25	200
30	250
35	305
40	360
45	425
50	570
55	645
60	645

Note: The Board may require up to 50% greater sight distances when at least 30% of the traffic using the access entrance/exit will be by larger vehicles.

- (i) Angles. Access ways shall intersect the public street at an angle of, or as near to ninety (90) degrees as site conditions will permit and in no case less than sixty (60) degrees.
- (j) Access widths. Access entrances and exits shall be designed to be wide enough to adequately accommodate the volume and character of vehicles anticipated. The minimum width for an access shall be 25 feet. The maximum width of an access shall be 35 feet. Access ways serving large volumes of daily traffic or traffic of over fifteen (15%) percent truck traffic shall utilize widths at or approaching the maximum width allowed. The Board may require or allow an even wider access to accommodate higher traffic volumes, larger vehicles, and/or the need for an additional lane but only with the approval from the Road Commissioner or his/her designees.
- (k) Maximum grade. The grade of the access way shall not be more than 3% for a distance of seventy-five (75) feet from the edge of the pavement of the street intersection.
- (1) Stacking or queuing standards for drive-up businesses. Stacking or queuing spaces shall be located on-site and shall not be located within the required setbacks. Stacking or queuing

spaces shall not interfere with the stall and aisle space requirements as described in the offstreet parking and loading.

- 1. Banks or other commercial uses. There shall be a minimum of eight (8) spaces.
- 2. Drive-up restaurant or business. There shall be eleven (11) spaces for the drive-up window, with a minimum of five (5) of these spaces for the ordering station.

(Ord. passed 1-3-2013)

§ 154.253 BUFFERING OF ADJACENT USES.

- (A) The development shall provide for the buffering of adjacent uses, where there is a transition from one type of use to another, and for screening of mechanical equipment, loading and service areas, and storage facilities.
- (B) Buffering shall be designed and maintained to provide a year-round visual screen in order to minimize adverse impacts. It may consist of fencing, evergreens, berms, rocks, boulders, mounds, or a combination thereof. The use of native plant species is encouraged.
- (C) A development shall provide sufficient buffering when topographic or other barriers do not provide reasonable screening and where there is a need to:
- (1) Shield neighboring properties from any adverse external effects of the development; or
 - (2) Shield the development from the negative impacts of adjacent uses.
 - (D) The depth of the buffer may vary depending on the treatment of the area.
- (1) A buffer with dense planting, fencing or changes in grade may be as little as five feet in width. A buffer with moderate levels of planting should be ten feet to 15 feet in depth.
- (2) Areas adjacent to mechanical service, parking, loading or storage areas and facilities should be screened by dense plantings, berms, fencing, or a combination thereof with a minimum depth of five feet.

(Ord. passed 1-3-2013)

§ 154.254 BUILDINGS.

- (A) Building placement and setback.
- (1) Relationship to parking lot. The site design should avoid creating a building surrounded by a parking lot. Parking should be to the side or preferably in the back. (See § 154.260, off-street parking.)
- (2) Setbacks in built-up areas. In more built-up areas, new buildings should be setback to provide a reasonably uniform relationship with existing and adjacent buildings, while meeting

the minimum front yard building setbacks in §§ 154.040 through 154.047. Buildings that create a terrace, court or plaza or similar outdoor spaces shall be permitted.

- (3) Setbacks in less built-up areas. In less built-up areas, front yard building setbacks should establish a pattern characteristic of a small, traditional village, with setbacks between 23 feet and 30 feet.
- (4) Corner lots. For corner lots, the existing setback relationship of both streets should be maintained to the extent practicable and consistent with §§ 154.040 through 154.047, setbacks.
- (5) Side yard setbacks. Side yard setbacks should appear similar to others in the area, as seen from the street, so as to maintain the uniform spacing of side yards.
- (6) Multiple buildings. Where two or more buildings are proposed, the buildings shall be grouped and linked with sidewalks. Tree plantings shall be used to provide shade and break up the scale of the site. Parking areas shall be separated from the building by a minimum of five to ten feet. Plantings shall be provided along the building edge.
 - (B) Building orientation and scale.
- (1) Rectangular buildings preferred. Buildings shall have a basic form that is similar to those seen traditionally. Simple, rectangular buildings are preferred. Box-style buildings are discouraged.
- (2) Visual continuity. Building forms that disrupt the sense of visual continuity are discouraged.
- (3) Large buildings. When new large buildings or structures are proposed in built-up areas where their scale (size) and other features may be significantly different from that which already exists in the immediate neighborhood, the new building shall be designed to be compatible with its neighbors. This may include making the building appear small, using traditional materials, styles and/or proportions or dividing the building facade into smaller sections.
- (a) Design. Buildings with multiple storefronts shall be visually unified through the use of complementary architectural forms, similar materials and colors, consistent details, and a uniform sign and mounting system.
- (b) Entrances. Pedestrian entrances to each business should be clearly defined and easily accessed.
- (c) Setbacks. Variations in front setbacks should be considered to add visual interest and create space for common entries, outdoor eating/social places, gardens, and similar landscaped areas.
- (d) Focal points. Linear commercial buildings should include a focal point, such as a raised entryway, clock tower, or other architectural elements, to add visual interest and help reduce the scale of the building.
 - (C) Building materials.

- (1) New building materials shall be compatible in quality, color, texture, finish and dimension to those traditionally found on buildings in New England villages.
- (2) Common preferred materials are brick, stone and wood. More modern materials, such as vinyl clapboard siding is also appropriate. Materials not typical such as concrete (cinder block), stucco and metal are discouraged, and shall not be permitted on any portion of the structure visible from the road.
- (D) Building roofs. Where there is an existing pattern of roofs, new roofs should appear similar to those seen elsewhere in the neighborhood.
 - (1) Sloping roofs such as gable and hipped, are appropriate for primary roof forms.
 - (2) Sloping roofs typical of other buildings are encouraged.
 - (3) Dormers are encouraged because they break up the perceived scale of a roof.
 - (4) Fake mansard roofs are not permitted.
- (5) Flat roofs are discouraged; however if used they shall be hidden from view from the street; decoration of the roofline and/or front facade is encouraged to hide flat roofs.
 - (6) Parapets, projecting cornices, and decorative roof details are encouraged.
 - (7) Roof materials shall convey a scale and texture similar to those traditionally used.
- (8) The most appropriate roof colors include neutral shades such as earth tones, grays and black. Very bright primary colors are discouraged.
 - (E) Building entrances.
- (1) Street orientation. The main entrance to a building should face the street unless the parking lot layout or the grouping of the buildings justifies another approach.
- (2) Prominent entry. A prominent entry, clearly identified as such through building and site design, landscaping and/or signage, should be provided.
- (3) Similarity to others. The entry should appear similar in scale, location and prominence to those seen in the neighborhood.
- (4) Site furnishings. At building entrance areas and drop-off areas, site furnishings such as benches and sitting walls and, if appropriate, bicycle racks are encouraged. Additional plantings may be desirable at these points to identify the building entrance and to enhance the pedestrian environment.
 - (F) Windows and doors.
- (1) New construction should maintain the proportions and spacing of openings of traditional New England neighborhood buildings.
- (2) Owners are encouraged to maintain a greater transparent or glazed open area at the storefront level for pedestrian and commercial activity.

(3) Upper story openings and windows should have a vertical orientation, stacked above each other.

(Ord. passed 1-3-2013)

§ 154.255 BUSINESS SIGNS.

See §§ 154.225 through 154.233, signs.

(Ord. passed 1-3-2013)

§ 154.256 LIGHTING.

- (A) Statement of purpose. To ensure appropriate outdoor lighting consistent with the traditional New England village character by addressing the issues of safety, efficiency, the environment, and aesthetics, and by addressing the need to protect residential uses from excessive lighting.
- (B) All developments to have adequate outside lighting. All development shall be provided with adequate outside lighting to ensure a safe environment. All lighting intended to illuminate any outdoor area, or the outside of any building, shall be directed into the property served by such lighting so that no undesirable illumination or glare will be produced on adjacent streets or lots occupied by residential, institutional or public uses.
 - (C) Performance standards. The following standards shall apply:
- (1) Unless determined to be a safety hazard or in violation of any state or federal law, all outdoor lighting shall comply with this section, except for the following: lighting installed and maintained for public safety by municipal, state or federal government; approved signs; external illumination of flags; approved lighting for athletic fields; temporary outdoor lighting; holiday lighting; luminaries with lamp or lamps rated at a total of 2,000 lumens or less.
- (2) Unobtrusive lighting, ambiance. Lighting shall not be obtrusive, and fixtures shall be consistent with the small village ambiance.
- (3) Hours of operation. The permitting authority may require that all exterior lighting, except where security lighting is necessary, must be turned off between the hours of 11:00 p.m. and 5:00 a.m., if it determines that excessive lighting will negatively impact adjacent uses.
- (4) Definitions. For the purposes of this section, a LUMEN is a unit of lumens flux. One FOOT-CANDLE is equal to one lumen per square foot. The LUMEN-OUTPUT VALUES shall be the initial lumen output ratings of a lamp.
- (a) No luminaries shall produce a stray, dazzling light or reflection onto neighboring residential properties, or onto any public road so as to impair the vision of any driver.

- (b) Luminaries shall be shielded or hooded so that the lighting elements are not exposed to normal view by motorists, pedestrians, or from adjacent buildings. No luminaries shall emit any direct light above its horizontal plane. The permitting authority may grant exceptions for lights that are aesthetically consistent with decorative streetlights and located on parcels adjacent to such streetlights.
- (c) No flood or spot luminaire of any lumen output rating shall be aimed, directed or focused toward any adjacent or nearby residential parcel.
 - (d) Rather than leaving security lights on, the use of motion sensors is encouraged.
- (e) Direct or indirect illumination shall not exceed on-half foot-candle upon abutting residential properties.
- (f) Luminaire height, including the base, shall not exceed 25 feet. Exceptions may be granted only when it can be demonstrated that the intent of this section will still be substantially met.
 - (5) Existing nonconforming luminaires.
- (a) The continued use of nonconforming luminaires legally existing as of the effective date of this section shall be permitted unless determined to be a safety hazard.
- (b) Nonconforming luminaires replaced or moved after the effective date of this section shall comply with the provisions of this section.

§ 154.257 NOISE.

- (A) Generally. The proposed development shall not increase noise to the extent that abutting or nearby properties, or the traditional village character are adversely affected. All noise shall be muffled so as not to be objectionable due to intermittence, beat frequency or shrillness.
- (B) Noise levels and hours of operation. The permitting authority may require documentation of noise levels, if it determines that the proposed development might produce more than ambient levels of noise such that abutting and/or adjacent properties would be adversely affected. If the permitting authority determines there will be an adverse affect due to the intermittence, beat frequency or shrillness of noise associated with the proposed development, it may limit the development's hours of operation or deny the project. (AMBIENT. Meaning the noise is constantly and spontaneously occurring as "background noise".)

(Ord. passed 1-3-2013)

§ 154.258 EXTERIOR STORAGE OF MATERIALS.

- (A) Exposed nonresidential storage areas, exposed machinery, and areas used for the storage or collection of discarded automobiles, auto parts, metals or other articles of salvage or refuse must have sufficient setbacks and screening (such as a stockade fence or dense evergreen hedge) to provide a visual buffer sufficient to minimize their impact on abutting residential uses and users of public streets.
- (B) All dumpsters or similar large collection receptacles for trash or other materials must be located on level surfaces which are paved or graveled. Where the dumpster or receptacle is located in a yard which abuts a residential or institutional use or a public street, it must be screened by fencing or landscaping.
- (C) Where a potential safety hazard to children is likely to arise, physical screening sufficient to deter small children from entering the premises must be provided and maintained in good condition

§ 154.259 LANDSCAPING.

- (A) Landscape plan required. A landscaping plan shall be provided as part of the site design.
 - (B) Landscaping: general standards.
- (1) The landscape plan for the entire site must use landscape materials to integrate the various elements on site, preserve and enhance the particular identity of the site, and create a pleasing site character. The landscaping should define street edges, break up parking areas, soften the appearance of the development, and protect abutting properties.
- (2) The variety of vegetation shall be based on a consideration of susceptibility to disease, hardiness for specific site location, colors, seasons, textures, shapes, sizes, blossoms and foliage. Planted vegetation shall take the form of shade trees, deciduous shrubs, evergreen, ground cover, perennial and/or annual flower beds and well kept grassed areas and be approved by the permitting authority.
 - (3) For vegetation standards. See § 154.081(B).
- (a) At least one shade tree at least five feet in height and at least one inch in diameter, shall be planted in each 1,000 square feet of required landscaped area; and at least one deciduous shrub or evergreen at least 18 inches above finished grade level, shall be planted for each 500 square feet of required landscaped area.
- (b) A total of 25% of non-impervious surfaces must be landscaped with trees, shrubs, ground covers (including grasses) and/or flowers. All non-impervious surfaces must be covered with living plant material.
- (c) Primarily wooded property shall be required to landscape 25% of any cleared non-impervious surfaces.

- (4) Landscaping may be waived by the Planning Board for fire, security or safety reasons upon a showing by the applicant of the need for such waivers.
- (5) The landscape plan must include a description of how the landscaping will be maintained and preserved in good condition.
- (C) Landscaping of parking lots. Landscaping around and within parking lots shall be designed to shade hot surfaces and visually "soften" the hard surface look of parking areas.
- (1) Parking areas shall be designed and landscaped to create a pedestrian-friendly environment.
 - (2) A landscaped border shall be created around parking lots.
- (3) Any parking lot containing ten or more parking spaces should include one or more landscaped islands within the interior of the lot. There should be at least one island for every 20 spaces.
- (4) Landscaping should screen the parking lot from adjacent residential uses and from the street.
- (D) Landscaped roadside buffers. Whenever the area between the street and the front of the building is used for parking or vehicle movement, a vegetated buffer strip should be established along the edge of the road right-of-way. This buffer strip should soften the appearance of the site from the road and should create defined points of access to and egress from the site.

§ 154.260 LOCATION OF OFF-STREET PARKING.

- (A) Particularly within built-up areas, parking lots should be located to the side or rear of the building. Parking should not be located between the building and the street. The use of shared parking, shared access entrances and/or exits, and inter-connected parking lots is encouraged.
- (B) Smaller buildings that may need public visibility from the street should be sited as close as possible to the street, provided that not more than one row of parking shall be allowed between the building and the street, with the balance of the parking located at the side and/or rear of the building. Larger scale uses and uses which do not require visibility from the road may be located further from the road with a landscaped buffer between the building and the road.

(Ord. passed 1-3-2013)

§ 154.261 SIDEWALKS.

(A) When developing adjacent to an existing sidewalk, an extension of the sidewalk across

the front of the property may be required by the permitting authority. This is to allow for the ongoing continuation of sidewalks as a part of the overall plan for the village commercial district.

- (B) When a public sidewalk is interrupted by a proposed project driveway, the sidewalk material shall continue to be maintained across the driveway, or the driveway shall be painted to distinguish it as a sidewalk. Further, if street trees exist on an adjacent property, street trees shall be planted, in a like manner, on the new site.
- (C) In built-up areas, a widening of the sidewalk onto private property to encourage window shopping and an improved streetscape is encouraged. Benches, sculpture, planters and other street furniture are encouraged.

(Ord. passed 1-3-2013)

§ 154.262 DRIVE -THROUGH FACILITIES.

- (A) Minimize impact. Any use that provides drive-through service shall be located and designed to minimize the impact on neighboring properties and traffic circulation.
- (B) Adjacent residential use. Drive-through facilities shall be located and designed to minimize negative impacts (light, noise and traffic) on adjacent residential uses.
- (C) Communication systems. Communication systems shall not be audible on adjacent residential properties.
- (D) Vehicular access. Vehicular access to the drive through shall be through a separate lane that prevents vehicle queuing within normal parking areas. Adequate queuing space must be provided to prevent any vehicles from having to wait on a public street, within the entry from the street, or within designated parking areas.
- (E) Pedestrian ways. The drive-through must not interfere with any sidewalk or bicycle path.

(Ord. passed 1-3-2013)

APPEALS

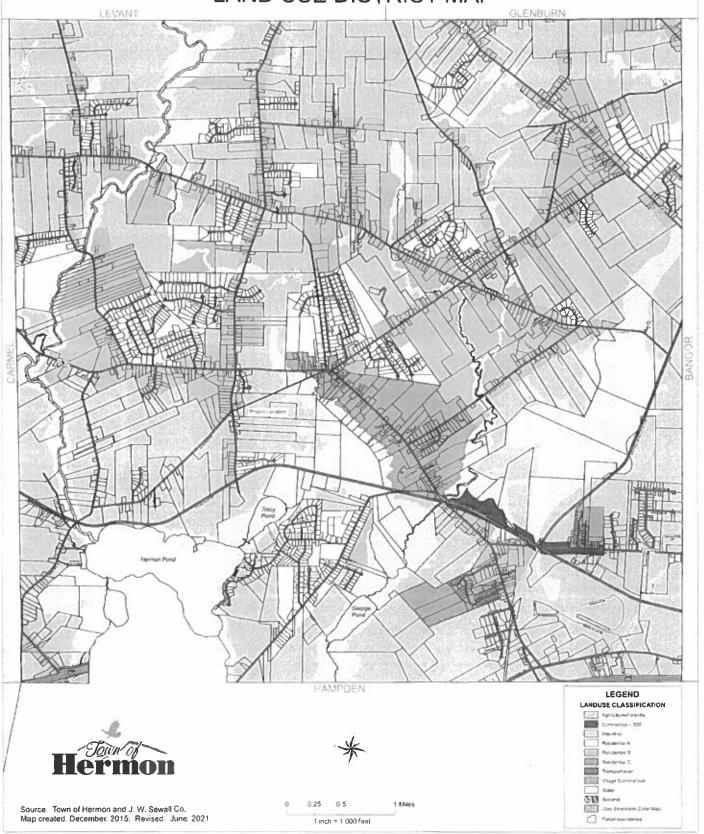
§ 154.275 ESTABLISHMENT OF BOARD OF APPEALS.

There shall be a Board of Appeals (also referred to herein as "the Board") of five members and two associates, appointed by the Town Council of the town, and established in accordance with provisions of 30-A M.R.S.A. § 2691, as amended. The associates shall be appointed annually and shall have all of the rights of a full member except such associate may vote only in the absence of a full member. Each full member shall serve a term of three years. Such terms shall be staggered so that they do not all expire the same year. Neither a Municipal

Zoning Map

TOWN OF HERMON

LAND USE DISTRICT MAP

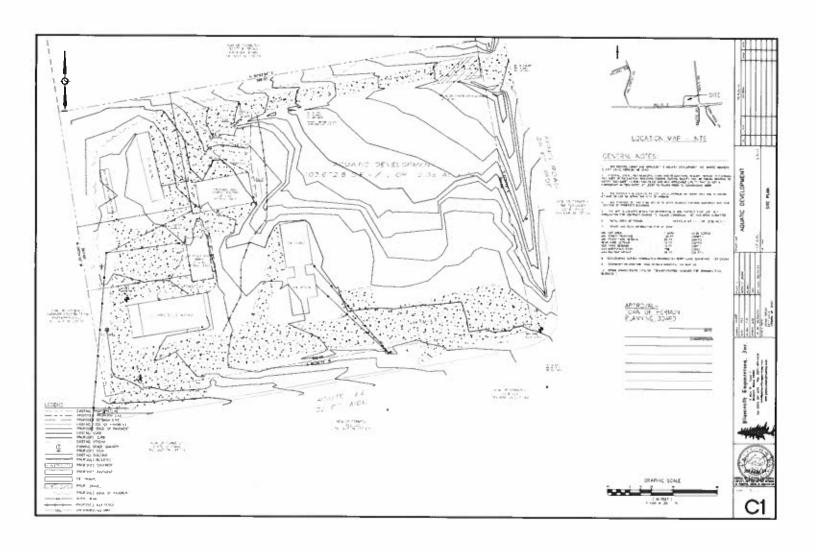


Copy of Conditions and Restrictions (None Included)

Copy of Proposed Site Plan

Development Cost

(None Included)





October 8, 2024

Dear Landowner,

As the last listed landowner, under the Hermon Tax Assessing records, I am providing the following notice for your information as an abutter and/or direct abutter. If you have any questions, please give me a call at 207-848-1042.

