

## MacNeil, Jami

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**From:** MacNeil, Jami  
**Sent:** Wednesday, June 17, 2020 1:32 PM  
**To:** Burke, Ruth A  
**Cc:** Bertocci, Cynthia S; Bensinger, Peggy; Hallowell, Dawn; 'Ervin, Carol B.;; baileybolen@gmail.com; philbrick@cmplaw.com; William A Weary; Collins, Kristin M.; jeff spinney  
**Subject:** Appeal of L-28397-4E-A-N (Spinney): Request for admission of supplemental evidence  
**Attachments:** Land Use License Agreement, GRSC 6-3-2020 (FINAL, EXECUTED).pdf; RE: Fwd: GRSC Land Use License Agreement

Chair and Board Members:

In the approving of a Natural Resources Protection Act permit for Jeffrey Spinney to construct a boat ramp and pier system (Department Order #L-28397-4E-A-N), Special Condition #7 requires: "Prior to the start of construction of the boat ramp, the applicant shall execute the Land Use License Agreement granting the Golden Ridge Sportsman's Club the right to access and use the proposed pier system and boat ramp and shall submit a copy of the executed document to the Department."

In response to Special Condition #7, Mr. Spinney submitted an executed copy of a Land Use License Agreement dated 5/12/2020. The Department determined that the executed document contained some wording changes from the draft version submitted during the Department's review of the application. The Department requested that a sentence that was in the draft version, "New parking shall not be created without written agreement from the Licensor," be added back into Exhibit A of the document. The document was revised accordingly and Mr. Spinney has submitted a new executed copy, dated 6/3/2020. The Department has determined that all other changes from the draft version are minor and non-substantive. Therefore, the Department has accepted the document as satisfactorily addressing the requirements of Special Condition #7.

The executed Land Use License Agreement, dated 6/3/2020, is attached. The Department requests that the Board allow this document and the Department's correspondence pertaining to this document (also attached here) to be entered into the record as supplemental evidence for the pending appeal. The final version of the document was not in existence before the date of the decision on the permit application and it is relevant to the issues in the appeal.

Thank you,

**-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)