

October 2, 2008

REPORT OF SURVEY  
FOR  
KENNETH FOSTER

2008-140 Y Survey at 51 Oakland Avenue, Cousins Island, Yarmouth, Maine

1. The 1908 subdivision plan of this area has no angles, although the lots and roads appear to be at about 90 degrees. The plan does not show any markers at any corners of the subdivision.
2. Many iron rods and pipes were found in this subdivision in the area including Maplewood Avenue, Elmwood Avenue and Oakland Avenue. The origin of the iron pipes is unknown. Some of the iron rods have identification caps including #5 (Howard Babbidge), #509 (John Cyr – H.I. & E.C. Jordan Surveyors), #1133 (Larry Slaughter), #1154 (Reggie Parker) and #209 (Gerry Bates).
3. Survey plans were found by H.I. & E.C. Jordan and Bates.
4. The Jordan surveys are the oldest and they indicate iron rods previously set by Babbidge. Parker apparently honored the Jordan surveys in the rod he set.
5. Plan reference 2 by Jordan shows the land between Oakland Avenue and the stonewall along the southwesterly side of the 1908 subdivision. The dimensions on the Jordan plan match the dimensions on the 1908 plan.
6. The plan by this firm also honors the irons and plans by Jordan. This makes most of the irons on Oakdale and Elmwood fit. The irons on Maplewood are mostly located further northeast than expected. However, it is this surveyor's opinion that to honor those irons would be to ignore the 1908 dimensions and the stonewall which most likely predates the 1908 plan.
7. This surveyor has not been able to determine how or why Gerry Bates set his irons. The two solid Bates irons, one at the westernmost corner of Foster and one on Maplewood Avenue at the land of Holmes, do not match the old plan dimensions by about two feet. In comparing the Bates irons with the other irons found, this surveyor could not determine the rationale for their location.
8. Since the irons found do not all fit, the plan by this firm is this surveyor's opinion of the location of the corners. Other surveyors may come to different conclusions. Written and recorded boundary agreements with neighbors would eliminate any questions in the future.

# SUBSURFACE WASTEWATER DISPOSAL SYSTEM APPLICATION

Maine Department of Human Services  
Division of Health Engineering, 10 SHS  
(207) 287-5672 Fax: (207) 287-3165

## PROPERTY LOCATION

>> CAUTION: PERMIT REQUIRED - ATTACH IN SPACE BELOW <<

City, Town, or Plantation **YARMOUTH**

Street or Road **51 OAKLAND AVE.**

Subdivision, Lot #

The Subsurface Wastewater Disposal System *shall not* be installed until a Permit is attached HERE by the Local Plumbing Inspector. The Permit shall authorize the owner or installer to install the disposal system in accordance with this application and the Maine Subsurface Wastewater Disposal Rules.

## OWNER/APPLICANT INFORMATION

Name (last, first, MI) **LEWANDOWSKI, JANET** ☒ Owner ☐ Applicant

Mailing Address of Owner/Applicant

Daytime Tel. #

Municipal Tax Map # \_\_\_\_\_ Lot # \_\_\_\_\_

## OWNER OR APPLICANT STATEMENT

I state and acknowledge that the information submitted is correct to the best of my knowledge and understand that any falsification is reason for the Department and/or Local Plumbing Inspector to deny a Permit.

## CAUTION: INSPECTION REQUIRED

I have inspected the installation authorized above and found it to be in compliance with the Subsurface Wastewater Disposal Rules Application.

(1st) date approved

Signature of Owner or Applicant \_\_\_\_\_ Date \_\_\_\_\_

Local Plumbing Inspector Signature \_\_\_\_\_ (2nd) date approved \_\_\_\_\_

## PERMIT INFORMATION

### TYPE OF APPLICATION

- ☐ 1. First Time System
- ☒ 2. Replacement System
- Type replaced: **V-PLANK TRENCH**
- Year installed: **?**
- ☐ 3. Expanded System
- ☐ a. Minor Expansion
- ☐ b. Major Expansion
- ☐ 4. Experimental System
- ☐ 5. Seasonal Conversion

### THIS APPLICATION REQUIRES

- ☐ 1. No Rule Variance
- ☐ 2. First Time System Variance
- ☐ a. Local Plumbing Inspector Approval
- ☐ b. State & Local Plumbing Inspector Approval
- ☒ 3. Replacement System Variance
- ☒ a. Local Plumbing Inspector Approval
- ☐ b. State & Local Plumbing Inspector Approval
- ☐ 4. Minimum Lot Size Variance
- ☐ 5. Seasonal Conversion Permit

### DISPOSAL SYSTEM COMPONENTS

- ☐ 1. Complete Non-engineered System
- ☐ 2. Primitive System (graywater & alt. toilet)
- ☐ 3. Alternative Toilet, specify: \_\_\_\_\_
- ☐ 4. Non-engineered Treatment Tank (only)
- ☒ 5. Holding Tank, **2000** gallons
- ☐ 6. Non-engineered Disposal Field (only)
- ☐ 7. Separated Laundry System
- ☐ 8. Complete Engineered System (2000 gpd or more)
- ☐ 9. Engineered Treatment Tank (only)
- ☐ 10. Engineered Disposal Field (only)
- ☐ 11. Pre-treatment, specify: \_\_\_\_\_
- ☐ 12. Miscellaneous Components

### SIZE OF PROPERTY

**0.23** ☐ SQ. FT. ☒ ACRES

### DISPOSAL SYSTEM TO SERVE

- ☒ 1. Single Family Dwelling Unit, No. of Bedrooms: **2**
- ☐ 2. Multiple Family Dwelling, No. of Units: \_\_\_\_\_
- ☐ 3. Other: \_\_\_\_\_ (specify)
- Current Use ☒ Seasonal ☐ Year Round ☐ Undeveloped

### TYPE OF WATER SUPPLY

- ☐ 1. Drilled Well ☐ 2. Dug Well ☐ 3. Private
- ☒ 4. Public ☐ 5. Other

### SHORELAND ZONING

☒ Yes ☐ No

## DESIGN DETAILS (SYSTEM LAYOUT SHOWN ON PAGE 3)

### TREATMENT TANK

- ☐ 1. Concrete
- ☐ a. Regular
- ☐ b. Low Profile **N/A**
- ☐ 2. Plastic
- ☐ 3. Other: \_\_\_\_\_
- CAPACITY: \_\_\_\_\_ GAL.

