

Date - January 2021

Wharf Out Permit Application The applicant is requesting consideration at a regular meeting of the Coastal Waters Commission.

Project: Residential Dock, 5 Shipwright Cove

Applicants: Hewitt

The Project Meets all Standards:

- The length does not exceed 125' from the highest annual tide water mark.
- The project does not unreasonably interfere with traditional public access and does not interfere with ingress and egress or riparian owners. Project does not pose hazard to navigational channels.
- The project will not encroach into existing mooring areas.
- The pier head bents will be piles driven to refusal.
- The dock should not cause resource degradation.
- The dock shall not significantly impact fisheries or shellfish harvesting.
- Identification will be on all ramps (vinyl) and floats (branded).
- Will neighbors be allowed access? *No*
- Who will build, store and maintain the float? Falls Point Marine
- The gangway will be stored on the pier head and the float will be trucked upland to the applicants property for the winter.
- Are there future plans for expansion? *No*
- Have there been any objections from neighbors? *No*
- The project is in keeping with the neighborhood.

Abutters. Notified

- 2/26/ MILITE, DEBORAH D. 75 SOUTH FREEPORT ROAD FREEPORT, ME 04032
- 2/26/A HOUSEWRIGHT FAMILY TRUST. 4 SHIPWRIGHT COVE FREEPORT, ME 04032
- 2/24/ DOLIMOUNT, BRUCE R 165 WEST BARE HILL ROAD HARVARD, MA 01451
- 2/23/ SCHWARM, THOMAS E 6 TALBOT WAY. FREEPORT, ME 04032
- 2/ 22/ MURPHY, SUSAN H 1118 US ROUTE ONE FREEPORT, ME 04032

Department of Environmental Protection					
Bureau of Land & Water Quality					
17 State House Station					
Augusta, Maine 04333					
Telephone: 207-287-7688					

FOR DEP USE	
ATS #	
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Total Fees:	
Date: Received	