A copy of the application, site plan, and other documents can be found on the Town of Hermon's website, https://www.hermonmaine.gov/planning-board/

Thank you,

Jessefa Murphy

Jessefa Murphy Code Enforcement Officer Town of Hermon

Legal Notices

PUBLIC HEARING

By order of the Hermon Planning Board, a Public Hearing has been scheduled for Tuesday October 22, 2024 at 6:30pm in the public safety meeting room to hear comment from the public regarding Aquatic Development Inc. represented by Plymouth Engineering, is seeking a contract zone change to Village Commercial for the property located at 2717 Route 2. Tax Map and Lot 026-085-000

The application is available for public inspection at the Town of Hermon's Code Enforcement office. (848-1042) This notice was posted at Danforth's Down Home Supermarket, and the bulletin board at the Town of Hermon's Town Office on October 11, 2024

STATE OF MAINE STATE HOUSE STATION #77 AUGUSTA, ME 04333

VERROW, PAUL & CARRIE & NICHOLAS A JT 17 KLATTE ROAD HERMON, ME 04401 TILLIE LLC 1776 HAMMOND STREET HERMON, ME 04401

MSG LLC 2729 ROUTE 2 HERMON, ME 04401-0218

GARDNER CONSTRUCTION ENTERPRISES LLC 2729 ROUTE 2 HERMON. ME 04401 IRELAND, DENISE ANN 19 ROBINHOOD DRIVE HERMON, ME 04401

INMAN, RICHARD F & WOODARD-INMAN, REBECCA E JT 4 KLATTE ROAD HERMON, ME 04401 JEWETT, FLORENCE J 18 KLATTE ROAD HERMON, ME 04401

KIMBALL, DENISE 20 ROBINHOOD DRIVE HERMON, ME 04401

CURRIE, NEAL CURRIE, VICKI 2686 ROUTE 2 HERMON, ME 04401 GARBER, TODD GARBER, DOREEN 30 ANNIS RD HERMON, ME 04401

SPANN, SCOTT A SPANN, KIMBERLY C 18 ANNIS ROAD HERMON, ME 04401

TRAINOR, JOHN E TRAINOR, TINA M JT 38 ANNIS ROAD HERMON, ME 04401

ROSS, DARRELL F JR ROSS, LAURIE A
24 ANNIS ROAD
HERMON, ME 04401

TG APARTMENTS, LLC 478 LAKE ROAD LEVANT, ME 04456

ECOTAT TRUST RUTH, KATHRYN TRUSTEE 333 BILLINGS ROAD HERMON, ME 04401



Jesseta Murphy	
From: Sent: To: Subject: Attachments:	Matthew Blake <mblake@bangordailynews.com> Monday, September 30, 2024 8:42 AM Jessefa Murphy Re: Legal ads for 10/15/2024 Hermon, Aquatic Development Site Plan Approval.pdf; Hermon, Aquatic Development Zone Change.pdf; Hermon, Dorr Public Hearing.pdf</mblake@bangordailynews.com>
Hello Jessefa,	
These are all set for Oct. 15	th at \$195 a piece. Proofs are attached.
Thank you	
Matt	
On Mon, Sep 30, 2024 at 8:	32 AM Jessefa Murphy < murphyj@hermonmaine.gov > wrote:
Good morning Matthew,	
Please see the attached leg would be greatly appreciat Thank you	gal ads that we are looking to have run on 10/15/2024. If you could send the proofs in PDF it ted. Thanks!
Jessefa Murphy	
Code Enforcement Officer	INS#2320
P: (207)848-1042	
F: (207)848-3316	
333 Billings Road	
Hermon, ME 04401	
www.hermonmaine.gov	

Legal Notices

PUBLIC HEARING

By order of the Hermon Planning Board, a Public Hearing has been scheduled for Tuesday October 22, 2024 at 6:30pm in the public safety meeting room to hear comment from the public regarding Aquatic Development Inc. represented by Plymouth Engineering, is seeking a contract zone change to Village Commercial for the property located at 2717 Route 2. Tax Map and Lot 026-085-000.

The application is available for public inspection at the Town of Hermon's Code Enforcement office. (848-1042) This notice was posted at Danforth's Down Home Supermarket, and the bulletin board at the Town of Hermon's Town Office on October 11, 2024.

Oct. 15, 2024



R24-25-15

Be it resolved by the Hermon Town Council to approve a Zone Change to Residential B for Linda Davis. The property is located on Union Street, Tax Map and Lot 056-036-000

SIGNED this December 5, 2024 b	by the Hermon Town Council:
John Snyer III	Ronald Murphy
Joshua Berry	Richard Cyr
Christopher Gray	Terry Hamm-Morris
	Derek Wood
iginal:	
lotionYeas	
econd Nays	Date



Memo

To: Stephen Fields – Town Manager

Hermon Town Council

CC: Kristen Cushman – Town Clerk

From: Jessefa Murphy – Code Enforcement

Re: Zone Change to Residential B – Davis Property - Tax Map and Lot 056-036-000

Linda Davis has submitted a request to rezone her property on Union Street (Map/Lot: 056-036-000) from Ag/Forestry to Residential B. This proposed change aligns with the town's broader objectives to encourage appropriate residential development in areas adjacent to existing neighborhoods and infrastructure.

Planning Board Review:

The Planning Board reviewed the request at their meeting on November 19, 2024. Following a thorough discussion and evaluation, the Planning Board unanimously voted 5-0 in favor of recommending the zone change.

I agree with the Planning Board's recommendation to rezone this property to Residential B. This change is consistent with the surrounding area and would allow for appropriate residential use while contributing to controlled growth and development as outlined in the town's Comprehensive Plan.

I encourage the Town Council to consider approving this zoning change to advance the town's strategic land use goals.

Respectfully,

Jessefa Murphy

Code Enforcement Officer

Mailing Address 333 Billings Rd Hermon, ME 04401 Telephone: 207-848-1010

Fax: 207-848-3316

Physical Address 333 Billings Rd Hermon, ME 04401

Hermon

Planning Board Findings of Fact and Decision

To: Linda Davis Date: 11/21/2024

This is to inform you that the Planning Board acted on your application for site plan approval at its meeting on November 19, 2024 and made the following findings and conclusions:

Findings of Fact

1.	The owner of	the pr	operty	is	Linda	Davis,	repres	ented b	y Anthon	y Davis
----	--------------	--------	--------	----	-------	--------	--------	---------	----------	---------

- The property is located on Union Street
 It is in the Industrial district and is identified as Assessor's <u>Map 056 Lot 036-000</u>
- 3. The applicant is Linda Davis, represented by Anthony Davis, who has demonstrated a legal interest in the property by providing a copy of a deed dated October 4, 2023.
- 4. The applicant proposes on the subject property Zone change to Residential B, recommended by the Planning Board PB 24-016
- 5. A completed application was submitted on Sep. 30, 2024
- 6. A Public Hearing was held on Nov. 19, 2024

7.	Undue water or air pollution - Consider:	[] YES [X] NO
	https://www.hermonmaine.gov/	
	a. elevation in relation to floodplains	
	b. soils and subsoils to support waste disposal.	
	c. slope and effect upon effluents	
	d. availability of Streams for wastewater disposal	
8.	Sufficient Water Available?	[x] YES [] NO
9.	Unreasonable Soil Erosion?	[] YES [X] NO
10.	Roads: Congestion or Unsafe Conditions?	[] YES [X] NO
11.	Adequate Sewage Disposal?	[x]YES []NO
12.	Adequate Solid Waste Disposal?	[x] YES [] NO
13.	Adverse Effect Upon:	[] YES [x] NO
	a. Scenic or Natural Beauty?	[] YES [x] NO
	b. Aesthetics?	[] YES [x] NO
	c. Historic or Archaeological Sites?	[] YES [x] NO
	d. Wildlife Habitat?	[] YES [x] NO
	e. Natural Areas?	[] YES [x] NO
	f. Public Physical or Visual Access To Shoreland	[] YES [] NO N/A
	Conforms to Comprehensive Plan?	[x] YES [] NO
15.	Complies with Subdivision Regulations?	[x] YES [] NO
16.	Complies with Zoning Ordinance?	[x] YES [] NO
17.	Situated within 250 horizontal feet of:	
	a. pond or lake?	[] YES [x] NO
	b. Great Pond?	[] YES [x] NO
	c. River?	[] YES [x] NO
	d. Stream or Brook?	[] YES [x] NO
	e. Freshwater Wetland?	[] YES [] NO N /A
	If yes to any in Item 17, said body of water is clearly delineated	
	on the Final Plan?	[]YES []NO N/A

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18.	Adequate Financial & Technical Capacity?	[x] YES [] NO
19.	Adverse effect on quantity or quality of Ground Water?	[]YES[x]NO
20.	Base Flood (100 Year) Elevation & Boundaries on Plan?	
	If yes, Required Statement about floodplain development	
	appears on Plan in NOTES or RESTRICTIONS?	[]YES []NO N/A
21.	All Freshwater Wetlands delineated on Plan?	[]YES[]NO N/A
22.	All Rivers, Streams, or Brooks on or adjacent delineated?	[] YES [] NO N/A
23.	Provides for Adequate Stormwater Management?	[X] YES[] NO
24.	Spaghetti-lots in Shoreland Zone?	[] YES [] NO N/A
25.	Protection provided for Lake Phosphorous Concentration?	[] YES [] NO N/A
26.	Adverse Impact on neighboring community's roads?	[] YES [x] NO
27.	Adequate Access to Direct Sunlight?	[x] YES [] NO
28.	OTHER:	

Conditions:

Decision

Based on the findings of fact and conclusions, the Planning Board voted to **Recommend** your application for Zone Change to Residential B, PB24-016. If you are unhappy with this decision, you may file an appeal to Penobscot County Superior Court within 30 days from the date of this decision letter.

Date: 11-21-24

Ed Marsh - Planning Board Chair

cc: Stephen Fields, Town Manager



The Hermon Planning Board will hold a Public Hearing on the following request for a zone change and forward their findings on to the Hermon Town Council for an additional Public Hearing and shall vote to approve or deny the request.

Application fee: Fee: \$300.00 plus mailing costs				
1. Current property owner: Linda Davis				
2. Owner's address: 2611 Uown St. Humon HE 04401 Phone: (207) 755478-				
3. Street address of property: 2500-2700 Union 3rd Human ME				
4. Applicant's name: Anthory Davis				
5. Applicant's address: 877 Main Rd Come ME 04419				
6. Applicant's phone #; (207) 735-3831				
7. Present Zoning classification: Splt Zoning 125 B/ Ag-Foresty				
8. Requested zoning classification: Solety Res 13				
9. Attach legal description of property to be rezoned.				
Please answer the following questions in detail. This information will be used to evaluate whether your request complies with the criteria for a zone change.				
1. Is the current zoning of this property a mistake				
No.				
2. Will the change in zoning conform with the policies and objectives of the Comprehensive Plan?				

Physical Address:

Hermon, ME 04401

333 Billings Rd

Telephone: 207 848-1010 YeS

Mailing address

Hermon, ME 04402-6300

PO Box 6300

3. \	Will the overall change in the zoning district result in development which is compatible to the
	surrounding districts? Yes, majority of surrounding 15 Rs B

4. Will the change affect the current use of other land in the vicinity?

5. Why is it appropriate at this time to permit the specific type of zone change?

6. What are the current uses on the abutting parcel(s)?

7. Explain how the surrounding property within 200' of the perimeter of your property is zoned.

- 8. Have any changes taken place which would make the zone change appropriate now rather than at an earlier date?

 No Changes. Tust addressing at this time for future house lot You may consider such things as development of surrounding property, new streets, sewer or water lines and housing trends
- 9. Has a zone change ever been attempted before on this property by you or anyone else?

ADDTITIONAL REQUIREMENTS:

- A. Attach a copy of the most current tax map / lot of the property to be rezoned
- B. Provide a list of the names and addresses of all property owners within 100' of the exterior boundaries of the subject property
- C. Provide evidence you are the owner or purchaser of the property or have written consent from the property owner to make application for a zone change
- D. Enclose the application fee of \$300.00 (Mailing cost for public hearing will be charged to the applicant)

The above and attached statements are true to the best of my belief and knowledge. I understand this application must be completed and accurate before a hearing can be scheduled and that only those items specifically mentioned in the application can be considered and acted upon at the Planning Board level and at the Town Council level.

Applicant's signature

Date

Mailing address PO Box 6300 Hermon, ME 04402-6300 Physical Address: 333 Billings Rd Hermon, ME 04401

Telephone: 207 848-1010 FAX: 207 848-3316

	September 29.2024
	De la
	To Whom Dt May Concern,
	I Sinda Silavio, give my consent to Inthony Davis to seek rezoning on Property located on Union Street in Herson
	Respect fully, Inda & Davis
7	

NOT NOT AN AN OFFICIAL OFFICIAL COPY COPY NOT NOT A N DEED OF DISTRIBUTION OFFIBY PERSONAL REPRESENTATIVE L COPY (Intestate) COPY

LINDA SUE DAVIS, of Hermon, Penobscot County, Maine, duly appointed and acting PERSONAL REPRESENTATIVE OF THE ESTATE OF PHILLIP WAYNE DAVIS, deceased intestate, as shown on the Probate records of the Penobscot County, State of Maine, by the power conferred by law, and every other power, in distribution of the estate, grants to LINDA SUE DAVIS of Hermon, Penobscot County, Maine, being the person entitled to distribution, the land, together with any buildings and improvements thereon, in Hermon, Penobscot County, State of Maine, described as follows:

See Exhibit A attached hereto and made a part hereof.

Any and all other rights, easements, privileges and appurtenance belonging to the granted estate are hereby conveyed.

For grantor's source of title, reference may be had to a Warranty Deed from Marilyn K. Ismail to Philip W. Davis, dated February 24, 1989 and recorded at the Penobscot County Registry of Deeds in Book 4417, Page 200. Phillip W. Davis died intestate on December 25, 1995. Docket 96-65-0 filed in Penobscot County Probate Court.

The Grantee's mailing address is 2611 Union Street, Hermon, Maine 04401.

WITNESS my hand and seal this 4th day of October, 2023, in my capacity as Personal Representative of the Estate of Phillip Wayne Davis.

The Estate of Phillip Wayne Davis

A certain piece or parcely of land situated in Hermon, in the County of Penobscot and State of Maine, and described as follows:

Beginning at a cedar stake where a cedar tree formerly stood being the northwest corner of the Kelley lot on the easterly side of the Avenue Road; thence northerly on and by said road line ninety-nine (99) rods to a stake; being the southeast corner of the Clark Hammond lot, thence north fifty-five (55) degrees east forty and one-half (40 ½) rods to a stake; thence south fifty-five and one half (55 ½) degrees east eighty-six (86) rods to a cedar tree; thence south forty-three (43) degrees west about forty (40) rods to corner begun at, containing twenty-five (25) acres more or less; being same property deeded to Estey A. Hartley by George J. Joy by deed dated November 17, 1931 and recorded in Penobscot Registry of Deeds in Vol. 1055, Page 132. Being the same premises conveyed by Katey A. Hartley to William Landry by Warranty Deed dated August 2, 1932, recorded in said Registry in Vol. 1061, Page 206. Being the same premises conveyed by William Landry to Louis Saltzman by Warranty Deed dated June 10, 1957 and recorded in Penobscot Registry of Deeds in Vol. 1582, Page 250.

Being the same premises conveyed by Louis Saltzman to Edward C. Butler and Gladys R. Butler by deed dated March 2, 1959, and recorded in Penobscot County Registry of Deeds in Volume 1663, Page 118. Excepting however from the above described premises parcels of land therefrom heretofore conveyed from Edward C. Butler and Gladys R. Butler to Chester Terrill, Earl O. Terrill, Larry Ormsby and Edward C. Butler, Jr., all of which deeds thereto have been recorded or are to be recorded.

The parcel herewith conveyed contains approximately seventeen (17) acres, more or less.





November 7, 2024

Dear Landowner,

As the last listed landowner, under the Hermon Tax Assessing records, I am providing the following notice for your information as an abutter and/or direct abutter. If you have any questions, please give me a call at 207-848-1042.

A copy of the application, site plan, and other documents can be found on the Town of Hermon's website, https://www.hermonmaine.gov/planning-board/

Thank you,

Jessefa Murphy

Jessefa Murphy
Code Enforcement Officer
Town of Hermon

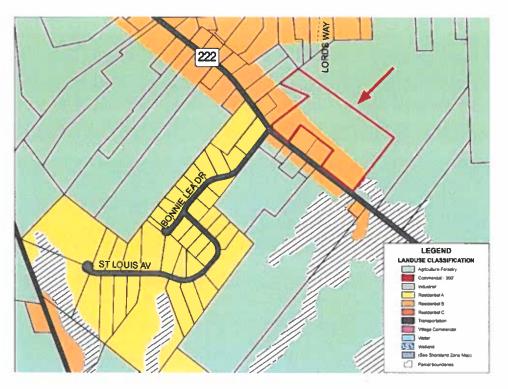
Legal Notices

PUBLIC HEARING

By order of the Hermon Planning Board, a Public Hearing has been scheduled for Tuesday November 19, 2024 at 6:30pm in the public safety meeting room to hear comment from the public regarding Linda Davis, represented by Anthony Davis, is seeking a zone change from Ag/Forestry to Residential B located on Union Street, Tax Map and Lot 056-036-000

The application is available for public inspection at the Town of Hermon's Code Enforcement office. (848-1042) This notice was posted at Danforth's Down Home Supermarket, and the bulletin board at the Town of Hermon's Town Office on November 12, 2024





Mailing Address 333 Billings Rd Hermon, ME 04401

Telephone: 207-848-1010 Fax: 207-848-3316 Physical Address 333 Billings Rd Hermon, ME 04401 FABER FARMS TRUST DATED JULY 16, 2016 C/O FREDERICK A & BARBARA E RICHARDS TRUSTEES 169 KELLEY ROAD HERMON. ME 04401 PORTO, ROBERT J & CRYSTAL J JT 2655 UNION STREET HERMON. ME 04401

JOHNSTON, ALISHA M & KING, COREY A & HOOD, ADRIENNE M 2631 UNION STREET HERMON. ME 04401

HANSON, MILDRED 2599 UNION STREET HERMON, ME 04401 APPLEBEE, TODD 97 KELLEY ROAD HERMON, ME 04401

GOODRICH, TERESAA GOODRICH, LEE W JT 2620 UNION ST HERMON, ME 04401

WILLARD, ELIZABETH E & TYLER M JT 2600 UNION STREET HERMON, ME 04401 APPLEBEE, GERALD JR 95 KELLEY ROAD HERMON, ME 04401

PERKINS, JODY L 2668 UNION STREET HERMON, ME 04401

APPLEBEE, GERALD A JR, & MELENA S 95 KELLEY ROAD HERMON, ME 04401 BREWER, JARED E & JENNIFER E JT 42 BONNIE LEA DRIVE HERMON, ME 04401 MAHAR, EUGENE R MAHAR, MICHELE L 35 BONNIE LEA DRIVE HERMON, ME 04401

MOONEY, JOHN R MOONEY, MARY E JT 25 BONNIE LEA DRIVE HERMON, ME 04401 FORD, BARBARA J FORD, EDWARD B 2636 UNION STREET HERMON, ME 04401 BRYANT, WILLIAM C BRYANT, DARCEL S 80 CROGAN ROAD HERMON, ME 04401

DAVIS, LINDA SUE 2611 UNION STREET HERMON, ME 04401 LACROSSE, AARON J 41 KELLEY ROAD HERMON, ME 04401 McLEOD, DAVID 67 KELLEY ROAD HERMON, ME 04401

CALDWELL, BENJAMIN W & THOMAS B JT 2480 UNION STREET HERMON, ME 04401 KMD DEVELOPMENTS LLC 125 U S ROUTE 1 FRENCHVILLE, ME 04745 McCLARIE, STEVEN C 2665 UNION STREET HERMON, ME 04401

BUTERA, MICHELE 445 NORTH MAIN STREET BREWER, ME 04412 PO BOX 90 LEVANT, ME 04456 0090 LEE, ROBERT E 2612 UNION STREET HERMON, ME 04401

OUELLETTE, RICHARD L JR OUELLETTE, RENEE D 31 BONNIE LEA DRIVE HERMON, ME 04401 P.O BOX 90 LEVANT, ME 04456 0090 MCCLUSKEY, ERICK W 258 14TH STREET BANGOR, ME 04401

DYER, MARY JANE 2596 UNION STREET HERMON, ME 04401 McCLARIE, LELAND D 2648 UNION STREET HERMON, ME 04401 DAVIS, LINDA S 2611 UNION ST HERMON, ME 04401 LACROSSE, ROGER 2687 UNION STREET HERMON, ME 04401

GRAVES, DANA E GRAVES, DOROTHY M 2639 UNION ST HERMON, ME 04401 STUBER, CYNTHIA A 51 KELLEY ROAD HERMON, ME 04401

LACROSSE, AARON J 41 KELLEY ROAD HERMON, ME 04401 PORTER, ALLEN E & BELINDA J JT 2562 UNION STREET HERMON, ME 04401 ALLARD, JACQUELINE 2657 UNION STREET HERMON, ME 04401

CLEAVES, JACOB R & COURTNEY S 107 KELLEY ROAD HERMON, ME 04401

APPLEBEE, TODD & KELLIE L JT APPLEBEE, KELLIE L JT 97 KELLEY ROAD HERMON, ME 04401 LACROSSE, ROGER 2687 UNION STREET HERMON, ME 04401

O'HALLORAN, ROBERT O'HALLORAN, NANCY B 2640 UNION STREET HERMON, ME 04401 McLEOD, DAVID T 67 KELLEY ROAD HERMON, ME 04401

PATTERSON, RALPH JR PATTERSON, BRENDA G JT 57 KELLEY ROAD HERMON, ME 04401

SANBORN, LAUREL & LANCE JT SANBORN, LANCE 59 KELLEY ROAD HERMON. ME 04401

Jessefa Murphy

From: Dakota Desjardins <ddesjardins@bangordailynews.com>

Sent: Wednesday, November 6, 2024 12:53 PM

To: Jessefa Murphy
Subject: Ad Proof and Cost

Attachments: Hermon, Davis.pdf; Hermon, Kennel.pdf

Good Afternoon again Jessefa,

Here is your second ad proof for the Bangor Daily News on November 12. The cost will be \$195.00. I've also attached the PDF proof of the Davis Notice. Please let me know if you have any questions.