### DISPOSAL FIELD TYPE & SIZE

- ☐ 1. Stone Bed ☐ 2. Stone Trench
- ☐ 3. Proprietary Device **N/A**
- ☐ a. cluster array ☐ c. Linear
- ☐ b. regular load ☐ d. H-20 load
- ☐ 4. Other: \_\_\_\_\_
- SIZE: \_\_\_\_\_ ☐ sq. ft. ☐ lin. ft.

### GARBAGE DISPOSAL UNIT

- ☒ 1. No ☐ 2. Yes ☐ 3. Maybe
- If Yes or Maybe, specify one below:
- ☐ a. multi-compartment tank
- ☐ b. \_\_\_\_\_ tanks in series
- ☐ c. Increase in tank capacity
- ☐ d. Filter on Tank Outlet

### DESIGN FLOW

**180** gallons per day

BASED ON:

☒ 1. Table 501.1 (dwelling unit(s))

☐ 2. Table 501.2 (other facilities)

SHOW CALCULATIONS

--- for other facilities ---

### SOIL DATA & DESIGN CLASS

PROFILE CONDITION DESIGN

**9 / E / 5**

at Observation Hole # **1**

Depth **3** "

of Most Limiting Soil Factor

### DISPOSAL FIELD SIZING

- ☐ 1. Small--2.0 sq. ft. / gpd **N/A**
- ☐ 2. Medium--2.6 sq. ft. / gpd
- ☐ 3. Medium--Large 3.3 sq. ft. / gpd
- ☐ 4. Large--4.1 sq. ft. / gpd
- ☐ 5. Extra Large--5.0 sq. ft. / gpd

### EFFLUENT/EJECTOR PUMP

- ☒ 1. Not Required
- ☐ 2. May Be Required
- ☐ 3. Required

Specify only for engineered systems:

DOSE: \_\_\_\_\_ gallons

☐ 3. Section 503.0 (meter readings)

ATTACH WATER METER DATA

## SITE EVALUATOR STATEMENT

I certify that on **11-14-05** (date) I completed a site evaluation on this property and state that the data reported are accurate and that the proposed system is in compliance with the State of Maine Subsurface Wastewater Disposal Rules (10-144A CMR 241).

**Richard A. Sweet**

Site Evaluator Signature

**034**

SE #

**11-28-05**

Date

**RICHARD A. SWEET**

Site Evaluator Name Printed

**797-2110**

Telephone Number

**SWEET@MAINE.RR.COM**

E-mail Address

Note: Changes to or deviations from the design should be confirmed with the Site Evaluator.

## FORMS

## Replacement System Variance Request

| VARIANCE CATEGORY                                                                                    | LIMIT OF LPI'S APPROVAL AUTHORITY |                        |                        |                       |                       |                       | VARIANCE REQUESTED TO: |              |
|------------------------------------------------------------------------------------------------------|-----------------------------------|------------------------|------------------------|-----------------------|-----------------------|-----------------------|------------------------|--------------|
| <b>SOILS</b>                                                                                         |                                   |                        |                        |                       |                       |                       |                        |              |
| Soil Profile                                                                                         | Ground Water Table                |                        |                        |                       |                       |                       | to 7"                  |              |
| Soil Condition                                                                                       | Restrictive Layer                 |                        |                        |                       |                       |                       | to 7"                  |              |
| from HHE-200                                                                                         | Bedrock                           |                        |                        |                       |                       |                       | to 12"                 |              |
| <b>SETBACK DISTANCES (in feet)</b>                                                                   | Disposal Fields                   |                        |                        | Septic Tanks          |                       |                       | Disposal Fields        | Septic Tanks |
| From                                                                                                 | Less than 1000 gpd                | 1000 to 2000 gpd       | Over 2000 gpd          | Less than 1000 gpd    | 1000 to 2000 gpd      | Over 2000 gpd         | To                     | To           |
| Wells with water usage of 2000 or more gpd or public water supply wells                              | 300 ft [a]                        | 300 ft [a]             | 300 ft [a]             | 100 ft [a]            | 100 ft [a]            | 100 ft [a]            |                        |              |
| Owner's wells                                                                                        | 100 down to 60 ft                 | 200 down to 100 ft     | 300 down to 150 ft     | 100 down to 50 ft [b] | 100 down to 50 ft     | 100 down to 50 ft     |                        |              |
| Neighbor's wells                                                                                     | 100 down to 60 ft [b]             | 200 down to 120 ft [b] | 300 down to 180 ft [b] | 100 down to 50 ft [b] | 100 down to 75 ft [b] | 100 down to 75 ft [b] |                        |              |
| Water supply line                                                                                    | 10 ft [a]                         | 20 ft [a]              | 25 ft [a]              | 10 ft [a]             | 10 ft [a]             | 10 ft [a]             |                        |              |
| Water course, major - for replacements only, see Table 400.4 for major expansions                    | 100 down to 60 ft                 | 200 down to 120 ft     | 300 down to 180 ft     | 100 down to 50 ft     | 100 down to 50 ft     | 100 down to 50 ft     |                        |              |
| Water course, minor                                                                                  | 50 down to 25 ft                  | 100 down to 50 ft      | 150 down to 75 ft      | 50 down to 25 ft      | 50 down to 25 ft      | 50 down to 25 ft      |                        |              |
| Drainage ditches                                                                                     | 25 down to 12 ft                  | 50 down to 25 ft       | 75 down to 35 ft       | 25 down to 12 ft      | 25 down to 12 ft      | 25 down to 12 ft      |                        | 32'          |
| Edge of fill extension - Coastal wetlands, special freshwater wetlands, great ponds, rivers, streams | 25 ft [d]                         | 25 ft [d]              | 25 ft [d]              | 25 ft [d]             | 25 ft [d]             | 25 ft [d]             |                        |              |
| Slopes greater than 3:1                                                                              | 10 ft                             | 18 ft                  | 25 ft                  | N/A                   | N/A                   | N/A                   |                        |              |
| No full basement [e.g. slab, frost wall, columns]                                                    | 15 down to 7 ft                   | 30 down to 15 ft       | 40 down to 20 ft       | 8 down to 5 ft        | 14 down to 7 ft       | 20 down to 10 ft      |                        |              |
| Full basement [below grade foundation]                                                               | 20 down to 10 ft                  | 30 down to 15 ft       | 40 down to 20 ft       | 8 down to 5 ft        | 14 down to 7 ft       | 20 down to 10 ft      |                        |              |
| Property lines                                                                                       | 10 down to 5 ft [c]               | 18 down to 9 ft [c]    | 20 down to 10 ft [c]   | 10 down to 4 ft [c]   | 15 down to 7 ft [c]   | 20 down to 10 ft [c]  |                        |              |
| Burial sites or graveyards, measured from the down toe of the fill extension                         | 25 ft                             | 25 ft                  | 25 ft                  | 25 ft                 | 25 ft                 | 25 ft                 |                        |              |
| <b>OTHER</b>                                                                                         |                                   |                        |                        |                       |                       |                       |                        |              |
| 1. Fill extension Grade - to 3:1                                                                     |                                   |                        |                        |                       |                       |                       |                        |              |
| 2.                                                                                                   |                                   |                        |                        |                       |                       |                       |                        |              |
| 3.                                                                                                   |                                   |                        |                        |                       |                       |                       |                        |              |