APPLICATION FOR A NATURAL RESOURCES PROTECTION ACT PERMIT → PLEASE TYPE OR PRINT IN BLACK INK ONLY

TPLEASE TIPE ON	L LIMI II	BLACK IN	N ONL	. <i>I</i>								
1. Name of Applicant:	Hewitt Family Living Trust			5.Name of Agent:			Falls Point Marine					
2. Applicant's Mailing Address:					6. Agent's Mailing			PO Box 61				
manning / taurioco.	Irvine, Ca 92616				Addres	s:		So Fre	eport, I	Me 04	078	
3. Applicant's Daytime Phone #:		949-439-8970				7. Agent's Daytime Phone #:			207-865-4567			
4. Applicant's Email Address (Required from either applicant betsylor agent):			newitt@me.com		8. Agent's Email Addre		dress:	kathy@fallspoint.com		com		
· ·		011 111				4.0			111 0			
9. Location of Activity (Nearest Road, Street,	D4 #\	Shipwright 5 Harraseel				10. Town:	Free	<u> </u>	11. C	ounty:	Cun	nberland
12. Type of		stream or bro	ook			13. Name	of Resour	ce:				
Resource:	☐ Great						Harraseek			ket R	iver	
(Check all that apply)		l Wetland		•								
		ater Wetlan					int of Impa	ct:	Fill:			
		d Special Si				(Sq	.Ft.)		Dredg	ging/Veg	Remova	al/Other:
		ant Wildlife Mountain	навцац									
15. Type of Wetland:	☐ Forest					FC	OR FRESH	IWATEI	R WETI	ANDS		
(Check all that apply)	☐ Scrub				Tier			Tier 2	K WEIL	ANDS	Tier	3
(oncon un unut appro)	□ Emerg				1161	1		1161 2			1161	5
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	Peatla					999 sq ft						n 43,560
	☐ Open \	Vater		1 0,0	00-1	4,999				sc	q. ft., no	ot eligible
	☐ Other_					sq ft					or Tier	
16. Proposed Start Date <u>and</u> Brief Activity Description:	Res	idential	Docl	k. Spri	ng 2	2021						
17. Size of Lot or Parc	ei	square	feet o	r 🗖 2	.18,	acres IIII	M Northing:		LIT	TM Easti	na.	
& UTM Locations:		oquare	1001, 0			20100 011	ivi i voi a iii ig.					
18. Title, Right or Inter	XI c		□ le) purc	hase option		tten agr			<u> </u>	
19. Deed Reference Nu	umbers:	Book#: 37	193	Page: (91		p and Lot N	Numbers	в: Мар	^{#:} 2	Lot	^{#:} 26 B
21. DEP Staff Previous	sly						of a larger	☐ Ye		er-the-	☐ Ye	
Contacted:						project:		X No		t:	DX N	0
23. Resubmission of Application?:	☐ Yes→ X No	If yes, pre		5				vious pr	oject			
24. Written Notice of		If yes, na		DED			IIIa	nager:	25. Prev	ious Wa	tland	☐ Yes
	X No	enforcem			/ed:					ration:	liuliu	M No
26. Detailed Directions		C 4 Die leedie	F		- 4 CE	C F==	a ant Dal taura					7.
to the Project Site:	Otal C	S-1. Big India ght @ 75 Soบ										2010
		Jili @ 73 300		sport rea o	iilo o		2/3 AND IN				wright	,ove.
27. TIER		(. C	-									Di
☐ Title, right or interest	documer	tation				est docum	nentation	r -	ion Contr			
□ Topographic Map □ Narrative Project Description □ Narrative Project Description □ Topographic Map □ Functional Assessment (Attachment required					mment 3), ii							
☐ Plan or Drawing (8 1/2" x 11") Information Meeting Docume									າ Plan (A	ttachm	ent 4) if	
□ Photos of Area □ Wetlands Delir						required	Compensation Plan (Attachment 4), if equired					
(Attachment 1)							- endix A ar	nd others	s, if requ	uired		
Inf				Information listed und			nder Site Conditions		Statement/Copy of cover letter to MHPC			r to MHPC
						lysis (Attachment 2)		☐ Desc	Description of Previously Mined Peatland,			
ĺnd								if requir	equired			
	impacts were Avoided/Minimized											
28. FEES Amount Enclosed: \$543												
CERTIFICATIONS AND SIGNATURES LOCATED ON PAGE 2												



1/1/2021

The Freeport Coastal Waters Commission will review the following application at its next regular meeting. The council meets on the second Wednesday of each month.

<u>Time</u>: 6:00 p.m.