Thank you,

- Dakota



Dakota Desjardins | Inside Sales Repres ddesjardins@bangordailynews.com | 207.990.8103 | 1 Merchants Plaza | P.O. Box 1329 | Bangor, ME 04402-1329 |

Legal Notices PUBLIC HEARING

By order of the Hermon Planning Board, a Public Hearing has been scheduled for Tuesday November 19, 2024 at 6:30pm in the public safety meeting room to hear comment from the public regarding Linda Davis, represented by Anthony Davis, is seeking a zone change from Ag/Forestry to Residential B located on Union Street, Tax Map and Lot 056-036-000

The application is available for public inspection at the Town of Hermon's Code Enforcement office. (848-1042) This notice was posted at Danforth's Down Home Supermarket, and the bulletin board at the Town of Hermon's Town Office on November 12, 2024

November 12, 2024



R24-25-16

Be it resolved by the Hermon Town Council to accept a portion Dave's Way Extension Phase III as a Public Road.

Dysart Realty is asking the town to a portion Dave's Way Extension Phase III as a Public Road. The road is currently for one additional industrial with an approved total of 26 total lots for future development. Dave's Way Extension is a subdivision off the Coldbrook road located within the Coldbrook Industrial Park. The current portion of road is approximately 1900' of additional road.

Haley Ward has performed all the inspections on the road and has determined it to be within the Town's standards.

SIGNED this December 5, 2024 by the	Hermon Town Council:		
John Snyer III	Ronald Murphy		
Joshua Berry	Richard Cyr		
Christopher Gray	Terry Hamm-Morris		
	Derek Wood	 ?	
st Original:			
Motion Yeas			
Second Nays	Date		



Memo

To:

Stephen Fields - Town Manager

Hermon Town Council

CC:

Kristen Cushman – Town Clerk

From: Jessefa Murphy – Code Enforcement

Re:

Accept a Portion of Dave's Way Extension as Public Way

This memo serves as a formal recommendation for the Town Council to accept a portion of the Dave's Way extension, approximately 1,900 feet of roadway, as part of the Coldbrook Business Park Phase III development.

Background

The road was constructed as part of the Phase III expansion of the Coldbrook Business Park, intended to enhance infrastructure and support economic development. To ensure compliance with the Town of Hermon's industrial road standards, a third-party inspection company, Haley Ward, was retained to oversee and document the construction process.

This roadway will initially provide access to one anchor tenant located on Lot #22. Once the project is fully developed, the Coldbrook Business Park Phase III subdivision will include a total of 26 lots. This development represents a significant opportunity for Hermon to attract and support future businesses, enhance its tax base, and provide long-term economic benefits to the community.

Haley Ward's attached inspection reports confirm that the construction of this portion of the roadway meets the Town of Hermon's industrial road standards. Their evaluation includes proper base material and compaction testing, drainage installation and functionality, surface paying to appropriate specifications. The reports indicate that all aspects of the construction were completed in accordance with approved plans and town standards.

Telephone: 207-848-1010

Fax: 207-848-3316

Physical Address

Hermon, ME 04401

333 Billings Rd

Based on the findings in Haley Ward's reports and my review as Code Enforcement Officer, I recommend the Hermon Town Council formally accept this portion of Dave's Way as part of the town's public roadway network.

Respectfully,

Jessefa Murphy

Code Enforcement Officer



November 22, 2024

Town of Hermon
Attn: Mr. Jessefa Murphy
333 Billings Road
Hermon, Maine 04401
murphyj@hermonmaine.gov

Re: Coldbrook Business Park, Phase 3 | Third Party Construction Observation and Design Certification | Dave's Way, Hermon, Maine

Dear Mr. Murphy:

As you are aware, Haley Ward, Inc. (Haley Ward) has conducted construction observation services to assess whether the Coldbrook Business Park Phase 3 has been built in accordance with the approved Plymouth Engineering Subdivision Plans. This project involves extending Dave's Way in Hermon, Maine. On November 11, 2024, Haley Ward conducted a final on-site observation to evaluate compliance with the plans. Below, we summarize our observations throughout the project, along with our recommendations and findings from the final site visit.

COMPLIANCE WITH DESIGN

Haley Ward conducted on-site observation visits throughout the duration of the project to check various milestones of construction and determine whether the road and utilities were being constructed in accordance with the approved design plans prepared by Plymouth Engineering, Inc. Our visits included assessments of subgrade preparation, sewer installation, placement of Type D Gravel, Type A Gravel pre-paving, paving, and a post-paving inspection.

Best practices were followed throughout the site preparation and construction process. Care was taken by the Contractor to schedule construction and inspection activities to minimize rework and mitigate against shifting weather conditions.

Sewer installation observations confirmed that sewer lines maintained required separation and cover, meeting minimum offsets of 10 feet horizontally and 18 inches at crossings from the water lines. Sewer pipes were installed in trenches with a minimum width of 24 inches. Installation followed the construction detail found in the project plan set and includes proper bedding stone, backfill, and compaction using a vibratory plate compactor or drum roller, as appropriate.

Town of Hermon | 11.22.2024 | 11985.009 | Page 1



Manholes were installed per the supplied construction detail. The structures were bedded in crushed stone, backfilled with common borrow and compacted around the manhole using a vibratory plate compactor. Butyl rubber was applied on manhole riser sections to ensure water tightness. Manholes were adequately parged at all penetrations to prevent infiltration.

The lift station was installed per construction detail. Our inspection scope did not include the lift station appurtenances such as mechanical or rotating equipment.

The subgrade preparation met the required standards and demonstrated acceptable bearing capacity based on observations and proof rolling. Any unsuitable areas encountered were excavated and replaced to establish a stable, uniform subgrade.

The subgrade cross slope generally met the design requirement of 3%, satisfying the intent of the project design.

Gravel materials used for the project met the design specifications for Type D and Type A gravels. In place compaction tests of the gravels were performed by S.W. Cole and supplied to Haley Ward where it was observed that all sections of road satisfactorily meet required compaction of 95%.

Paving of the binder course occurred on October 30, 2024, achieving a compacted depth of 2.5 inches. Haley Ward observed that asphalt mix was placed with depth and cross slope generally meeting design standards. The final wearing course was installed on November 1, 2024, with a compacted thickness of 1.5 inches. Haley Ward personnel were not present for wearing coarse paving. The finished surface appears uniform and appropriately compacted. No testing was performed to confirm in place compaction or gradation.

The original design drawings specified 3" binder course and 1" wearing course. This was changed to 2.5" binder and 1.5" wearing course at the direction of the Engineer of Record.

A final inspection was completed on November 7, 2024. Overall, the road plan and profile align with the design intent. The standard industry tolerance for cross slope is typically within 0.5% of the required value, which for this project is a 2% slope from the centerline from Station 0+00 to Station 6+50. The remaining section of Dave's Way, Peterbilt Road, and Kenworth Drive are constructed with a uniform cross slope, across both lanes, directing road drainage to the BMP's. During the inspection, cross slopes were measured along the length of the roadway. Several locations exceeded the 0.5% tolerance but maintained a consistent slope toward the ditch. The vertical alignment slope in some areas falls below 1%, it is situated among higher slopes, allowing for adequate drainage. The road has a measured paved width of 30 feet. Paved shoulders have not been backed up with gravel. Additionally, it was observed that there are gravel windrows along the shoulder which should be cleared.

Based on our on-site observations, the road geometry, drainage, and utilities generally meet the intent and function of the approved plans.

Town of Hermon | 11.22.2024 | 11985.009 | Page 2



PUNCH LIST ITEMS

During the final on-site walk, it was observed that the following items needed to be completed to allow Haley Ward to offer our final opinion on whether the project is compliant with the approved plans:

- All disturbed areas should be covered with seed and mulch.
- Debris from clearing and grubbing activities shall be removed.
 - Care shall be taken to not damage the new pavement during clean-up and punch list activities.
- Edge of pavement shall be backed up with gravel.
- Gravel windrows from shoulders should be removed/graded into finished grade.
- All trash shall be removed from the site.
- Final ditch shaping after site clean-up.

ADDITIONAL OBSERVATIONS

Care should be taken to protect the new roadway from construction equipment as well as solar field maintenance vehicles.

CONCLUSION

Based on the results of our construction observation services, it appears that, upon final completion of the punch list items mentioned above, the construction of the roadway (Dave's Way) and associated utilities are generally in compliance with the approved plans.

Please feel free to reach out to us with any questions at 207-989-4824, or by email at Ifeneey@haleyward.com.

Sincerely,

Haley Ward, Inc.

Lucy reeney

Civil Engineer

ALF/SMT/apv/jok

Sean Thies, P.E.

Senior Project Manager

Town of Hermon | 11,22,2024 | 11985,009 | Page 3

DAILY CONSTRUCTION REPORT



5/17,21,30/2024 Coldbrook Business Park PROJECT: DATE: LOCATION: WEATHER: Partly Cloudy Hermon 70°F 11985.009 JOB NO: TEMPERATURE: CLIENT: Town of Hermon PRECIPITATION: 0% Lucy Feeney & Alex Vadney SITE OBSERVER(S): CONTRACTORS Dan Cliff Contractor: Remarks Personnel Dan Cliff Owner Foreman Operators Laborer SUBCONTRACTORS Subcontractor: Superintendent Foreman Operators Laborer Subcontractor: Superintendent Foreman Laborers/Technicians Subcontractor: Technician **EQUIPMENT ON-SITE** Bulldozer Roller Tri-Axle Excavator CONSTRUCTION ACTIVITIES: 1145 a.m. - arrived on-site and met with Dan Cliff. Pond construction is in progress, currently placing 3/4" stone. Dan mentioned Engineer of Record (EOR) would be inspecting the stormwater measures. - Confirmed pump station will be around June and base paving will be in the fall. · Haley Ward, Inc. (HW) spoke with Dan cliff. Pond berm construction to be completed 5/22-5/23/2024. Outlet pipe to follow. Dan Cliff will notify HW prior to any underground utilities. Site visit planned for 5/23/2024. Sewer & FM bids are expected 5/24/2024. 5/30/2024-Schedule update Road construction begins next week. Lifts station delivery is 3 weeks out. CL 52 ductile is 6 weeks out. Sewer Contractor - Lou Silver ***Additional details can be found in the field notebook. ***Construction Photos*** Photographic documentation contains photographs in different stages of construction and may not represent finished product.

Alex Vadney

Prepared by:

DAILY CONSTRUCTION REPORT



PROJECT: Coldbrook Business Park DATE: 8/7,9/2024 LOCATION: Hermon WEATHER: Partly Cloudy JOB NO: 11985.009 TEMPERATURE: 70°F CLIENT: Town of Hermon PRECIPITATION: 0% Alex Vadney SITE OBSERVER(S):

		CONTRACTORS		
Contractor: Dan Cliff				
A STATE OF THE REAL PROPERTY.	Personnel			Remarks
Owner	Dan Cliff			
Foreman				
Operators				
Laborer				
	S	UBCONTRACTORS		
Subcontractor:				A STATE OF BUILDING
Superintendent				
Foreman				**
Operators				
Laborer				
Subcontractor:			TANK DESCRIPTION	
Superintendent		SATA		
Foreman				
Laborers/Technicians				
Subcontractor:				
Technician		SI/	COSCORDE A 1	
	E(QUIPMENT ON-SITE		<u>. </u>
Bulldozer	1	W		
Roller				
Tri-Axle				
Excavator				
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8/7/2024

0700 hrs - call with Dan Cliff and Haley Ward, Inc. (HW). Lou Silver has mobilized equipment to site. Lift station excavation to commence 8/7/2024

CONSTRUCTION ACTIVITIES:

-some ledge is anticipated.

1130 hrs - HW arrived on-site. Lou Silver on-site and lift station excavation is in progress. Ledge encountered at LS. Approx 2ft removed.

8/8/2024

0700 hrs - HW arrived on-site. Met Barney Silver. POD:Rock Ex at LS. Hammer to correct grade. Stone bedding to be placed beneath and around to plan required thickness.

-3" SS will be fused and pressured tested in one length.

8/9/2024

- Notified by Silver of pressure test. HW arrived on-site at 1158 hrs. Entire line has been fused per manufacturer spec. Line pressured to 6 PSI and held for 5 minutes.
- LS set but not backfilled. Water in the hole will need to be pumped out prior.
- A7Butt fusion time cycles 3"-30-60 seconds heating, 70 seconds cooling, 1/8" bead.

Construction Photos

Photographic documentation contains photographs in different stages of construction and may not represent finished product.

Prepared by: Alex Vadney



Photo No. 1 Photo Date: 8.09.2024 Site Location: Hermon, Maine 12:06 ALL LIE & **Description:** Butt fusion required time cycles. **Butt Fusion Time Cycles** Cenfuse HDPE Pipe & Fittings SOR 11 IPS Heater Temperature & 500° F. +/- 10° F. Pipe Side Heating Cooling IPB Time Size (seconds) (seconds) (inches) (inches) Photo By: 1/2" 8-10 1/15 34" 14-17 50 APV 1/16 16-19 70 11/4" 18-22 70 1/16-1/8 1/16-1/6 11/2" 22-28 70 1/16-1/8 27 30-35 70 100 35-42 1/8-3/16 1 QO NOT ATTEMPT TO ESTABLISH BEAD SIZE DURING THE HEAT CYCLE! 2. THE INFORMATION ABOVE IS CONSIDERED A GUIDELINE ONLY, JOB SITE AND TEMPATURE CONSISTIONS MUST BE TAKEN INTO



Photo No. 2

Photo Date: 8.09.2024

Site Location: Hermon, Maine

Description:

Pressure gauge holding required pressure. 5 PSI for 5 Minutes. A photo is taken at the start and finish of each test to verify if any movement has occurred indicating a pressure drop.

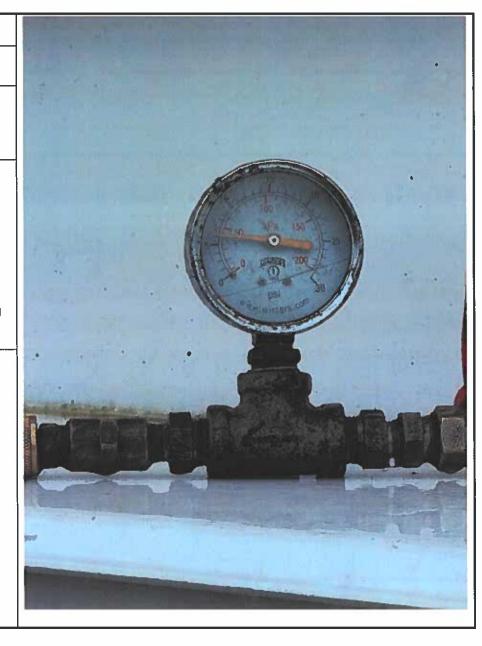




Photo No. 3

Photo Date:

8.09.2024

Site Location:

Hermon, Maine

Description:

Fussed butt section.

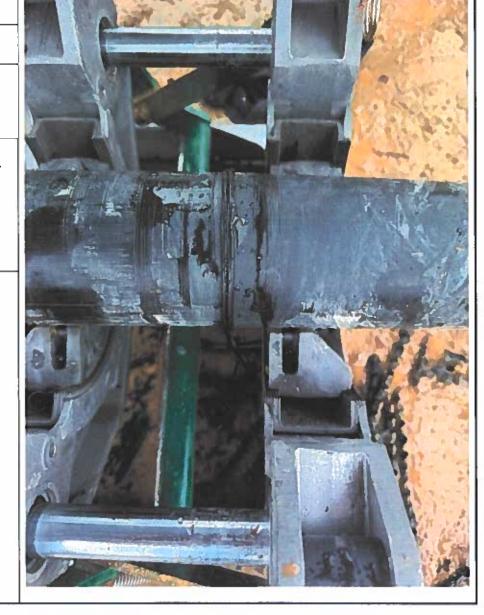




Photo No. 4

Photo Date: 8.09.2024

Site Location: Hermon, Maine

Description:
Lift station set.
Backfill will be
completed after
pumping out the
excavation.

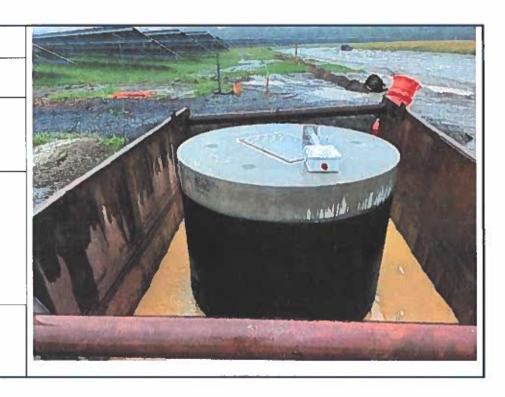




Photo No. 5

Photo Date: 8.09.2024

Site Location: Hermon, Maine

Description: SMH#14 and subgrade preparation along Kenworth Drive.

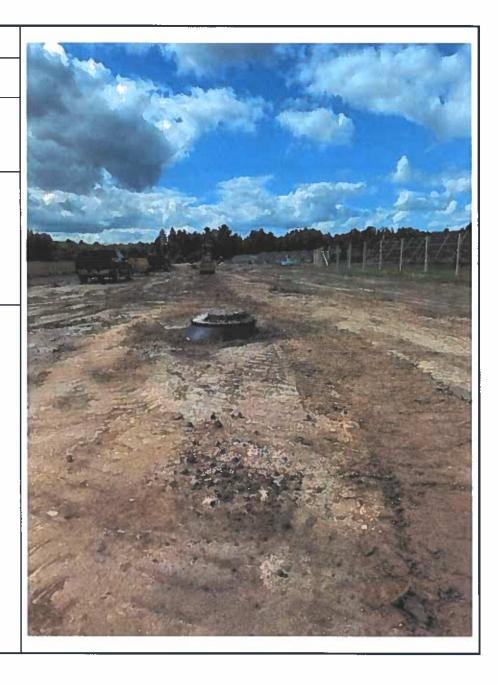




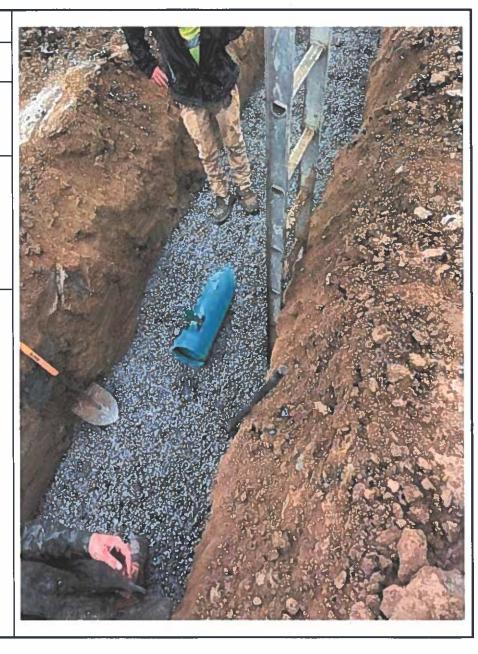
Photo No. 6

Photo Date: 8.09.2024

Site Location: Hermon, Maine

Description:

Sewer pipe being placed with backfill.



