



**KITTERY PORT AUTHORITY
TOWN HALL
200 ROGERS RD.
KITTERY, ME 03904**

Phone: 207-439-0452 ext 301
Email: kpa@kitteryme.org
<http://www.kitteryme.gov/>

Meeting Agenda
December 3, 2020
6:00 P.M.
Remote Meeting

The public may submit public comments for the Public Hearing and the Public Segment of the agenda via email, US Mail, or by dropping written comments in the Drop Box outside the Town Hall entrance. Emailed comments should be sent to TownComments@kitteryme.org.

The public may also participate in the meeting via Zoom webinar. **Register in advance** for the webinar at:

https://us02web.zoom.us/webinar/register/WN_3o_nTYtlQ0uzJOv9ktNljQ

After registering, you will receive a confirmation email containing information about joining the webinar. Webinar participants will be able to submit questions and comments during a public hearing.

Comments received by noon on the day of the meeting will be read into the record by the KPA Chair.

1. Call to Order / Attendance
2. Pledge of Allegiance
3. Agenda Amendments and Adoption
4. Acceptance of Previous Minutes: October 1, 2020 & November 5, 2020
5. Harbormaster Report and Budget Report
6. All Items involving Town Officials or invited guests
7. Public Hearing
8. Piers, Wharves & Floats
 - a. The Kittery Port Authority moves to accept an application from Kenneth P. & Terri M. Miller, 4 Lawrence Lane, Kittery Point (Map 18, Lot 35) to add a 33.7' x 13.6' floating boat lift to an existing pier and float structure. Agent Steve Riker Ambit Engineering Inc.

Due to the Declaration of a State of Emergency for the State of Maine and Town of Kittery, this meeting will be held remotely in accordance with LD 2167. The meeting will be broadcast on Channel 22, Facebook, and live broadcast from the Town's website.

- b. The Kittery Port Authority moves to approve an application from Douglas Cole, 41 Bowen Road, Kittery (Map 17, Lot 7) to add a float to mooring # 608 in the back Channel.
 - c. The Kittery Port Authority moves to approve an application from Vargo Family Living Trust, 36 Pocahontas Road, Kittery Point (Map 51, Lot 2) to add a 8'x24' float to mooring # 519.
- 9. Public Segment (Three Mins.)
 - 10. Unfinished Business
 - a. Boat Launch Fees
 - 11. New Business
 - a. Dredging Pepperrell Cove
 - 12. Committee and Other Reports
 - a. Communications from the Chairperson
 - 13. Board Member Issues or Comments
 - 14. Executive Session
 - 15. Adjournment

Due to the Declaration of a State of Emergency for the State of Maine and Town of Kittery, this meeting will be held remotely in accordance with LD 2167. The meeting will be broadcast on Channel 22, Facebook, and live broadcast from the Town's website.

- 1 1. Call to Order / Attendance
- 2 Chair Philbrook called the meeting to order at 6:00 P.M.
- 3 Members present: Vice Chair Charles Patten, Bryan Bush, Steve Lawrence, Niles Pinkham,
- 4 John McCollett, Alan Johnston, and Chair Kelly Philbrook.
- 5 2. Pledge of Allegiance
- 6 3. Agenda Amendments and Adoption
- 7 Chair Philbrook added an appeal for mooring 515 to item 11 New Business.
- 8 Chair Philbrook cast one vote for the adoption of the agenda as amended.
- 9 4. Acceptance of Previous Minutes: September 3, 2020
- 10 Vice Chair Patten stated line 26 to add the word temporary in front of ropes.
- 11 Chair Philbrook moved to accept the minutes as amended, seconded by Mr. Lawrence.
- 12 Motion Carried 6-0-0
- 13 5. Harbormaster Report and Budget Report
- 14 The Harbormaster reported on:
- 15 9/19/2020, the Maritime 1480 skiff was delivered and launched.
- 16 9/28/2020, the Harbormaster requested that the port-a-potty be removed at the Traip Ramp.
- 17 The Harbormaster added the plotter/bottom finder and auxiliary lights.
- 18 Pepperrell Cove Float out is scheduled for 10/28/2020.
- 19 The electricity will be shut off no later than 10/23/2020 and the water shortly thereafter.
- 20 The commercial float and one adjacent dinghy dock will remain until sometime later in
- 21 November.
- 22 The Traip floats will be removed sometime in December with assistance of KPW.
- 23 The Deputy Harbormaster position will remain active until float out on 10/28/2020.
- 24 The Harbormaster also reported on the calls he and the Deputy Harbormaster made in the
- 25 month of September.
- 26 The Harbormaster gave an overview of the Budget.
- 27 6. All Items involving Town Officials or invited guests - None

28 7. Public Hearing - None

29 8. Piers, Wharves & Floats - None

30 9. Public Segment (Three Mins.) - None

31 10. Unfinished Business

32 a. 2021/2022 Rules & Regulations / Fees Planning

33 Chair Philbrook proposed that the KPA alter the launch ramp fees to include a paddle only fee.

34 This fee would be for paddle boards, canoes, and row boats only.

35 Chair Philbrook stated the KPA currently has a motorized and non-motorized daily launch fee

36 but does not have a motorized and non-motorized seasonal fee. Currently paddle boaters who

37 wish to purchase a seasonal pass, pay the same rate as a motorized vessel user. The proposed

38 fees for non-motorized (paddle) season pass are in line with current Fort Foster Season Pass

39 fees.

40 Chair Philbrook moved the KPA to have a Public Hearing at the November meeting to change

41 the seasonal launch fees for Resident Non-Motorized (paddle) \$20 and Non-Resident Non-

42 Motorized (paddle) \$75, seconded by Mr. Johnston.

43 Motion Carried 7-0-0

44 11. New Business

45 Appeal of mooring #515 Richard and Victoria Jones, 35 Pocahontas Road, Kittery Point Maine.

46 Chair Philbrook read the letter that stated Mr. and Ms. Jones confused paying the inspection fee

47 with the mooring fee. The Jones's also said they regretted their oversight and would like to be

48 allowed to pay their 2020 mooring fee.

49 Chair Philbrook moved to reinstate mooring #515 to Richard and Victoria Jones, 35 Pocahontas

50 Road, Kittery Point, Maine, provided the mooring holders pay the 2020 mooring fee and late

51 fees within 10 days, seconded by Mr. Bush.

52 Motion Carried 7-0-0

53 12. Committee and Other Reports - None

54 a. Communications from the Chairperson - None

55 13. Board Member Issues or Comments

56 Mr. Pinkham – None

57 Mr. McCollett – None

58 Vice Chair Patten - None

59 Mr. Johnston – Mr. Johnston asked the Harbormaster if the floats were definitely coming out at

60 the end of October and asked if there were people lined up. The Harbormaster said he would

61 speak to the Town Manager then reach out for volunteers.

62 Mr. Bush - None

63 14. Executive Session - None

64 15. Adjournment

65 Mr. Lawrence moved to adjourn at 6:37 p.m., seconded by Mr. Pinkham.

66 Motion Carried 7-0-0

Submitted by Kim Tackett

Disclaimer: The following minutes constitute the author's understanding of the meeting. Whilst every effort has been made to ensure the accuracy of the information, the minutes are not intended as a verbatim transcript of comments at the meeting, but a summary of the discussion and actions that took place. For complete details, please refer to the video of the meeting on the Town of Kittery website.

1 1. Call to Order / Attendance

2 Chair Philbrook called the meeting to order at 6:00 p.m.

3 Members present: Chair Philbrook, Vice Chair Patten, Bryan Bush, Niles Pinkham,
4 Alan Johnston and John McCollett. Absent: Steve Lawrence.

5 2. Pledge of Allegiance

6 3. Agenda Amendments and Adoption

7 Chair Philbrook cast one vote in favor of the Agenda.

8 4. Acceptance of Previous Minutes: October 1, 2020, postponed until December 3,
9 2020.

10 5. Harbormaster Report and Budget Report

11 The Harbormaster reported on:

12 The Harbormaster reported on the calls he and the Deputy Harbormaster made in the
13 month of October.

14 Float out on October 28, 2020 was a success. The Harbormaster thanked all of the
15 volunteers for making it go off without a hitch. He thanked Vice Chair Patten for
16 fabricating a brace for the center of the push bar.

17 The Harbormaster installed rope guides with Vice Chair Patten as part of modifying the
18 block and chain system for the Frisbee float project, and stated that they will be making
19 further modifications when the float is brought into the cove for the winter. When
20 completed, the Harbormaster stated he will be able to adjust tension on the chains to
21 protect the float from striking pilings and be able to disconnect the float without use of a
22 diver.

23 The Harbormaster made preparations for float out throughout the month as well as
24 assisted commercial fisherman with hauling out traps for the season.

25 The 21-foot boat was hauled, winterized and is waiting to be wrapped for winter.

26 The Harbormaster stated he started working on the CIP request.

27 The Harbormaster gave an overview of the Budget.

28 6. All Items involving Town Officials or invited guests

29 a. The Kittery Port Authority moves to receive a financial analysis report from the Town
30 Manager.

31 The Town Manager presented a KPA multi-year financial analysis on boat excise tax,
32 revenue, expenses, and capital.

33 The members of the Port Authority and the Town Manager discussed the multi-year
34 financial analysis, the FMP and the KPA long term goals.

35 7. Public Hearing

36 a. The Kittery Port Authority moves to hold a Public Hearing on Rules and Regulations
37 changes:

38 The board discussed adding a definition for Motorized Vessels and Non-Motorized
39 Vessels; Appendix A:

40 Section E. Boat Launch Ramp Fees – the board discussed a Season Non-Motorized
41 Fee for residents \$20 and non-residents \$75.

42 Chair Philbrook moved the to approve the addition of definition for Motorized Vessels
43 and Non-Motorized Vessels; and approved adding a Season Non-Motorized Fee for
44 residents \$20 and non-residents \$75, seconded by Mr. Bush.

45 Motion Carried 6-0-0

46 8. Piers, Wharves & Floats

47 a. The Kittery Port Authority moves to approve an application from Everett Hall, 368
48 Main Street Eliot ME, for a 12 x 12 float on a mooring in the Back Channel.

49 Mr. Johnston moved to approve the application from Everett Hall, 368 Main Street Eliot
50 ME, for a 12 x 12 float on a mooring in the Back Channel as long as Mr. Hall provides a
51 second anchor according to the KPA rule, seconded by Mr. Bush.

52 Motion Carried 6-0-0

53 9. Public Segment (Three Mins.) - None

54 10. Unfinished Business

55 a. 2021/2022 Rules & Regulations / Fees Planning

56 After some deliberation the KPA decided to table the 2021/2022 Rules & Regulations /
57 Fees Planning to a future meeting.

58 11. New Business

59 a. The Kittery Port Authority moves to hear an appeal of removal from the mooring
60 waitlist from William Wansart.

61 Chair Philbrook moved to approve William Wansart's request for regaining his position
62 on the waitlist due to COVID-19, as long as payment is received no later than
63 November 12, 2020, seconded by Mr. Bush.

64 Motion Carried 5-1-0

65 Mr. Pinkham voted no.

66 Chair Philbrook, Vice Chair Patten, Mr. Bush, Mr. Johnston, and Mr. McCollett voted
67 yes.

68 12. Committee and Other Reports - None

69 a. Communications from the Chairperson

70 Chair Philbrook announced that she would not be attending the December meeting due
71 to personal reasons. She also mentioned the Traip ramp was washing out again, and
72 she wanted to give a shout out to Steve Lawrence, Ben Paige, and Alan Estes for
73 creating a floating crate tied to the ramp at Traip and putting a variety of sea life into it
74 for the students at Traip Academy after their fish tank broke. Finally, Chair Philbrook
75 stated she had just received an email about a project at 4 Lawrence Lane.

76 13. Board Member Issues or Comments

77 Mr. Bush – None

78 Mr. Pinkham – None

79 Vice Chair Patten – None

80 Mr. McCollett – None

81 Mr. Johnston - None

82 14. Executive Session - None

83 15. Adjournment

84 Mr. Bush moved to adjourn at 7:39 p.m., seconded by Mr. Johnston.

85 Motion Carried 6-0-0

Submitted by Kim Tackett

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LETTER OF TRANSMITTAL

TO: Town of Kittery
Kittery Port Authority
200 Rogers Rd Ext.
Kittery, ME 03904

FROM:
AMBIT ENGINEERING, INC.
Civil Engineers and Land Surveyors
200 Griffin Road, Unit 3
Portsmouth, NH 03801
Phone (603) 430-9282 Fax 436-2315

DATE: 11/5/2020	JOB NO. 2552.93
ATTENTION: Kittery Port Authority	
RE: Application for Boat Lift	
4 Lawrence Lane, Kittery, ME	

WE ARE SENDING YOU

<input type="checkbox"/> SHOP DRAWING	<input checked="" type="checkbox"/> ATTACHED	<input type="checkbox"/> UNDER SEPARATE COVER VIA
<input checked="" type="checkbox"/> PLANS	<input checked="" type="checkbox"/> COPY OF LETTER	<input type="checkbox"/> PRINTS
<input type="checkbox"/> SAMPLES	<input type="checkbox"/> CHANGE ORDER	<input type="checkbox"/> SPECIFICATIONS
	<input type="checkbox"/> OTHER	

COPIES	DATE	REVISION	DESCRIPTION
10	5/13/20		KPA Application Packages
10	5/13/20		USACOE Authorization Request
10	10/20	10/1/20	Plan Set (full size)

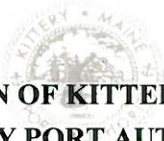
THESE ARE TRANSMITTED AS CHECKED BELOW

FOR YOUR APPROVAL
 FOR YOUR USE
 AS REQUESTED
 FOR BIDS DUE
 FOR REVIEW AND COMMENT
 RETURNED AFTER LOAN TO US

REMARKS

COPY TO File

If enclosures are not as noted, kindly notify us at once.



TOWN OF KITTERY
KITTERY PORT AUTHORITY

Application for
PIERS, WHARFS, FLOATS AND OTHER MARINE-RELATED STRUCTURES

Map: 18
Lot: 35
Date Submitted:

Contact: kpa@kitteryme.org Website: kitteryme.gov

NOTE: Ten (10) sets of plans, applications, maps and other necessary information are required at submittal.

The following application is submitted for the construction, modification, reconstruction of a:
The project proposes to secure a 33'7" x 13'6" floating boat lift to the existing float on the subject lot.

