

## MacNeil, Jami

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**From:** Foust, Karen L  
**Sent:** Monday, November 08, 2021 4:15 PM  
**To:** Ken Wexler; MacNeil, Jami  
**Cc:** Becca Shaw Glaser; Nate Davis; Pinny Beebe-Center; Valli Geiger (valligeiger@gmail.com)  
**Subject:** RE: SHM

Dear Mr. Wexler,

I encouraged any interested parties who sent comments that were received after the October 15<sup>th</sup> Submerged Lands Program's deadline to send their comments to Jami at DEP prior to November 4<sup>th</sup>, so that their concerns would be heard and recorded.

The next step for the Submerged Lands Program will be to issue Preliminary Findings that will be sent to all interested parties as well as the applicant. There is a 30 day comment period for those Findings during which people may submit further evidence to challenge the Bureau's Findings. That opportunity will hopefully fulfill your request for an opportunity to speak to any new concerns.

Regards,  
Karen

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**From:** Ken Wexler <KWexler@elaine.com>  
**Sent:** Monday, November 8, 2021 8:19 AM  
**To:** MacNeil, Jami <Jami.MacNeil@maine.gov>; Foust, Karen L <Karen.L.Foust@maine.gov>  
**Cc:** Becca Shaw Glaser <beccaglaser@gmail.com>; Nate Davis <ndavis@rocklandmaine.gov>; Pinny Beebe-Center <pinny14@gmail.com>; Valli Geiger (valligeiger@gmail.com) <valligeiger@gmail.com>  
**Subject:** RE: SHM

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Jami

Thank you so much for this email. I appreciate the interest DEP has shown in this project and in the process .

And sorry for the confusion on my part

Ken

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**From:** MacNeil, Jami [<mailto:Jami.MacNeil@maine.gov>]  
**Sent:** Monday, November 8, 2021 8:11 AM  
**To:** Ken Wexler <[KWexler@elaine.com](mailto:KWexler@elaine.com)>; Foust, Karen L <[Karen.L.Foust@maine.gov](mailto:Karen.L.Foust@maine.gov)>  
**Cc:** Becca Shaw Glaser <[beccaglaser@gmail.com](mailto:beccaglaser@gmail.com)>; Nate Davis <[ndavis@rocklandmaine.gov](mailto:ndavis@rocklandmaine.gov)>; Pinny Beebe-Center <[pinny14@gmail.com](mailto:pinny14@gmail.com)>; Valli Geiger ([valligeiger@gmail.com](mailto:valligeiger@gmail.com)) <[valligeiger@gmail.com](mailto:valligeiger@gmail.com)>  
**Subject:** RE: SHM

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Mr. Wexler,

I am the project manager for the Maine DEP's review of the SHM Rockland, LLC application under the Natural Resources Protection Act. I apologize that we did not do formal introductions at the site visit and I regret any resulting confusion. All comments submitted to me to date have been entered into the Department's record and will be considered during the review. As of November 4, 2021, our record closed to public comment so we have time to complete our review. The public is still free to submit comments to me, but I will not guarantee they will be entered into the record.

If you sent comments to Karen Foust prior to close of business on November 4, and you also meant to send them to me at DEP, you may forward those to me now and they will be entered into the DEP's record.

Prior to submission of the NRPA application to the DEP in July, the applicant sent notices in the mail to each abutting property owner, posted a notice in a locally-circulated news publication, and sent a notice and copy of the application to the Town office. They also held a public informational meeting on July 1, 2021. Prior to the meeting, they mailed notices to abutters and posted a notice in the newspaper. This meets the Department's requirements for public notice prior to filing an application.

I can confirm that the Department is aware that vessels docked at the marina could be up to 200 feet in length, extending up to 50 feet beyond the 150-foot length of the proposed finger floats to the east.

Sincerely,  
Jami

**-Jami MacNeil** (she/her)  
Environmental Specialist III  
Bureau of Land Resources  
Maine Department of Environmental Protection  
(207) 446-4894 | [jami.macneil@maine.gov](mailto:jami.macneil@maine.gov)

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**From:** Ken Wexler <[KWexler@elaine.com](mailto:KWexler@elaine.com)>  
**Sent:** Saturday, November 06, 2021 7:38 AM  
**To:** Foust, Karen L <[Karen.L.Foust@maine.gov](mailto:Karen.L.Foust@maine.gov)>; MacNeil, Jami <[Jami.MacNeil@maine.gov](mailto:Jami.MacNeil@maine.gov)>  
**Cc:** Becca Shaw Glaser <[beccaglaser@gmail.com](mailto:beccaglaser@gmail.com)>; Nate Davis <[ndavis@rocklandmaine.gov](mailto:ndavis@rocklandmaine.gov)>; Pinny Beebe-Center <[pinny14@gmail.com](mailto:pinny14@gmail.com)>; Valli Geiger ([valligeiger@gmail.com](mailto:valligeiger@gmail.com)) <[valligeiger@gmail.com](mailto:valligeiger@gmail.com)>; Ken Wexler <[KWexler@elaine.com](mailto:KWexler@elaine.com)>  
**Subject:** SHM

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Karen/Jamie

I would like to thank you and your colleagues for the time you spent with many of the folks who came to your inspection/ viewing of the SHM project.

The gentleman from DMR was particularly helpful in explaining the parameters of what oversight the various State Agencies have in this matter.

Out of one such discussion came the fact the Agency with the most oversight, DEP, had their own period and process for public comment.

Most of us were not aware of this and forwarded our comments to Jami's attention. I do not believe the City publicized the different public comment options.

In any case would it be possible for you to forward all the public comments you received within the deadline, to the DEP. They need to be aware of the issues that were brought up

That effect their purview.

Also to follow up on what Becca said, The City Harbor master told me personally and then repeated it to several others, that the

Megayachts on the outboard side would extend 50 feet beyond the end of the new pier into the harbor. It was unclear how much they would extend beyond the inside piers

I urge the State take a careful look at what the current design of this expansion would do to our harbor.

Also— a short period for the public to respond what was said by the development team at the walkthrough might be helpful

Thank you

Ken Wexler

Owls Head