DAILY CONSTRUCTION REPORT



			0.11.11000.1	
PROJECT:	Coldbrook Business Park	DATE:	8/14/2024	
LOCATION:	Hermon	WEATHER:		
JOB NO:	11985.009	TEMPERATURE:		
CLIENT:	Town of Hermon	PRECIPITATION:	0%	
SITE OBSERVER(S):	Alex Vadney			
<u> </u>	CONTRA	CTORS		
	CONTRA	CTORS		
Contractor:	Dan Cliff		Bomeste	
Owner	Personnel Dan Cliff		Remarks	
Foreman	Dan Cilli			
Operators				
Laborer	-			
Laborer				
	SUBCONTR	ACTORS		
Subcontractor:				
Superintendent	-			
Foreman	-			
Operators				
Laborer				
Subcontractor:				
Superintendent				
Foreman				
Laborers/Technicians				
Subcontractor:			The state of the s	
Technician				
			· - ·	
	FOURTEN	ON CITE		
9 11 1	EQUIPMEN'	OM-211E		
Bulldozer				
Roller				
Tri-Axle				
Excavator				
	CONCERNICATION	N A OZNATIES	<u> </u>	
Description of the state of the	CONSTRUCTIO		an are in 15111 to announce to	
Banaca Cas Sanasa Cas W	d, Inc. (HW). Plan change on 3" sewel as notified and will be on-site for inst	Connection @ Dave's way, Fol	ce main (FM) to carry past	
	as floring and will be on-site for that	allation. TM it istalled op 10 sta	1+30. Frione Call Only. 140	
photo log.				
1				
İ				
	Construction	on Photos		
Photographic documer	ntation contains photographs in different		t represent finished product	
			. represent inflation product.	
Prepared by:	Prepared by: Alex Vadney			

DAILY CONSTRUCTION REPORT



PROJECT: Coldbrook Business Park DATE: 8/20/2024 LOCATION: Hermon WEATHER: Partly Cloudy JOB NO: 11985.009 TEMPERATURE: 73°F Town of Hermon PRECIPITATION: CLIENT: 0% SITE OBSERVER(S). Alex Vadney CONTRACTORS Contractor: Dan Cliff Personnel Remarks Owner Dan Cliff Foreman Operators Laborer SUBCONTRACTORS Silver Construction Subcontractor: Superintendent Matt Foreman Operators Laborer Subcontractor Superintendent Foreman Laborers/Technicians Subcontractor: Technician **EQUIPMENT ON-SITE** Bulldozer Roller Tri-Axle Excavator CONSTRUCTION ACTIVITIES 1. Observation of Bedding Installation: Crushed Stone Bedding: Material was 3/4" crushed stone bedding was observed installed as per the plan set drawing detail. Conformance: The bedding was installed in accordance with the specified detail, ensuring proper support for the 8" sewer pipe. 2. Length Discrepancies and Stope Adjustment: •Plan Set Discrepancies: The lengths of the sewer run specified on the plan set were found to be incorrect. • Impact: This discrepancy resulted in necessary modifications to the sewer slope. •Slope Adjustment: The sewer slope was set at 0.05 ft/ft to accommodate the corrected lengths. The adjusted slope is acceptable as it is greater than the minimum required slope for 8" gravity sewer which is 0.004 ft/ft. *Backfill Process: The trench was backfilled in 12" loose lifts as per standard procedure.

· Compaction: Final compaction is planned to be performed using a vibratory drum roller to achieve the required density.

4. Installation of Detectable Warning Tape:

- Missing Warning Tape: If was observed that detectable warning tape was not installed from the lift station to station 0+50 on Kenworth Drive.
- Immediate Action: Foreman Matt was notified of the omission and immediately commenced the installation of the warning tape for the remaining sections.

5. Sewer Line Testing:

- •Leak Testing. The sewer line is scheduled for a leak test upon the completion of the manhole-to-manhole (MH to MH) run. Testing will ensure the integrity and proper function of the installed sewer line.
- ****Note: it was observed the plan set being used in the field has a date of 5/6/24 while Haley Ward Plan set dated 5/1/24. Request updated plan set.

Construction Photos				
Photographic documentation contains photographs in different stages of construction and may not represent finished product.				
Prepared by:	Alex Vadney			



Photo No. 1

Photo Date: 8/20/24

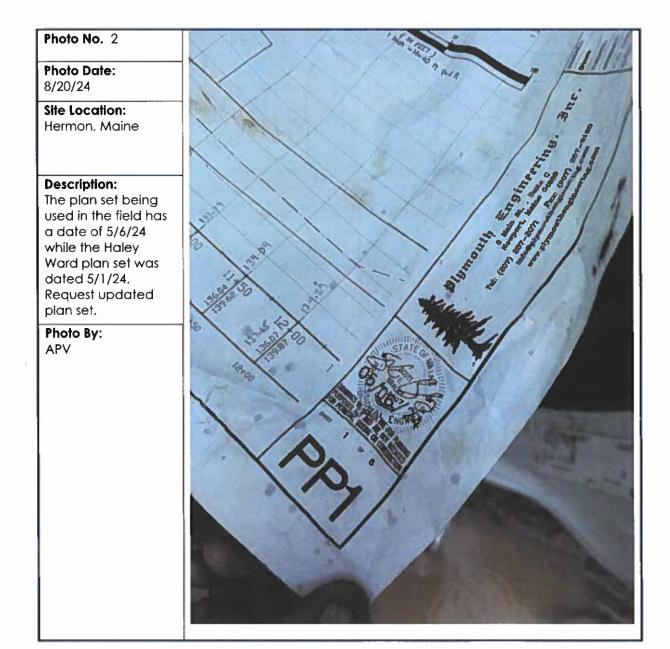
Site Location: Hermon, Maine

Description:

Material: 3/4"
crushed stone
bedding was
observed installed as
per the plan set
drawing detail.
Conformance: The
bedding was
installed in
accordance with
the specified detail,
ensuring proper
support for the 8"
sewer pipe.







DAILY CONSTRUCTION REPORT



220	Catalla carda Davida	2.455	0.400.4000.4	
PROJECT:	Coldbrook Business Park	DATE:	8/23/2024	
LOCATION:	Hermon	WEATHER:	Mostly Cloudy	
JOB NO:	11985.009	TEMPERATURE:	75°F	
CLIENT:	Town of Hermon	PRECIPITATION:	0%	
SITE OBSERVER(S):	Alex Vadney			
	CONTRAC	CTORS	•	
Contractor:		Dan Cliff		
Confidence.	Personnel	DOIT CHIT	Remarks	
Owner	Dan Cliff			
Foreman				
Operators				
Laborer				
	SUBCONTRA	CTORS		
Subcontractor:				
Superintendent				
Foreman				
Operators				
Laborer				
Subcontractor:	NA EVEN E ATT VALER ENDING TO SERVICE			
Superintendent				
Foreman				
Laborers/Technicians				
Subcontractor:				
		No. 18 (18 (18 (18 (18 (18 (18 (18 (18 (18		
Technician				
	EQUIPMENT	ON-SITE		
Bulldozer				
Roller				
Tri-Axle			<u> </u>	
Excavator				
	CONSTRUCTION			
Stone Bedding: Installed according to the plan and backfilled with a plate compactor, Pump Station: Installed at Station 17+75 left, 30 feet off the centerline. Force Main: Installed from Station 0+00 to Station 18+50. Gravity Sewer: Kenworth Drive from Station 0+00 to Station 2+50. Peterbilt Road from Station 0+00 to Station 2+00. Compaction: All sections were rolled with a vibratory drum roller for further consolidation.				
	Construction	n Photos		
Photographic docum	entation contains photographs in different st		ot represent finished product.	
Prepared by:	Alex Vadney	1000		
triebaiea by.	INIEK YUUTIEY			



Photo No. 1

Photo Date: 8/23/24

Site Location:

Hermon, Maine

Description:

Subgrade has been roughed in and SMH backfilled. Looking NW down Peterbilt Road.



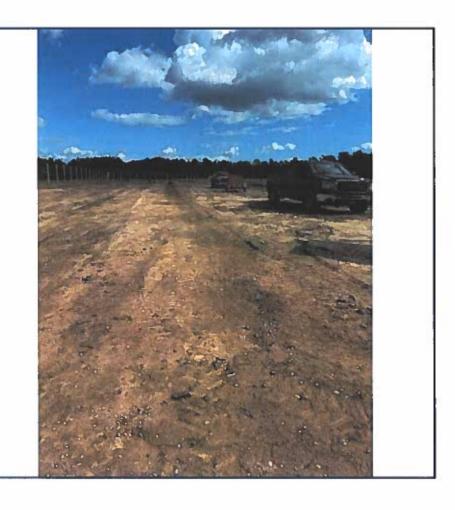


Photo No. 2

Photo Date: 8/23/24

Site Location: Hermon, Maine

Description:Roughed in subgrade along Kenworth Drive.



DAILY CONSTRUCTION REPORT



****	On talle and to Desire and Desire	2475	9/07/2004
PROJECT:	Coldbrook Business Park	DATE:	8/26/2024
LOCATION:	Hermon	WEATHER: TEMPERATURE:	Mostly Cloudy 78°F
JOB NO: CLIENT:	11985.009	PRECIPITATION:	
SITE OBSERVER(S):	Town of Hermon Alex Vadney	I RECITIATION:	0/8
SILE OBSERVER(S).	Alex vadiley	· -	-
	CONTRA	CTORS	
Contractor:		Dan Cliff	
	Personnel		Remarks
Owner	Dan Cliff		
Foreman			
Operators			<u> </u>
Laborer	<u> </u>		·
	SUBCONTE		
Subcontractor:		Lou Silver	The state of the state of
Superintendent			
Foreman	Matt		
Operators Laborer			
Subcontractor:		Marine and Administration	
Superintendent			
Foreman			· - · · · · · · · · · · · · · · · · · · ·
Laborers/Technicians			
Subcontractor:			THE RESERVE THE PERSON
Technician			
	EQUIPMEN	T ON-SITE	
Bulldozer			
Roller			·
Tri-Axle Excavator			
Excavalor			
<u> </u>			
	CONSTRUCTIO	N ACTIVITIES:	
tests. Final sewer pressure 1540 HW call with Dan Cli 551-Matt notified HW of ir 1600 - HW arrived on-site. - SMH#1 to SMH#14-Passe - SMH#1 to SMH#2-Passe	Pressure test @ 5 PSI and hold for 5 need	oon, HW to be notified for inspers s from now. ninutes.	orming pressure ction.
	Constructi	on Photos	

Photographic documentation contains photographs in different stages of construction and may not represent finished product.

Prepared by:

Alex Vadney



Photo No. 1

Photo Date: 8/26/2024

Site Location: Hermon, Maine

Description: SMH#1. Testing SMH 1 to 14 on Kenworth Drive.





Ph	oto.	No	2

Photo Date: 8/26/2024

Site Location: Hermon, Maine

Description:
Pressure gauge @
start of test. Hold 5
psi for 5 minutes.
SMH#1-#14.





Photo No. 3

Photo Date: 8/26/2024

Site Location: Hermon, Maine

Description:
Post pressure test.
Pressure gauge
reading steady at 5
psi. Successful
pressure test. SMH#1-

Photo By: APV

#14.





Photo No. 4	
Photo Date: 8/26/24	
Site Location: Hermon, Maine	
Description: SMH 2 to SMH 1 pressure test.	
Photo By: APV	

Photo No. 5	
Photo Date: 8/26/2024	
Site Location: Hermon, Maine	
Description: Reading at the start of pressure test. Holding 7 psi. SMH#2-#1	The state of the s
Photo By:	



Photo No. 6

Photo Date: 8/26/2024

Site Location: Hermon, Maine

Description:
Pressure gauge reading at completion of pressure test. Still holding 7 psi.
Successful test.

Photo By: APV

SMH#2-#1





PRO IFCT	Caldless at During and During	DATE	9/0//0004 # 0/00/0004
PROJECT:	Coldbrook Business Park	DATE:	8/26/2024 & 9/09/2024
LOCATION:	Hermon	WEATHER:	
JOB NO:	11985.009	TEMPERATURE:	0%
CLIENT:	Town of Hermon Alex Vadney	PRECIPITATION:	0%
SITE OBSERVER(S):	Alex vadney		
	CONTR	ACTORS	
Contractor:		Dan Cliff	
THE SHARE THE PARTY OF THE PART	Personnel		Remarks
Owner	Dan Cliff		
Foreman	Matt		
Operators			
Laborer			
	SUBCONT		
Subcontractor:	NA	Lou Silver-sewer install	Conf. information and income.
Superintendent	Matt		
Foreman	-		
Operators Laborer			
Subcontractor:		THE RESERVE OF THE PARTY OF THE	150 3500 0000
Superintendent			
Foreman			
Laborers/Technicians			
Subcontractor:	The state of the s		
Technician		(6.0)	3 000
			
	EQUIPMEN	NT ON-SITE	
Bulldozer			
Roller	- 1		
Tri-Axle			
Excavator			
	CONSTRUCTION	ON ACTIVITIES:	
- 8/27/2024-Matt called	for pressure test for remaining SS run S.	M#1 to Lift Station - Passed	
pressure test @ 5 PSI and	d hold for 5 minutes.		
	for parging of manhole sewer line pe	netrations-not completed notifi	ed Silver and
Dan Cliff.			
1			
	Construct	ion Photos	
Photographic docume	entation contains photographs in differen	t stages of construction and may n	ot represent finished product.

Alex Vadney

Prepared by:



Photo No. 1

Photo Date:

8/27/24

Site Location:

Hermon, Maine

Description:

SMH#1 pressure test to lift station.
(Passed pressure

test.)

Photo By:

APV

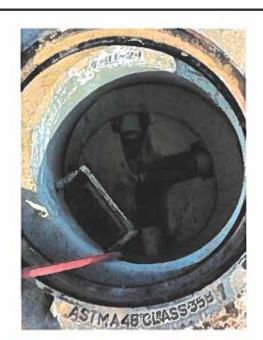


Photo No. 2

Photo Date:

8/27/24

Site Location:

Hermon, Maine

Description:

Pressure gauge at start of pressure test.

Holding 6 psi.

Photo By:

APV





Photo No. 3

Photo Date: 8/27/24

Site Location: Hermon, Maine

Description:
Pressure test
complete and
accepted. Pressure
held at 6 psi for 5
minute test duration.

Photo By: APV



Photo No. 4

Photo Date: 8/27/24

Site Location: Hermon, Maine

Description:
Parging of sewer
penetration into SMH
not completed.
Notified Silver.





			0.11710001
PROJECT:	Coldbrook Business Park	DATE:	9/17/2024
LOCATION:	Hermon	WEATHER:	Fair
JOB NO:	11985.009	TEMPERATURE:	85°F
CLIENT:	Town of Hermon	PRECIPITATION:	0%
SITE OBSERVER(S):	Alex Vadney		
	CONTRACTORS		
	CONTRACTORS		
Contractor:		n Cliff	
	Personnel		Remarks
Owner	Dan Cliff		
Foreman Operators			· · · · · · · · · · · · · · · · · · ·
Laborer	-		· · · · · · · · · · · · · · · · · · ·
Laborer	CUR CONTRACTORS		 -
	SUBCONTRACTORS		
Subcontractor:	Control of the Contro	100000000000000000000000000000000000000	
Superintendent		_	
Foreman	<u> </u>	_	
Operators		_	
Laborer			
Subcontractor:		- L 30 M - 2	
Superintendent			
Foreman			
Laborers/Technicians			- -
Subcontractor:	Contract the second sec		
Technician			
TO GITTIES GITT			
	FOURNITHE ON SITE		**
	EQUIPMENT ON-SITE		
Bulldozer			
Roller			
Tri-Axle			
Excavator			
			<u> </u>
	CONSTRUCTION ACTIVITIES		<u> </u>
The same statement of the same	CONSTRUCTION ACTIVITIES		for the initial 200 LC of so and
construction from ST 0+00 to approximately 50 ftx12ftx2ft.	y Dan Cliff of subgrade inspection. Subgrade ins o ST 2+00. Subgrade was visibly pumping in the a . Clay/unsultable area located at ST 0+00 to ST 2- noved and replaced with a layer+A4 of 600x geo	rea around the ga +50 from 6 ft left to	s valve. Area removed was 6 ft right of centerline.
1			
	No Photo log from this day	/.	·
Dhotomobio docum	tation contains photographs in different stages of con		of represent finished product
		snochon and may no	represent mistred product.
Prepared by:	Alex Vadney		



PROJECT: DATE: 9/18/2024 Coldbrook Business Park LOCATION: WEATHER: Hermon Partly Cloudy JOB NO: 11985.009 TEMPERATURE: 80°F CLIENT: Town of Hermon PRECIPITATION: Alex Vadney SITE OBSERVER(S): CONTRACTORS Dan Cliff Contractor: Remarks Personnel Owner Dan Cliff Foreman Operators Laborer SUBCONTRACTORS Subcontractor: Superintendent Foreman Operators Laborer Subcontractor: Superintendent Foreman Laborers/Technicians Subcontractor: Technician **EQUIPMENT ON-SITE** Bulldozer Roller Tri-Axle Excavator CONSTRUCTION ACTIVITIES: Subgrade reinspection 0+00 to 2+00. Unsuitable area identified during 9/17/24 inspection has been removed and replaced following best practices. The subgrade has been inspected from ST 0+00 to ST 1+15 left 20 ft to right 26 ft and is deemed acceptable for construction activities. There are no indications of pumping or rutting, and the surface exhibits a consistent and uniform slope. Measurements confirm that the slope is within tolerance, with a gradient of 3% sloping away from the center line, as specified in project requirements. ***Construction Photos*** Photographic documentation contains photographs in different stages of construction and may not represent finished product. Prepared by: Alex Vadney



Photo No. 1

Photo Date: 09/18/2024

Site Location: Hermon, Maine

Description:

Station 1+00 left 26 ft. Unsuitable materials identified during 9/17 visit were removed and geotextile installed.

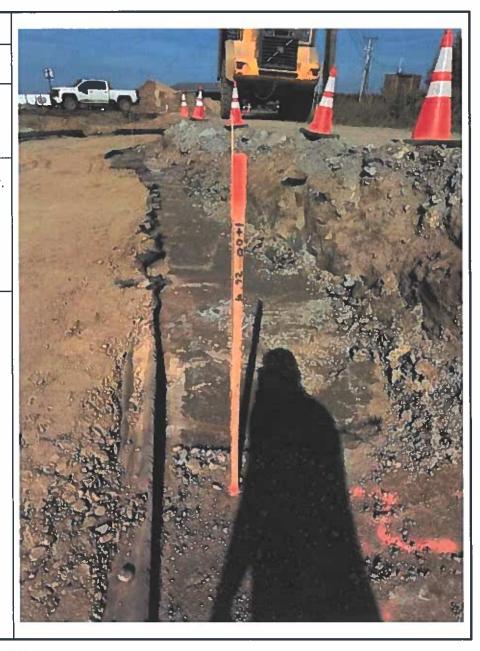




Photo No. 2

Photo Date: 9/18/24

Site Location: Hermon, Maine

Description:

Water line incorporation. High bacterial results on water test. Testing is ongoing and area will be backfilled once acceptable test is achieved.





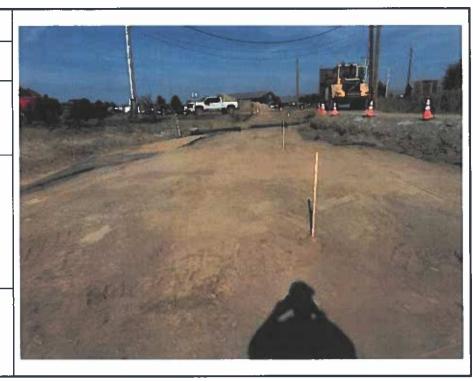
Photo No. 3

Photo Date: 09/18/2024

Site Location: Hermon, Maine

Description:

Dave's Way station 2+00 to station 0+00.





PROJECT:	Coldbrook Business Park	DATE:	9/20/2024
LOCATION:	Hermon	WEATHER:	Cloudy
JOB NO:	11985.009	TEMPERATURE:	70°F
CLIENT:	Town of Hermon	PRECIPITATION:	
SITE OBSERVER(S):	Alex Vadney	i kteli ilalion.	076
SITE OBSERVER(S).	Alex vadiley		
	CONTR	ACTORS	<u>_</u> .
Contractor:		Dan Cliff	
	Personnel		Remarks
Owner	Dan Cliff		
Foreman			
Operators			
Laborer			
	SUBCON	TRACTORS	
Subcontractor: Superintendent			
Foreman	···		
Operators	55		
Laborer			
Subcontractor:			
Superintendent			
Foreman			
Laborers/Technicians			
Subcontractor:			HEIMELAL, AS III, HEKGI
Technician			
	EQUIPME	NT ON-SITE	
Bulldozer			
Roller			
Tri-Axle			
Excavator			
	CONCERNO	ONLA CTIVITIES	1.0
The subgrade from Station	0+00 to 4+00, left 20 to right 26, has	ON ACTIVITIES:	There are no signs of numbing
	shows a uniform slope. Measuremer		
sloping away f+A7rom the		is committine slope is will lift for	erance, with a 5% gradient
	cerner inte as required.		
ļ			
	Construc	tion Photos	
Photographic docume	ntation contains photographs in differen	t stages of construction and may n	ot represent finished product.
Prepared by:	Alex Vadney		···
	g. worth transmittery		



Photo No. 1

Photo Date: 09/20/24

Site Location: Hermon, Maine

Parging of sewer manhole penetrations is not complete. Contactor notified.