Footnotes: [a.] Single-family well setbacks may be reduced as prescribed in Section 701.2.

[b.] This distance may be reduced to 25 feet, if the septic or holding tank is tested in the plumbing inspector's presence and shown to be watertight or of monolithic construction.

[c.] Additional setbacks may be needed to prevent fill material extensions from encroaching onto abutting property.

[d.] Additional setbacks may be required by local Shoreland zoning.

[e.] Natural Resource Protection Act requires a 25 feet setback, on slopes of less than 20%, from the edge of soil disturbance and 100 feet on slopes greater than 20%. See Chapter 15.

[f.] May not be any closer to neighbors well than the existing disposal field or septic tank unless written permission is granted by the neighbor. This setback may be reduced for single family houses with Department approval. See Section 702.3.

[g.] The fill extension shall reach the existing ground before the 3:1 slope or within 100 feet of the disposal field.

[h.] See Section 1402.10 for special procedures when these minimum setbacks cannot be achieved.



SITE EVALUATOR'S SIGNATURE

11-28-05

DATE

## FOR USE BY THE DEPARTMENT ONLY

The Department has reviewed the variance(s) and ( ) does ( ) does not) give its approval. Any additional requirements, recommendations, or reasons for the Variance denial, are given in the attached letter.

SIGNATURE OF THE DEPARTMENT

DATE

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# SUBSURFACE WASTEWATER DISPOSAL SYSTEM APPLICATION

Maine Department of Human Services  
Division of Health Engineering, Station 10  
(207) 287-5672 Fax: (207) 287-3165