<u>Location</u>: Zoom / Freeport Community Center

Applicant: Hewitt

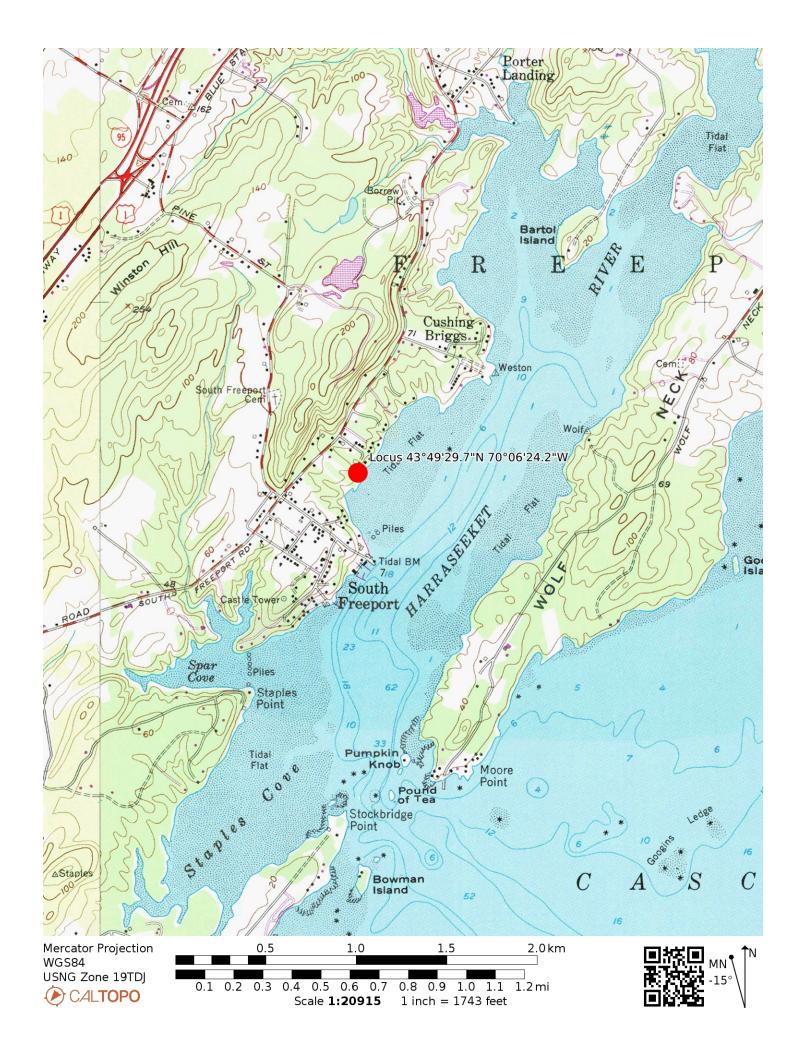
Project: Residential Dock

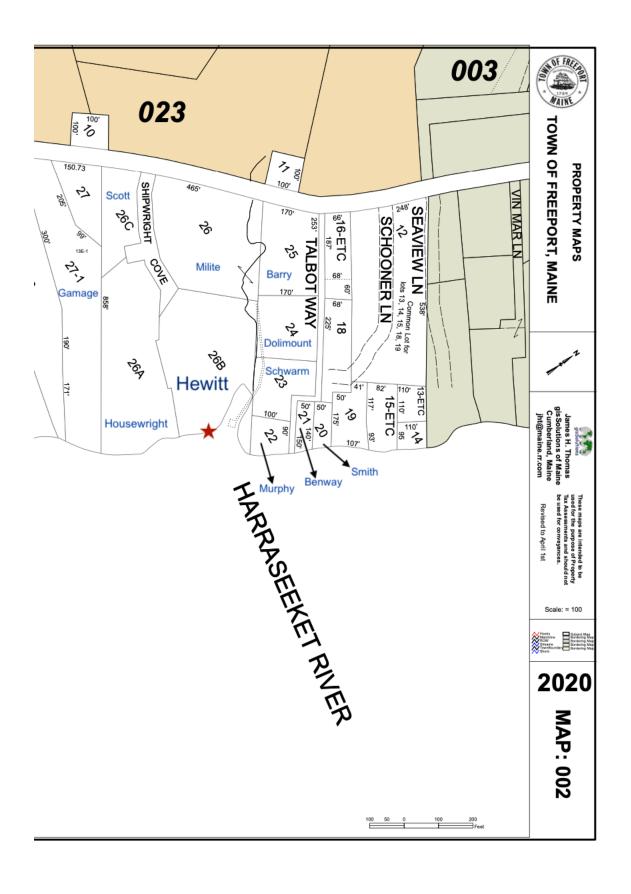
Location: 5 Shipwright Cove/75 South Freeport Rd

The application will be on file and available for viewing at the Freeport Town Hall.

Public Notice

Please take notice that The Hewitt Family is intending to file a Natural Resources Protection Act permit application with the Maine Department of Environmental Protection pursuant to the provisions of 38 M.R.S. §§ 480-A thru 480-BB on or about January 1st, 2021. The application is for a residential dock at 5 Shipwright Cove in Freeport, Maine. A request for a public hearing or a request that the Board assume jurisdiction over this application must be received by the Department in writing, no later than 20 days after the application is found by the Department to be complete and is accepted for processing. A public hearing may or may not be held at the discretion of the Commissioner or Board of Environmental Protection. Public comment on the application will be accepted throughout the processing of the application. The application will be filed for public inspection at the DEP's office in Portland during normal working hours. A copy of the application may also be seen at the municipal offices in Freeport, Maine. Written public comments may be sent to the regional office in Portland, where the application is filed for public inspection: MDEP, 312 Canco Road, Portland, Maine 04103.