Photo By: APV



Photo No. 2

Photo Date: 09/20/2024

Site Location: Hermon, Maine

Description:
Parging of sewer
manhole
penetrations is not
complete.
Contractor notified.





			0.400.4000.4
PROJECT:	Coldbrook Business Park	DATE:	9/22/2024
LOCATION:	Hermon	WEATHER:	Cloudy
JOB NO:	11985.009	TEMPERATURE:	70°F
CLIENT:	Town of Hermon	PRECIPITATION:	0%
SITE OBSERVER(S):	Alex Vadney		
·	CONTRACT	290	
Carolina Lan	CONTRACT	Dan Cliff	
Contractor:	Personnel	Dan Cilli	Remarks
Owner	Dan Cliff		Kellidiks
Foreman	Dan Citi		
Operators		1	
Laborer			
	SUBCONTRAC	CTORS	
Subcontractor:	- Subcontract		
Superintendent			
Foreman			
Operators			
Laborer			 -
Subcontractor:			
Superintendent			
Foreman			
Laborers/Technicians			
Subcontractor:		E WE PER	
Technician	<u> </u>		
	EQUIPMENT C	ON-SITE	
Bulldozer			
Roller			
Tri-Axle			
Excavator			
			_
	O+00 to 1+15 from CL to left 20 ft has be		
	e surface shows a uniform slope. Measun the center line as required. A4	rements confirm the slope is	within tolerance, with a 3%
	***Construction		
Photographic documer	ntalion contains photographs in different sta 	ages of construction and may no	of represent finished product.
Prepared by:	Alex Vadney		



Photo No. 1

Photo Date: 9/22/24

Site Location: Hermon, Maine

Description:

0+00 to 1+15 center line to left 20 ft.

Photo By: APV

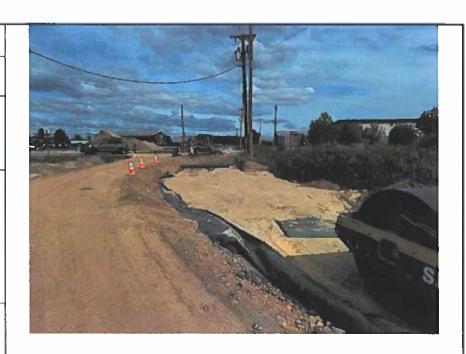
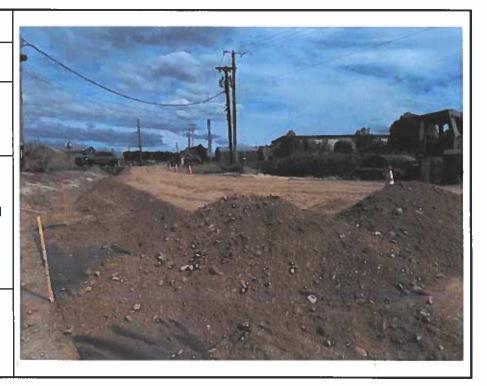


Photo No. 2

Photo Date: 9/22/2024

Site Location: Hermon, Maine

Description:
Subbase gravels
being installed over
previously approved
subgrade and
geotextile.





PROJECT:	Coldbrook Business Park	DATE:	9/25/2024	
LOCATION:	Hermon	WEATHER:	Cloudy	
JOB NO:	11985.009	TEMPERATURE:	60°F	
CLIENT:	Town of Hermon	PRECIPITATION:	0%	
SITE OBSERVER(S):	Alex Vadney			
	CONTRACTORS			
Contractor:	Dan	Cliff		
Maria Maria	Personnel	94 may 1	Remarks	
Owner	Dan Cliff			
Foreman				
Operators Laborer				
Edocion	200124010000112			
Subcontractor:	SUBCONTRACTORS			
Superintendent		-		
Foreman			<u>-</u>	
Operators				
Laborer				
Subcontractor:				
Superintendent		Ī		
Foreman				
Laborers/Technicians				
Subcontractor:				
Technician				
	EQUIPMENT ON-SITE			
Bulldozer				
Roller				
Tri-Axle				
Excavator				
	CONSTRUCTION ACTIVITIES:			
The subgrade from \$T 4+00 to \$T 14+00 full width has been inspected and approved. There are no signs of pumping or rutting,				
and the surface shows a uniform slope. Measurements confirm the slope is within tolerance, with a 3% gradient sloping away				
from the center line as requi				
Placed Type D subbase on a	areas where subgrade has been approved.			
1				
1				
	Construction Photos			
Photographic document	200-1 1,000 1,000 - 1,000 10 10 10 10 10 10 10 10 10 10 10 10	untion and may as	t conceant finished medicat	
	ation contains photographs in different stages of constr	ociion ana may no	represent linished product.	
Prepared by:	Alex Vadney			



Photo No. 1

Photo Date: 9/25/24

Site Location: Hermon, Maine

Description:

Gravel placement in progress. Water truck is on hand as needed for compaction and dust control.

Photo By: APV



Photo No. 2

Photo Date: 9/25/2024

Site Location: Hermon, Maine

Description:
Gravel has been placed to ST 4+00.
Subgrade inspected from ST 4+00 to ST 14+00 full width.





Photo No. 3

Photo Date: 9/25/24

Site Location: Hermon, Maine

Description:

Approved subgrade ST 14+00 to ST 0+00 full width.





PROJECT:	Coldbrook Business Park	DATE:	10/3/2024
LOCATION:	Hermon	WEATHER:	Cloudy
JOB NO:	11985.009	TEMPERATURE:	66°F
CLIENT:	Town of Hermon	PRECIPITATION:	
SITE OBSERVER(S):	Alex Vadney	TRECH HATION.	V/V
THE OBSERVER(S).	, don roundy	<u>.</u>	
	CONTRAC	TORS	
Contractor:		Dan Cliff	<u></u>
Confidence.	Personnel	Dan Cin	Remarks
Owner	Dan Cliff		
Foreman	Dail Olli		•
Operators			
Laborer			
· · · · · · · · · · · · · · · · · · ·	SUBCONTRA	CTORS	
Subcontractor:			
Superintendent			
Foreman			
Operators			
Laborer			
Subcontractor:	THE DATE OF THE PARTY OF THE PA	The State of the S	
Superintendent			
Foreman	-		
Laborers/Technicians			
Subcontractor:			The state of the s
Technician			
recrimician			
		0.1. 6/35	
	EQUIPMENT	ON-SITE	
Bulldozer			
Roller			
Tri-Axle			
Excavator			
	CONSTRUCTION	A CTIVITIES:	
The second of the Manager	CONSTRUCTION		proved There are no signs of
The subgrade for kenwor	rth Drive from ST 1+00 to ST 3+00 full width the surface shows a uniform slope. Meas	roments confirm the sleep is	within tolerance with a 3%
	freatment areas. Subbase gravel has be		
	troad is not ready for acceptance.	en placed op 10 sidiion 12:00	on baves may.
Subgrade diong referoil	rioda is norreday for acceptance.		
1			
l			
1			
	Construction	n Photos	
Photographic docum	nentation contains photographs in different st		of represent finished product.
		-g-r	
Prepared by:	Alex Vadney		



Photo No. 1

Photo Date: 10/3/24

Site Location:

Hermon, Maine

Description:

ST 12+50 looking toward ST 18+00.

Photo By:

APV



Photo No. 2

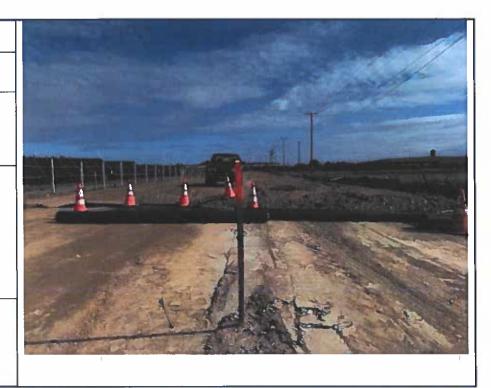
Photo Date: 10/3/2024

Site Location:

Hermon, Maine

Description:

Subbase gravel has been placed up to ST 12+30.





10/8/2024 PROJECT: Coldbrook Business Park DATE: LOCATION: Hermon WEATHER: Partly Cloudy JOB NO: 11985.009 TEMPERATURE: 56°F Town of Hermon PRECIPITATION: CLIENT: 0% Alex Vadney SITE OBSERVER(S): CONTRACTORS Dan Cliff Contractor: Personnel Remarks Owner Dan Cliff Foreman Operators Laborer SUBCONTRACTORS Subcontractor: Superintendent Foreman Operators Laborer Subcontractor: <u>Superintendent</u> <u>Foreman</u> Laborers/Technicians Subcontractor: Technician **EQUIPMENT ON-SITE** Bulldozer Roller Tri-Axle Excavator **CONSTRUCTION ACTIVITIES:** The subgrade for Peterbilt Road from ST 1+00 to ST 5+00 full width has been inspected and approved. There are no signs of pumping or rutting, and the surface shows a uniform slope. Measurements confirm the slope is within tolerance, with a 3% gradient sloping toward treatment areas. Subgrade has been accepted at all locations along Dave's Way, Kenworth Drive, and Peterbilt Road. Contractor has been cleared to continue placing geotextile fabric, subbase and base gravel. SW Cole provide compaction testing and reporting of subbase and base gravel. Sewer- All sewer lines are installed and considered completed. Pressure testing performed as per industry standard and deemed acceptable. Water - Has not passed chlorination testing at this time. C+A4ontinuing to get test result outside of the acceptance criteria from Bangor Water District. ***Construction Photos*** Photographic documentation contains photographs in different stages of construction and may not represent finished product. Prepared by: Alex Vadney



Photo No. 1

Photo Date: 10/8/2024

Site Location:

Hermon, Maine

Description:

Peterbilt to Kenworth.

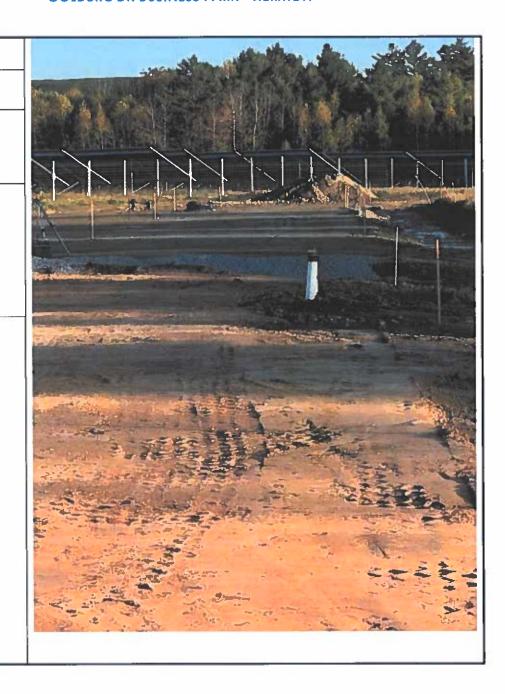




Photo No. 2

Photo Date: 10/8/24

Site Location: Hermon, Maine

Description:
Peterbilt Road
subgrade. Water test
corporation seen in
background.

Photo By: APV



Photo No. 3

Photo Date: 10/8/24

Site Location: Hermon, Maine

Description:Kenworth and
Peterbilt subgrade.





Photo No. 4

Photo Date:

10/8/24

Site Location:

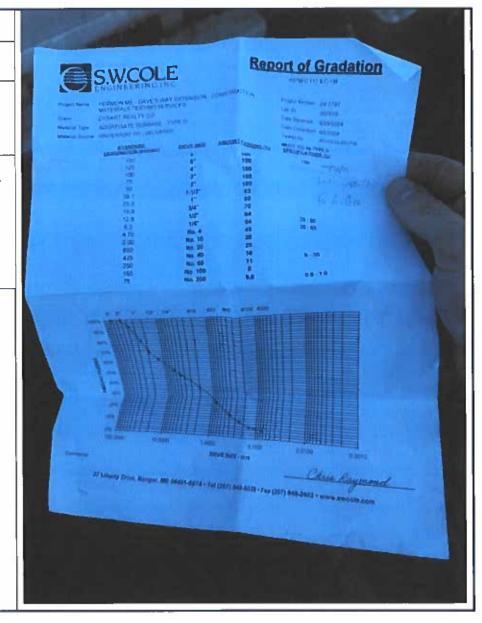
Hermon, Maine

Description:

Material gradation - subbase Type D.

Photo By:

APV





PROJECT:	Coldbrook Business Park	DATE:	10/25/2024
LOCATION:	Hermon	WEATHER:	Sunny
JOB NO:	11985.009	TEMPERATURE:	55°F
CLIENT:	Town of Hermon	PRECIPITATION:	0%
SITE OBSERVER(S):	Alex Vadney		
		0.	
	CONTRACTORS		
Contractor:	Dan	Cliff	
THE PERSON NAMED IN COLUMN TWO	Personnel	1000	Remarks
Owner	Dan Cliff		
Foreman			
Operators			
Laborer		<u> </u>	···
	SUBCONTRACTORS		
Subcontractor:	in the second se		
Superintendent			
Foreman			
Operators			
Laborer			
Subcontractor:		1) A 20 Mint	
Superintendent			
Foreman			
Laborers/Technicians			
Subcontractor:		COLUMN TOWNS TO SERVICE AND ADDRESS OF THE PERSON NAMED IN COLUMN TO P	THE RESERVE OF THE RE
Technician		145	
Technician		<u> </u>	
	FOUNDATION ON SITE		
-2	EQUIPMENT ON-SITE		,
Bulldozer			
Roller		-	
Tri-Axle		-	
Excavator		-	
	CONSTRUCTION ACTIVITIES:		
	CONSTRUCTION ACTIVITIES:	at aradation astr	via as por Tupo D and Tupo A
Arrived o-site for gravel fine	grade inspection. Subbase and base gravels me	er gradation citie	and as per type bland type A
specifications. Sw Cole pro	vides compaction testing. A record of the compactors slope of the road generally meet the plans and	intent of design	Fine grading is in progress but
			rine gluding is in progress but
generally acceptable, kein	spect for final acceptance will occur before pavi	ig commences.	
]			
			l
1			
1			
	Construction Photos		
70.9		77	
Photographic document	tation contains photographs in different stages of constr	ruction and may no	or represent tinished product.
Prepared by:	Alex Vadney		



Photo No. 1

Photo Date: 10/25/24

Site Location:

Hermon, Maine

Description:

Fine grading in progress. Grading and finish rolling to be completed before the final pave walkthrough.





Photo No. 2

Photo Date: 10/25/24

Site Location:

Hermon, Maine

Description:

Fine grading in progress.

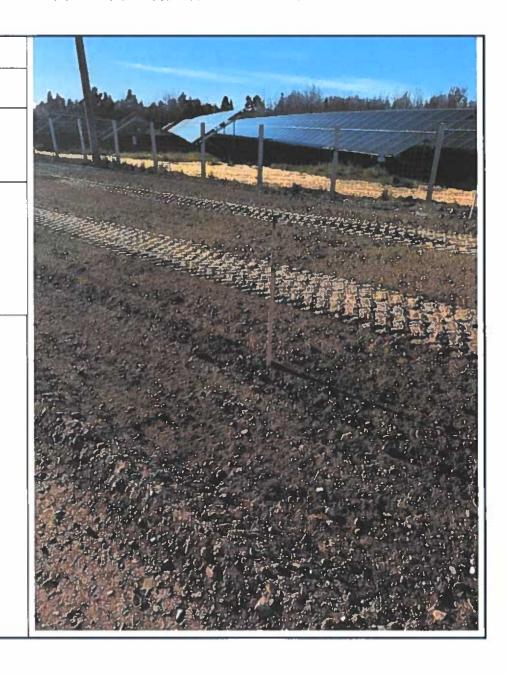




Photo No. 3

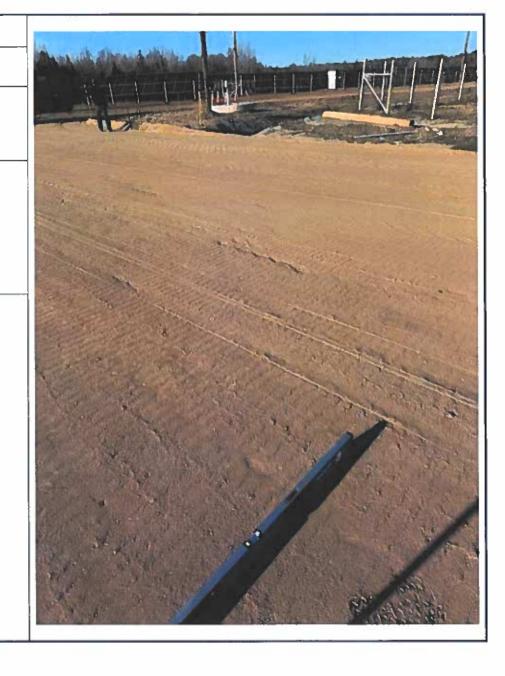
Photo Date: 10/25/24

Site Location:

Hermon, Maine

Description:

Fine grading in process.





BBO ISOT	Calaban als Regiones Band.	DATE	10/09/0004
PROJECT:	Coldbrook Business Park	DATE:	10/28/2024
LOCATION:	Hermon	WEATHER:	Sunny
JOB NO:	11985.009	TEMPERATURE:	44°F
CLIENT:	Town of Hermon	PRECIPITATION:	0%
SITE OBSERVER(S):	Alex Vadney		
	CONTRACTORS		
		D CIII	
Contractor:	Personnel	Dan Cliff	Remarks
Owner	Dan Cliff		REIIIGIRA
Foreman	Dan Can		
Operators			
Laborer			
	SUBCONTRACTORS		
Subcontractor:			ASSESSMENT OF THE PARTY OF THE
Superintendent			
Foreman			<u> </u>
Operators			
Laborer			
Subcontractor:			
Superintendent			
Foreman			
Laborers/Technicians			
	CONTRACTOR OF THE PARTY OF THE PARTY.		The state of the s
Subcontractor:			
Technician			
			· · · · · · · · · · · · · · · · · · ·
	EQUIPMENT ON-SITE		
Bulldozer			
Roller			
Trì-Axle			
Excavator			
			<u> </u>
	CONSTRUCTION ACTIVITY	rice.	
Tuno D Subbase arguel 10"	CONSTRUCTION ACTIVIT and Type A Base gravel 6" have been installed		Cross slope and longitudinal
	and type A base gravers have been installed and meet the intent of the design.	a as per specification.	cross slope and longitudinal
Dave's Way Sta 0+00 to Sta	1 2 2 2		
	18+0 - Cross slope sheds water to the east (tov	vord RMP)	
	Sta 2+00 - Cross slope sheds water to the west		
	ta 1+42 - Cross slope sheds water to the n+A7		
l eleibii kodd sid 0,00 io s	id 1142 - Closs slope sheds water to the 11177	orin floward bivil f.	
	***Construction Photos	***	
Photographic document	ation contains photographs in different stages of e	construction and may no	ot represent finished product.
Prepared by:	Alex Vadney	et* 111	
inchaica pi	Track - duitor		



Photo No. 1

Photo Date:

10/28/24

Site Location:

Hermon, Maine

Description:

Spot check cross slopes and profiles.

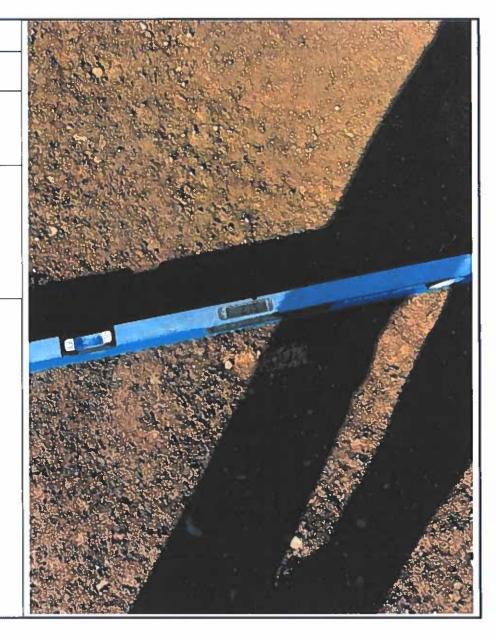




Photo No. 2

Photo Date: 10/28/24

Site Location: Hermon, Maine

Description:

Spot check cross slopes and profiles.