- 1. This project is an in-kind repair/replacement, which will not expand, move, or modify the style of the existing structure:
 Yes, it is in-kind repair No, there will be modifications
2. Property Owner(s): Kenneth P. & Terri M. Miller
3. Property Address: 4 Lawrence Lane, Kittery Point, ME 03905
4. Telephone Number: 207-361-1234 (REQUIRED) Email: ken@electriclight.net (REQUIRED)
5. Property Size (Acres/SF): 41,436 sq. ft./.95 Acres Zoning District(s): Residential Kittery Point Village (R-KPV)
6. The shore frontage of this property is 126 feet, measured at the high water line in a straight line, stake to stake.
7. This is my first Kittery Port Authority application for this property: Yes No
If No, please explain: Dock application in April 2008, dock extension application in January 2020.
8. LEGAL INTEREST: The applicant demonstrates a legal interest in the property by including a copy of the following: Deed, Purchase and Sale Agreement
9. CONSTRUCTION PLAN: Provide a description of the property showing all proposed construction showing the lot lines and exact positions of the proposed structure with dimensions and elevations from readily identifiable reference points.

Applicant Signature: [Signature] Date: 11/5/2020

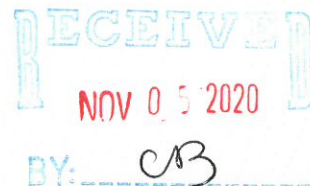
Property Owner Signature: _____ Date: _____

Agent Name: Steven D. Riker Agent Firm: Ambit Engineering, Inc.

Agent Phone: 603-430-9282 (REQUIRED) Agent Email: sdr@ambitengineering.com (REQUIRED)

APPLICATION FEE (\$125). Include a check payable to the Town of Kittery. Additional fees may be charged for direct costs (i.e. legal notices, engineering review, etc.) necessary to complete the review of the application per Town Code, Title 3, Chapter 3.3

Fee Paid, Amount: 125.00 Date: 11/5/2020



INSTRUCTIONS FOR FILLING OUT PORT AUTHORITY APPLICATION

- a. Attach Town Tax Map of Lot.
 - b. Attach Plan of lot with location and dimensions of the proposed structures or alterations to existing structures.
 - c. Attach list of abutters within 150 ft. (include those over water) of applicant's waterfront property line.
 - d. Attach proof of legal interest in property.
 - e. Attach a drawing of the proposed structure showing the top, side and end views with all principal dimensions. Side view showing elevation of top of deck above mean low water:
- A. Identify a fixed reference point on shore from which all seaward measurements are to be made.
 - B. Piers are not to exceed 100 feet beyond the normal high water mark nor extend below the mean low water mark, whichever is shorter. Pier, ramp and floats may not extend more than 150 feet beyond high watermark.
 - C. The maximum height of pier deck surface may not exceed 6 feet above the normal high water mark, and the handrails shall not exceed a height above the deck surface of 42" without the specific approval of the KPA.
 - D. The Port Authority may grant a waiver from the specifications of these regulations provided that, due to special circumstances of the specific application, the granting of a waiver will not adversely impair the public health, safety and general welfare, use of public waters, navigation or harm the environment. All such waivers must be supported by sufficient findings of fact.

Submittals must be received a minimum of 21 days prior to a scheduled Port Authority meeting.

Port Authority Procedure (Sequence of Events):

1. The Port Authority meets the first Thursday of every month. The Chairperson prepares the agenda seven days prior to the meeting.
2. The Port Authority Chairperson reviews the application for completeness and, if complete, places the application on the KPA agenda for discussion at the next meeting.
3. The Port Authority reviews the application. Once accepted, a site walk may be scheduled, and a public hearing set for the following meeting.
4. The Port Authority issues a notice of decision following review at the public hearing.
5. Once the Port Authority approval is granted, an applicant must apply for a building permit with the Code Enforcement Officer. **No building permit will be issued until all approvals and permits are received, and application related fees are paid in full.**

Other Permits required by State and Federal Agencies (not inclusive):

Maine Department of Environmental Protection
312 Canco Road
Portland, ME 04103
(207) 822-6300

US Army Corps of Engineers
Maine Project Office
675 Western Avenue, #3
Manchester, ME 04351
(207) 623-8367

Department of Conservation (for structures below mean low water mark)
Bureau of Parks and Lands
State House Station #22
Augusta, ME 04333

Planning Board review may be required if there is upland development (Title 16.11 Marine Related Development). All Port Authority applications are reviewed by planning and code enforcement staff for Title 16 applicability at the time of application submittal and prior to review by the Port Authority.

ABUTTER'S LIST

JN 2552.93

Client: Kenneth P. Miller & Terri M. Miller

Project Address: 4 Lawrence Lane, Kittery Point, ME 03905

MAP	LOT	NAME(S)	PO BOX	STREET ADDRESS	CITY/STATE/ZIP
18	35-2	Sally E. Crotty Rev. Trust of 2007 Sally E. Crotty, Trustee		2 Lawrence Lane	Kittery Point, ME 03905
18	35-B	Donald K. & Christine R. Merrigan		1927 Saucon Lane	Bethlehem, PA 18015
18	CEM	First Congregational Church Cemetery		23 Pepperrell Road	Kittery Point, ME 03905
18	31	William Dean & Benitha C. Howells		11 Lawrence Lane	Kittery Point, ME 03905
18	31-A	Metz Howells & Muriel Gurdon		9 Lawrence Lane	Kittery Point, ME 03905



AMBIT ENGINEERING, INC. CIVIL ENGINEERS AND LAND SURVEYORS
200 Griffin Road, Unit 3, Portsmouth, NH 03801 Phone (603) 430-9282 Fax 436-2315

5 November 2020

Colin M. Greenan
Maine Project Office
U.S. Army Corp of Engineers
442 Civic Center Drive, Suite 350
Augusta, ME 04330

**Re: USACOE Application for Boat Lift
Tax Map 18, Lot 35
4 Lawrence Lane
Kittery Point, ME**

Dear Colin:

This letter transmits a request to place a boat lift within tidal wetland jurisdiction on the property referenced above. Currently, the lot contains a tidal docking structure consisting of a 6' x 5' accessway, a 6' x 97' fixed pier, a 3' x 46' gangway, and a 10' x 20' float (see attached Existing Conditions Plan-Sheet C1). The proposed boat lift would be secured to the existing float as shown on the attached plan.

The owner/applicant requires the use of a boat lift as the existing float location does not provide all tide access and the existing docking float sits on the mud at low tide. The boat lift would keep the owners boat, a Southport 33 Double Console, off the substrate at low tide, eliminate subsequent damage to the boat, and also reduce impacts to the bottom substrate, including benthic organisms such as invertebrates and mollusks.

The boat lift would be a seasonal structure, in place only during the boating season and removed from jurisdiction outside of the season. The lift would be secured to the existing float and is approximately 33'6" in length, and 13'6" in width. We believe there is no navigational impact associated with the placement of the lift because the lift would occupy a very similar footprint to the owner/applicants boat when secured to the existing float. Since the owner/applicants boat is 33 feet in length and has 10'8" beam, use of the lift does not significantly occupy more space than when the boat is secured to the float without the use of the lift.

Attached to this application you will find an Existing Conditions Plan-Sheet C1 and a Permit Plan-Sheet C2. The plan set depicts the existing lot, jurisdictional areas, abutting parcels, the existing tidal docking structure, and the proposed boat lift. Also attached to this application you will find the following: USGS Project location map, tax map, recorded deed, a photo log and a USFWS Official Species List.

Please do not hesitate to contact me if you need anything else in regards to this authorization request.

Respectfully Submitted,

Steven D. Riker, CWS
Permitting Specialist
Ambit Engineering, Inc.

6 January, 2020

To Whom It May Concern:

RE: State of Maine Department of Environmental Protection Application for proposed docking structure within the previously developed 100' Tidal Buffer Zone and jurisdictional wetlands for Kenneth P. & Terri Miller of 4 Lawrence Lane Kittery Point, ME 03905

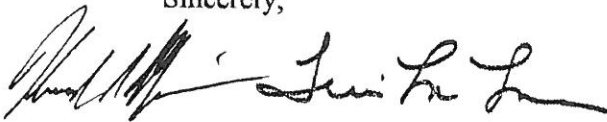
This letter is to inform the State of Maine DEP the Town of Kittery Point in accordance with State Law that the following entity:

Riverside & Pickering Marine Contractors, Inc.
Ambit Engineering, Inc.

Are individually authorized to represent us as our agents in the approval process.

Please feel free to call me if there is any question regarding this authorization.

Sincerely,

A handwritten signature in black ink, appearing to read "Kenneth P. & Terri Miller". The signature is written in a cursive style and is positioned above the typed name and address.

*Kenneth P. & Terri Miller
4 Lawrence Lane
Kittery Point, ME 03905*

2 October, 2020

Donald K. & Christine R. Merrigan
1927 Saucon Lane
Bethlehem, PA 18015

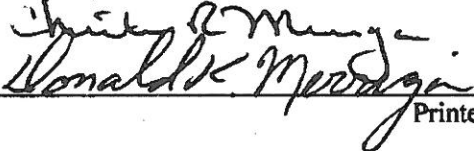
RE: United States Army Corp of Engineers and Kittery Port Authority Application for seasonal installation of a floating boat lift for Kenneth P. & Terri M. Miller, 4 Lawrence Lane, Kittery Point, ME.

This letter is to inform the United States Army Corp of Engineers (USACOE) and the Kittery Port Authority (KPA), that our abutter, has shown us plans (dated 10/1/20) depicting the proposed floating boat lift on their property (Tax Map 18, Lot 35) prepared by Ambit Engineering, Inc. We are aware that the proposed floating boat lift is located within 25 feet of the intertidal area in which we have certain rights. In addition, we are also aware that any boat secured within the proposed lift may also be within 25 feet of the intertidal area.

We hereby sign this letter to indicate our acceptance of the proposed floating boat lift within 25 feet of the intertidal area, and the possibility of a boat secured within the proposed lift also being within the same area.

Sincerely,

Donald K. & Christine R. Merrigan
1927 Saucon Lane
Bethlehem, PA 18015
Tax Map 18, Lot 35-B

By: 

Printed Name & Title

Return to:
Kenneth P. Miller and Terri M. Miller
4 Lawrence Lane
Kittery, ME 03904

DEBRA L. ANDERSON, REGISTER OF DEEDS



Bk 17856 PG 314
Instr # 2018050781
12/05/2018 11:10:21 AM
Pages 3 YORK CO

WARRANTY DEED

DLN: 1001840045438

KNOW ALL PERSONS BY THESE PRESENTS: That I, Dawn DiGiammarino, Trustee of the Dawn DiGiammarino Trust, w/va dated July 23, 2013 of 4 Lawrence Lane, Kittery, ME 03904, for consideration paid grants to Kenneth P. Miller and Terri M. Miller, Husband and Wife, of 1376 US Route 1, PO Box 553, Cape Neddick, ME 03902, as joint tenants with rights of survivorship, with WARRANTY COVENANTS, the following:

A certain parcel of land with the buildings thereon, situated in Kittery, County of York and State of Maine, lying on the Westerly side of Lawrence Lane and being Lot 35, on the plan entitled, "Lot Line Relocation Plan, Lawrence Lane, Kittery Point, Maine Owned by Heirs of Stephen Decatur, c/o S. Decatur, 33 Gregory St., Marblehead, Mass. 01945 Prepared for James Austin, Lawrence Lane, Kittery Point, ME 03904" by Allan H. Swanson, Inc. dated December 16, 1991 and recorded in the York County Registry of Deeds at Plan Book 211, Page 3. See said plan for a more particular metes and bounds description.

The above-conveyed property is conveyed SUBJECT TO all of the terms, conditions, notes, easements and restrictions shown and delineated on the above-noted Plan to which reference is made for a more detailed description.

The above-conveyed property is conveyed SUBJECT TO a right of way and easement for the benefit of Lot 35-A as shown and delineated on the above-noted Plan to which reference is made for a more detailed description.

The above-conveyed property is conveyed TOGETHER WITH a 25 foot right of way as shown on delineated on the above-noted Plan to which reference is hereby made for a more detailed description.

The above-conveyed property is made SUBJECT to a restriction regarding building of a boathouse and/or dock within the above mentioned right of way as described deed of James P. Austin and Tudor M. Austin to Anders E. Albertsen recorded in York County Registry of Deeds Book 4047, Page 101; said property is further SUBJECT to the rights of said Albertsen, his heirs and assigns, to construct, maintain and repair a boathouse, berth and float, subject to the conditions and restrictions both as set forth in the deed to said Albertsen recorded in the York County Registry of Deeds in Book 6110, Page 239.

393 Red Door Title • 1 New Hampshire Avenue, Suite 320 Portsmouth NH 03801 • (207) 358-7500

Maine R.E. Transfer Tax Paid

Also conveying to the Grantees herein, their heirs and assigns, a right of way, for all purposes of a way, over the parcel conveyed to Anders E. Albertsen immediately described above, including the right to install utility services over, under and across said parcel, as reserved in deed to Albertsen recorded in York County Registry of Deeds at Book 6110, Page 239.

Also including in the conveyance and hereby conveying to the Grantees, their successors and assigns, a Right of Way in common with Anders E. Albertsen, his heirs and assigns, for all purposes of a way, shown on the above-reference plan entitled, "Lot Line Relocation Plan, Lawrence Lane, Kittery Point, Maine," more particularly bounded and described as follows:

A certain lot or parcel of land situated on the westerly side of Lawrence Lane, Kittery Point, Maine, being further described as follows:

Beginning at a stone bound on the westerly sideline of Lawrence Lane at the southeasterly corner of Lot 35-A, as said lot is shown on plan of land entitled, "Subdivision Plan of Land, Lawrence Lane, Kittery Point, Maine", owned by Heirs of Stephen Decatur, prepared for James Austin, dated 18 December 1980, by Allan H. Swanson, Inc., and recorded in the York County Registry of Deeds in Plan Book 113, Page 31;

THENCE running South 86° 22' 04" West, a distance of 60.12 feet by Lot 35 to a point at the aforesaid Lot 35-A and a stone wall;

THENCE turning and running North 58° 39' 32" East a distance of 21.51 feet by said Lot 35-A and said stone wall to a point;

THENCE turning and running North 86° 22' 04" East a distance of 41.08 feet to a point on the aforesaid westerly sideline of Lawrence Lane;

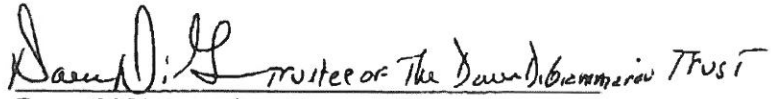
THENCE turning and running South 03° 37' 56" East, a distance of 10 feet by said Lawrence Lane to the point of beginning.