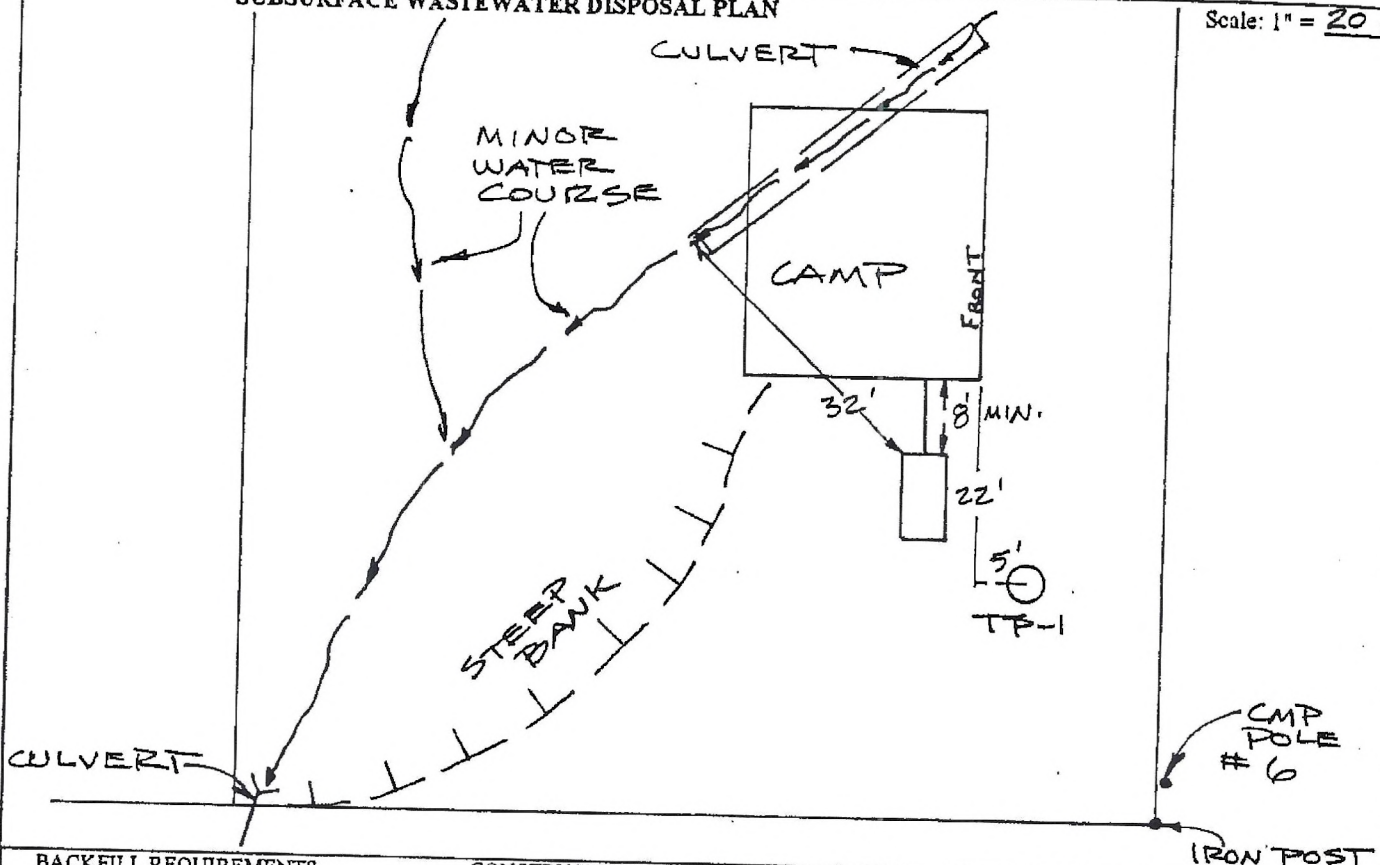
Town, City, Plantation  
**YARMOUTH**

Street, Road, Subdivision  
**51 OAKLAND AVE**

Owner or Applicant Name  
**LEWANDOWSKI**

## SUBSURFACE WASTEWATER DISPOSAL PLAN

Scale: 1" = 20 ft.



### BACKFILL REQUIREMENTS

Depth of Backfill (upslope) **N/A** "  
Depth of Backfill (downslope) "  
DEPTHS AT CROSS-SECTION (shown below)

### CONSTRUCTION ELEVATIONS

Finished Grade Elevation **N/A** "  
Top of Distribution Pipe or Proprietary Device "  
Bottom of Disposal Field "

### ELEVATION REFERENCE POINT

Location & Description: **N/A**  
Reference Elevation is: 0.0' or:

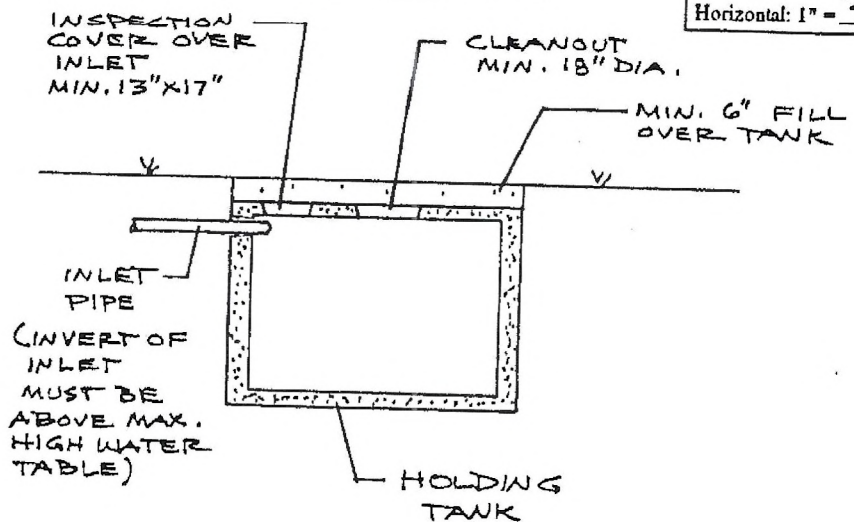
### DISPOSAL FIELD CROSS SECTION

Scales:

Vertical: 1" = 5 ft.  
Horizontal: 1" = 5 ft.

#### NOTE:

- 1) PREVENT FLOTATION OF TANK
- 2) TANK MUST BE WATER TIGHT, PROVIDE RISERS TO COVERS IF NECESSARY
- 3) PROVIDE VENTING THROUGH BUILDING OR VENT SEPARATELY
- 4) INSTALL WATER LEVEL ALARM



*Richard Hunt*

Site Evaluator Signature

034

SF =

11-28-05

Date

# SUBSURFACE WASTEWATER DISPOSAL SYSTEM APPLICATION

Maine Department of Human Services  
Division of Health Engineering, Station 10  
(207) 287-5872 Fax: (207) 287-3105

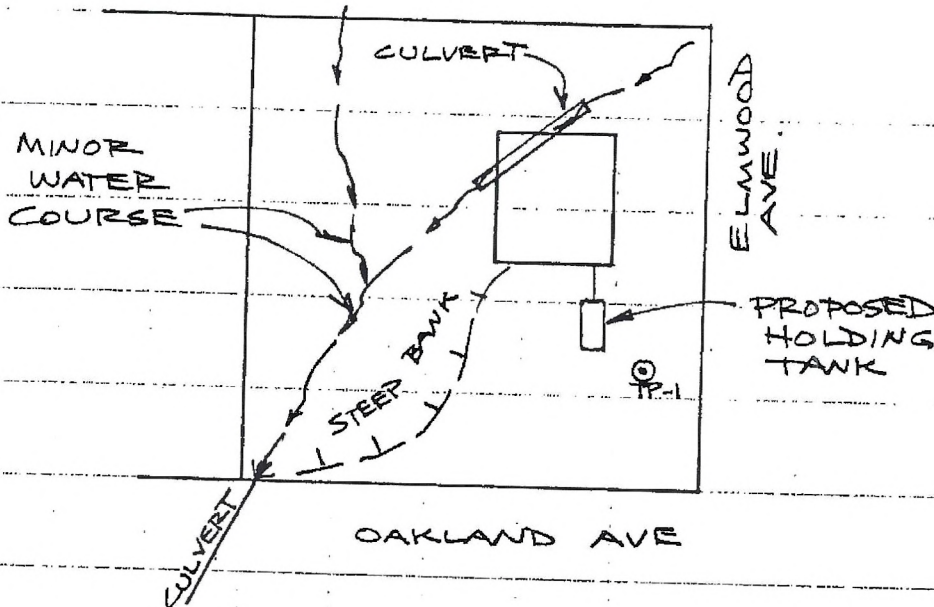
Town, City, Plantation  
**YARMOUTH**

Street, Road, Subdivision  
**51 OAKLAND AVE.**

Owner or Applicant Name  
**LEWANDOWSKI**

SITE PLAN Scale 1" = 40 ft.