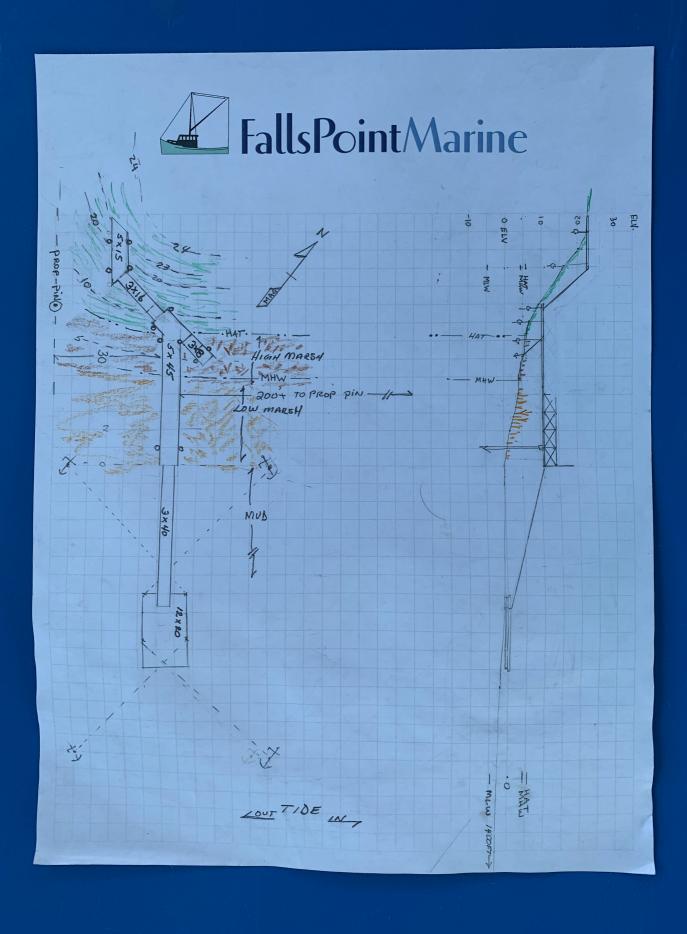


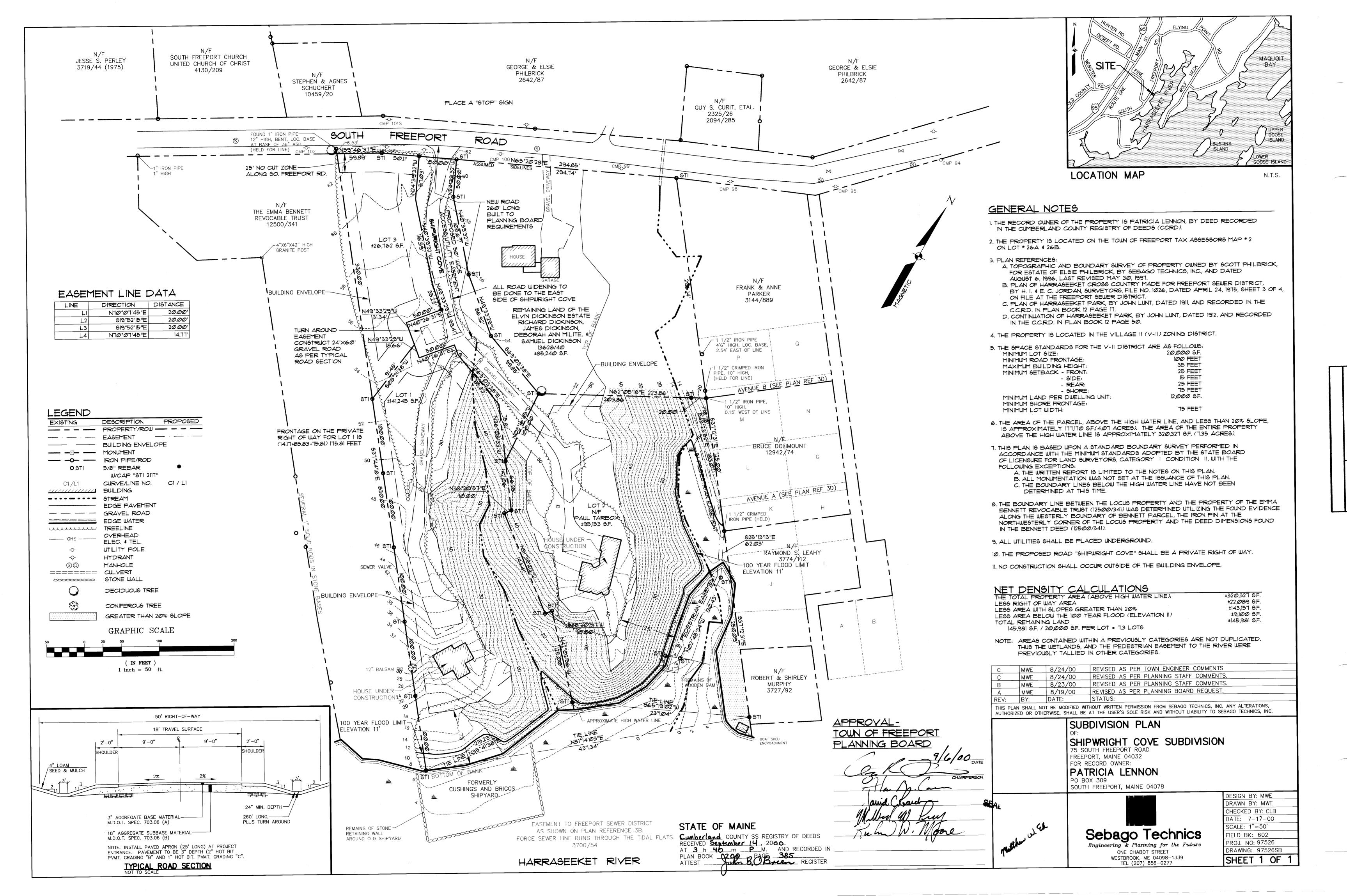


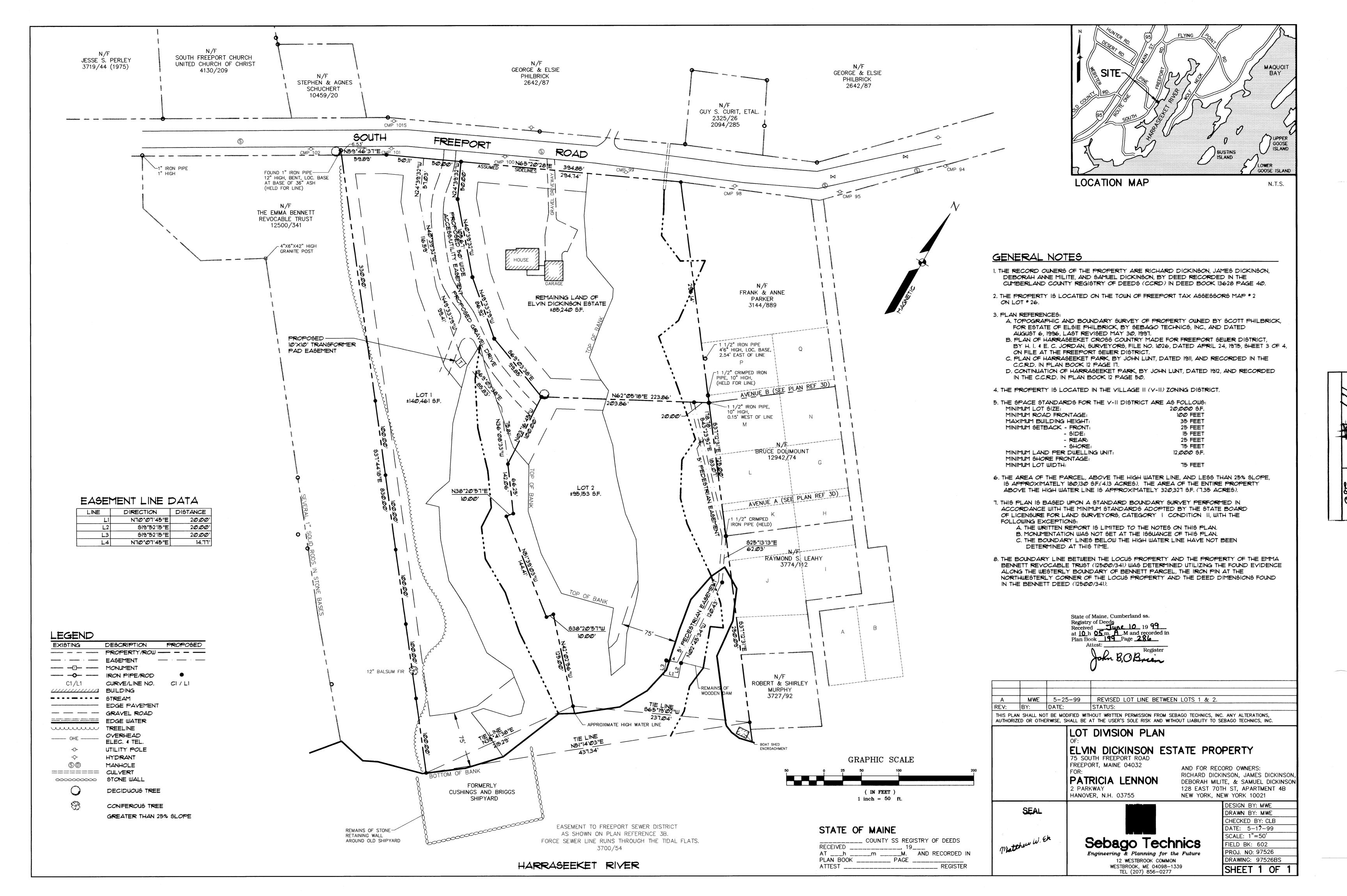












Natural Resource Protection Act Application APPENDIX D: Project Description Worksheet for a Dock, Pier or Wharf Application.

Help us process your application more efficiently by completing this worksheet, which is supplemental to a NRPA application for a dock, pier or wharf. A completed Appendix D may be substituted for Block 14 of the application page.
THIS IS AN APPLICATION FOR A
Commercial wharf If yes, indicate type of commercial activity: License number: Number of fishermen using this wharf:
\square Public pier, dock or wharf
\square Common or shared recreational pier, dock or wharf
☒ Private recreational pier, dock or wharf
\square Expansion or modification of an existing structure
☐ Other, please indicate:
TELL US ABOUT YOUR BOAT