Reference is also hereby made to "Amended Subdivision Plan, Lawrence Lane" dated January 1, 2008 and recorded at the York County Registry of Deeds in Plan Book 327, Page 36 on February 1, 2008.

The undersigned Dawn DiGiammarino, Trustee of the Dawn DiGiammarino Trust, u/t/a dated July 23, 2013 and any amendments thereto, have full and absolute power in said Trust Agreement to convey any interest in real estate and improvements thereon held in said Trust and no purchaser or third party shall be bound to inquire whether the Trustee has said power or is properly exercising said power to see to the application of any Trust Asset paid to the Trustee for a conveyance thereof. The trust has not been revoked and is still in full force and effect.


Meaning and intending to describe and convey the same premises conveyed to Dawn DiGiammarino, Trustee of the Dawn DiGiammarino Trust by virtue of a deed of Dawn DiGiammarino dated July 23, 2013 and recorded in the York County Registry of Deeds at Book 16704, Page 842.

Executed this 3 day of December, 2018.


Dawn DiGiammarino, Trustee of the Dawn DiGiammarino Trust
Dawn DiGiammarino, Trustee of the Dawn DiGiammarino Trust

State of Maine
County of York

Then personally appeared before me on this 3 day of December, 2018, the said Dawn DiGiammarino, Trustee of the Dawn DiGiammarino Trust and acknowledged the foregoing to be her voluntary act and deed.


Notary Public/Justice of the Peace
Commission expiration:



Site Photograph #1

September 2020



Site Photograph #2

September 2020



Site Photograph #3

September 2020



Site Photograph #4

September 2020

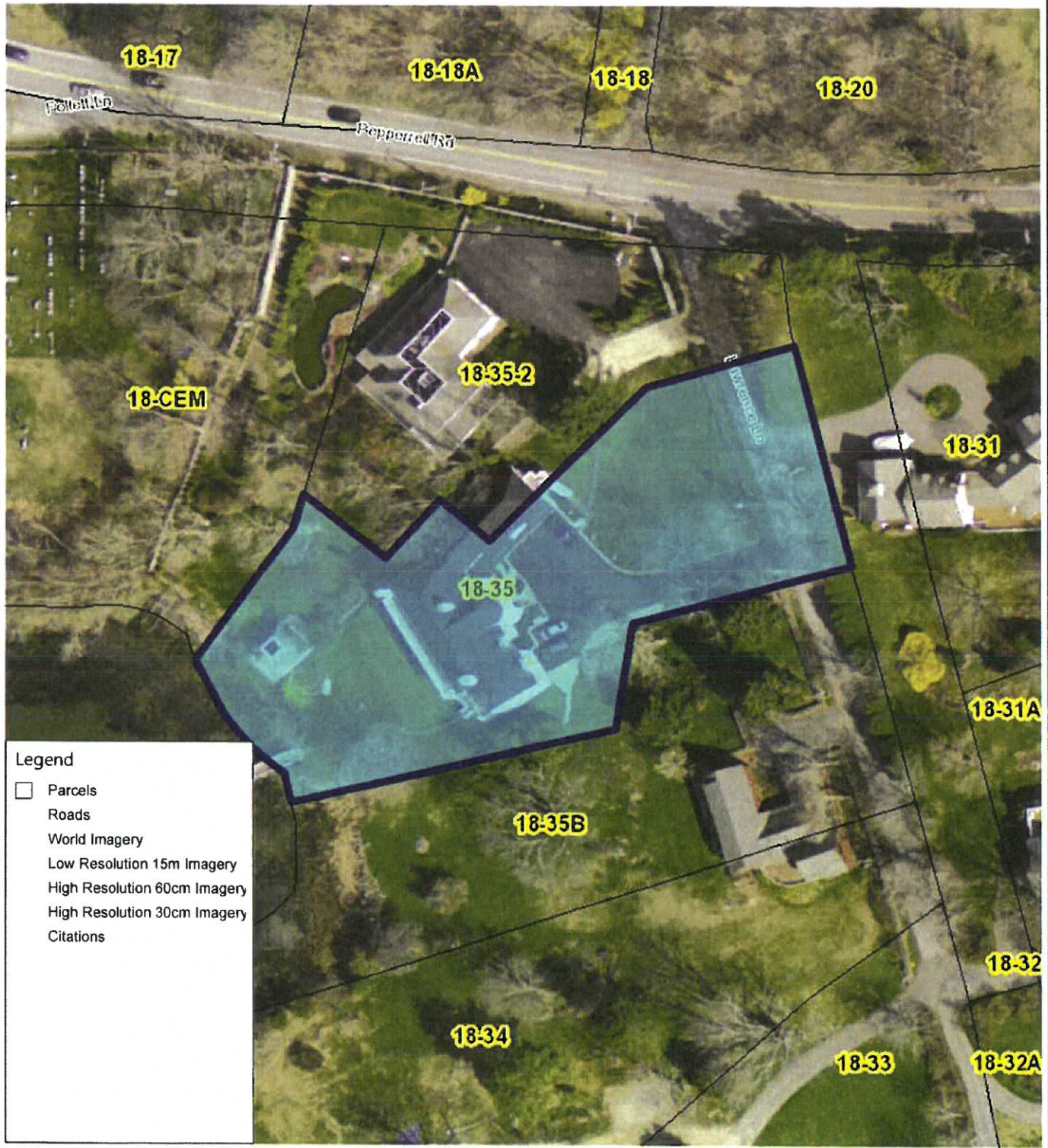


My Map

No legend



Copyright: © 2013 National Geographic Society, i-cubed



Legend

- Parcels
- Roads
- World Imagery
- Low Resolution 15m Imagery
- High Resolution 60cm Imagery
- High Resolution 30cm Imagery
- Citations



United States Department of the Interior

FISH AND WILDLIFE SERVICE

Maine Ecological Services Field Office

P. O. Box A

East Orland, ME 04431

Phone: (207) 469-7300 Fax: (207) 902-1588

<http://www.fws.gov/mainefieldoffice/index.html>



In Reply Refer To:

December 31, 2019

Consultation Code: 05E1ME00-2020-SLI-0363

Event Code: 05E1ME00-2020-E-01296

Project Name: 4 Lawrence Lane, Kittery Point

Subject: List of threatened and endangered species that may occur in your proposed project location, and/or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies the threatened, endangered, candidate, and proposed species and designated or proposed critical habitat that may occur within the boundary of your proposed project or may be affected by your proposed project. This species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 et seq.).

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the ECOS-IPaC Web site at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the ECOS-IPaC system by completing the same process used to receive the enclosed list.

The purpose of the Act is to provide a means whereby threatened and endangered species and the ecosystems upon which they depend may be conserved. Under sections 7(a)(1) and 7(a)(2) of the Act and its implementing regulations (50 CFR 402 et seq.), Federal agencies are required to utilize their authorities to carry out programs for the conservation of threatened and endangered species and to determine whether projects may affect threatened and endangered species and/or designated critical habitat.

A Biological Assessment is required for construction projects (or other undertakings having similar physical impacts) that are major Federal actions significantly affecting the quality of the human environment as defined in the National Environmental Policy Act (42 U.S.C. 4332(2) (c)). For projects other than major construction activities, the Service suggests that a biological evaluation similar to a Biological Assessment be prepared to determine whether the project may affect listed or proposed species and designated or proposed critical habitat. Recommended contents of a Biological Assessment are described at 50 CFR 402.12.

If a Federal agency determines, based on the Biological Assessment or biological evaluation, that listed species or designated critical habitat may be affected by the proposed project, the agency is required to consult with the Service pursuant to 50 CFR 402. In addition, the Service recommends that candidate species, proposed species and proposed critical habitat be addressed within the consultation. More information on the regulations and procedures for section 7 consultation, including the role of permit or license applicants, can be found in the Endangered Species Consultation Handbook at: <http://www.fws.gov/endangered/esa-library/pdf/TOC-GLOS.PDF>

This species list also identifies candidate species under review for listing and those species that the Service considers species of concern. Candidate species have no protection under the Act but are included for consideration because they could be listed prior to completion of your project. Species of concern are those taxa whose conservation status is of concern to the Service (i.e., species previously known as Category 2 candidates), but for which further information is needed.

If a proposed project may affect only candidate species or species of concern, you are not required to prepare a Biological Assessment or biological evaluation or to consult with the Service. However, the Service recommends minimizing effects to these species to prevent future conflicts. Therefore, if early evaluation indicates that a project will affect a candidate species or species of concern, you may wish to request technical assistance from this office to identify appropriate minimization measures.

Please be aware that bald and golden eagles are not protected under the Endangered Species Act but are protected under the Bald and Golden Eagle Protection Act (16 U.S.C. 668 et seq.). Projects affecting these species may require development of an eagle conservation plan: http://www.fws.gov/windenergy/eagle_guidance.html Information on the location of bald eagle nests in Maine can be found on the Maine Field Office Web site: <http://www.fws.gov/mainefieldoffice/Project%20review4.html>

Additionally, wind energy projects should follow the wind energy guidelines: <http://www.fws.gov/windenergy/> for minimizing impacts to migratory birds and bats. Projects may require development of an avian and bat protection plan.

Migratory birds are also a Service trust resource. Under the Migratory Bird Treaty Act, construction activities in grassland, wetland, stream, woodland, and other habitats that would result in the take of migratory birds, eggs, young, or active nests should be avoided. Guidance for minimizing impacts to migratory birds for projects including communications towers (e.g.,

cellular, digital television, radio, and emergency broadcast) can be found at:
<http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/towers.htm> and at:
<http://www.towerkill.com>; and at:
<http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/comtow.html>

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the Act. Please include the Consultation Tracking Number in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.

Attachment(s):

- Official Species List

Official Species List

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

Maine Ecological Services Field Office

P. O. Box A

East Orland, ME 04431

(207) 469-7300

Project Summary

Consultation Code: 05E1ME00-2020-SLI-0363

Event Code: 05E1ME00-2020-E-01296

Project Name: 4 Lawrence Lane, Kittery Point

Project Type: SHORELINE USAGE FACILITIES / DEVELOPMENT

Project Description: The project proposes an extension to the existing dock including a 6' x 45' pier extension, and re-use of the 3' x '46 gangway and 10' x 20' float.

Project Location:

Approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/place/43.080278915263754N70.7153857440984W>



Counties: York, ME

Endangered Species Act Species

There is a total of 1 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

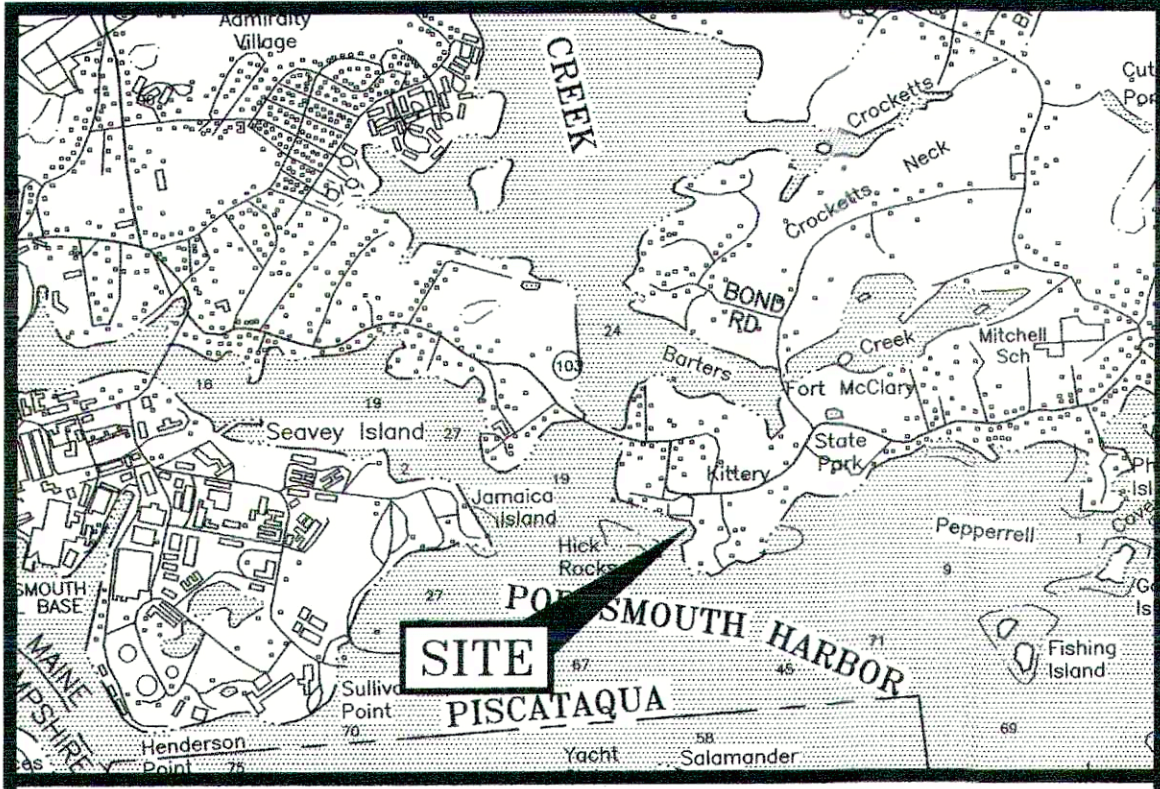
-
1. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

Mammals

NAME	STATUS
Northern Long-eared Bat <i>Myotis septentrionalis</i> No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/9045	Threatened

Critical habitats

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.



