

FOR DEP USE

ATS #

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Total Fees:

Date: Received

83200  
 27919-10-A-N  
 500

deadline  
 9/11/18

**APPLICATION FOR A NATURAL RESOURCES PROTECTION ACT PERMIT**

→ PLEASE TYPE OR PRINT IN BLACK INK ONLY

1. Name of Applicant: X ROBERT VILLFORTH		5. Name of Agent: ROBERT MORIN	
2. Applicant's Mailing Address: X 8 CITY VIEW ROAD PEAKS ISLAND, ME 07108		6. Agent's Mailing Address: 550 LISBON ST Suite 11 LEWISTON MAINE 04240	
3. Applicant's Daytime Phone #: X 207-766-5179		7. Agent's Daytime Phone #: 267-650-7860	
4. Applicant's Email Address (Required from either applicant or agent): X RVILLFORTH@gmail.com		8. Agent's Email Address: CRM@TRACTIONAIDS.COM	
9. Location of Activity: (Nearest Road, Street, Rt.#) Island Ave		10. Town: Peaks Island	11. County: Cumberland
12. Type of Resource: (Check all that apply) <input type="checkbox"/> River, stream or brook <input checked="" type="checkbox"/> Great Pond <input type="checkbox"/> Coastal Wetland <input type="checkbox"/> Freshwater Wetland <input type="checkbox"/> Wetland Special Significance <input type="checkbox"/> Significant Wildlife Habitat <input type="checkbox"/> Fragile Mountain	13. Name of Resource: CASCO BAY ATLANTIC OCEAN		14. Amount of Impact: (Sq.Ft.) Fill: Dredging/Veg Removal/Other:
	15. Type of Wetland: (Check all that apply) <input type="checkbox"/> Forested <input type="checkbox"/> Scrub Shrub <input type="checkbox"/> Emergent <input type="checkbox"/> Wet Meadow <input type="checkbox"/> Peatland <input type="checkbox"/> Open Water <input type="checkbox"/> Other <div style="text-align: center;"> <b>FOR FRESHWATER WETLANDS</b>            Tier 1                      Tier 2                      Tier 3  <input type="checkbox"/> 0 - 4,999 sq ft.    <input type="checkbox"/> 15,000 - 43,560 sq. ft.    <input type="checkbox"/> &gt; 43,560 sq. ft. or  <input type="checkbox"/> 5,000-9,999 sq ft    <input type="checkbox"/> 10,000-14,999 sq ft.    <input type="checkbox"/> smaller than 43,560 sq. ft., not eligible for Tier 1         </div>		
16. Brief Activity Description: REMOVE EXISTING TROPICAL PLANTS + SHRUBS - INSTALL FILTER FABRIC VARIABLE SIZE RIPRAP TO BE INSTALLED prior to installation of larger sized riprap at base + to a height of 9' on slope			
17. Size of Lot or Parcel & UTM Locations: <input type="checkbox"/> square feet, or <input checked="" type="checkbox"/> 6.2066 acres		UTM Northing: 40.66042 UTM Easting: 70.19933	
18. Title, Right or Interest: <input checked="" type="checkbox"/> own <input type="checkbox"/> lease <input type="checkbox"/> purchase option <input type="checkbox"/> written agreement			
19. Deed Reference Numbers: Book#: 4897 Page: 123		20. Map and Lot Numbers: Map #: 887 Lot #: 008-001	
21. DEP Staff Previously Contacted: AUDIE ARBO		22. Part of a larger project: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
23. Resubmission of Application?: <input type="checkbox"/> Yes → <input checked="" type="checkbox"/> No		24. Written Notice of Violation?: <input type="checkbox"/> Yes → <input checked="" type="checkbox"/> No	
25. Previous Wetland Alteration: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		26. Detailed Directions to the Project Site: From Ferry Terminal take left on Island Ave, go 1/4 mi to 90° turn, 8 city view rd (Centennial St is on left 2nd house on left)	
27. TIER 1 <input type="checkbox"/> Title, right or interest documentation <input type="checkbox"/> Topographic Map <input type="checkbox"/> Narrative Project Description <input type="checkbox"/> Plan or Drawing (8 1/2" x 11") <input type="checkbox"/> Photos of Area <input type="checkbox"/> Statement of Avoidance & Minimization <input type="checkbox"/> Statement/Copy of cover letter to MHPC		TIER 2/3 AND INDIVIDUAL PERMITS <input type="checkbox"/> Title, right or interest documentation <input type="checkbox"/> Topographic Map <input type="checkbox"/> Copy of Public Notice/Public Information Meeting Documentation <input type="checkbox"/> Wetlands Delineation Report (Attachment 1) that contains the information listed under Site Conditions <input type="checkbox"/> Alternatives Analysis (Attachment 2) including description of how wetland impacts were Avoided/Minimized <input type="checkbox"/> Erosion Control/Construction Plan <input type="checkbox"/> Functional Assessment (Attachment 3), if required <input type="checkbox"/> Compensation Plan (Attachment 4), if required <input type="checkbox"/> Appendix A and others, if required <input type="checkbox"/> Statement/Copy of cover letter to MHPC <input type="checkbox"/> Description of Previously Mined Peatland, if required	
28. FEES Amount Enclosed: 500			