My boat(s) requires a draft of18" feet. My boat(s) is20'feet long. 20' center console TELL US ABOUT YOUR PROJECT SITE For coastal piers and wharves, please complete Appendix B of the NRPA application. For freshwater docks, please describe the substrate and any vegetation:
SCENIC CONSIDERATIONSPlease complete Appendix A of the NRPA application. WHAT FACILITIES ARE NEARBY?
The nearest public boat launch is located in Freeport approximately 2.25 miles from the project location. (town) (distance)
The nearest public, commercial, or private marina is located in Freeport approximately 33 miles from the project location. (town)
☐ I have inquired about slip or mooring availability at the nearest marina or public facility.
☐Yes, a slip or mooring is available. ☐ No, a slip or mooring is not available. Approximate expected time on waiting list:5 year wait list
☐ I have contacted the local Harbor Master.

Name:	Charles Tetreau	Phone:	865-4546		
I currently us	be the following for my boat: \Box	Mooring	☐ Marir	ıa	
TELL US AI	BOUT YOUR PROPOSED PI	ER, DOCI	K OR WHAR	F	
MATERIAL	S:				
⊠ Tl	ne structure will be supported by		10 inches	in diameter	
□ Tl	ne structure will be supported by		low-through g asuring	•	_ feet
□т	ne structure will be supported by		re feet of solid	l fill	
□ o	ther:				
DIMENSIO	NS:				
Width of Length of Dimension Distance Depth of Depth of	ons of float: the structure will extend below in water at the fixed end of the stru water at the float at low tide: water at the float at high tide: was of any proposed buildings (e.	nean low vacture:	· _	5' 1 3x40' 1 by feet l 0 4.5'@MHW 1 0 1 6.5@MHW 1	feet feet feet feet
ACCESS:					
Durin	g construction, my project site v	vill be acce	ssed via:		
	☐ Land				
	\square Beach/intertidal area				
	☑ Water/barge				

(SPACE ABOVE RESERVED FOR RECORDING INFORMATION)