LOCATION MAP SCALE: 1"=2,000'

PLAN REFERENCES:

- 1) AMENDED SUBDIVISION PLAN, LAWRENCE LANE TRUST, PREPARED FOR LAWRENCE LANE TRUST, P.O. BOX 278, 6 LAWRENCE LANE, KITTERY POINT, MAINE 03905. PREPARED BY CIVIL CONSULTANTS. DATE JAN. 2008. Y.C.R.D. BOOK 327 PAGE 36.
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AMBIT ENGINEERING, INC.
 Civil Engineers & Land Surveyors
 200 Griffin Road - Unit 3
 Portsmouth, N.H. 03801-7114
 Tel (603) 430-9282
 Fax (603) 436-2316

NOTES:

- 1) PARCEL IS SHOWN ON THE TOWN OF KITTERY ASSESSOR'S MAP 18 AS LOT 35.
- 2) OWNERS OF RECORD:
 KENNETH P. MILLER & TERRI M. MILLER
 4 LAWRENCE LANE
 KITTERY POINT, ME 03905
 17856/314
- 3) PORTIONS OF THE PARCEL IS ARE IN SPECIAL FLOOD HAZARD AREA ZONE V2 (EL. 13) AS SHOWN ON FIRM PANEL 2301710005D. EFFECTIVE DATE JULY 3, 1986.
- 4) EXISTING LOT AREA:
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 0.95± ACRES (PER PLAN REF. 1)
- 5) PARCEL IS LOCATED IN THE RESIDENTIAL KITTERY POINT VILLAGE (R-KPV) DISTRICT AND SHORELAND OVERLAY ZONE.
- 6) DIMENSIONAL REQUIREMENTS:
 MIN. LOT AREA: 40,000 S.F.
 FRONTAGE: 150 FEET
 SETBACKS:
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 SIDE: 15 FEET
 REAR: 15 FEET
 MAXIMUM STRUCTURE HEIGHT: 35 FEET
 MAXIMUM BUILDING COVERAGE: 20%
- 7) THE PURPOSE OF THIS PLAN IS TO SHOW THE EXISTING CONDITIONS ON A PORTION OF TAX MAP 18 LOT 35 IN THE TOWN OF KITTERY.
- 8) VERTICAL DATUM IS MEAN LOWER LOW WATER (MLLW). MLLW REFERENCED ON NOAA STATION 8419870 SEAVEY ISLAND, PORTSMOUTH HARBOR, MLLW BEING 4.62' LOWER THAN 0.0 NAVD83. BASIS OF VERTICAL DATUM IS REDUNDANT RTN GPS OBSERVATION.
- 9) HIGHEST ANNUAL TIDE LINE IS SHOWN AT ELEVATION 10.4, WHICH IS THE VALUE SPECIFIED FOR LOCATION SEAVEY ISLAND IN MAINE DEP HIGHEST ANNUAL TIDE (HAT) LEVELS FOR YEAR 2018.
- 10) BOUNDARY LINES SHOWN HEREON ARE BASED SOLELY ON PLAN REFERENCE 1. EASEMENTS, RIGHTS OF OTHERS, ETC., HAVE NOT BEEN RESEARCHED OR NOTED HEREON.
- 11) PROPERTY LINE AS SHOWN ON REFERENCE PLAN 3.

LEGEND:

N/F NOW OR FORMERLY
 RP RECORD OF PROBATE
 YCRD YORK COUNTY REGISTRY OF DEEDS

MAP 11/LOT 21

IP FND IRON PIPE FOUND
 IR FND IRON ROD FOUND
 IR SET IRON ROD SET
 DH SET DRILL HOLE SET
 RR SPK SET RAILROAD SPIKE SET
 BND w/DH BOUND WITH DRILL HOLE
 ST BND w/DH STONE BOUND w/ DRILL HOLE

EDGE OF PAVEMENT (EP)

HAT HIGHEST ANNUAL TIDE LINE
 MHW MEAN HIGH WATER LINE
 MLW MEAN LOW WATER LINE
 MLLW MEAN LOWER LOW WATER LINE

EDGE OF WETLAND CONTOUR
 WOODS / TREE LINE

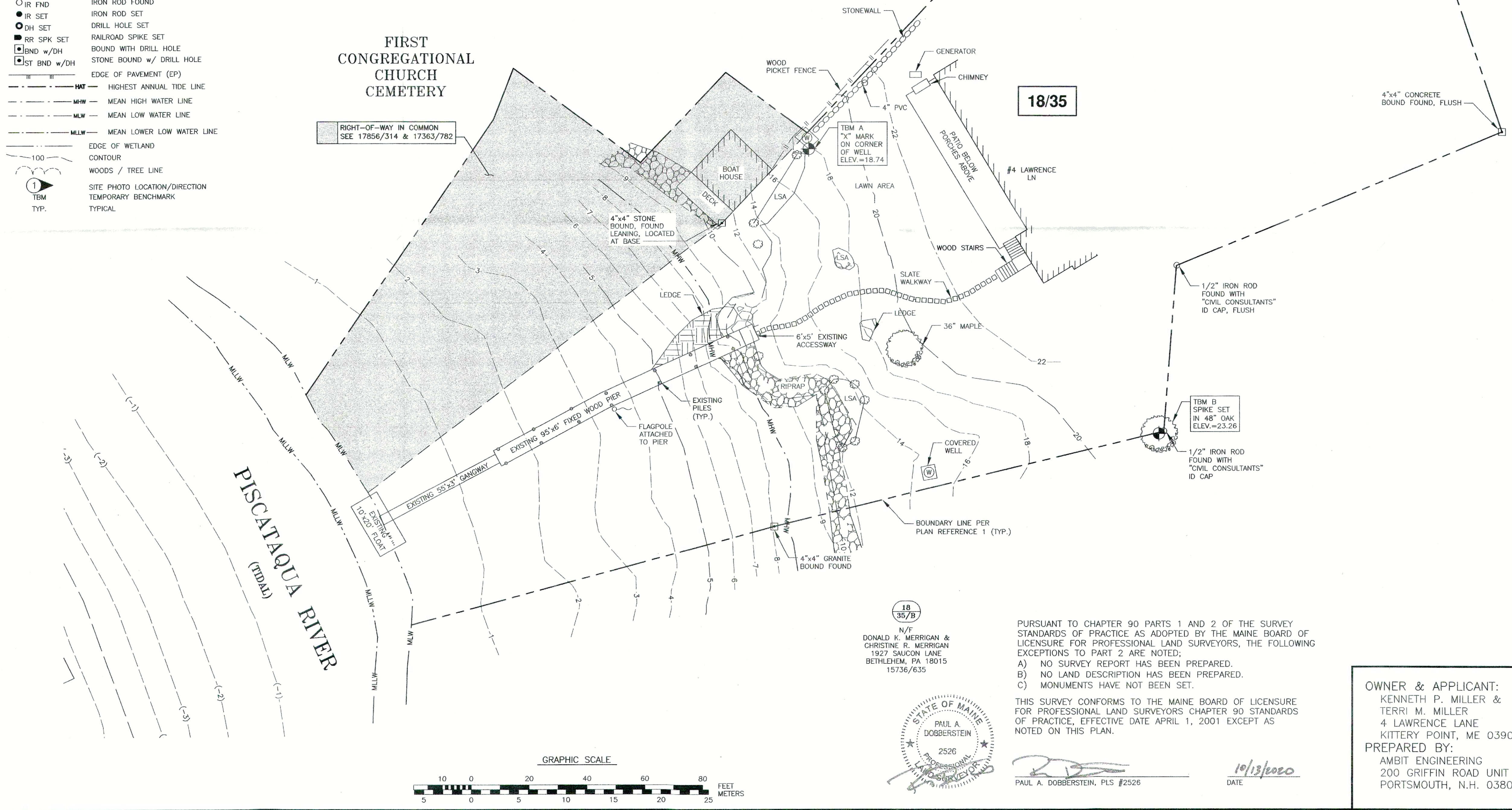
100

SITE PHOTO LOCATION/DIRECTION
 TBM TEMPORARY BENCHMARK
 TYP. TYPICAL

FIRST CONGREGATIONAL CHURCH CEMETERY

18/35-2
 N/F
 SALLY E. CROTTY REVOCABLE TRUST OF 2007
 SALLY E. CROTTY, TRUSTEE
 2 LAWRENCE LANE
 KITTERY POINT, ME 03905
 17363/782

18/35



18/35/B
 N/F
 DONALD K. MERRIGAN & CHRISTINE R. MERRIGAN
 1927 SAUCON LANE
 BETHLEHEM, PA 18015
 15736/635

PURSUANT TO CHAPTER 90 PARTS 1 AND 2 OF THE SURVEY STANDARDS OF PRACTICE AS ADOPTED BY THE MAINE BOARD OF LICENSURE FOR PROFESSIONAL LAND SURVEYORS, THE FOLLOWING EXCEPTIONS TO PART 2 ARE NOTED:
 A) NO SURVEY REPORT HAS BEEN PREPARED.
 B) NO LAND DESCRIPTION HAS BEEN PREPARED.
 C) MONUMENTS HAVE NOT BEEN SET.

THIS SURVEY CONFORMS TO THE MAINE BOARD OF LICENSURE FOR PROFESSIONAL LAND SURVEYORS CHAPTER 90 STANDARDS OF PRACTICE, EFFECTIVE DATE APRIL 1, 2001 EXCEPT AS NOTED ON THIS PLAN.

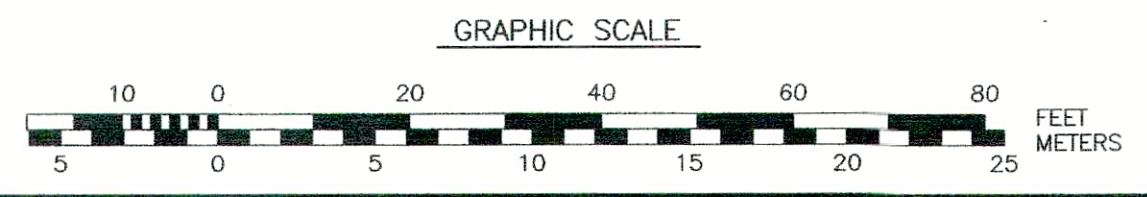


PAUL A. DOBBERSTEIN, PLS #2526

10/13/2020
 DATE

OWNER & APPLICANT:
 KENNETH P. MILLER & TERRI M. MILLER
 4 LAWRENCE LANE
 KITTERY POINT, ME 03905

PREPARED BY:
 AMBIT ENGINEERING
 200 GRIFFIN ROAD UNIT 3
 PORTSMOUTH, N.H. 03801



MILLER RESIDENCE BOAT LIFT INSTALLATION 4 LAWRENCE LANE KITTERY, ME

NO.	DESCRIPTION	DATE
0	ISSUED FOR COMMENT	10/1/20
REVISIONS		

SCALE: 1"=20' OCTOBER 2020

EXISTING CONDITIONS PLAN **C1**



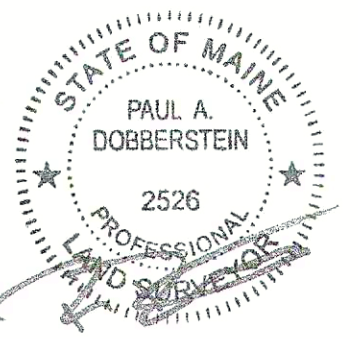
LOCATION MAP SCALE: 1"=2,000'

- LEGEND:**
- N/F NOW OR FORMERLY
 - RP RECORD OF PROBATE
 - YCRD YORK COUNTY REGISTRY OF DEEDS
 - MAP 11/LOT 21
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 - IR SET IRON ROD SET
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 - RR SPK SET RAILROAD SPIKE SET
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 - HAT HIGHEST ANNUAL TIDE LINE
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 - EW EDGE OF WETLAND
 - C CONTOUR
 - W WOODS / TREE LINE
 - 1 SITE PHOTO LOCATION/DIRECTION
 - TBM TEMPORARY BENCHMARK
 - TYP. TYPICAL

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 KITTERY POINT, ME 03905
PREPARED BY:
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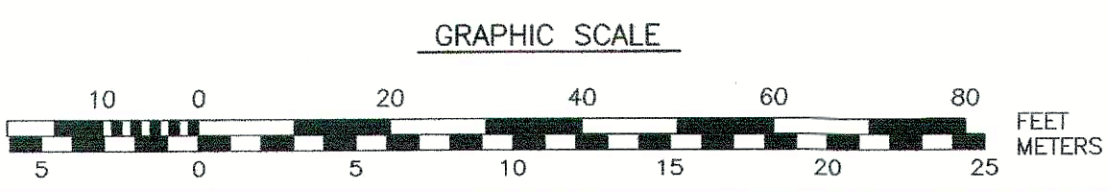
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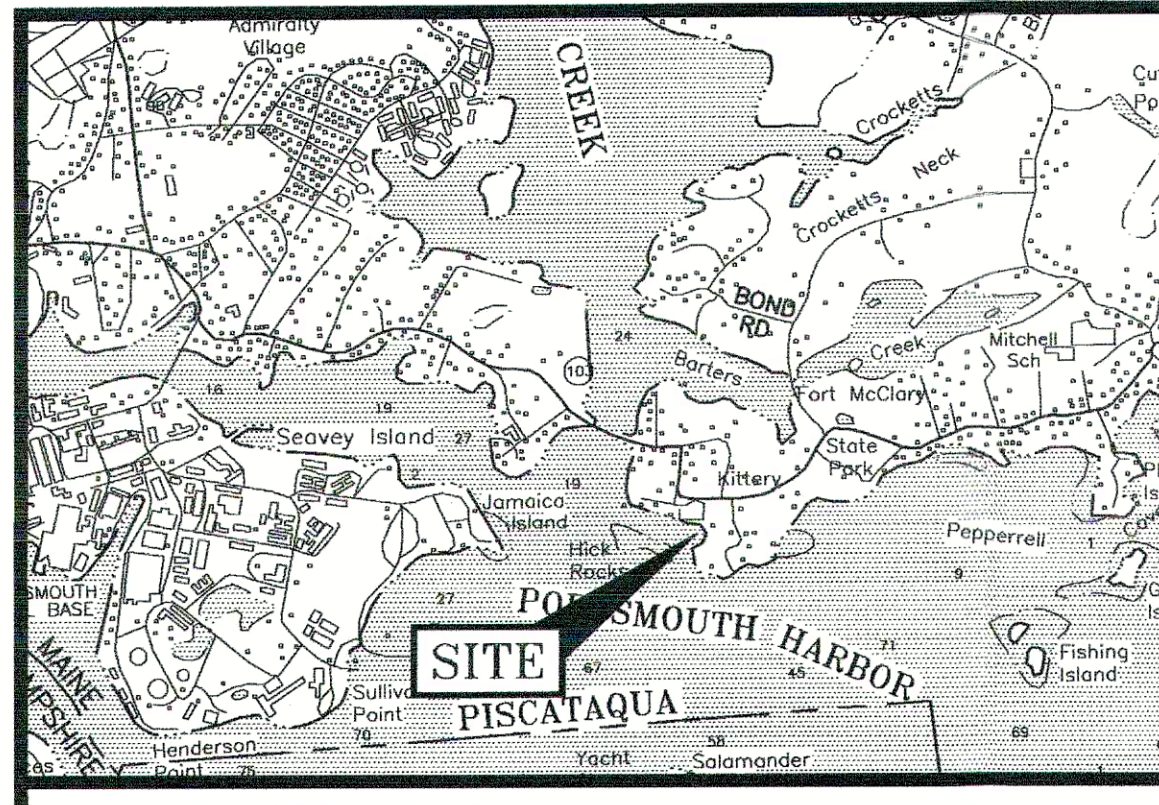
**MILLER RESIDENCE
 BOAT LIFT INSTALLATION
 4 LAWRENCE LANE
 KITTERY, ME**