SITE LOCATION PLAN  
(map from Maine Atlas recommended)



## SOIL PROFILE DESCRIPTION AND CLASSIFICATION

(Location of Observation Holes Shown Above)

Observation Hole # TP-1 ☒ Test Pit ☐ Boring

Depth of organic horizon above mineral soil \_\_\_\_\_"

| Texture               | Consistency             | Color            | Mottling                 |
|-----------------------|-------------------------|------------------|--------------------------|
| 0 <u>SILT FILL</u>    | <u>ERIAL</u>            | <u>BROWN TO</u>  |                          |
| 6 <u>SILT LOAM</u>    | <u>ERIAL</u>            | <u>GRAY</u>      | <u>COMMON</u>            |
| 12 <u>SILTY CLAY</u>  | <u>FIRM</u>             | <u>GRAY</u>      | <u>TRM.</u>              |
| 18 <u>LOAM</u>        |                         |                  |                          |
| 24                    |                         |                  |                          |
| 30                    |                         |                  |                          |
| 36                    |                         |                  |                          |
| 42                    |                         |                  |                          |
| 48                    |                         |                  |                          |
| Soil Profile <u>9</u> | Classification <u>E</u> | Slope <u>0-3</u> | Limiting Factor <u>3</u> |
|                       | Condition               | Percent          | Depth                    |

- ☒ Groundwater  
☐ Restrictive Layer  
☐ Bedrock  
☐ Pit Depth

Observation Hole # \_\_\_\_\_ ☐ Test Pit ☐ Boring

Depth of organic horizon above mineral soil \_\_\_\_\_"

| Texture      | Consistency    | Color   | Mottling        |
|--------------|----------------|---------|-----------------|
| 0            |                |         |                 |
| 6            |                |         |                 |
| 12           |                |         |                 |
| 18           |                |         |                 |
| 24           |                |         |                 |
| 30           |                |         |                 |
| 36           |                |         |                 |
| 42           |                |         |                 |
| 48           |                |         |                 |
| Soil Profile | Classification | Slope   | Limiting Factor |
|              | Condition      | Percent | Depth           |

- ☐ Groundwater  
☐ Restrictive Layer  
☐ Bedrock  
☐ Pit Depth

Site Evaluator Signature

SE #

Date

Page 2 of 3  
HHE-200 Rev. 10/02

# APPLICATION/AGREEMENT for HOLDING TANK INSTALLATION

FORMS

## PROPERTY OWNER INFORMATION

Name \_\_\_\_\_  
 Mailing Address \_\_\_\_\_  
 City/Town \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
 Daytime telephone number \_\_\_\_\_

## PROPERTY LOCATION

Street, Road, Route 51 OAKLAND AVE.  
 City/Town YARMOUTH Zip 04096

## APPLICATION FOR (check one)

- ☐ First Time Installation (If this is checked, give Town's Ordinance adoption date \_\_\_\_/\_\_\_\_/\_\_\_\_)  
☐ First Time Installation, non-residential only, less than 100 gpd or 500 gal/week  
☒ Replacing an existing overboard discharge, surface wastewater discharge or malfunctioning subsurface wastewater system  
☐ Replacing an existing holding tank

## CONDITIONS FOR APPROVAL

- \* The installation of a conventional disposal system is not possible due to unacceptable site and/or soil conditions, lot configuration, or other constraints
- \* Public sewer is not available.
- \* All existing or proposed plumbing fixtures shall be installed or modified for water conservation and all water closets shall meet the Federal standard of 1.6 gallons per flush.

## REQUIREMENTS FOR APPROVAL

- A Completed Application shall consist of:
- \* This form (HHE-233) completed with all signatures.
  - \* A completed *Subsurface Wastewater Disposal System Application* (HHE-200) prepared by a Licensed Site Evaluator.
  - \* Holding Tank Deeds Covenant Form, HHE-300 3/97
  - \* Replacement System Variance Request Form, as necessary.

## PROPERTY OWNER INFORMATION AND REQUIREMENTS

I (we), \_\_\_\_\_ own the property described in this Application/Agreement.

1. Holding tanks require regular pumping by a licensed pumper. The owner must pay this service.
2. The holding tank will be pumped at least once a year by the pumper listed on this application. Another pumper may be used if the listed pumper is notified and the LPI approves the change. The new pumper will then be listed on an attachment to this agreement.
3. A water meter shall be installed at the owner's expense if required by the LPI.
4. All records of pumping and water use (if required) must be kept for at least three years and shall be made available to the LPI or other official if requested.
5. A holding tank for new construction can only be replaced by a system meeting first time system requirements.
6. Once approved this form must be recorded at the Registry of Deeds, cross referenced to the owner's deed.
7. We agree to comply with any additional requirements of the Town.

We state that all the information presented with this application is true and accurate, we acknowledge the foregoing items and agree to comply with all the requirements.

Property Owner(s) Signature \_\_\_\_\_ Date \_\_\_\_\_  
 Property Owner(s) Signature \_\_\_\_\_ Date \_\_\_\_\_

Owner \_\_\_\_\_ Property Location 51 OAKLAND AVE.

**SITE EVALUATION STATEMENT**

I, RICHARD A. SWEET, state that I have evaluated the subject property and found that a subsurface wastewater disposal system is not practical. Secondly, I have completed a *Subsurface Wastewater Disposal System Application* (HHE-200) proposing a holding tank installation for the property's wastewater disposal.