DLN#1002040110071

WARRANTY DEED

Maine Statutory Short Form

KNOW ALL PERSONS BY THESE PRESENTS that I, Allyson Ray of Cumberland Foreside, County of Cumberland and State of Maine, for consideration paid, grants to Elizabeth Helmer Hewitt, Trustee of The Hewitt Family Living Trust having a mailing address of P.O. Box 5209, Irvine CA 92616, with WARRANTY COVENANTS, a certain lot or parcel of land in Freeport, County of Cumberland and State of Maine, bounded and described as follows:

A certain lot or parcel of land on the southerly side of South Freeport Road, in the Town of Freeport, County of Cumberland, State of Maine, and being more particularly bounded and described as follows:

Beginning at 5/8 inch rebar with cap "STI 2117" to be set at the most southerly corner of remaining land of the Dickinson Estate, at the termination of an access easement;

Thence N 62°-05'-18" E, along the southerly line of remaining land of the Dickinson Estate as shown on the hereinafter mentioned plan, a distance of 203.86 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence N 62°-05'-18" E, along the southerly line of remaining land of the Dickinson Estate, a distance of 20.00 feet to the most westerly corner of land now or formerly of Bruce Dolimount (12942/74), at point 0.15 feet west of a found 1 1/2 inch iron pipe, 10 inches high;

Thence S 37°-12'-31" E, along land of Dolimount, a distance of 178.78 feet to a 1 1/2 inch crimped iron pipe;

Thence S 37°-12'-31" E, along land now or formerly of Raymond Leahy (3774/112) and land now or formerly of Robert and Shirley Murphy (3727/92), a distance of 250.09 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence continuing S 37°-12'-31" E, along land now or formerly of Murphy to the high water mark;

Thence in a northerly, westerly, southerly, and westerly direction along the high water mar, an approximate distance of 533 feet to Lot 1 at a point S 42°-02'-56" E of a 5/8 inch rebar with cap "STI 2117" to be set;

Thence N 42°-02'-56" W, along Lot 1 to a 5/8 inch rebar with cap "STI 2117" to be set near the high water mark being S 65°-19'-02" W, a distance of 237.04 feet from the last mentioned 5/8 inch rebar with cap "STI 2217" to be set at land of Murphy;

Thence N 42°-02'-56" W along Lot 1, a distance of 125.00 feet to a 5/8 inch rebar with cap "STI 2117" to bet set;

Thence S 38°-20'-57" W, along Lot 1, a distance of 10.00 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence N 51°-39'-03" W, along Lot 1, a distance of 144.41 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence N 38°-20'-57" E, along Lot 1, a distance of 10.00 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence N 36°-08'-33" W, along Lot 1 a distance of 66.25 feet to a 5/8 inch rebar with cap "STI 2117" to be set; at the southerly terminus of the access utility easement;

Thence N 3°-16'-45" W, along the terminus of the access/utility easement, a distance of 100.00 feet to the Point of Beginning.

The total area of the above-described parcel is approximately 95,153 square feet.

Together with and subject to whatever rights may exist in the tidal area between the high and low water.

Subject to an easement granted to the Freeport Sewer District in a deed recorded in the Cumberland County Registry of Deeds in Deed Book 3700, Page 54.

Subject to the obligation to pay a proportionate share of common maintenance expenses as are more fully set forth in a Road Maintenance Agreement dated June 4, 1999, duly recorded in said Registry of Deeds.

Subject to and together with an access and underground utility easement as shown on the plan hereinafter described connecting the hereinabove described lot to the South Freeport Road for the benefit and use of the Grantee, his heirs and assigns, the Grantor, her heirs and assigns, and the Heirs of the Elvin L. Dickinson Estate. their heirs, successors, and assigns being more particularly bounded and described as follows:

Beginning at a 5/8 inch rebar with cap "STI 2117" to be set on the southerly sideline of South Freeport Road, being S 65°-20'-28" W, a distance of 294.74 feet from the most northerly corner of remaining land of the Elvin Dickinson Estate;