NO.	DESCRIPTION	DATE
0	ISSUED FOR COMMENT	10/1/20

SCALE: 1"=20' OCTOBER 2020

PERMIT PLAN **C2**





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FIRST CONGREGATIONAL CHURCH CEMETERY

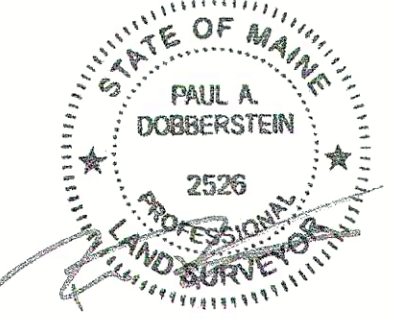
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SALLY E. CROTTY, TRUSTEE
2 LAWRENCE LANE
KITTERY POINT, ME 03905
17363/782

18/35

**MILLER RESIDENCE
 BOAT LIFT INSTALLATION
 4 LAWRENCE LANE
 KITTERY, ME**

NO.	DESCRIPTION	DATE
1	RECONFIGURE BOAT LIFT LOCATION	11/30/20
0	ISSUED FOR COMMENT	10/1/20

18
35/B
N/F
DONALD K. MERRIGAN &
CHRISTINE R. MERRIGAN
1927 SAUCON LANE
BETHLEHEM, PA 18015
15736/635

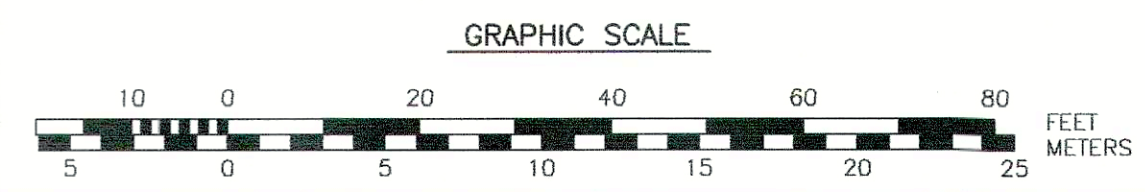


PURSUANT TO CHAPTER 90 PARTS 1 AND 2 OF THE SURVEY STANDARDS OF PRACTICE AS ADOPTED BY THE MAINE BOARD OF LICENSURE FOR PROFESSIONAL LAND SURVEYORS, THE FOLLOWING EXCEPTIONS TO PART 2 ARE NOTED:
 A) NO SURVEY REPORT HAS BEEN PREPARED.
 B) NO LAND DESCRIPTION HAS BEEN PREPARED.
 C) MONUMENTS HAVE NOT BEEN SET.

THIS SURVEY CONFORMS TO THE MAINE BOARD OF LICENSURE FOR PROFESSIONAL LAND SURVEYORS CHAPTER 90 STANDARDS OF PRACTICE, EFFECTIVE DATE APRIL 1, 2001 EXCEPT AS NOTED ON THIS PLAN.

OWNER & APPLICANT:
 KENNETH P. MILLER &
 TERRI M. MILLER
 4 LAWRENCE LANE
 KITTERY POINT, ME 03905
PREPARED BY:
 AMBIT ENGINEERING
 200 GRIFFIN ROAD UNIT 3
 PORTSMOUTH, N.H. 03801

PAUL A. DOBBERSTEIN, PLS #2526
 DATE 12/1/2020



SCALE: 1"=20' OCTOBER 2020

PERMIT PLAN C2

TOWN OF KITTERY
KITTERY PORT AUTHORITY

Map:	17
Lot:	7
Date Submitted:	

Application for
PIERS, WHARFS, FLOATS AND OTHER MARINE-RELATED STRUCTURES

Contact: kpa@kitteryme.org Website: kitteryme.gov

NOTE: Ten (10) sets of plans, applications, maps and other necessary information are required at submittal.

The following application is submitted for the construction, modification, reconstruction of a:

Float in the Back Channel to replace
my existing mooring ball # 608.

1. This project is an in-kind repair/replacement, which will not expand, move, or modify the style of the existing structure:

Yes, it is in-kind repair No, there will be modifications

2. Property Owner(s): Douglas Cole

3. Property Address: 41 Bowen Rd.

4. Telephone Number: 603-496-5831 Email: doug@dscolegrowers.com
(REQUIRED) (REQUIRED)

5. Property Size (Acres/SF): _____ Zoning District(s): _____

6. The shore frontage of this property is _____ feet, measured at the high water line in a straight line, stake to stake.

7. This is my first Kittery Port Authority application for this property: Yes No
If No, please explain:

8. LEGAL INTEREST: The applicant demonstrates a legal interest in the property by including a copy of the following: Deed, Purchase and Sale Agreement

9. CONSTRUCTION PLAN: Provide a description of the property showing all proposed construction showing the lot lines and exact positions of the proposed structure with dimensions and elevations from readily identifiable reference points.

Applicant Signature: [Signature] Date: 11/12/2020

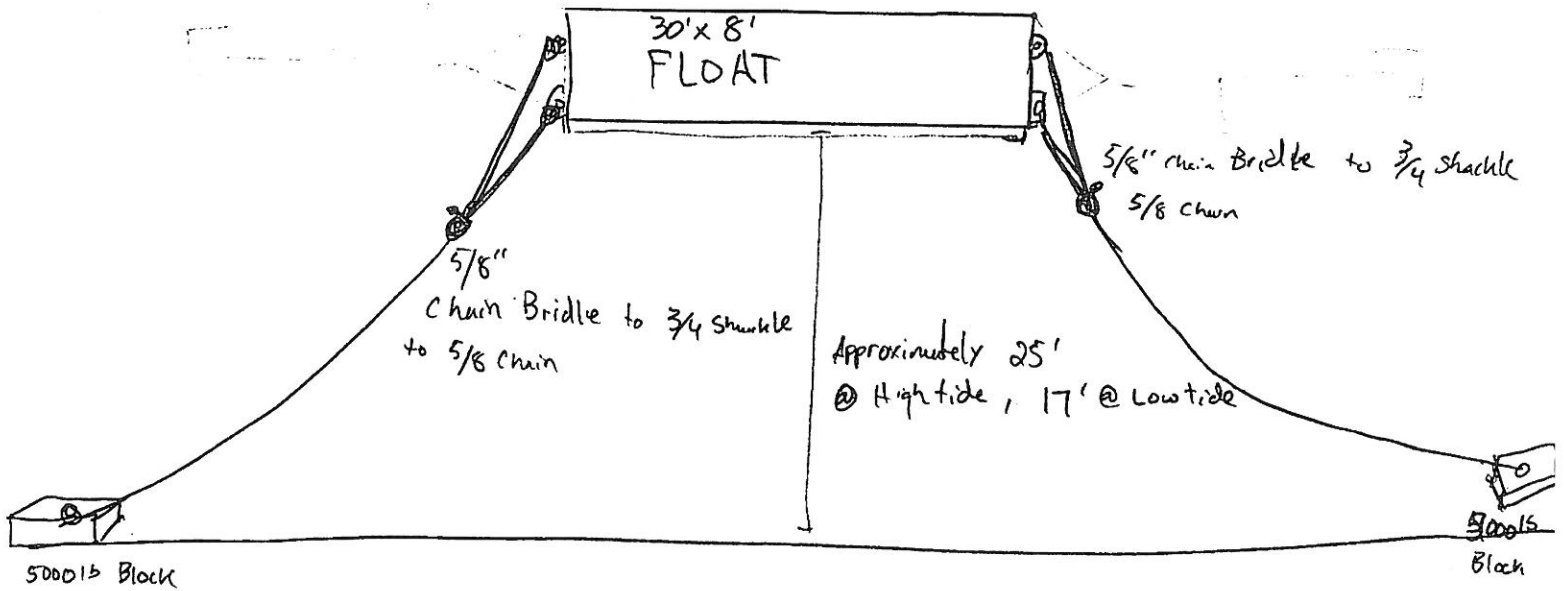
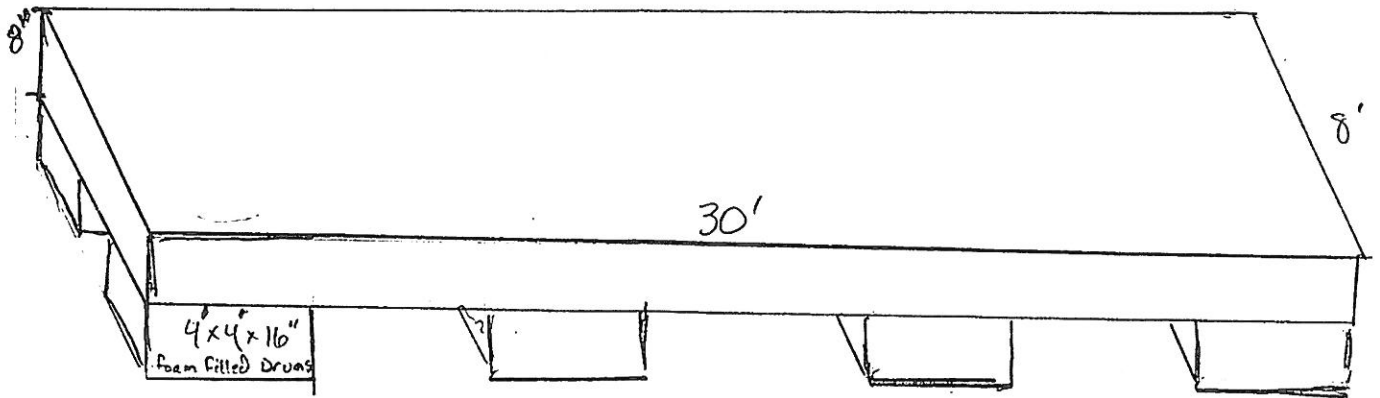
Property Owner Signature: [Signature] Date: 11/12/2020

Agent Name: _____ Agent Firm: _____

Agent Phone: _____ Agent Email: _____
(REQUIRED) (REQUIRED)

APPLICATION FEE (\$125). Include a check payable to the Town of Kittery. Additional fees may be charged for direct costs (i.e. legal notices, engineering review, etc.) necessary to complete the review of the application per Town Code, Title 3, Chapter 3.3

Fee Paid, Amount: \$125.00 Date: 12/1/2020



MOORING # 608 Location: Kittery Beach channel
43° 05.035 / 70° 43.510

Pepperrell Cove Marine

PO Box 306
Kittery, ME 03904
603-373-6812

Estimate

Date	Estimate #
10/14/2020	202455

Name / Address
Doug Cole 251 North Village Road Loudon, NH 03307

Project

Description	Qty	Rate	U/M	Total
PCMS to Build Two (2) 10' X 15' Floats with Marine Grade PT Lumber, Ace Roto Filled Drums, Galvanized Steel Hardware, Cleats, Rub Rail, and Stainless Steel Deck Fasteners.	2	5,700.00		11,400.00
Block - Granite 5,000 lb.	2	1,200.00	lb	2,400.00T
Chain, 5/8 HG Long Link	150	13.54	ft	2,031.00T
Shackle, 3/4' galvanized	8	34.72	ea	277.76T
Block Deliv. & Set up		3,200.00		3,200.00

Subtotal		\$19,308.76
Sales Tax (0.0%)		\$0.00
Total		\$19,308.76

**TOWN OF KITTERY
KITTERY PORT AUTHORITY**

Map: <u>51</u>
Lot: <u>2</u>
Date Submitted: _____

Application for
PIERS, WHARFS, FLOATS AND OTHER MARINE-RELATED STRUCTURES

Contact: kpa@kitteryme.org Website: kitteryme.gov

NOTE: Ten (10) sets of plans, applications, maps and other necessary information are required at submittal.

The following application is submitted for the construction, modification, reconstruction of a:
Construction and installation of a 8' x 24' mooring float

1. This project is an in-kind repair/replacement, which will not expand, move, or modify the style of the existing structure:

Yes, it is in-kind repair No, there will be modifications

2. Property Owner(s): Vargo Family Living Trust

3. Property Address: 36 Pocahontas Road Kittery, ME 03905

4. Telephone Number: 603-427-2824 (agent) Email: kuerstin@riversideandpickering.com
(REQUIRED) (REQUIRED)

5. Property Size (Acres/SF): 8.5 acres / 368,900 SF Zoning District(s): RC

6. The shore frontage of this property is 296 feet, measured at the high water line in a straight line, stake to stake.

7. This is my first Kittery Port Authority application for this property: Yes No
If No, please explain: April 2002 -Approved riparian mooring application. Mooring #519

8. LEGAL INTEREST: The applicant demonstrates a legal interest in the property by including a copy of the following Deed, Purchase and Sale Agreement.

9. ADDITIONAL PERMITS/APPROVALS THAT MAY BE REQUIRED: (attach applications to submittal)

Army Corps of Engineers	<input checked="" type="checkbox"/>	Department of Conservation	<input type="checkbox"/>
Dept. of Environmental Protection Permit	<input type="checkbox"/>	Other (specify):	<input type="checkbox"/>

10. CONSTRUCTION PLAN: Provide a description of the property showing all proposed construction showing the lot lines and exact positions of the proposed structure with dimensions and elevations from readily identifiable reference points.

Applicant Signature: [Signature] Date: 11/18/2020

Property Owner Signature: See Attached LOA Date: 11/18/2020

Agent Name: Kuerstin Fordham Agent Firm: Riverside & Pickering Marine Contractors

Agent Phone: 603-427-2824 ext. 1000 Agent Email: kuerstin@riversideandpickering.com
(REQUIRED) (REQUIRED)

APPLICATION FEE (\$100) and ASA* (minimum \$45). Include a check payable to the Town of Kittery.