**CERTIFICATIONS AND SIGNATURES LOCATED ON PAGE 2**

00658  
W-9-04-PIPS

**IMPORTANT: IF THE SIGNATURE BELOW IS NOT THE APPLICANT'S SIGNATURE, ATTACH LETTER OF AGENT AUTHORIZATION SIGNED BY THE APPLICANT.**

By signing below the applicant (or authorized agent), certifies that he or she has read and understood the following :

**DEP SIGNATORY REQUIREMENT**

**PRIVACY ACT STATEMENT**

Authority: 33 USC 401, Section 10; 1413, Section 404. Principal Purpose: These laws require permits authorizing activities in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters. Disclosure: Disclosure of requested information is voluntary. If information is not provided, however, the permit application cannot be processed nor a permit be issued.

**CORPS SIGNATORY REQUIREMENT**

USC Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry shall be fined not more than \$10,000 or imprisoned not more than five years or both. I authorize the Corps to enter the property that is subject to this application, at reasonable hours, including buildings, structures or conveyances on the property, to determine the accuracy of any information provided herein.

**DEP SIGNATORY REQUIREMENT**

"I certify under penalty of law that I have personally examined the information submitted in this document and all attachments thereto and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe the information is true, accurate, and complete. I authorize the Department to enter the property that is the subject of this application, at reasonable hours, including buildings, structures or conveyances on the property, to determine the accuracy of any information provided herein. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Further, I hereby authorize the DEP to send me an electronically signed decision on the license I am applying for with this application by emailing the decision to the address located on the front page of this application (see #4 for the applicant and #8 for the agent)."