Thence S 24°-39'-32" E, along the remaining land of Elvin Dickinson Estate, a distance of 50.00 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence S 40°-39'-32" E, along remaining land of Elvin Dickinson Estate, a distance of 105.67 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence S 49°-33'-29" E along remaining land of Elvin Dickinson Estate, a distance of 86.92 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence S 69°-03'-38" E, along remaining land of Elvin Dickinson Estate, a distance of 99.85 feet to a 5/8 inch rebar with cap "STI 2217" to be set at Lot 2;

Thence S 03°-16'-45" E, along Lot 2, a distance of 100.00 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence N 36°-08'-33" W, a distance of 75.81 feet;

Thence N 69°-03'-38" W, a distance of 85.83 feet;

Thence N 49°-33'-29" W, a distance of 99.41 feet;

Thence N 40°-39'-32" W, a distance of 116.59 feet;

Thence N 24°-39'-32" W, a distance of 57.03 feet to the southerly sideline of South Freeport Road;

Thence N 65°-20'-28" E, along the southerly sideline of Freeport Road, a distance of 50.00 feet to the Point of Beginning.

Subject to, and together with, a pedestrian access easement and 20 foot square recreation easement, for the benefit and use of tile Grantee and Heirs of the Elvin L. Dickinson Estate, their heirs, successors and assigns, being more particularly bounded and described as follows:

Beginning at a 5/8 inch rebar with cap "STI 2117" to be set, S 62°-5'-18" W, a distance of 20.00 feet from the most westerly corner of land of Dolimount;

Thence S 43°-23'-52" E, a distance of 183.07 feet to a found 1 1/2 inch crimped iron pipe;

Thence S 25°-13'-13" E, a distance of 62.03 feet to a 5/8 inch rebar with cap "STI2117" to be set;

Thence S 2°-45'-34" E, a distance of 120.43 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence S 19°-52'-15" E, a distance of 20.00 feet;

Thence S 70°-07'-45" W, a distance of 20.00 feet;

Thence N 19°-52'-15" W, a distance of 20.00 feet to a 5/8 inch rebar with cap "STI 2117" to be set;

Thence N 70°-07'-45" E, a distance of 14.77 feet to a point on the westerly side of this 5 foot wide pedestrian easement;

Thence northerly along the westerly line of the herein-described pedestrian access easement, maintaining a 5-foot width to the northerly sideline of said lot herein conveyed;

Thence N 62°-05'-18" E, along the northerly sideline of said lot herein conveyed to the Point of Beginning.

Subject to the common rights appurtenant to the remaining land of the Elvin Dickinson Estate to use the area below the high water mark for normal use.

Bearings based on Magnetic North.

The property is shown as Lot 2 on the Plan entitled "Lot Division Plan of Elvin Dickinson Estate Property" dated May 17, 1999, and recorded in Plan Book 199, Page 286 of the Cumberland County Registry of Deeds and the Plan entitled "Subdivision Plan of Shipwright Cove Subdivision" dated July 17, 2000 and recorded in Plan Book 200, Page 385 of said Registry.

Being the same premises conveyed to Allyson Ray by deed from Paul E. Tarbox dated April 19, 2014, and recorded in the Cumberland County Registry of Deeds in Book 31474, Page 275.

RECEIVED - RECORDED, CUMBERLAND COUNTY REGISTER OF DEEDS 09/09/2020, 08:53:43A

Register of Deeds Nancy A. Lane E-RECORDED

WITNESS our hands this

day of September, 2020.

Witness

Allyson Ray

STATE OF MAINE COUNTY OF CUMBERLAND

September 3, 2020

Personally appeared the above-named Allyson Ray and acknowledged the foregoing instrument to be her free act and deed.

Before me

Eric J. Schaeffer
Attorney at Law

Notary Public/Attorney at Law

After recording return to: The Hewitt Family Living Trust P.O. Box 5209 Irvine CA 92616



To Whom It May Concern,

Either Kathleen Keegan and/or Carter Becker of Falls Point Marine, Inc. are authorized to apply for and obtain such permits as necessary from all permitting authorities (local, state and federal) related to the construction of a dock at 5 Shipwright Cove in Freeport Maine. Tax Map 2 Lot 26B

Signed: Betsy Hewitt	
Print Name: Bctsy Hewith	
Date: 12/16/2020	
Mailing Address PO Box 5209 Irving CA 92	616
betsylewith e me. com	