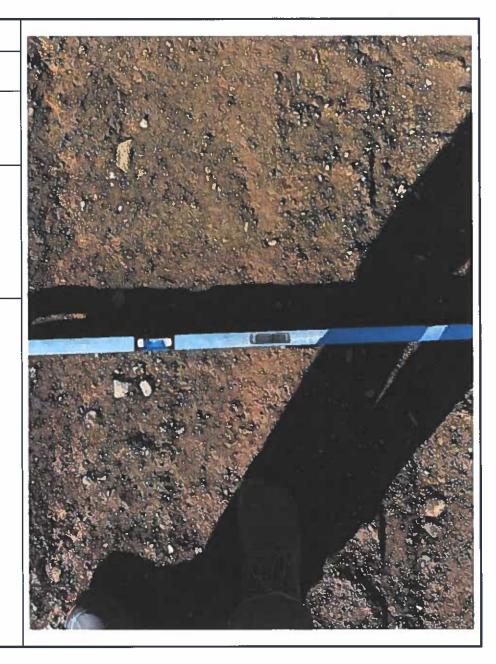




Photo No. 3 Photo Date: 10/28/24

Site Location: Hermon, Maine

Description:Spot check cross slopes and profiles.

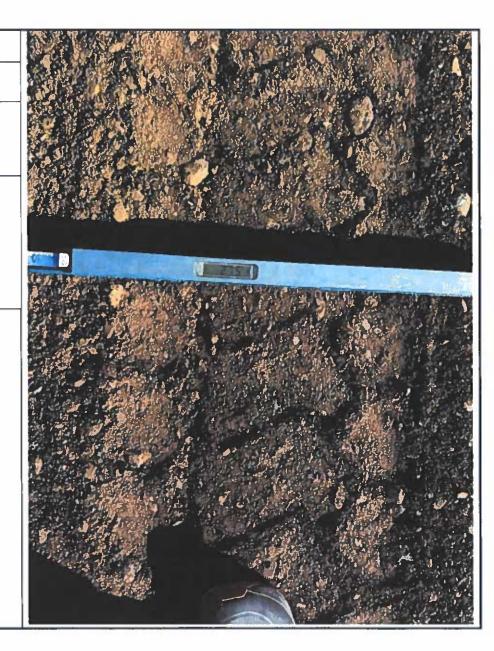




Photo No. 4

Photo Date: 10/28/24

Site Location: Hermon, Maine

Description:Spot check cross slopes and profiles,

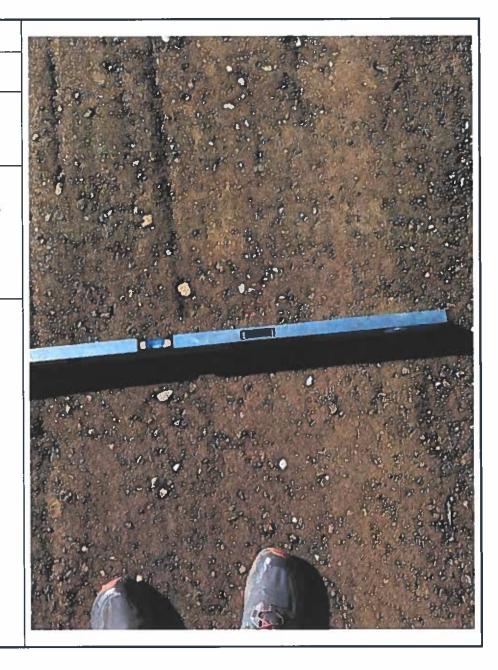




Photo Date: 10/28/24 Site Location: Hermon, Maine Description: Spot check cross slopes and profiles. Photo By: APV



PROJECT:	Coldbrook Business Park	DATE:	10/30/2024
LOCATION:	Hermon	WEATHER:	Cloudy with minor drizzle
JOB NO:	11985.009	TEMPERATURE:	40°F
CLIENT:	Town of Hermon	PRECIPITATION:	0%
SITE OBSERVER(S):	Alex Vadney		
	CONTRA	CTORS	
Contractor:		Dan Cliff	
	Personnel		Remarks
Owner	Dan Cliff		
Foreman			
Operators			
Laborer			
	SUBCONTR	ACTORS	
Subcontractor:		Charles & April 18 1805	
Superintendent	Hopkins Paving		
Foreman			
Operators			
Laborer			
Subcontractor:			- William - Company
Superintendent			
Foreman			
Laborers/Technicians			
Subcontractor:			
Technician			
	EQUIPMEN'	T ON-SITE	
Bulldozer			
Roller			
Tri-Axle			
Excavator			
	CONSTRUCTIO	AL A CTIVITIES.	
Top Mat = to be 1.5° 9mm	s = 2.5' 19 mm mix. Spot checks of mat n mix. To be inspected by others. ngitudinal slopes will be checked upon	thickness were within tolerance	
Photographic docum	***Construction		of represent finished product.
Propored by:	Alex Vadney	action formalismon and States	



Photo No. 1

Photo Date: 10/30/24

Site Location: Hermon, Maine

Description:
Joint from Peterbilt
Road. This was
placed at 0855 hrs.

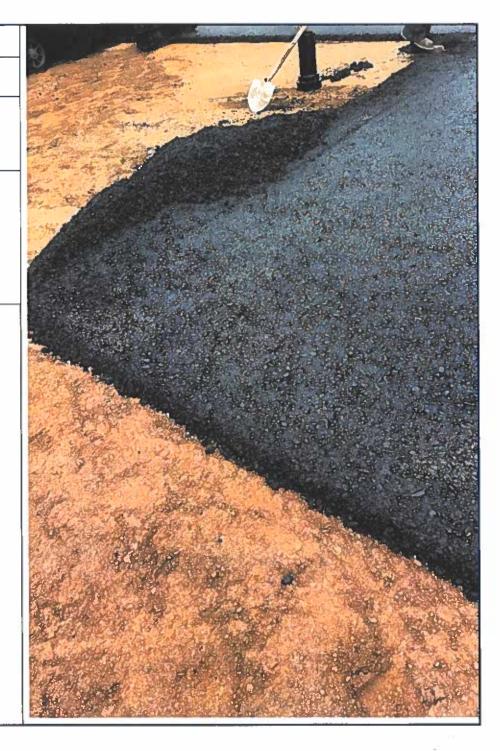




Photo No. 2

Photo Date: 10/30/2024

Site Location: Hermon, Maine

Description:

Tack was applied sufficiently over a cleaned joint. Tack was allowed time to break prior to paving.





Photo No. 3

Photo Date: 10/30/24

Site Location: Hermon, Maine

Description:Tacked joint and handwork for tie in at existing Dave's

Photo By: APV

Way.



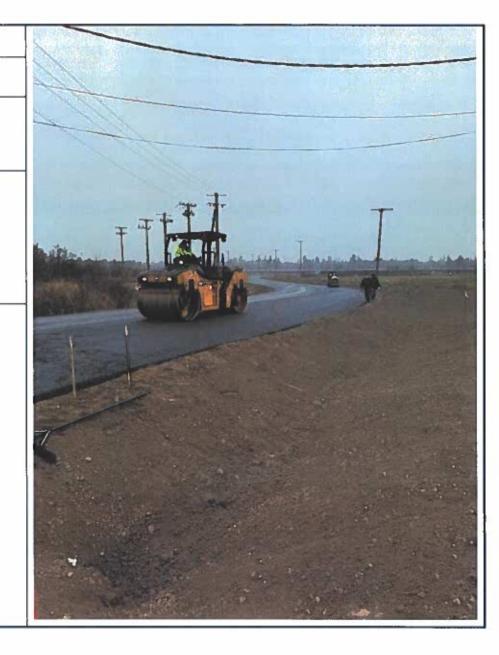
Photo No. 4

Photo Date: 10/30/24

Site Location: Hermon, Maine

Description:

Rolling in progress.



DAILY CONSTRUCTION REPORT



PROJECT: Coldbrook Business Park DATE: 11/7/2024 LOCATION: Hermon WEATHER: Sunny JOB NO: 11985.009 66°F TEMPERATURE: CLIENT: Town of Hermon PRECIPITATION: 0% SITE OBSERVER(S): Alex Vadney CONTRACTORS Dan Cliff Contractor: Personnel Remarks Owner Dan Cliff Foreman **Operators** Laborer SUBCONTRACTORS Subcontractor: Superintendent Hopkins Paving Foreman Operators Laborer Subcontractor: Superintendent Foreman Laborers/Technicians Subcontractor: Technician **EQUIPMENT ON-SITE** Bulldozer Roller Tri-Axle Excavator **CONSTRUCTION ACTIVITIES:** Final surface inspection for paving to verify compliance with design specifications regarding width, cross slope, and longitudinal slope. Inspection Findings: Width: The road surface width conforms to the design specifications. Cross Slope: Measurements taken across multiple sections show that cross slopes are within the acceptable tolerance limits. A summary of exact slope measurements is included in the photo log. Longitudinal Slope: Verified longitudinal slope along the length of the centerline, with results aligning with design requirements. Variations are within acceptable tolerances, with minor exceptions, as noted in the ottached photo log. Pavement edge/shoulder: recommend backing up edge with gravel. Conclusion: Overall, the paved surface meets the design intent and appears to be compliant with project specifications. SW Cole no pavement nuclear density testing required. ***Construction Photos*** Photographic documentation contains photographs in different stages of construction and may not represent finished product. Prepared by: Alex Vadney



Photo No. 1

Photo Date: 11/7/24

Site Location:

Hermon, Maine

Description:

SMH2 on Peterbilt Road.

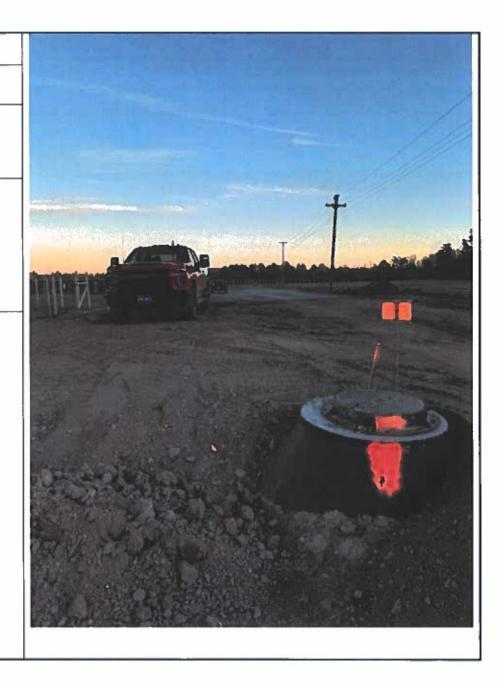




Photo No. 2

Photo Date: 11/7/24

Site Location:

Hermon, Maine

Description:

Future water connection and thrust block located at approx. Peterbilt Road Station 60+00 LT 28 ft.

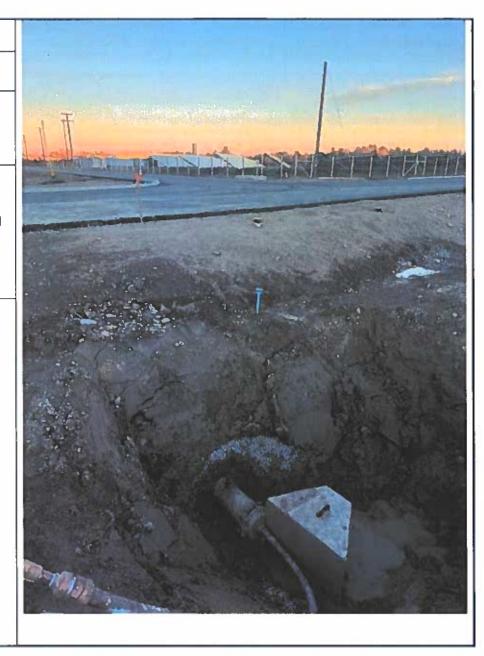




Photo No. 3

Photo Date:

11/7/24

Site Location:

Hermon, Maine

Description:

Dave's Way extension.

Photo By:

APV





Photo No. 4

Photo Date:

11/7/24

Site Location:

Hermon, Maine

Description:

Road width spot check 30 ft.

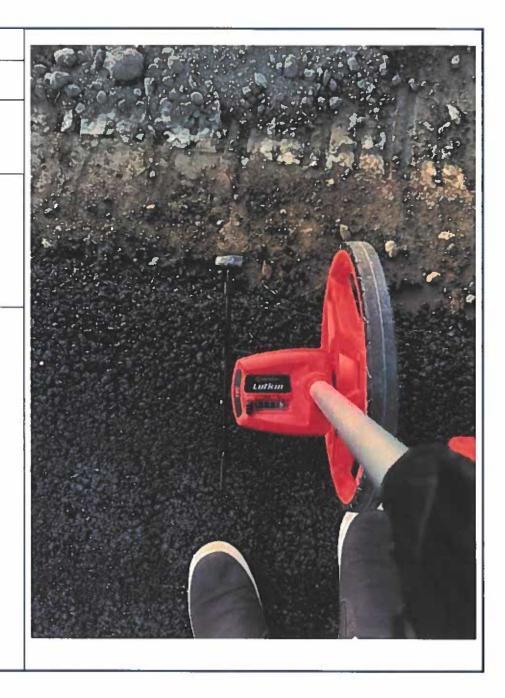




Photo No. 5

Photo Date: 11/7/24

Site Location:

Hermon, Maine

Description:

Gravel shoulder needing to be finished.

Recommend backing gravel up to edge of pavement.

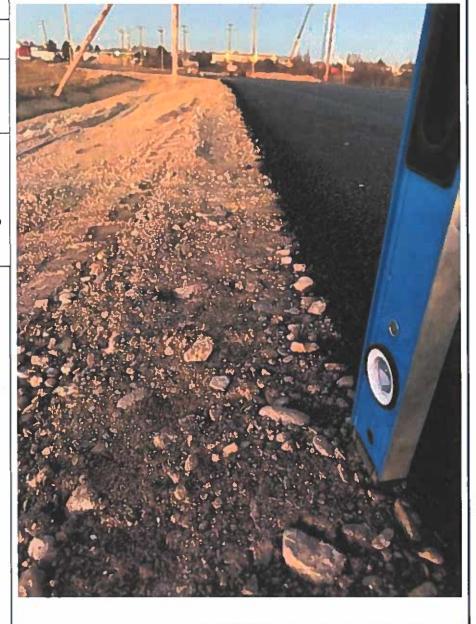




Photo No. 6

Photo Date: 11/7/24

Site Location: Hermon, Maine

Description:

Tracks from vehicle driving over new pavement edge. Care should be taken to protect pavement at vehicle entrances.

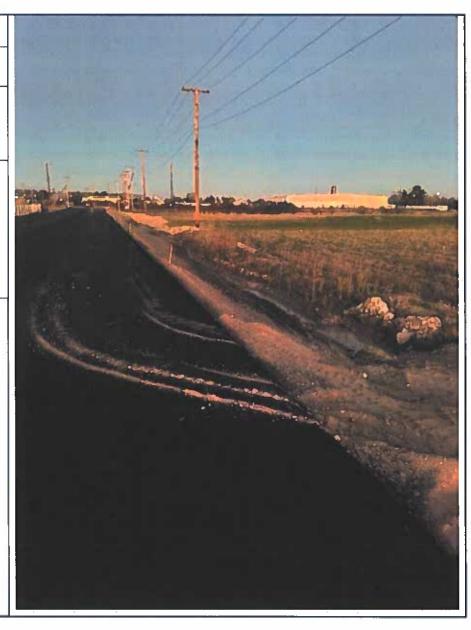




Photo No. 7			Dave's Way	
Division Division	Left X-Slope	Station	Right X-Slope	Longitudinal Slope
Photo Date: 11/7/24	-1.45	1730	-2.95	0.15
	-2.15	1630	-2.5	0.25
Site Location:	-2.4	1530	-2.05	0.65
Hermon, Maine	-1.7	1430	-2.6	0.4
	-1.1	1330	-2	0.15
Dagawatian	-1.7	1230	-2.6	0.4
Description: Cross slopes and	-1.9	1130	-2.85	0.05
road profile for	-2.35	1030	-2.4	0.25
Dave's Way. Field	-1.8	930	-1.8	-0.04
measured.	-1.65	830	-2.15	-0.65
	-1.2	730	-1.1	-0.3
	-2	630	0.3	0.65
Photo By:	-1.35	530	2.15	0.6
APV	-1.9	430	1.8	0.85
	-1.45	330	2.25	-0.05
	-1.3	230	2.35	-0.85
	-1.45	130	1.3	-1.65
	-2	30	1.7	-1

Photo	No.	8
-------	-----	---

Photo Date:

11/7/24

Site Location:

Hermon, Maine

Description:

Cross slopes and road profile for Kenworth Drive and Peterbilt Road. Field Measured.

Kenworth Drive				
Left X-Slope	Station	Right X-Slope	Longitudinal Slope	
1.65	100	1.8	0.5	
1.3	200	1.9	0.6	

Peterbilt Road					
Left X-Slope	Station	tation Right X-Slope Longitudinal Slop			
-2.75	100	-1.55	0.55		
-2.15	142	-1.8	0.7		



FR24-25-08

Be it resolved by the Hermon Town Council in town council assembled the Town Manager or his Designee be authorized to accept a donation in the amount of \$400.00 from Robert Wendling for the general assistance fuel fund and a donation in the amount of \$500.00 from the Fitch Company for miscellaneous/food donation.

Funds are to be deposited in General Assistance account, R25-250 Fuel Donations & R25-255 Misc/food donations. SIGNED this December 5, 2024 by the Hermon Town Council: John Snyer III Ronald Murphy Joshua Berry Richard Cyr Christopher Gray Terry Hamm-Morris Derek Wood Attest Original: Motion Second_____



FR24-25-09

Be it resolved by the Hermon Town Council in Town Council assembled to waive the bid policy and authorize the Town manager, or his designee, to sign a contract with LaPlante's Lawn Care for a 5-year period not to exceed \$222,770.00, for mowing public areas and facilities for the years 2025-2029.

SIGNED this Dece	mber 5, 2024 by the He	ermon Town Council:
John Snyer III		Ronald Murphy
		Tollard Warphy
Joshua Berry		Richard Cyr
Christopher Gray		Terry Hamm-Morris
		Derek Wood
riginal:		
Motion	Yeas	
Second	Nays	Date

AGREEMENT Addendum to Mowing and Cemetery Maintenance Contract 2020-2024

This Agreement is dated as of the 20th day of September 20, 2021 by and between the Town of Hermon, 333 Billings Road, Hermon, Maine 04401 (hereinafter called the "Owner") and LaPlante's Lawn Care, LLC (hereinafter called "Contractor"). This amendment supersedes all previous addendums and is included as part of the "Mowing and Cemetery Maintenance" contract. Owner and Contractor in consideration of the mutual covenants hereinafter set forth, agree as follows:

ARTICLE 1. WORK

The work shall consist of mowing and trimming 1 x's monthly at the "Fuller Road Bank" (adjacent to the intersection of Blackstream and Fuller Road) for \$500 each season, Additional area at Pleasant Hill Cemetery for \$400 each season and Additional area at ECOTAT Gardens & Arboretum for \$450 each season. Weed trimmers will keep the areas free from weeds around light poles, along curb edges and steep banks where power mowers cannot accomplish the work. No grass clumps or collection of grass will be noticeable after service by Contractor. Trash and deleterious material will be hand collected before mowing and trimming. The Contractor will provide all necessary equipment, employees, fuel, and parts to complete the job.

ARTICLE 2. CONTRACT TIME

The work will coincide with the contract "Mowing and Cemetery Maintenance" for the FY 2021 season. The Owner reserves the right to terminate the contract if the work is not performed to the Road Commissioner's satisfaction. Notice of termination will be provided in writing.

ARTICLE 3. CONTRACT PRICE

Owner will pay the Contractor an additional \$1,350 total (\$500/season Fuller Road bank, \$400 Pleasant Hill Cemetery additional work and \$450 Additional area at ECOTAT Gardens) to be included in the "Mowing and Cemetery Maintenance" contract. Payments to be disbursed as described in item "4. Payment".

ARTICLE 4. INDEMNIFICATION

To the fullest extent permitted by law, the Contractor shall indemnify and hold harmless the Town of Hermon, their agents, and employees against all claims, damages, losses, and expenses, including, but not limited to, attorneys' fees arising out of or resulting from the performance of the work regardless of standard of care. This indemnification extends to all costs and all attorneys' fees incurred by the Town of Hermon.

ARTICLE 5. GENERAL LIABILITY INSURANCE

The Contractor shall maintain during the period of the contract such Contractor's General Liability and Property Damage Insurance and statutory Workers Compensation that shall protect the Town and Contractor from claims for damage for personal, bodily and property damage in an amount of \$1,000,000 for general liability and \$500,000 for workers compensation (each occurrence).

ARTICLE 6. MISCELLANEOUS

Owner and Contractor each binds itself, its partners, successors, assign and legal representatives to the other party hereto, its partners, successors, assign and legal representatives in respect of all covenants, agreements and options contained in the Contract Documents which include the Bid Schedule, Specifications, Contract, and Insurance Certificate.

In Witness Whereof, Owner and Contractor have signed this Agreement in duplicate. One counterpart each has been delivered to Owner and Contractor.

This Agreement will be effective on September 20, 2021.