Fee Paid, Amount: _____ Date: _____ ASA Paid, Amount: _____ Date: _____

*APPLICANT SERVICE ACCOUNTS: PER TITLE 3.3 OF THE KITTEY CODE AND SECTION IV.D.9 OF THE KPA RULES & REGULATIONS, COSTS ASSOCIATED WITH PUBLIC NOTICE ADVERTISEMENT, POSTAGE, RECORDER TIME, ETC.

16 November, 2020

To Whom It May Concern:

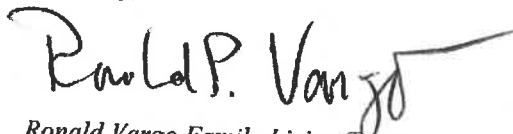
RE: Army Corps of Engineers and Kittery Port Authority Application for proposed mooring float within the previously developed 100' Tidal Buffer Zone and jurisdictional wetlands for Ronald Vargo Family Living Trust of 36 Pocahontas Rd Kittery Point, ME 03905

This letter is to inform the Army Corps of Engineers the Town of Kittery in accordance with State Law that the following entity:

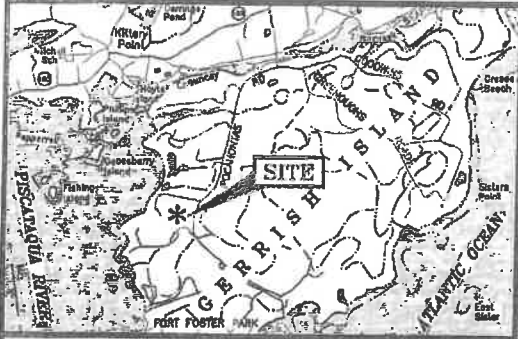
Riverside Marine Construction, Inc

Is individually authorized to represent us as our agents in the approval process. Please feel free to call me if there is any question regarding this authorization.

Sincerely,

A handwritten signature in black ink that reads "Ronald P. Vargo". The signature is written in a cursive style with a long horizontal flourish extending to the right.

*Ronald Vargo Family Living Trust
Ronald Vargo, Trustee
36 Pocahontas Rd.
Kittery Point, ME*

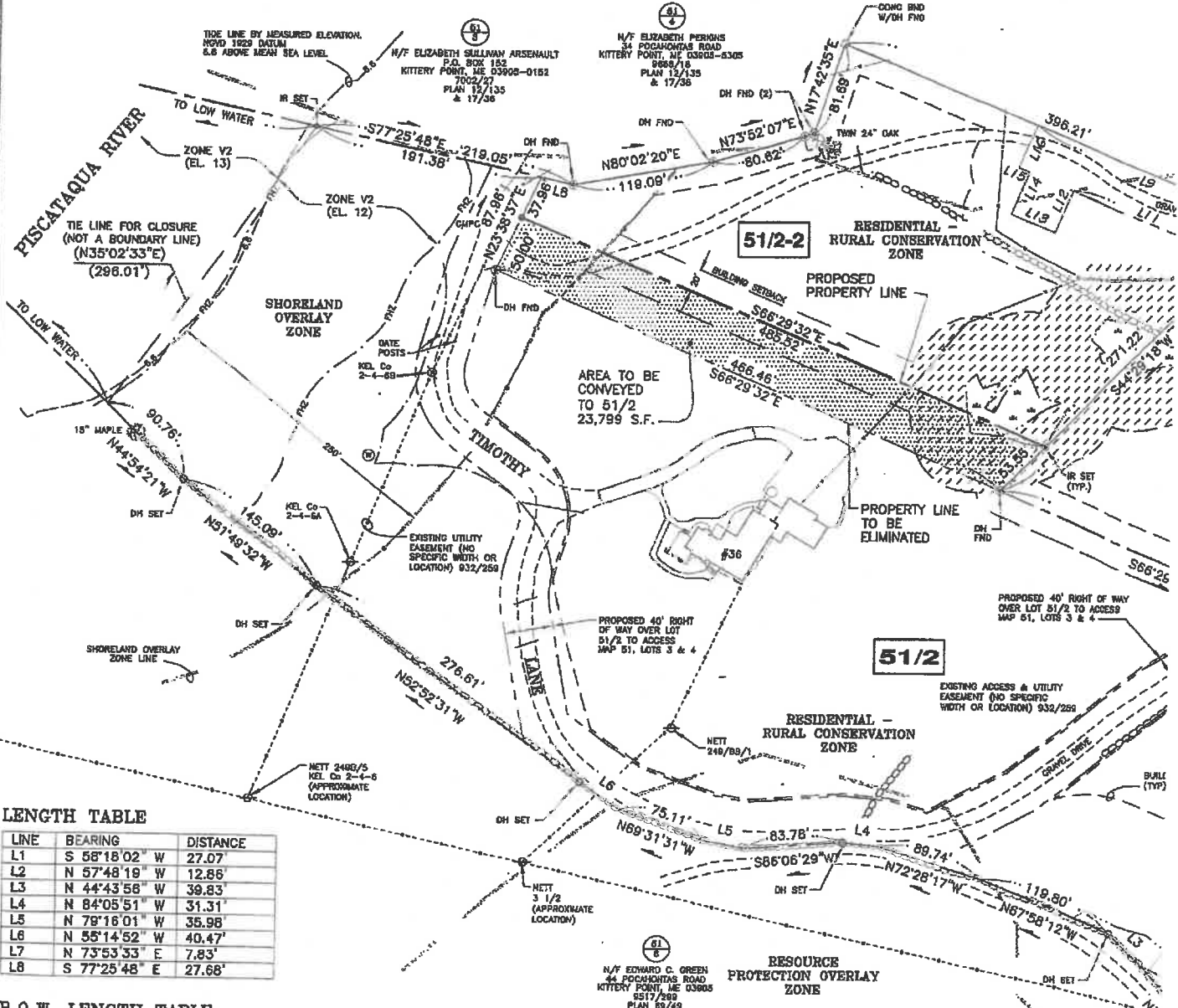


LOCATION MAP

1" = 2,000'

LEGEND:

- N/F NOW OR FORMERLY
- RP RECORD OF PROBATE
- YCRD YORK COUNTY REGISTRY OF DEEDS
- MAP 11/LOT 21
- RR SPIK FND/SET RAILROAD SPIKE FOUND / SET
- IR FND/SET IRON ROD FOUND / SET
- IP FND/SET IRON PIPE FOUND / SET
- DH FND/SET DRILL HOLE FOUND / SET
- SBND FND/SET STONE BOUND WITH DRILL HOLE
- STWALL STONE WALL
- ROW RIGHT OF WAY
- WETLAND BUFFER ZONE
- OVERHEAD WIRE



LENGTH TABLE

LINE	BEARING	DISTANCE
L1	S 58°18'02" W	27.07
L2	N 57°48'18" W	12.86
L3	N 44°43'58" W	39.83
L4	N 84°05'51" W	31.31
L5	N 79°16'01" W	35.98
L6	N 55°14'52" W	40.47
L7	N 73°53'33" E	7.83
L8	S 77°25'48" E	27.68

R.O.W. LENGTH TABLE

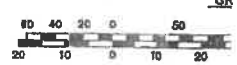
LINE	BEARING	DISTANCE
L9	S 87°27'16" E	218.08
L10	S 44°29'18" W	43.12
L11	N 67°27'16" W	151.97
L12	S 22°32'44" W	39.00
L13	N 67°27'16" W	40.00
L14	N 22°32'44" E	39.00
L15	N 67°27'16" W	10.00
L16	N 22°32'44" E	40.00
L17	N 67°27'16" W	437.40

CURVE TABLE

CURVE	RADIUS	LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	859.02	815.14	602.08	S 37°42'42" W	41°01'45"
C2	859.02	317.96	316.15	S 47°37'21" W	21°12'27"
C3	859.02	287.18	295.70	S 27°06'29" W	19°49'18"

R.O.W. CURVE TABLE

CURVE	RADIUS	LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C4	859.02	22.00	22.00	S 57°29'34" W	01°28'01"





150 foot Abutters List Report

Kittery, ME

November 17, 2020

Subject Property:

Parcel Number: 51-2
CAMA Number: 51-2
Property Address: 36 POCAHONTAS ROAD

Mailing Address: VARGO FAMILY LIVING TRUST RONALD
P. & KATHLEEN M. VARGO
36 POCAHONTAS ROAD
KITTEERY POINT, ME 03905

Abutters:

Parcel Number: 51-11
CAMA Number: 51-11
Property Address: 55-57 POCAHONTAS ROAD

Mailing Address: GERRISH ISLAND CONSERVATION, LLC
27 VALLEYWOOD ROAD
COSCOB, CT 06807

Parcel Number: 51-2-1
CAMA Number: 51-2-1
Property Address: POCAHONTAS ROAD

Mailing Address: VARGO FAMILY LIVING TRUST RONALD
P. & KATHLEEN M. VARGO
36 POCAHONTAS ROAD
KITTEERY POINT, ME 03905

Parcel Number: 51-2-2
CAMA Number: 51-2-2
Property Address: POCAHONTAS ROAD

Mailing Address: VARGO FAMILY LIVING TRUST RONALD
P. & KATHLEEN M. VARGO
36 POCAHONTAS ROAD
KITTEERY POINT, ME 03905

Parcel Number: 51-3
CAMA Number: 51-3
Property Address: 32 POCAHONTAS ROAD

Mailing Address: BESADE, EDWARD BESADE, CAROL A.
31 SYDNEY DRIVE
ESSEX JUNCTION, VT 05452

Parcel Number: 51-4
CAMA Number: 51-4
Property Address: 34 POCAHONTAS ROAD

Mailing Address: PERKINS, ELIZABETH
34 POCAHONTAS ROAD
KITTEERY POINT, ME 03905-5305

Parcel Number: 51-5
CAMA Number: 51-5
Property Address: 41 POCAHONTAS ROAD

Mailing Address: FAIRCHILD, LINCOLN & JOYCE H
502 BRADBURY ROAD
MONROVIA, CA 91016-3705

Parcel Number: 51-6
CAMA Number: 51-6
Property Address: 44 POCAHONTAS ROAD

Mailing Address: GREEN, EDWARD C
2807 38TH STREET NW
WASHINGTON DC, 20007-1341



www.cai-tech.com

11/17/2020

Data shown on this report is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this report.

Page 1 of 1

COPIY

Warranty Deed

Know all men by these presents that I, **RONALD P. VARGO**, of Kittery Point,, County of York and State of Maine, with a mailing address of 36 Pocahontas Road, Kittery Point, ME 03905, for consideration paid, grant to **RONALD P. VARGO** and **KATHLEEN M. VARGO**, Trustees of the **VARGO FAMILY LIVING TRUST u/d/t February 27, 2006**, with a mailing address of 36 Pocahontas Road, Kittery Point, ME 03905, with **Warranty Covenants**, the real property in Kittery, County of York and State of Maine, together with the buildings located thereon, bounded and described as follows:

See **EXHIBIT A** attached hereto and incorporated herein by reference.

Being the same premises conveyed to Ronald P. Vargo by deed of 36 Pocahontas Road, LLC dated December 31, 2009 and recorded in the York County Registry of Deeds in Book 15790, Page 309.

The property is currently known as 36 Pocahontas Road, Kittery, Maine, being Tax Map 51, Lot 2, Lot 2-1 and Lot 2-2. For further separate lot descriptions, see Plan entitled "Pocahontas Subdivision, tax Map 51, Lot 2, Proposed Road: Timothy Lane as recorded in the York County Registry of Deeds on June 22, 2007 in Plan Book 320, Page 44.

Dated this 20th day of May, 2019.

Signed, sealed and delivered in the presence of:



Witness




RONALD P. VARGO

State of Maine
County of York, ss.

May 20, 2019

Then personally appeared the above named **RONALD P. VARGO** and acknowledged the foregoing instrument to be his free act and deed.
Before me,



Dan W. Thornhill
Notary Public/Attorney at Law
My Commission Expires: 7/25/19

K:vealestldeedsvargo to trust

EXHIBIT A

A certain lot or parcel of land, together with the buildings thereon, situated on Gerrish Island at Kittery Point on the northwesterly side of Pocahontas Road in the Town of Kittery, County of York, State of Maine, shown and delineated as Tax Map 51, Lot 2 on the Plan entitled "Standard Boundary Survey of Tax Map 51, Lot 2, Record Owner: Jonathan C. Cunningham and The Estate of William E. Garfield" dated September, 2005 and recorded in the York County Registry of Deeds in Plan Book 305, Page 19 and more particularly described as follows:

- Beginning at a drill hole on the westerly side of Pocahontas Road at the northeast corner of the Grantor's property, thence running along Pocahontas Road S 58° 18' 02" W a distance of 27.07 feet to a stone bound with drill hole;
- Thence turning and running along Pocahontas Road on a curve to the left a distance of 615.14 feet, said curve having a radius of 859.02 feet and a central angle of 41° 01' 45" to a point;
- Thence continuing along Pocahontas Road S 32° 15' 00" W a distance of 80.64 feet to a drill hole set in a stone wall at land now or formerly of Edward C. Green;
- Thence turning and running along said Green land N 57° 48' 19" W a distance of 12.86 feet to a point at the end of a stone wall;
- Thence continuing along said stone wall (the following twelve courses being along this stone wall at land now or formerly of Edward C. Green) N 39° 49' 22" W a distance of 109.12 feet to a point;
- Thence turning and running N 44° 43' 56" W a distance of 39.83 feet to a drill hole set in the stone wall;
- Thence turning and running N 67° 58' 12" W a distance of 119.80 feet to a point;
- Thence turning and running N 72° 28' 17" W a distance of 89.74 to a point;
- Thence turning and running N 84° 05' 51" W a distance of 31.31 feet to a drill hole set in the stone wall;
- Thence turning and running S 86° 06' 29" W a distance of 83.78 feet to a point;
- Thence turning and running N 79° 16' 01" W a distance of 35.98 feet to a point;
- Thence turning and running N 69° 31' 31" W a distance of 75.11 feet to a point;
- Thence turning and running N 55° 14' 52" W a distance of 40.47 feet to a drill hole set in the stone wall;
- Thence turning and running N 52° 52' 31" W a distance of 276.61 feet to a drill hole set in the stone wall;
- Thence continuing N 51° 49' 32" W a distance of 145.09 feet to a drill hole set in the stone wall;

Thence continuing partly by a stone wall and a fifteen inch diameter Maple N 44° 54' 21" W a distance of 90.76 feet;

Thence continuing on the same bearing to the low water line of the Piscataqua River;

Thence turning and running northeasterly along the low water line of the Piscataqua River to a point at land now or formerly of Elizabeth Sullivan Arsenault;

Thence turning and running southeasterly along said Arsenault land to an iron road (said line being the extension of the following described line);

Thence continuing along said Arsenault land S 77° 25' 48" East a distance of 219.05 feet to a drill hole;

Thence turning and running N 80° 02' 20" E a distance of a distance of 119.09 feet to a drill hole at land now or formerly of Elizabeth Perkins;

Thence turning and running N 73° 52' 07" E a distance of 80.62 feet to a drill hole;

Thence continuing along land of said Perkins N 73° 53' 33" E a distance of 7.83 feet to a drill hole;

Thence turning and running along said Perkins land N 17° 42' 35" E a distance of 81.69 feet to a drill hole in a concrete bound at land now or formerly of the Barbara A. McLeod Revocable Trust of 2003;

Thence turning and running along said McLeod Trust land S 67° 27' 16" E a distance of 845.92 feet to a drill hole and the point of beginning.