Site Evaluator's Signature Richard Sweet Date 11-28-05

**HOLDING TANK PUMPER INFORMATION**

Business owner's name \_\_\_\_\_ License # \_\_\_\_\_  
 Business name \_\_\_\_\_  
 Mailing address \_\_\_\_\_  
 City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
 Business telephone \_\_\_\_\_  
 Max. truck hauling capacity \_\_\_\_\_ gallons  
 Can pump: \_\_\_\_\_ seasonally \_\_\_\_\_ year round  
 DEP licensed disposal site location \_\_\_\_\_ Site # \_\_\_\_\_

**HOLDING TANK PUMPER STATEMENT**

I, \_\_\_\_\_, own and operate a septage pumping business named in this Application/Agreement, and have contracted with the property owner(s) to pump and properly dispose of the tank's waste. I further state that the tank, and that the wastewater will be disposed of at a Department of Environmental Protection licensed disposal location.

Holding Tank Pumper's Signature \_\_\_\_\_ Date \_\_\_\_\_

**Municipal Officers Statement**

- I (we) have reviewed the information submitted in support of this application.
- I (we) find that the installation of the holding tank will not violate any local ordinances.
- I (we) will authorize the LPI to enforce the requirements of this agreement, the Subsurface Wastewater Disposal Rules and any local ordinances, including recordkeeping and required pumping.
- I (we) recommend that the LPI issue the necessary permits for the installation of the holding tank.

Signature \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_  
 Signature \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_  
 Signature \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_

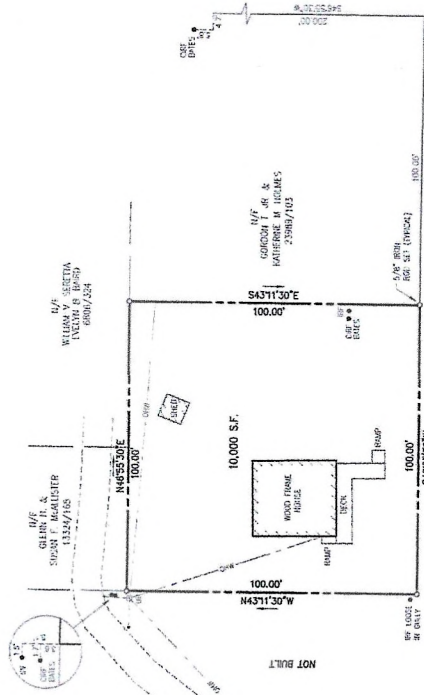
**Local Plumbing Inspector's Statement**

I have reviewed this application and find that the issuance of a permit for the holding tank complies with the Subsurface Wastewater Disposal Rules and all pertinent local ordinances.

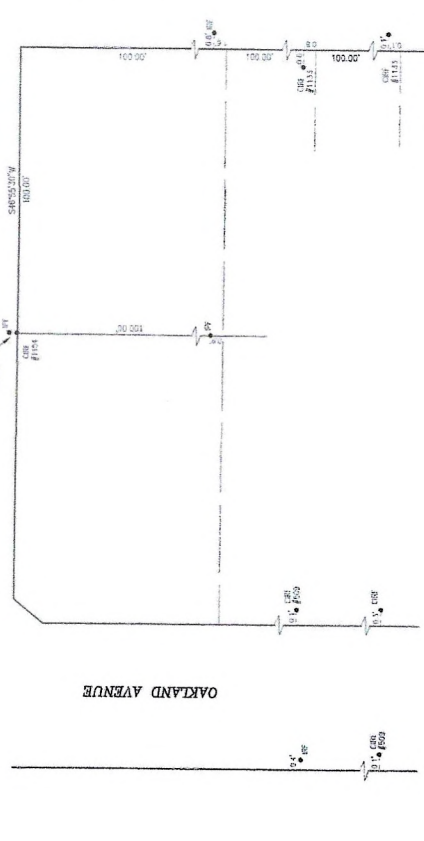
Additional Requirements: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

- NOTES:**
1. CHANGES TO RECORD, KENNETH FOSTER AND JOHN LEMMONS, CHURCHILL COUNTY RECORD OF DEEDS BOOK 1312 PAGE 248.
  2. LOCUS IS SHOWN AS LOT 42 ON YARMOUTH ACQUISITION MAP 15.
  3. BEARINGS ARE MAGNETIC, 1977 BUREAU OF MAGNETIC FIELD 15, ADJUSTED FOR PLAN REFERENCES 1 AND 2.
  4. SEE SURVEYOR REPORT.
- PLAN REFERENCES:**
1. "PLAN OF ADDITION TO PROPERTY OF SEASHORE LAND CO. CHURCHILL COUNTY, ME. 1987" RECORDED IN PLAN BOOK 11 PAGE 119.
  2. "PLAN OF PROPERTY IN 'COASTS PLANT' YARMOUTH, MAINE, MADE BY KENNETH FOSTER AND JOHN LEMMONS, CHURCHILL COUNTY, ME. 1987" RECORDED IN PLAN BOOK 11 PAGE 119.
  3. "PLAN OF PROPERTY IN 'COASTS PLANT' YARMOUTH, MAINE, MADE BY KENNETH FOSTER AND JOHN LEMMONS, CHURCHILL COUNTY, ME. 1987" RECORDED IN PLAN BOOK 11 PAGE 119.
  4. "PROPERTY OF C1 & E B FOSTER CHURCHILL COUNTY, ME. 1987" RECORDED IN PLAN BOOK 11 PAGE 119.