(Town Manager, Howard Kroll)

Contractor She Sulfate

(Shawn LaPlante, D.B.A. LaPlante's Lawn Care, LLC)

TOWN OF HERMON

MOWING and CEMETERY MAINTENANCE AGREEMENT

This Agreement is made the 24th day of April, 2020, by and between the Town of Hermon, a municipality located in Penobscot County, 333 Billings Road, Hermon, Maine, 04401 ("Town") and LaPlante's Lawn Care, LLC, ("Contractor") at 127 Fuller Road, Hermon, Maine, 04401.

The Contractor shall supply statutory Workers Compensation Insurance and shall provide the Town of Hermon with a Certificate of Insurance before payments are made. Contractor shall maintain during the period of the contract, such Contractor's General Liability and Property Damage Insurance that shall protect the Town and contractor from claims of damage for personal, bodily and property damage in an amount not less than \$1,000,000. The Certificate of Insurance must be provided listing the Town of Hermon as "additionally insured."

The contractor must furnish information on any employee involved with the delivery of service described in this contract so that a criminal background check can be completed if requested. Satisfactory results are determined by the Town concerning each employee report.

The Contractor has carefully examined the requirements set forth herein, inspected all of the cemeteries and Town owned properties ("the Town's cemeteries", as listed below in 2.0 General Requirements, additional areas identified in item "G.", and ECOTAT, as identified on a map marked "Exhibit B" – Contractor "Bid Form" is also attached as a part of this agreement) and set prices for the next five mowing seasons:

- i) April 15, 2020 through October 15, 2020
- ii) April 15, 2021 through October 15, 2021
- iii) April 15, 2022 through October 15, 2022
- iv) April 15, 2023 through October 15, 2023
- v) April 15, 2024 through October 15, 2024

1.0 SCOPE / SPECIFICATIONS/ BID INSTRUCTIONS

The work covered by these specifications consists of furnishing all necessary equipment and performing all operations in connection with the delivery of a Mowing and Cemetery Maintenance service for the Town of Hermon. Contractor and their employees shall adhere to all safety precautions and best practices as determined by Town of Hermon, OSHA and the Department of Labor.

- 1.1 The contract shall be a five-year agreement. Annual contract renewal option at end of initial term possible if Contractor and Town Council agree on negotiated terms.
- 1.2 The bid price shall be a cumulative number based on 2020-2024 seasons for all areas identified in this document and any addendums, but prices shall be provided separately for each identified area for the 2020 season to establish a base amount on the "Bid Form".
- 1.3 The bidder will furnish five separate numbers for each contract year indicating any price increases for 2021-2024 if desired. There will be a gas price "trigger" in the contract for fuel cost increases above \$3.50/ gallon with the Town subsidizing the difference by making additional payments according to the pay schedule.

2.0 GENERAL REQUIREMENTS:

- A. Mowing area cleanup pre-season: Contractor shall visit each cemetery including all Town owned areas to clean up and remove leaves, branches, limbs and other debris and deleterious material in order to prepare for mowing. Pre-season clean up and the first complete mowing of all cemeteries shall be accomplished four days before Memorial Day weekend at a minimum. (See below for "special effort mowing" instructions)
- B. The following five cemeteries shall be mowed, trimmed and stones/markers blown off by a blower device provided by a Contractor:
 - Pleasant Hill Cemetery
 - 2. Snow's Corner Cemetery
 - 3. Evergreen Cemetery
 - 4. Pine Tree Cemetery
 - 5. Hermon Pond Cemetery
- C. The five cemeteries listed above, shall be moved and trimmed by the Contractor, at a minimum of every 10-12 days. Further, the Contractor shall provide an increased and special effort moving, trimming and blowing within 4 ("four") days of each major holiday listed below:
 - i) Memorial Day
 - ii) Fourth of July
 - iii) Labor Day
- D. "Trimming" consists of cutting grass with a handheld device around all buildings, stones, trees, gates, fencing, mulched beds and shrubbery.
- E. Dead and fallen tree limbs shall be removed by the contractor as necessary to prepare for the mowing process.
- F. No dead grass piles or piles of associated trimmings shall be left at any site. No scalping of cemetery lots shall occur. Uneven ground plots should be trimmed with a hand held device.
- G. The following list represents areas to be mowed/trimmed in addition to the cemeteries listed above every 10 days minimum from April 15 to October 15 annually:
 - 6. Town Office (including new lawn area)
 - School House (Historical Property- Billings Road)
 - 8. Pump Station (Odlin Road, Mack Lane, Autocar Lane, Hammond Street)
 - 9. Pinewood Park (Entrance and Sign)
 - 10. Coldbrook Park (Entrance and Sign)
 - 11. Liberty Drive (Entrance and Sign)
 - 12. Freedom Park (Entrance and Sign)
 - 13. Public Works lawn areas/Buildings/Ditch
 - 14. Hermon Corner- mowing sidewalks & crossing areas (See item "N." below)

- 15. Jackson Beach State Park (Roadside, picnic area, beach frontage & entrance sign)
- 16. ECOTAT Gardens & Arboretum (See Map "Exhibit B")
- H. When mowing any facility, contractor must discontinue mowing operations when residents are in the general area.
- All trash will be picked up and disposed of by contractor before the grass is mowed, or during operation of mowing.
- J. The contractor shall not blow grass on equipment that can be easily moved, stone walkways, sidewalks or cemetery markers.
- K. Mowing one hour after sunset will be allowed if equipment has operational lights.
- L. No spray of any kind is to be applied by mowing contractor at any site.
- M. All damages to Town of Hermon property caused by mowing and trimming are the responsibility of the contractor.
- N. Town of Hermon sidewalk islands and crosswalk areas identified as the "Intersection and sidewalk/lighting projects" extending on the northerly and southerly sides of Route 2 from Hermon Corner to Danforth's plaza near Hermon High School. The grass will be mowed each occasion to a height of no longer than 2". The remnants of grass clippings shall be blown from the walkways and curb sections. Weed trimmers will keep the areas free from weeds in cracks, around light poles, along curb edges and steep banks where power mowers cannot accomplish the work. Mowing, trimming and blowing grass is required at this location for each service. No grass clumps or collection of grass will be noticeable after service by Contractor. Bagging is optional or mowing with enough frequency so that grass waste does not accumulate is a minimum requirement. Trash and deleterious material will be hand collected before mowing and trimming. The Contractor will provide all necessary equipment, employees, fuel, parts, etc. to complete the job.
- O. Contractor shall keep a record of mowing schedule and work completed for Town to review if requested.

3. RESPONSIBILITY OF THE CONTRACTOR TO FURNISH EQUIPMENT:

- A. The Contractor shall furnish at their expense all equipment, supplies and labor.
- B. The Town of Hermon shall approve the contractors list of equipment to be used concerning the delivery of service, but should include at a minimum or similar as agreed on:
 - (2) Commercial size "Zero-turn" mowers (or equivalent)
 - (2) String trimmers (gasoline)
 - (1) Leaf Blowers (gasoline)

Trash collection system (pickers/containers)

Limb Cutters (powered or manually operated)

Licensed/registered vehicles for hauling equipment

- C. The Contractor shall be responsible for the maintenance, safety and safe keeping of their equipment and supplies.
- D. Contractors will furnish background check information for employees annually if requested by Town of Hermon.

4. PAYMENT:

The Town shall make payments to the Contractor on a schedule as follows:

On or about May 1	20%
On or about June 1	20%
On or about July 1	20%
On or about August 1	20%
On or about September 1	20%

5. PERFORMANCE:

All work performed by the Contractor pursuant to this contract shall be performed to the satisfaction of the Town Manager or his designee.

6. PROHIBITION AGAINST ASSIGNMENT:

Without the permission of the Town Manager, the Contractor cannot assign this Contract.

7. HOLD HARMLESS

The Contractor shall indemnify and hold harmless the Town and its officers, officials, agents and employees from and against all claims, damages, losses and expenses, including attorneys' fees, arising out of or resulting from performance of the work, provided that any such claim, damage, loss or expense (a) is attributable to bodily injury, sickness, disease or death, or to injury to or destruction of tangible property including the loss of use resulting there from, and (b) is caused in whole or in part by any negligent act or omission of the Contractor(s) or any of its officers, agents, employees, representatives, subcontractors, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, regardless of whether or not it is caused in part by a party indemnified hereunder. The Contractor(s) shall, at its own expense and cost, defend and protect said indemnified parties against all of such claims and demands. The Contractor's obligations to indemnify as described in this section shall continue in full force and effect following termination or substitution under this contract and until such time as the municipal officers send the Contractor a written notice notifying him that he is released from his obligation to indemnify or until the date upon which the contract would have expired, whichever occurs first.

8. **DEFAULT AND REMEDIES:**

In the event that the Contractor fails to comply with the terms of this contract in any respect, the Town at its discretion may send notice of that non-performance to the Contractor. Such notice shall be sent registered mail, return receipt requested or similar. In the event that the Contractor, in the opinion of the Town, remains in a state of non-compliance with the terms of this Contract for a period of five (5) consecutive days from the date the written notice is sent, the Town may at its option discharge the Contractor. If the Town does discharge the Contractor pursuant to this section of the Contract, the Town may retain substitute mowing services, the cost of which shall be borne by the Contractor. The Contractor shall also bear any expense or legal cost incurred by the Town in connection with the Town's enforcement or action brought pursuant to any term(s) of this contract.

9. SIGNATURES

9.1 Signatures are acknowledgement and acceptance of the above specifications, attachments, maps, bid forms and scope of work for supplying a mowing and cemetery maintenance service to the Town of Hermon for the 2020-2024 seasons.

WITNESS:

By:

LaPlante's Lawn Care, LLC Its: Owner, Shawn LaPlante

TOWN OF HERMON

Duly Authorized

CONTRACTOR

WITNESS:

Scatt Buch.

By:

Howard Kroll
Its: Town Manager
Duly Authorized

(Rev. October 2018)

Department of the Treasury

Request for Taxpayer Identification Number and Certification

▶ Go to www.irs.gov/FormW9 for instructions and the latest information.

Give Form to the requester. Do not send to the IRS.

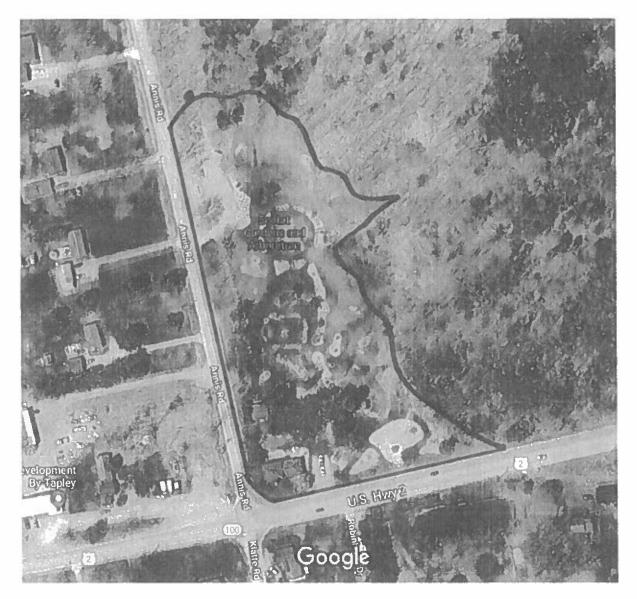
III COLLEGE	Tibrando Carvico				
	1 Name (as shown on your income tax return). Name is required on this line; do	not leave this line blank.			
	Shawn LaPlante				
	2 Business name/disregarded entity name, if different from above $L_{9}P/cute5 L_{9}W C_{9}W L_{9}W$				
n page 3.	Check appropriate box for federal tax classification of the person whose name following seven boxes.	e is entered on line 1. Che	CK only one of the	Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):	
e.	Individual/sole proprietor or LC Corporation LS Corporation single-member LC	□ rattierstip	☐ ITUSV estate	Exempt payee code (if any)	
불왕	Limited liability company. Enter the tax classification (C=C corporation, S=	S corporation, P=Partners	ship) ►		
Print or type. Specific Instructions on page	Note: Check the appropriate box in the line above for the tax classification LLC if the LLC is classified as a single-member LLC that is disregarded from another LLC that is not disregarded from the owner for U.S. federal tax pur is disregarded from the owner should check the appropriate box for the tax	m the owner unless the o rposes. Otherwise, a singl	wner of the LLC is le-member LLC th	code (if any)	
<u> </u>	☐ Other (see instructions) ▶			(Applies to accounts maintained outside the U.S.)	
જ	5 Address (number, street, and apt. or suite no.) See instructions.		Requester's name	e and address (optional)	
See	127 Fuller Rd.				
	6 City, state, and ZIP code				
	Hermon, ME 04401				
	7 List account number(s) here (optional)				
	The state of the s				
Par	Taxpayer Identification Number (TIN) your TIN in the appropriate box. The TIN provided must match the name	e given on line 1 to av	oid Social s	security number	
	p withholding. For individuals, this is generally your social security numl				
reside	nt alien, sole proprietor, or disregarded entity, see the instructions for P	art I, later. For other		- -	
entitie TIN, la	s, it is your employer identification number (EIN). If you do not have a ne	umber, see How to get			
,		Alea ean What Nama	or Employ	er identification number	
	If the account is in more than one name, see the instructions for line 1. er To Give the Requester for guidelines on whose number to enter.	AISO See VIIIAL IVAITIE A	arici Lingilly		
	g		81	-4040604	
Par	Certification		10 1		
	penalties of perjury, I certify that:			_	
	number shown on this form is my correct taxpayer identification number	er (or I am waiting for a	a number to be	issued to me); and	
2. I an	n not subject to backup withholding because: (a) I am exempt from back	kup withholding, or (b)	I have not been	notified by the Internal Revenue	
	vice (IRS) that I am subject to backup withholding as a result of a failure longer subject to backup withholding; and	to report all interest o	or dividends, or (c) the IRS has notified me that I am	
3. I an	n a U.S. citizen or other U.S. person (defined below); and				
4. The	FATCA code(s) entered on this form (if any) indicating that I am exemp	t from FATCA reporting	g is correct.		
Certifi	ication instructions. You must cross out item 2 above if you have been no	tified by the IRS that yo	ou are currently s	ubject to backup withholding because	
acquis	ave failed to report all interest and dividends on your tax return. For real esta sition or abandonment of secured property, cancellation of debt, contribution than interest and dividends, you are not required to sign the certification, bu	ins to an individual retin	ement arrangem	ent (IRA), and generally, payments	
Sign Here	Signature of U.S. person > Sh Sulfatha	t	Date > 4/24	120	
Ge	neral Instructions	 Form 1099-DIV (div funds) 	vidends, includi	ng those from stocks or mutual	
noted		• Form 1099-MISC (proceeds)	various types of	income, prizes, awards, or gross	
relate	e developments. For the latest information about developments d to Form W-9 and its instructions, such as legislation enacted they were published, go to www.irs.gov/FormW9.	 Form 1099-B (stoc transactions by brok 		d sales and certain other	
		• Form 1099-S (proc	ceeds from real	estate transactions)	
	pose of Form	• Form 1099-K (mer	chant card and	third party network transactions)	
inform	dividual or entity (Form W-9 requester) who is required to file an nation return with the IRS must obtain your correct taxpayer	1098-T (tuition)		st), 1098-E (student loan interest),	
	fication number (TIN) which may be your social security number , individual taxpayer identification number (ITIN), adoption	Form 1099-C (canceled debt)			
	yer identification number (ATIN), or employer identification number	· ·		onment of secured property)	
(EIN), amou	to report on an information return the amount paid to you, or other nt reportable on an information return. Examples of information	Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.			
	is include, but are not limited to, the following. m 1099-INT (interest earned or paid)	If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding,			

later.

• Form 1099-INT (interest earned or paid)

Exhibit "B"

ECOTAT Gardens and Arboretum- 25 Annis Road, Hermon, Maine



Description of work:

Mowing all areas inside of the designated boundary as shown above in the diagram. No clumps of grass or piled clippings are to be visible after service. Bid award winner will take care to not blow any grass onto mulch areas, parking lot, driveways or miscellaneous appurtenances and structures. Frequency will be once weekly at a minimum or as needed in order to maintain presentable appearance for functions and programs. Trimming not required for this area, but close mowing to mulched areas, edged plant beds, buildings and trees is required to the greatest possible extent without causing damage to facility or plant material.

Bid Form

Totals for 2020:

1.	Pleasant Hill Cemetery	\$ 3,500
2.	Snow's Corner Cemetery	\$ 5,650
3.	Evergreen Cemetery	\$ 2,600
4.	Pine Tree Cemetery	\$ 2150
5.	Hermon Pond Cemetery	\$ 0,150
6.	School House (Historical Property-Billings Road)	\$ 575
7.	Jackson Beach State Park	\$ 2,050
8.	Hermon Corner - Sidewalks	1,350
9.	ECOTAT (See "Exhibit B")	s 2,350
10.	Hermon Town Office	s_050
11.	Pump Stations (Listed in item G., #8.)	\$ 575
12.	Industrial Park Entrances (Listed in item G., #9-#12)	\$ 2200
13.	Public Works lawn areas/Buildings/Ditch	\$ 4000
Total	for 2020:	\$ <u>28,600</u>
Total	for 2021:	\$ 28,600
Total	for 2022:	\$ 28,875
Total	for 2023:	\$ 28, 875
DOMESTIC SERVICE	for 2024:	: 29,125
Signa	nture: Sh Sallants - Show he Plante Dated:	4/16/20
	pany Name: Lapleute's Land Care LL-Address:	
Cont	act Phone: 998-6309 Fmail:	Le Plantes language & PAN. Com

Commercial References

Ramada Inn -Manager Free Martin 207-9042998

Haverlock Estey & Curran -Randy Baker or Keith Burgoin 207-945-5695

- -Hampden Veterinary Clinic
- -Owner Barbara Farren
- -207-945-4825

Tim Horton's -Owner Jamie Myers 207-942-0400

Mowing Equipment

- 1- 2019 Exmark 60" zero turn mower with bagger
- 1- 2019 Exmark 52" stand up commercial zero turn
- 1- 2017 Exmark 60" zero turn mower with bagger
- 1- 2017 Exmark 52" stand up commercial zero turn
- 1- 2017 Exmark 30" push mower

All echo trimmers, blowers Etc hand tools



R24-25-17

Be it resolved by the Hermon Town Council in Town Council assembled to establish a "standing" committee called "Greater Hermon Community Athletic Complex" to assist with School and Town athletic and recreational area projects by managing a donor fund, supporting programs and facilities, and promoting community resources. Be it also resolved that the GHCAC by-laws are accepted and become effective immediately.

SIGNED this Decen	nber 5, 2024 by the	Hermon Town Council:
John Snyer III		Ronald Murphy
Joshua Berry		Richard Cyr
Christopher Gray		Terry Hamm-Morris
		Derek Wood
inal:		=
tion	Yeas	
ond	Nays	Date

Greater Hermon Community Athletic Complex By-Laws

ARTICLE I ORGANIZATION

The organization shall be named Greater Hermon Community Athletic Complex (GHCAC)

ARTICLE II PURPOSE & MISSION

The purpose of GHCAC is to eversee assist with the upkeep of the athletic fields and facilities at HHS, HMS, and P.A.D.S. Elementary School and to direct in the development and management of a GHCAC endowment fund, to provide guidance and suggestions for future enhancements outside of regular operating budget requirements, and to preserve the integrity and quality of the athletic fields.

The mission of GHCAC is to promote, preserve, and provide support the HHS, HMS, and P.A.D.S. Elementary School athletic fields as a school and community resource of the highest quality for students and residents of Hermon, Carmel, and Levant townships.

ARTICLE III STANDING COMMITTEE MEMBERSHIP

Membership in this organization shall be open to donors and identified administrators all to provide guidance regarding who take interest in helping with any and all fundraisers, capital improvements, maintenance and facility expansion projects and meetings associated with the mission of GHCAC.

Leadership and guidance for the GHCAC membership charter and its members will be on a volunteer basis only. A "Donor" is defined as an individual who gifts \$100,000 (One-hundred Thousand dollars), or more to the "GHCAC" account. An "Administrator" is defined as a Town of Hermon employee specifically named below:

The GHCAC eversight steering committee is to be made up of nine (9) five voting (5) regular members to include the HHS Principal, HHS Athletic Director, the Hermon Superintendent of Schools or her designee, and five members from the public. School Committee Chairperson, and one Town Council member. "Denors" include Barry Pottle and Brett Danforth. The Hermon Town manager, or his designee, will also serve as a non-voting, ex-officio member of the committee.

All members will be residents of the Towns of Hermon, Carmel, or Levant.

ARTICLE IV MEETINGS

The membership meetings for this organization shall be held at Hermon High School or other locations as designated whenever the Chairperson deems necessary.

The Chairperson of GHCAC is enabled to call special meetings without notice for time sensitive items as needed

There will be at a minimum, an annual meeting in January of each year. Any other meetings are as needed and at the discretion of the voting members. officers.