Subject to such rights of way and easements granted to others for ingress and egress and utilities crossing over and under the above-described parcel of land which easements and rights of way are more particularly set forth in the following deed and documents:

- A. Deed from Elizabeth S. Garfield to Edna Evans Hammons dated September 30, 1939 and recorded in said Registry in Book 932, Page 259;
- B. Deed from Edna E. Hammons to E. Ruth Perkins dated November 16, 1946 and recorded in said Registry in Book 1088, Page 93;
- C. Deed from Nancy G. Risdon to William E. Garfield dated April 3, 1984 and recorded in the York County Registry of Deeds in Book 3295, Page 41;
- D. Deed from Margaret Cunningham to E. Ruth Perkins and Edna E. Hammons dated February 20, 1986 and recorded in said Registry in Book 3797, Page 144; and
- E. Order in re: William E. Garfield v. E. Ruth Perkins and Edna E. Hammons, York County Superior Court Docket No CV-85-83, recorded March 20, 1987 in said Registry in Book 4218, Page 13.

The above described property is conveyed together with such flowage rights, as may exist, and as set forth in deed from Barbara A. MacLeod to Barbara A. MacLeod, Trustee of the Barbara A. MacLeod Trust of 2003 dated February 13, 2003 and recorded in the York County Registry of Deeds in Book 12533, Page 190.

The above described property is conveyed together with all of the Grantor's right, title and interest in and to that portion of land lying between the high and low water mark of the Piscataqua River lying adjacent to and northwesterly of the above-described property, subject to the rights of the public between the low and high water mark.

The above described property is conveyed subject to all notes restrictions, easements and plan references set forth on said Plan.

As a condition of this conveyance and as a covenant that runs with the land, the Grantee agrees for themselves and their grantees that they will not disturb, cut or clear the vegetation now existing or which will exist in a 50 foot buffer zone from the edge of land designated as "wetland area" on Subdivision Plan, 36 Pocahontas Road, Kittery Maine, Assessor's Map 51, Lot 2, recorded in the York County Registry of Deeds at Plan Book 320, Page 44.

Being the same premises as conveyed to 36 Pocahontas Road, LLC by deed of Jonathan C. Cunningham dated October 14, 2005 and recorded in the York County Registry of Deeds in Book 14635, Page 227 and deed of David N. Ott, Personal Representative of the Estate of William E. Garfield dated October 14, 2005 and recorded in said Registry in Book 14635, Page 230.

36 Pocahontas Road
Kittery 51/2

McEachern & Thornhill
P. O. Box 360
Kittery, ME 03904-0360
207-439-4881

4 pages



Vargo Family Living Trust_ 36 Pocahontas Road

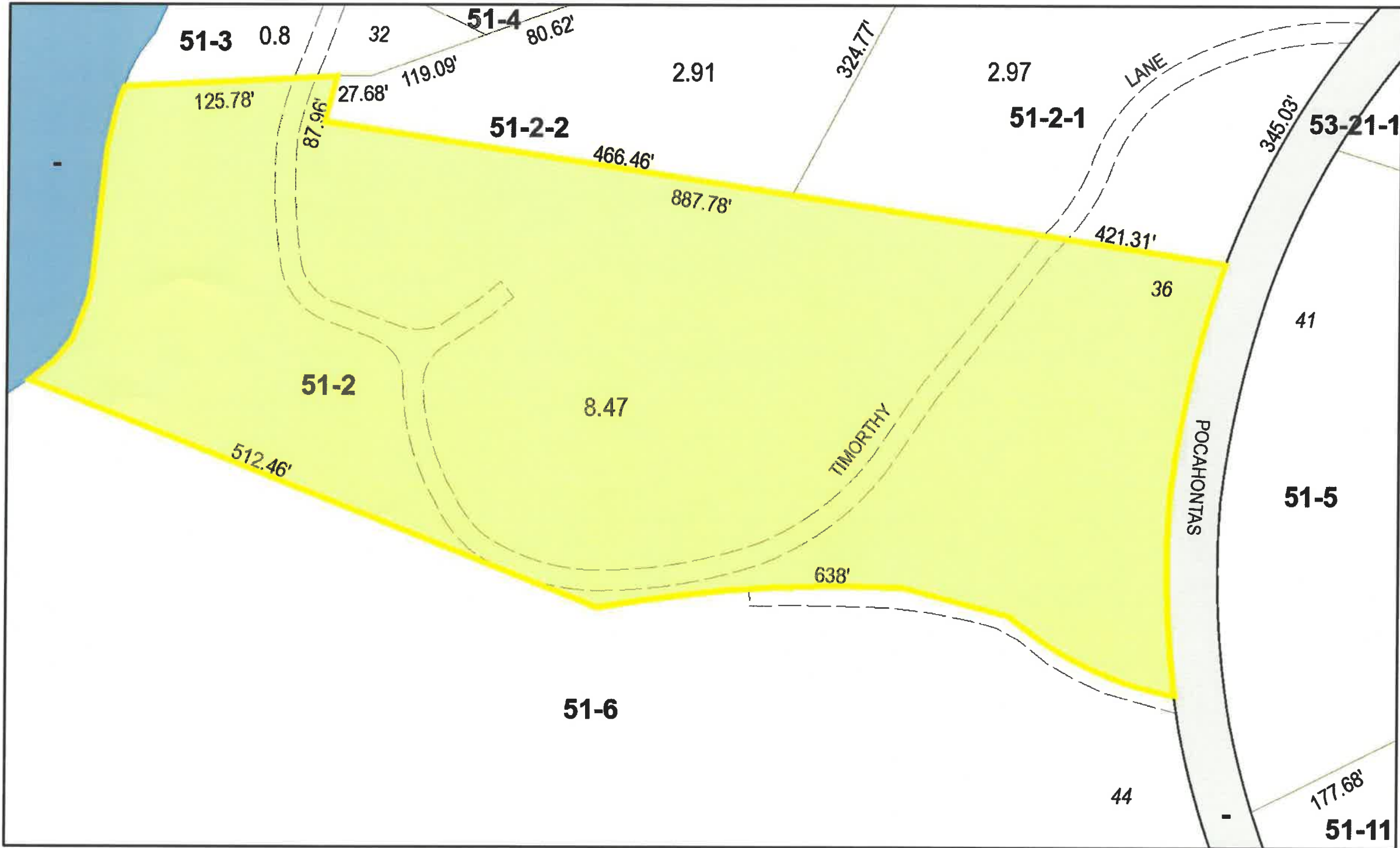
Kittery, ME



1 inch = 137 Feet





November 17, 2020



Data shown on this map is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this map.

Ronald Vargo

Legend

-  36 Pocahontas Rd
-  Ronald Vargo Mooring Location #519

MLW +/- 551 ft
from MHW

Ronald Vargo Mooring Location #519

36 Pocahontas Rd



Google Earth

600 ft



Ronald Vargo

Legend

-  36 Pocahontas Rd
-  Ronald Vargo Mooring Location #519

MHW

Ronald Vargo Mooring Location #519

Google Earth

300 ft



Ronald Vargo

Legend

- 📍 36 Pocahontas Rd
- 📌 Ronald Vargo Mooring Location #519

+/- 255 ft from
MHW to Existing
Mooring

+/- 5.5' depth at high
tides

Ronald Vargo Mooring Location #519

Existing #519 Approved
Mooring. Proposed location
for 8' x 24' moored float

MOORING LATITUDE & LONGITUDE
43 DEGREES 4.515'N / 70 DEGREES
41.704W

Google Earth



300 ft



REPLY TO ATTENTION OF

DEPARTMENT OF THE ARMY
NEW ENGLAND DISTRICT, CORPS OF ENGINEERS
696 VIRGINIA ROAD
CONCORD, MASSACHUSETTS 01742-2751

MAINE GENERAL PERMIT (GP)
AUTHORIZATION LETTER AND SCREENING SUMMARY

RONALD VARGO
RONALD VARGO FAMILY LIVING TRUST
36 POCAHONTAS ROAD
KITTERY POINT, MAINE 03905

CORPS PERMIT # NAE-2020-02992
CORPS GPs 3
STATE ID# exempt

DESCRIPTION OF WORK:

Install and maintain a seasonal 8-ft. wide x 24-ft. long float moored below the mean high water mark of the Piscataqua River off 36 Pocahontas Road at Kittery Point, Maine. The float will be anchored to the substrate by a single pre-existing 400 lb. granite mooring block locally known as "Mooring #519". This work is shown on the attached plans entitled "Site Location Map" in one sheet undated and "RONALD VARGO FAMILY LIVING TRUST FLOAT PROJECT" in one sheet dated "11/20/2020".

See GENERAL CONDITIONS attached.

LAT/LONG COORDINATES: 43.076039° N -70.694750° W USGS QUAD: KITTERY, ME

I. CORPS DETERMINATION:

Based on our review of the information you provided, we have determined that your project will have only minimal individual and cumulative impacts on waters and wetlands of the United States. Your work is therefore authorized by the U.S. Army Corps of Engineers under the Federal Permit, the Maine General Permits (GPs) which can be found at: https://www.nae.usace.army.mil/Missions/Regulatory/State-General-Permits/Maine-General-Permit/

You must perform the activity authorized herein in compliance with all the terms and conditions of the GP [including any attached Additional Conditions and any conditions placed on the State 401 Water Quality Certification including any required mitigation]. Please review the enclosed GPs, including the GPs conditions beginning on page 5, to familiarize yourself with its contents. You are responsible for complying with all of the GPs requirements; therefore you should be certain that whoever does the work fully understands all of the conditions. You may wish to discuss the conditions of this authorization with your contractor to ensure the contractor can accomplish the work in a manner that conforms to all requirements.

If you change the plans or construction methods for work within our jurisdiction, please contact us immediately to discuss modification of this authorization. This office must approve any changes before you undertake them.

Condition 45 of the GPs (page 19) provides one year for completion of work that has commenced or is under contract to commence prior to the expiration of the GPs on October 14, 2025. You will need to apply for reauthorization for any work within Corps jurisdiction that is not completed by October 14, 2026.

This authorization presumes the work shown on your plans noted above is in waters of the U.S. Should you desire to appeal our jurisdiction, please submit a request for an approved jurisdictional determination in writing to the undersigned.

No work may be started unless and until all other required local, State and Federal licenses and permits have been obtained. This includes but is not limited to a Flood Hazard Development Permit issued by the town if necessary.

II. STATE ACTIONS: PENDING [], ISSUED [], DENIED [] DATE _____

APPLICATION TYPE: PBR: _____, TIER 1: _____, TIER 2: _____, TIER 3: _____, LURC: _____, DMR LEASE: _____, NA:

III. FEDERAL ACTIONS:

JOINT PROCESSING MEETING: non-screen LEVEL OF REVIEW: SELF-VERIFICATION: PRE-CONSTRUCTION NOTIFICATION: _____

AUTHORITY (Based on a review of plans and/or State/Federal applications): SEC 10 , 404 _____, 10/404 _____, 103 _____

EXCLUSIONS: The exclusionary criteria identified in the general permit do not apply to this project.

FEDERAL RESOURCE AGENCY OBJECTIONS: EPA N/A, USF&WS N/A, NMFS N/A

If you have any questions on this matter, please contact my staff at 978-318-8676 at our Augusta, Maine Project Office. In order for us to better serve you, we would appreciate your completing our Customer Service Survey located at http://corpsmapu.usace.army.mil/cm_apex/f?p=136:4:0

COLIN M. GREENAN
PROJECT MANAGER
MAINE PROJECT OFFICE

For FRANK J. DELGIUDICE
CHIEF, PERMITS & ENFORCEMENT BRANCH
REGULATORY DIVISION
DATE 20NOV2020



**US Army Corps
of Engineers**
New England District

**PLEASE NOTE THE FOLLOWING GENERAL CONDITIONS FOR
DEPARTMENT OF THE ARMY
MAINE GENERAL PERMIT 3
PERMIT NO. NAE-2020-02992**