OAKLAND AVENUE  
50' WIDE - NOT BUILT



ELMWOOD AVENUE  
PAVED - PUBLIC - 50' WIDE

MAPLEWOOD AVENUE  
PAVED - PUBLIC - 50' WIDE



**BOUNDARY SURVEY**

51 OAKLAND AVENUE  
COUSINS ISLAND, YARMOUTH, MAINE

MADE FOR  
**KENNETH FOSTER**

185 HILTOP STREET, MILTON, MASSACHUSETTS

**OWEN HASKELL, INC.**  
300115, MAINE DEED, YARMOUTH, ME. 0107174-0124

DATE: 10-2-2008  
DRAWN BY: J.C.F.  
CHECKED BY: J.C.F.  
BOOK NO. 1073  
SHEET NO. 1

Scale: 1" = 20'

**CERTIFICATION:**

I, OWEN HASKELL, INC., HEREBY CERTIFY THAT THIS SURVEY WAS MADE IN ACCORDANCE WITH THE RULES OF THE BOARD OF SURVEYORS AND MAPPERS OF THE STATE OF MAINE, AND THE BEST OF OUR INFORMATION, BELIEF AND KNOWLEDGE, AND THAT WE ARE NOT PROVIDING ANY GUARANTEE OR WARRANTY, EXPRESS OR IMPLIED, FOR THE ACCURACY OF THE SURVEY DATA OR THE RESULTS OF THE SURVEY.

*J.C.F.*  
JOHN C. SCHUBERT, P.E. #1257

## REPLACEMENT SYSTEM VARIANCE REQUEST

**THE LIMITATIONS OF THE REPLACEMENT SYSTEM VARIANCE REQUEST**

This form shall be attached to an application (HHE-200) for the proposed replacement system which requires a variance to the Rules. The LPI shall review the Replacement System Variance Request an HHE-200 and may approve the Request if all of the following requirements can be met, and the variance(s) requested fall within the limits of LPI's authority.

1. The proposed design meets the definition of a Replacement System as defined in the Rules (Sec. 2006)
2. There will be no change in use of the structure except as authorized for one-time exempted expansions outside the shoreland zone of major waterbodies/courses.
3. The replacement system is determined by the Site Evaluator and LPI to be the most practical method to treat and dispose of the wastewater.
4. The BOD5 plus S.S. content of the wastewater is no greater than that of normal domestic effluent.

**GENERAL INFORMATION**Town of YARMOUTH

Permit No. \_\_\_\_\_

Date Permit Issued \_\_\_\_\_

Property Owner's Name: JANET LEWANDOWSKI Tel. No.: 508-376-5495System's Location: 51 OAKLAND AVE.Property Owner's Address: 99 DOVER ROAD(if different from above) MILLIS, MA 02054**SPECIFIC INSTRUCTIONS TO THE:  
LOCAL PLUMBING INSPECTOR (LPI):**

If any of the variances exceed your approval authority and/or do not meet all of the requirements listed under the Limitations Section above, then you are to send this Replacement System Variance Request, along with the Application, to the Department for review and approval consideration before issuing a Permit. (See reverse side for Comments Section and your signature.)

**SITE EVALUATOR:**

If after completing the Application, you find that a variance for the proposed replacement system is needed, complete the Replacement Variance Request with your signature on reverse side of form.

**PROPERTY OWNER:**

If has been determined by the Site Evaluator that a variance to the Rules is required for the proposed replacement system. This variance request is due to physical limitations of the site and/or soil conditions. Both the Site Evaluator and the LPI have considered the site/soil restrictions and have concluded that a replacement system in total compliance with the Rules is not possible.

**PROPERTY OWNER**

I understand that the proposed system requires a variance to the Rules. Should the proposed system malfunction, I release all concerned provided they have performed their duties in a reasonable and proper manner, and I will promptly notify the Local Plumbing Inspector and make any corrections required by the Rules. By signing the variance request form, I acknowledge permission for representatives of the Department to enter onto the property to perform such duties as may be necessary to evaluate the variance request.

\_\_\_\_\_  
SIGNATURE OF OWNER\_\_\_\_\_  
DATE**LOCAL PLUMBING INSPECTOR**

I, \_\_\_\_\_, the undersigned, have visited the above property and have determined to the best of my knowledge that it cannot be installed in compliance with the Rules. As a result of my review of the Replacement Variance Request, the Application, and my on-site investigation, I (check and complete either a or b):

☐ a. (☐ approve, ☐ disapprove) the variance request based on my authority to grant this variance. Note: If the LPI does not give his approval, he shall list his reasons for denial in Comments Section below and return to the applicant. -OR-

☐ b. find that one or more of the requested Variances exceeds my approval authority as LPI. I (☐ recommend, ☐ do not reconunend) the Department's approval of the variances. Note: If the LPI does not recommend the Department's approval, the reasons shall be stated in Comments Section below as to why the proposed replacement system is not being recommended.

Comments: \_\_\_\_\_

\_\_\_\_\_  
LPI SIGNATURE\_\_\_\_\_  
DATE

HHE-204 Rev 10/02

**HOLDING TANK DEED COVENANT FORM**

**Property Owner:** Complete and record this form with your County Registry of Deeds. Then forward a copy of the recorded deed covenant to the your municipality's Local Plumbing Inspector.

**County Registrar:** Please cross-reference this document with book and page no.

**Property Owner Statement:** I(we), \_\_\_\_\_ are the owner(s) of the property located at 51 OAKLAND AVE. (street) YARMOUTH (town).

The property's deed is recorded in book no. \_\_\_\_\_, page no. \_\_\_\_\_.

We state that the holding tank installation for the aforementioned property received approval by the town of YARMOUTH and its officials.

**Stipulations of Covenant:**

**Municipal Approval Conditions:** This approval has been granted subject to the implementation of the above conditions and said approval will become null and void if the required and stated conditions of approval are violated.

**Property Owner signature(s)**

\_\_\_\_\_  
\_\_\_\_\_

State of Maine

County \_\_\_\_\_, ss

Date \_\_\_\_\_

Then personally appeared the above named \_\_\_\_\_ (and) \_\_\_\_\_ and (severally) acknowledged the foregoing instrument to be his (or their) free act and deed.