All meetings are open to the public.

ARTICLE V VOTING

At all meetings, except for the election of officers, all votes shall be by voice, unless a secret ballot vote is requested by any member. For the election of officers, all votes shall be by secret ballot after nominations. by any member in good standing.

ARTICLE VI OFFICERS

The initial officers of the organization shall be as follows (the secretary or treasurer position may be combined with the Chairperson or Vice Chair office);

Chairperson Vice Chair Secretary Treasurer

ARTICLE VII DUTIES OF OFFICERS

The Chairperson shall;

- o preside at all regular meetings
- o present at each meeting of the organization a report of the work of the organization
- o appoint all committees, temporary or permanent
- o may be one of the officers required to sign the checks and drafts of the organization.

The Vice Chair shall:

- o in the event of the absence or inability of the Chairperson to exercise his/her office become acting Chairperson of the organization with all rights, privileges and powers as if he/she had been the duly elected Chairperson
- o may be one of the officers required to sign the checks and drafts of the organization

The **Secretary** shall;

- o keep all minutes and records of the organization on appropriate books
- o may be one of the officers required to sign the checks and drafts of the organization.

The Treasurer shall;

- have the care and custody of all monies belonging to the organization and shall be solely responsible for such monies or securities of the organization
- o provide monthly summaries of the financial activities of the organization
- o must sign checks or drafts of the organization. All officers shall serve without renumeration.

ARTICLE VIII DUTIES OF MEMBERS

It shall be the duty of each member of the GHCAC to take an active apart in the direction of the committee's activities and to act in whatever capacity he or she may be called. All members shall serve without remuneration. "Donors" may remain voting board members for duration of their "gifting" contract.

ARTICLE IX AMENDMENTS

These by-Laws may be altered, amended, repealed or added to by an affirmative vote of not less then 50% of the voting members and approval by the Hermon Town Council.



FR24-25-10

Be it resolved by the Hermon Town Council in Town Council assembled to authorize the Town manager, or his designee to sign an agreement with the USDA Rural Grant for snowmobile trail grooming equipment in the amount of \$89,500 on behalf of Penobscot Snowmobile Club.

	2.0	
SIGNED this Dece	mber 5, 2024 by the	Hermon Town Council:
John Snyer III		Ronald Murphy
Joshua Berry		Richard Cyr
Christopher Gray		Terry Hamm-Morris
		Derek Wood
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cond	Nays	Date

United States Department of Agriculture

Rural Development

September 10, 2024

Maine State Office

Town of Hermon 333 Billings Rd Hermon, ME 04401

Business & Cooperative Programs

967 Illinois Ave Ste 4 Bangor, ME 04401 Re: Letter of Conditions – Rural Business Development Grant (RBDG)

Grant Amount: \$89,500

Phone: 207.990.9168 Fax: 855.589.1098 Dear Town of Hermon,

Rural Business-Cooperative Service (RBS) hereby establishes conditions which must be understood and agreed to by the Town of Hermon (Grantee) before further consideration may be given to your application. Any changes in project cost, sources of funds, scope of services, and/or any other significant changes in the project or applicant must be reported to and approved by RBS by written amendment to this letter. Any changes not approved by RBS shall be cause for discontinuing processing of the application.

This letter is not to be considered as grant approval or as a representation as to the availability of funds. The docket may be completed on the basis of a grant not to exceed \$89,500.

The Award Date of the project will be the date RBS signs the original Form RD 1940-1, Request for Obligation of Funds. Work on the project can begin on the Performance Start Date. Both of these dates can be found on the completed Form RD 4280-2, Rural Business-Cooperative Service Financial Assistance Agreement. A copy of each signed document will be e-mailed to you.

Please complete and return the attached Form RD 1942-46, Letter of Intent to Meet Conditions, if you desire that further consideration be given your application. By signing Form RD 1942-46, you are hereby agreeing and acknowledging that this Rural Business Development Grant is a noncontinuing, non-renewable grant and any approval of this grant in no way constitutes an assurance that future grants will be available.

If the conditions set forth in this letter, except those to be met at grant closing, are not met within 60 days from the date hereof, Rural Business-Cooperative Service reserves the right to discontinue the processing of the application. This is not appealable.

Grantees expecting funds from other sources for use in completing projects partially financed with RBS funds will present evidence of commitment of funds from other sources. This evidence will be made available before grant closing. The funds provided by the applicant or other sources must be spent proportionally, and if leveraged funds are not utilized proportionally with the grant, the Agency reserves the right to take legal action, including terminating the grant.

The funding period of this grant will begin on the Performance Start Date. The projected time frame for completion of this project is 12 months.

NO GRANT FUNDS WILL BE ALLOWED FOR COSTS INCURRED OR COMMITMENTS MADE PRIOR TO THE PERFORMANCE START DATE.

FEDERAL INTEGRITY ACT

To assure the high standards of honesty, integrity, and impartiality maintained by Agency employees, we need to identify any Agency assistance to be provided to Agency employees, their relatives, or their business or close personal associates. This includes grants to organizations. If

you know of any relationship or association the Grantee may have with an Agency employee, please provide this information.

REQUIREMENT FOR SYSTEM FOR AWARD MANAGEMENT (SAM)

This grant is further conditioned upon your providing the Agency with evidence of your Dun and Bradstreet Data Universal Numbering System (DUNS) number and evidence that you are registered in the System for Award Management (SAM). Your organization is actively registered with a current expiration date of January 30, 2025. Funds cannot be released without an active SAM registration.

The Grantee, as the recipient, must maintain the currency of your information in the SAM until you submit the final financial report required under this award and all grant funds under this award have been disbursed or de-obligated, whichever is later. This requires that you review and update the information at least annually after the initial registration, and more frequently if required by changes in your information or another award term.

2. USE OF FUNDS

The proposed grant funds will be used to purchase snowmobile trail groomer. The Project will support the development of small and emerging private business enterprises in rural areas in accordance with the application package as submitted for an enterprise grant project, or as amended and approved by USDA Rural Development.

Any changes in the proposed use of funds must be submitted in writing to USDA Rural Development and receive prior written approval.

3. APPLICANT CONTRIBUTION

The Grantee, along with private support, agrees to provide \$10,000 in matching funds to be applied to the project. The matching funds will be applied to the project at the same time grant funds are applied (or earlier) on a prorated basis as follows: 10.05% matching funds and 89.95% grant funds. Prior to any release of grant funds, the Grantee will provide documentation sufficient to USDA Rural Development that matching funds have been expended on the approved project.

4. SCOPE OF WORK

Grantee will administer the grant in accordance with the approved Scope of Work. USDA Rural Development comments and required changes, if any, in the Grantee's Scope of Work will be provided to the Grantee.

If the Scope of Work indicates that the Grantee will sub-contract for the grant assistance to be provided, the Grantee agrees to not turn the responsibility of the grant project over to the contracting party and will oversee and control the project through completion.

Any changes in the approved Scope of Work must be approved in writing by USDA. Should the project not be completed by the date indicated in the Scope of Work, Grantee must request in writing, to USDA, and receive approval, for an extension of time to complete the project.

Rural Development may, at its discretion (non-appealable) and under certain conditions, consider a one-time extension of the expiration date of the award of up to 12 months. Grantee must notify Rural Development in writing with the supporting reasons and revised expiration date at least 10 days before the expiration date of the award. This one-time extension may not be exercised merely for the purpose of using unobligated balances. Please refer to 2 CFR 200.308 for additional requirements.

5. GRANTEE INSURANCE AND BONDING

Grantee must maintain sufficient hazard insurance, workman's compensation insurance and liability insurance, as recommended by Grantee's attorney, to protect the interests of the Grantee and the government. Grantee shall provide satisfactory evidence to USDA Rural Development that all officers of Grantee organization authorized to receive and/or disburse Federal funds are covered by such bonding and/or insurance requirements as are normally required by the Grantee and approved by USDA.

6. DISBURSEMENT OF GRANT FUNDS

Grant funds will be disbursed by USDA Rural Development on a **reimbursement** basis not to exceed one reimbursement every 30 days. Standard Form (SF) 270, Request for Advance or Reimbursement, will be submitted to USDA Rural Development. The financial management system of the recipient organization shall provide for effective control over and accountability for all funds, property, and other assets. Copies of paid invoices, receipts, cancelled checks etc., may be required as supporting documentation for the reimbursement.

Grant funds will not be disbursed until all provisions of any phased environmental review process are complete in accordance with USDA Rural Development regulations.

Grant funds will be transferred to the Grantee via Electronic Funds Transfer (EFT). The Grantee will complete and deliver to USDA Rural Development, Form SF-3881, *Electronic Funds Transfer Payment Enrollment Form*.

It is the intent of the Grantee that all grant funds will be disbursed within one year from the date of this letter or in accordance with the Grantee's approved Scope of Work. Funds not disbursed within 42 months from the award date will be deobligated. This is non-appealable.

7. RURAL AREA

You must certify that the Project is located in a rural area as defined by RD Instruction 4280-E and 7.U.S.C. 1991 (a) (13) (a) and (d) et seq., and you must certify that the activities provided under this grant will be benefiting a rural area.

8. CONFLICT OF INTEREST

Grantee will certify that no conflict of interest exists as outlined in RD Instruction 4280-E, 4280.406.

DEBARMENT

You must execute Form AD-1047, Certification Regarding Debarment, Suspension, and Other Responsibility Matters - Primary Covered Transactions, to certify that your organization is not debarred or suspended from Government assistance. You also must obtain a certification on Form AD-1048, Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transactions, from any person or entity you do business with as a result of this Government assistance, to certify that they are not debarred or suspended from Government assistance.

By accepting this Letter of Conditions, the signatory, a corporation, attests that Town of Hermon has not been convicted of a felony criminal violation under Federal law in the 24 months preceding the date of signature, nor has any officers or executive director of Town of Hermon been convicted of a felony criminal violation under Federal law in the 24 months preceding the date of signature.

By accepting this Letter of Conditions, the signatory, a corporation, attests that Town of Hermon does not have any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability.

10. DRUG-FREE WORKPLACE

You must execute Form AD-1049, Certification Regarding Drug-Free Workplace Requirements (Grants) Alternative I - For Grantees Other Than Individuals, to certify that you will provide a drug-free awareness program for employees.

11. EQUAL OPPORTUNITY AND NONDISCRIMINATION REQUIREMENTS

The Grantee will comply with Title VI of the Civil Rights Act of 1964, *Nondiscrimination in Federally Assisted Programs*, 42 U.S.C. 2000d, Section 504 of the Rehabilitation Act for Federally Conducted Programs and Activities, the Age Discrimination Act of 1975 and the Americans with Disabilities Act. RD Forms 400-1, *Equal Opportunity Agreement*, and 400-4, *Assurance Agreement*, must be completed by the Grantee. The Grantee will be subject to Agency compliance reviews.

12. COMPLIANCE REVIEWS

In addition to the Equal Opportunity and Nondiscrimination Requirements stated above, each grantee must keep and provide data on race, gender, national origin, and any such records, accounts, and other sources of information and facilities as may be pertinent for USDA RBS to determine whether the Grantee has complied or are complying with the regulations. Grantees should have available, for USDA RBS review, racial and ethnic data showing the extent to which members of minority groups are beneficiaries of Federal assistance program.

13. NONDISCRIMINATION STATEMENT

a. In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at:

http://www.ascr.usda.gov/complaint_filing_cust.html

and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by:

 mail: U.S. Department of Agriculture Office of the Assistant Secretary for Civil Rights 1400 Independence Avenue, SW Washington, D.C. 20250-9410;

2) fax: (202) 690-7442; or

email: program.intake@usda.gov.

USDA is an equal opportunity provider, employer, and lender.

b. Recipients

The recipient will post the Nondiscrimination Statement in its entirety containing only those protected bases mandated in applicable Federal law. USDA prohibits discrimination in all its programs and activities on the basis of race, color, national origin, sex, disability, age, reprisal or retaliation for prior civil rights activity. (Not all prohibited bases apply to all programs.)

The full Nondiscrimination Statement must be included on all print and non-print materials (including but not limited to, audio, video, website, brochures, newsletters, by-laws, etc.). If the size of the material is too small to include the full statement, the material will at a minimum, include the following statement in print in the same size as the text:

"This institution is an equal opportunity provider."

Recipients are required to notify applicants with disabilities and Limited English Proficiency (LEP) persons of their right to free language assistance and accommodations and provide free language assistance and accommodations upon request.

c. Exceptions to Including the Full USDA Nondiscrimination Statement.

If the size of the material is too small to include the full statement, the material will at a minimum, include the following statement in print in the same size as the text:

"USDA is an equal opportunity provider, employer, and lender."

Where appropriate, a recipient may state:

"This institution is an equal opportunity provider."

Similarly, when an audio or video presentation does not reasonably lend itself to including the full statement, the presentation will, at a minimum include the following statement, presented in a conspicuous and meaningful manner:

"USDA is an equal opportunity provider, employer, and lender."

Alternatively, where appropriate, a recipient may state:

"This institution is an equal opportunity provider."

d. And Justice for All Posters.

The USDA poster "And Justice for All" will be the primary method utilized to inform customers of their rights. The poster will be used for this purpose except when appropriate substitutes in outdoor areas are necessary. There are three versions of the *And Justice for All* poster, but Form AD-475-A is the poster that displays information relevant to assisted programs and should be used for the RBDG program. Please see Sections d(1) for additional information on this poster.

Please note that institutions participating in or administering USDA programs are required to display the appropriate "And Justice for All" poster in their facilities where it can be viewed by customers.

All "And Justice for All" posters must be displayed in a specific size: 11" width x 17" height. The minimum text size that will be used on the "And Justice for All" posters is 14 point. Agency officials can obtain "And Justice for All" posters by contacting the Office of Communications. However,

recipients must contact the sponsoring Agencies' Civil Rights Division in order to obtain "And Justice for All" posters.

(1) Form AD-475-A Assisted Poster (revised 2014)

In accordance with Federal law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, this institution is prohibited from discriminating on the basis of race, color, national origin, sex, age, disability, and reprisal or retaliation for prior civil rights activity. (Not all prohibited bases apply to all programs.)

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible State or local Agency that administers the program or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information is also available in languages other than English.

To file a complaint alleging discrimination, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at:

http://www.ascr.usda.gov/complaint_filing_cust.html

or at any USDA office or write a letter addressed to USDA and provided in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by:

- mail: U.S. Department of Agriculture
 Office of the Assistant Secretary for Civil Rights
 1400 Independence Avenue, SW
 Washington, D.C. 20250-9410;
- 2) fax: (202) 690-7442; or
- 3) email: program.intake@usda.gov.

14. REPORTING

Forms SF-425, Federal Financial Report, and a Project Performance Activity Report will be required on a quarterly basis (due 30 working days after the end of each fiscal quarter) until all grant funds have been disbursed in accordance with RD Instruction 4280-E, 4280.449, 2 CFR 200.327, and 2 CFR 200.328.

Project reporting will begin on the award date. A final Form SF-425 and Project Performance Activity Report will be required after all grant funds have been expended or the term of the grant expires. The final report may serve as the last quarterly report. Grantees shall constantly monitor performance to ensure that time schedules are being met, projected work by time periods is being accomplished, and other performance objectives are being achieved. NO USDA FUNDS WILL BE RELEASED WITHOUT ALL REPORTING REQUIREMENTS BEING CURRENT.

Grantee Project Performance Activity Report

The report shall include, but not be limited to, the following:

- (a) A comparison of actual accomplishments to the objectives established for that period.
- (b) Reasons why established objectives were not met, if any.

- (c) Problems, delays, or adverse conditions which will affect attainment of overall project objectives, prevent meeting time schedules or objectives, or preclude the attainment of particular project work elements during established item periods. This disclosure shall be accompanied by a statement of the action taken or planned to resolve the situation; and
- (d) Objectives and timetable established for the next reporting period.

Final Report

A final project performance report will be required with the final Financial Status Report. The final report must provide the Grantee's assessment and evaluation of the success of the project.

Other Reports

RBS may require the Grantee to prepare a report suitable for public distribution describing the accomplishments made through the use of the grant and, in the case where the grant funded the development or application of a "best practice," to describe that "best practice".

"For RBDG where grant funds are used to acquire or improve an asset, such as a business incubator, real estate, or equipment, the grantee will verify and report to RBS the performance measures annually for 3 full grantee's fiscal years after the project completion."

15. AUDITS BASED UPON FEDERAL FINANCIAL ASSISTANCE RECEIVED

An annual audit is required in accordance with the Code of Federal Regulations, 2 CFR 200 Subpart F, 2 CFR 200.500-521 Uniform Administrative Requirements, Cost Principles and Audit Requirements for federal awards

Grantees expending \$750,000 or more of Federal assistance per year must submit an audit in accordance with the provisions of 2 CFR 200.500-200.521. Grantees that expend less than \$750,000 a year in Federal awards are exempt from the Federal audit requirements for that year except as noted in 2 CFR 200.503. Relation to other audit requirements, but records must be available for review or audit by appropriate officials of the Federal agency, pass-through entity, and Government Accountability Office (GAO).

16. RESPONSIBILITIES OF THE GRANTEE

The Grantee must comply with the requirements set forth in RD Instruction 4280-E and Form 4280-2 Rural Business and Cooperative Service Grant Agreement.

Grantee will certify in writing, that they are in compliance with and will continue to comply with all applicable laws; regulations; Executive Orders; and other generally applicable requirements, including those contained in 2 CFR 200 and 2 CFR 400 in effect on the date of grant approval; and the Letter of Conditions.

Grantee must certify in writing as being in compliance with the procurement requirements of 2 CFR Part 200 Subpart D, as required in 2 CFR 200.324 C (2), as well as compliance with all applicable State, Local, and Tribal laws and regulations relating to contracting and procurement as identified in 2 CFR Part 200.318.

Grantee must have a lease agreement with the ultimate recipient of the equipment. This lease agreement must be for at least the IRS straight-line depreciated amount annually. The lease payments must go into a separate account and be used for repair and replacement of the equipment.

17. START OF PROJECT

The Grantee is cautioned that expenditures should not be undertaken for which reimbursement is anticipated under this grant application until notified in writing that the grant has been approved and funds reserved.

18. PROGRAMMATIC CHANGES

The Grantee shall obtain prior approval for any change to the scope or objectives of the approved project. Failure to obtain prior approval of changes to the scope or budget the Agency may suspend, terminate, and recover the grant funds.

19. OTHER REQUIREMENTS

The Grantee will be responsible for any additional requirements of federal, state or local governments that may apply in accordance with RD Instruction 4280-E and 2 CFR Part 200.

20. CLOSING INSTRUCTIONS

The above conditions are based on the proposed use of funds as outlined and financing arrangements as stated. The conditions as stated may be modified if the scope or cost of the Project is changed or the financial arrangements are adjusted. Any change or modification of the conditions of the Project must have prior approval by USDA Rural Development.

21. GRANT MONITORING AND SERVICING

Grant will be monitored and serviced in accordance with RD Instruction 4280-E, part 4280.443, the Financial Assistance Agreement, and 2 CFR Chapter IV.

If you have any questions concerning the conditions set forth above, please contact Ivana Hernandez Clukey at (207) 990-9127.

Sincerely,

HERNANDEZ CLUKEY Date: 2024.09.10 13:05:20 -04'00'

IVANA HERNANDEZ CLUKEY

Business and Cooperative Specialist

Enclosures:

- Form RD 1942-46, "Letter of Intent to Meet Conditions"
- Form RD 1940-1, "Request for Obligation of Funds"
- Form SF-LLL, "Disclosure of Lobbying Activities"
- Form SF-3881, "ACH Vendor/Miscellaneous Payment Enrollment Form"
- RBDG Applicant/Grantee Certification



R24-25-18

Be it resolved by the Hermon Town Council in Town Council assembled to schedule a public hearing on January 16, 2025 for seven (7) dangerous buildings.

SIGNED this Dece	mber 5, 2024 by the	Hermon Town Council:
John Snyer III	70	Ronald Murphy
Joshua Berry		Richard Cyr
Christopher Gray		Terry Hamm-Morris
		Derek Wood
ginal:		
otion	Yeas	
cond	Nays	Date



FR24-25-11

Be it resolved by the Hermon Town Council in Town Council assembled to authorize the Town manager, or his designee to appropriate \$237,141.75 in ARPA (American Rescue Plan Act) funds in the categories listed below:

- Response to the public health emergency or its negative economic consequences
- Provision of premium pay to eligible workers
- Revenue replacement
- Investments in water, sewer and broadband infrastructure

SIGNED this Decemb	er 5, 2024 by the Hermo	on Town Council:
John Snyer III		Ronald Murphy
Joshua Berry		Richard Cyr
Christopher Gray		Terry Hamm-Morris
		Derek Wood
iginal:		
otion	Yeas	
cond	Nays	Date