GENERAL CONDITIONS

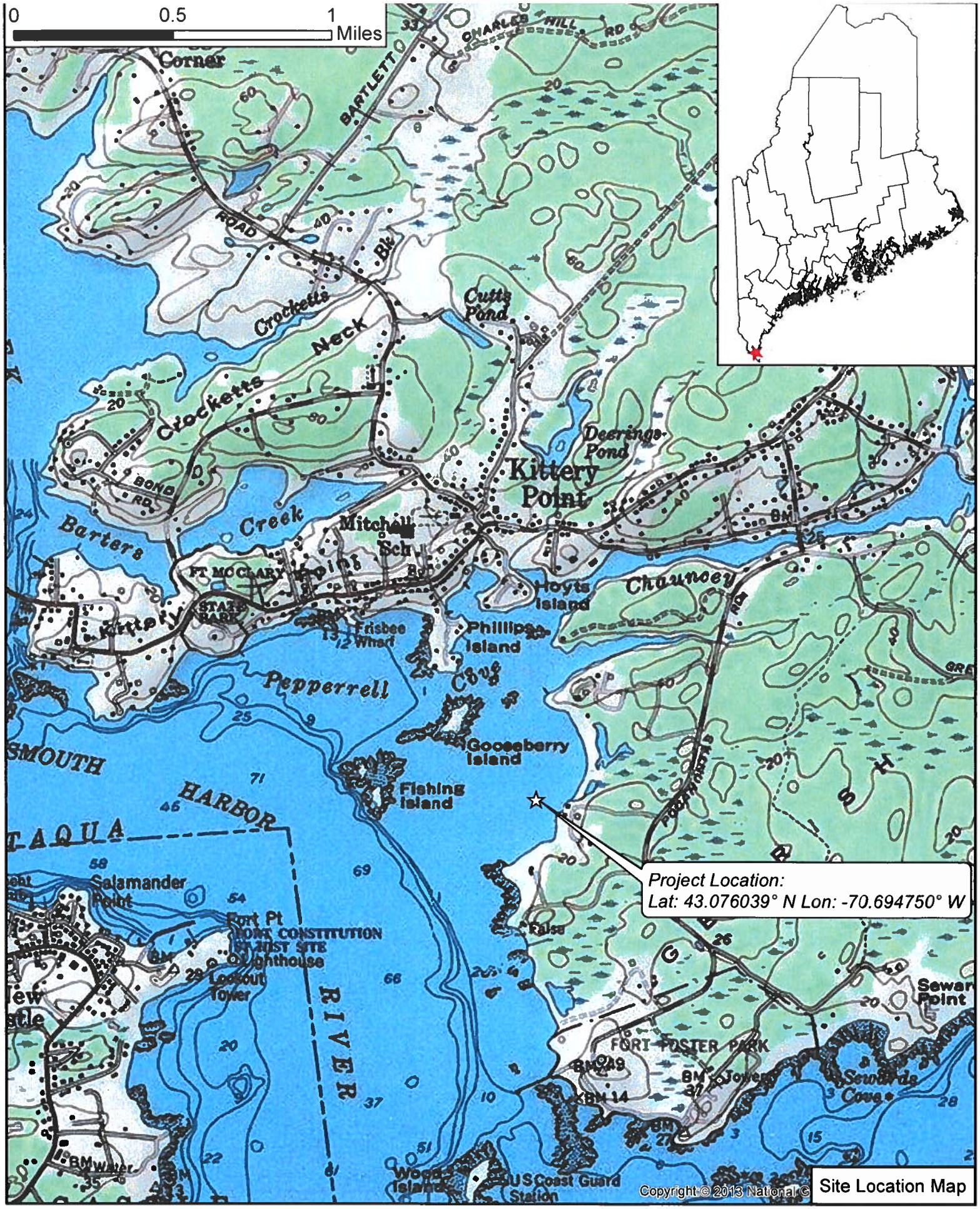
3. Other Permits. Permittees shall obtain other Federal, State, or local authorizations as required by law. Permittees are responsible for applying for and obtaining all required State of Maine or local approvals including a Flood Hazard Development Permit issued by the town/city. Work that is not regulated by the State of Maine, but is subject to Corps jurisdiction, may still be eligible for authorization under these GPs.

11. Navigation. a. There shall be no unreasonable interference with general navigation by the existence or use of the activity authorized herein, and no attempt shall be made by the permittee to prevent the full and free use by the public of all navigable waters at or adjacent to the activity authorized herein. b. Work in, over, under, or within a distance of three times the authorized depth of an FNP shall specifically comply with GC 10. c. Any safety lights and/or signals prescribed by the U.S. Coast Guard, State of Maine or municipality, through regulations or otherwise, shall be installed and maintained at the permittee's expense on authorized facilities in navigable waters of the U.S. d. The permittee understands and agrees that, if future operations by the U.S. require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the Corps, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the U.S. No claim shall be made against the U.S. on account of any such removal or alteration.

31. Storage of Seasonal Structures. Seasonal or recreational structures such as pier sections, floats, aquaculture structures, etc. that are removed from the waterway for a portion of the year shall be stored in an upland location and not in wetlands, tidal wetlands, their substrate, or on mudflats. These seasonal structures may be stored on the fixed, pile-supported portion of a structure that is waterward of the mean high water mark or the ordinary high water mark, e.g. the storage of a ramp or gangway on the pile-supported pier. Seasonal storage of structures in navigable waters, e.g., in a protected cove, requires prior Corps approval and local harbormaster approval.

33. Permit(s)/Authorization Letter On-Site. The permittee shall ensure that a copy of the terms and conditions of these GPs and any accompanying authorization letter with attached plans are at the site of the work authorized by these GPs whenever work is being performed and that all construction personnel performing work which may affect waters of the U.S. are fully aware of the accompanying terms and conditions. The entire permit authorization shall be made a part of any and all contracts and subcontracts for work that affects areas of Corps jurisdiction at the site of the work authorized by these GPs. This shall be achieved by including the entire permit authorization in the specifications for work. The term "entire permit authorization" means all terms and conditions of the GPs, the GPs, and the authorization letter (including its drawings, plans, appendices and other attachments) and subsequent permit modifications as applicable. If the authorization letter is issued after the construction specifications, but before receipt of bids or quotes, the entire permit authorization shall be included as an addendum to the specifications. If the authorization letter is issued after receipt of bids or quotes, the entire permit authorization shall be included in the contract or subcontract. Although the permittee may assign various aspects of the work to different contractors or subcontractors, all contractors and subcontractors shall be obligated by contract to comply with all environmental protection provisions contained within the entire GP authorization,

34. Inspections. The permittee shall allow the Corps to make periodic inspections at any time deemed necessary in order to ensure that the work is eligible for authorization under these GPs, is being, or has been performed in accordance with the terms and conditions of these GPs.

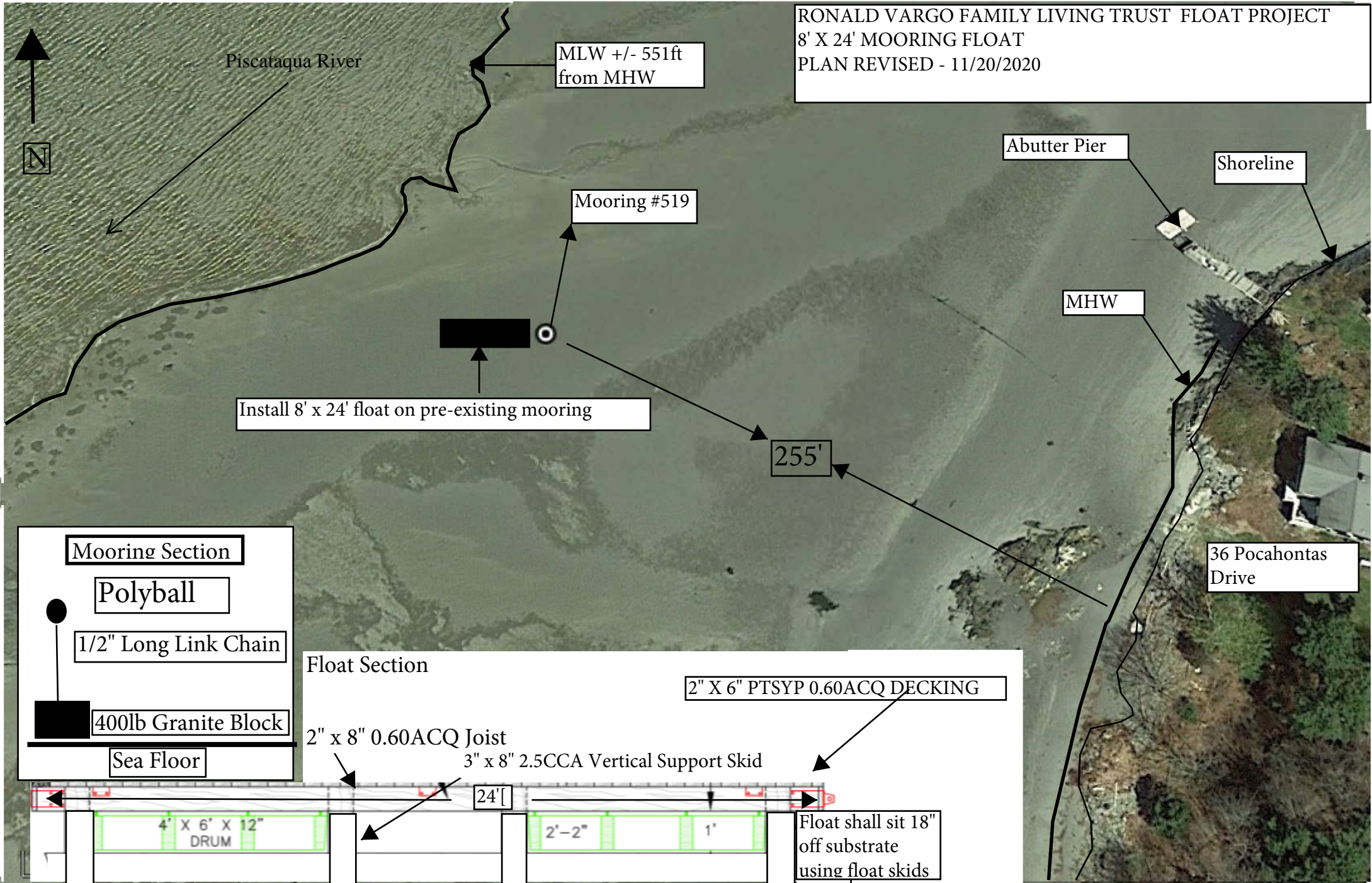


Ronald Vargo Family Living Trust
 Float off 36 Pocohantas Road at Kittery Point, ME
 USGS 7.5 QUAD: Kittery

CORPS FILE NO. NAE-2020-02992

Copyright © 2013 National Geographic Society Site Location Map

RONALD VARGO FAMILY LIVING TRUST FLOAT PROJECT
8' X 24' MOORING FLOAT
PLAN REVISED - 11/20/2020



MLW +/- 551ft
from MHW

Mooring #519

Abutter Pier

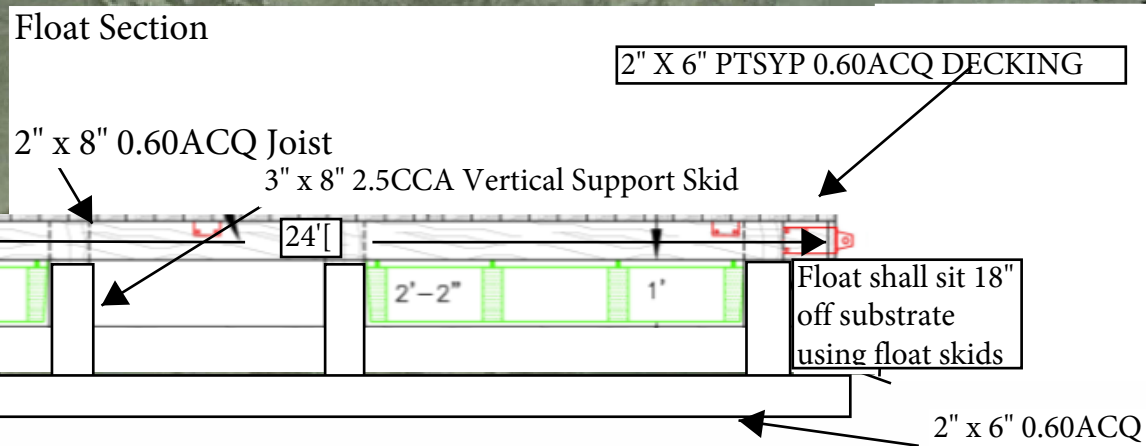
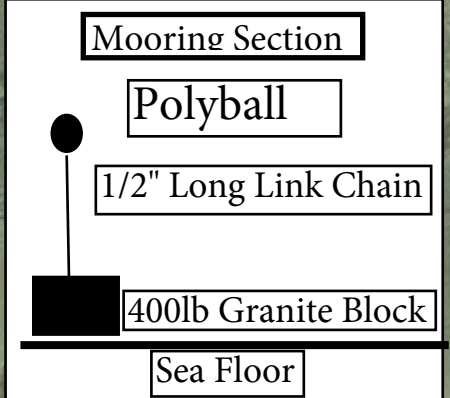
Shoreline

MHW

36 Pocahontas
Drive

Install 8' x 24' float on pre-existing mooring

255'



APPENDIX A, PORT AND HARBOR FEE SCHEDULE

Object: Change "Daily Launch Fee" to be more consistent.

Questions:

1. Under "E. Boat Launch Ramp Fees", why are we giving a discount to age "65 and over" for a "Season Launch Fee" and not for a "Daily Launch Fee"?
2. Why are we charging residents and non-residents the same price for a Non- Motorized daily launch fee, and charging different prices for a Resident and a non-resident Motorized fee?

Solution:

Change "2. Daily Launch Fee" (3 options) as follows:

OPTION 1 (disregard age, active military, and non-motorized discount)

Resident	\$8.
Non-Resident	\$16.

OPTION 2 (same as OPTION 1 only add age and active military discount)

	Under 65	Over 65 or Active Military
Resident	\$8.	\$5.
Non-Resident	\$16.	\$20.

OPTION 3 (same as OPTION 2 only add non-motorized discount)

	NON MOTORIZED	MOTORIZED
Resident (under 65)	\$7.	\$14.
Non-Resident (under 65)	\$13.	\$26.
Resident Elder (65 and over or Active Duty Military)	\$5.	\$10.
Non Resident Elder (65 and over or Active Duty Military)	\$10.	\$20.

Propose that the KPA alter the launch ramp fees to include a paddle only fee. This fee would be for paddle boards, canoes, and row boats only.

The KPA currently has a motorized and non-motorized daily launch fee but does not have a motorized and non-motorized seasonal fee. Currently paddle boaters who wish to purchase a seasonal pass pay the same rate as a motorized vessel user.

The proposed fees for non-motorized (paddle) season pass are inline with current Fort Foster Season Pass fees.

E. Boat Launch Ramp Fees

Passes must be visible on trailer or vehicle dashboard

1. Season Launch Fee

- a. Resident **Motorized** \$50 / **Non-Motorized (paddle)** \$20
- b. Non-Resident **Motorized** \$125 / **Non-Motorized (paddle)** \$75
- c. Resident Elders (65 and over) and Active Duty Military \$20
- d. Non-Resident Elders (65 and over) and Active Duty Military \$40

2. Daily Launch Fee

- a. Non-Motorized \$5
- b. Resident Motorized \$10
- c. Non-Resident Motorized \$20

Proposed Additional Definitions

Motorized Vessel - any watercraft equipped with propulsion machinery of any type, whether or not the machinery is the principal source of propulsion, is permanently or temporarily attached or is available for propulsion on the watercraft.

Non-Motorized – watercraft under 16”, not propelled by machinery of any sort.