Before me \_\_\_\_\_  
Justice of the Peace or Notary Public

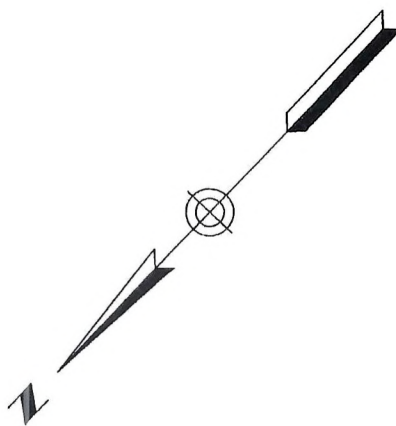
HHE-300 Rev. 3/97

200.00'  
S46°55'30"W

4.7'

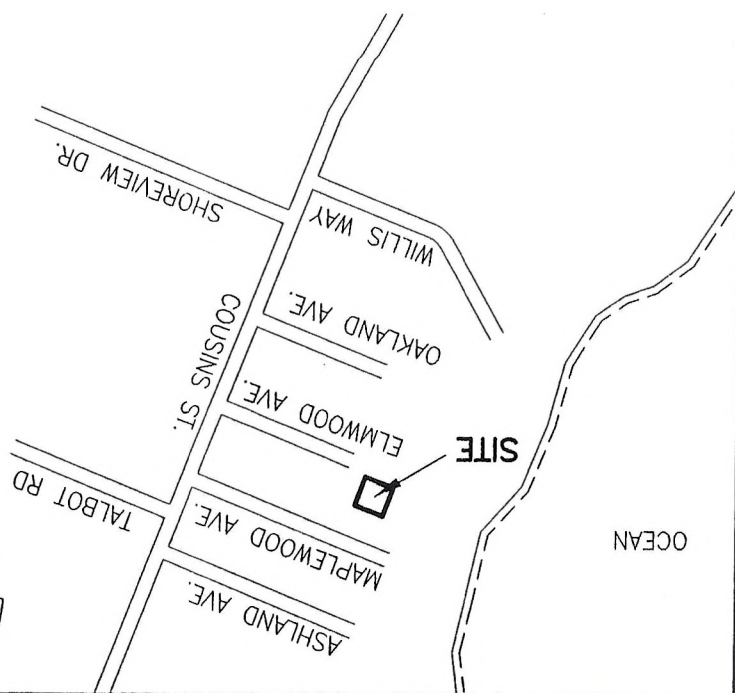
5.8'

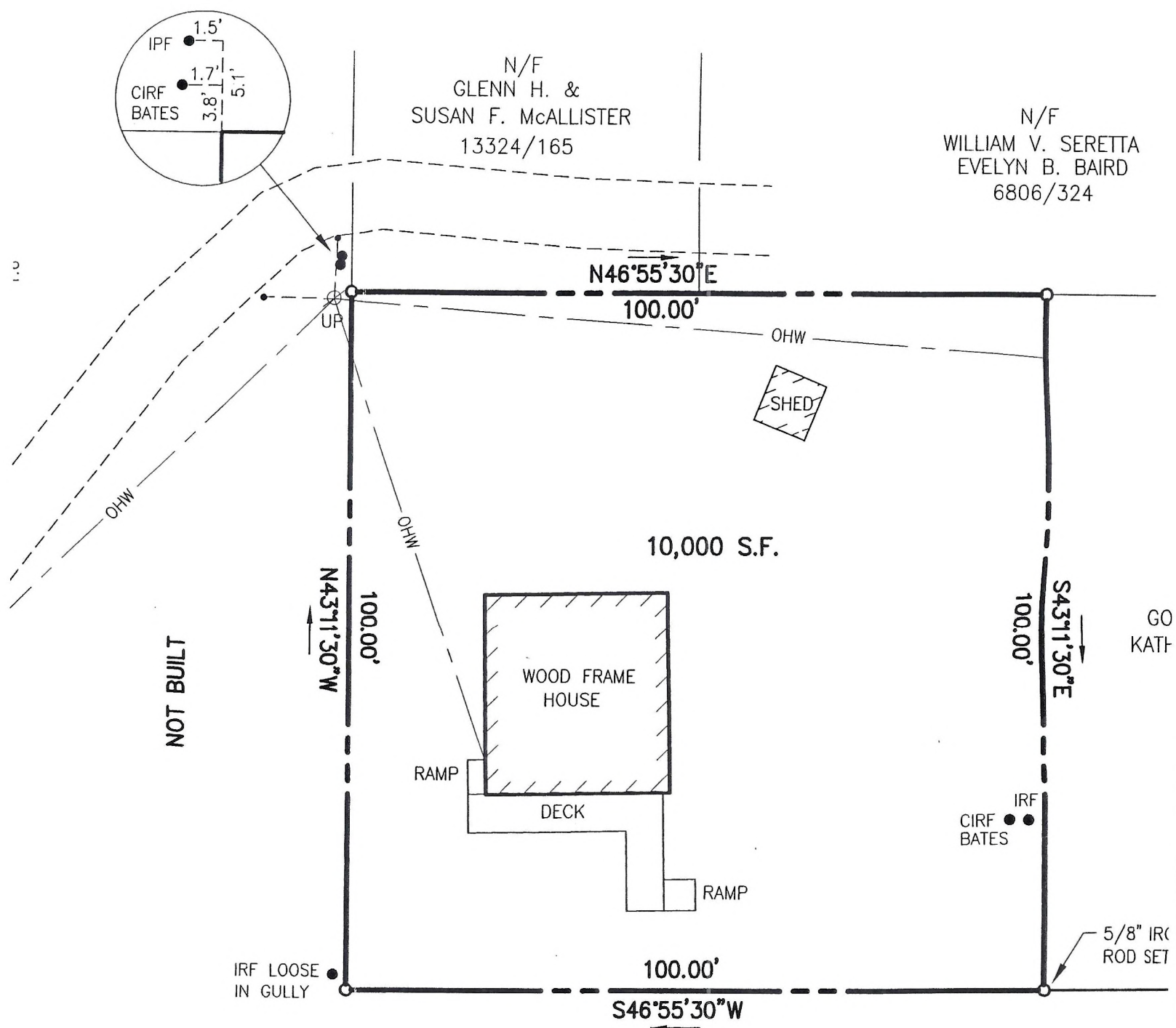
CIRF  
BATES



LOCATION MAP

N.T.S.





OAKLAND AVENUE