*Robert M. May*

Date: 5-16-18

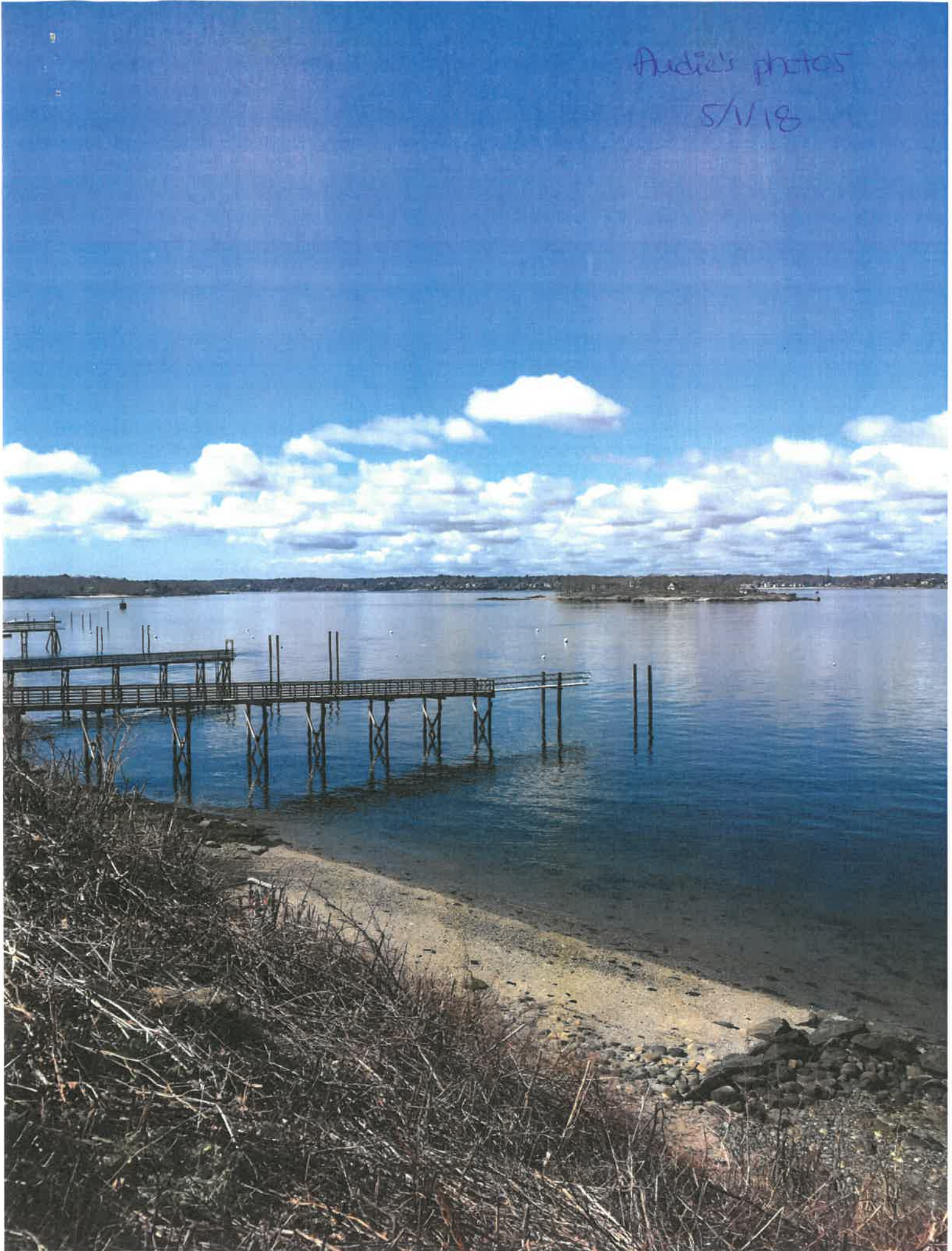
SIGNATURE OF AGENT/APPLICANT

**NOTE: Any changes in activity plans must be submitted to the DEP and the Corps in writing and must be approved by both agencies prior to implementation. Failure to do so may result in enforcement action and/or the removal of the unapproved changes to the activity.**

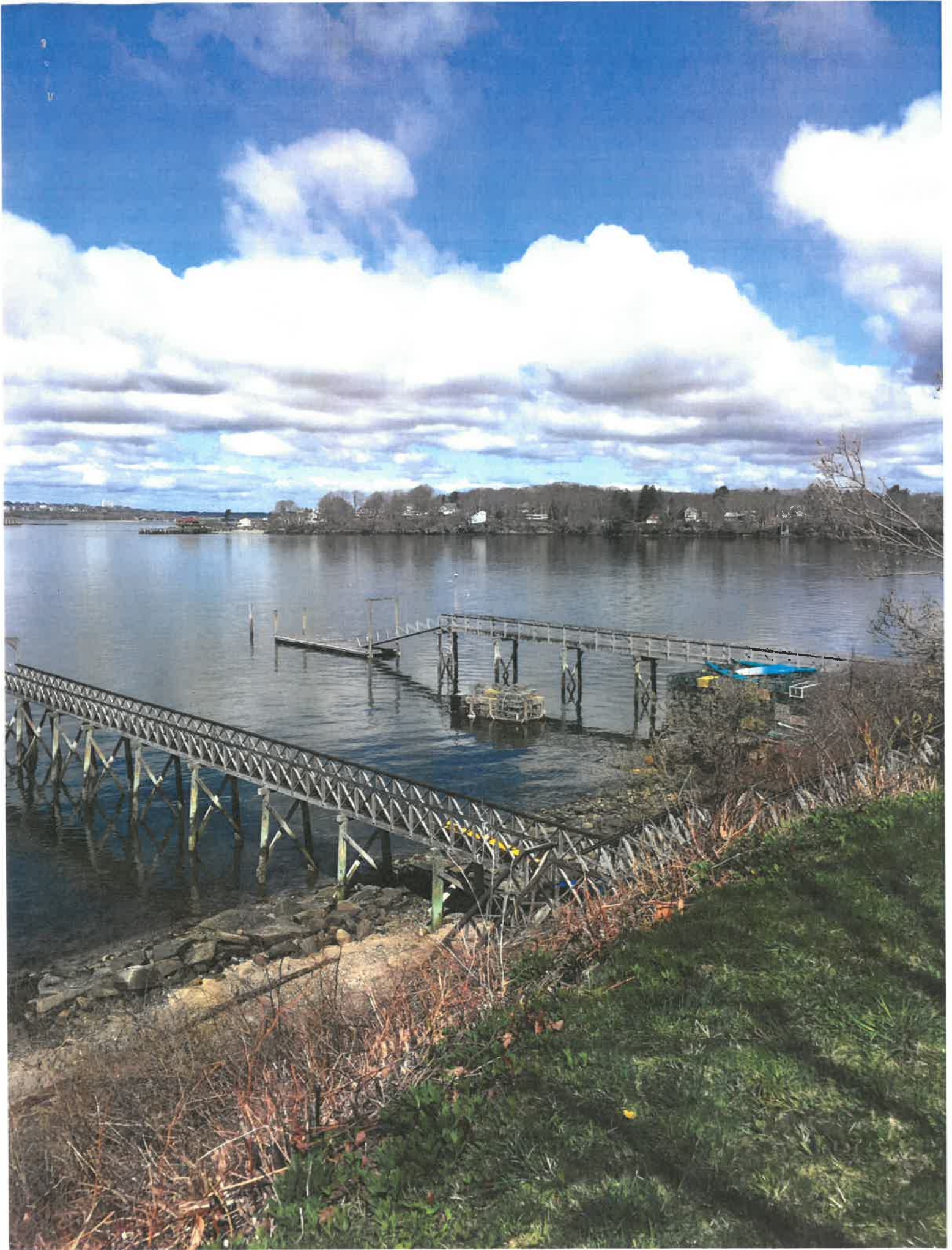
(pink)

RECEIVED DEP-SMRO  
2018 MAY 22 A 11:13

Audie's photos  
5/1/18









## Harris, Jennifer H

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**From:** Bob Morin <crm@tractionaids.com>  
**Sent:** Monday, August 27, 2018 4:07 PM  
**To:** Harris, Jennifer H  
**Subject:** RE: Robert Villforth, Shoreline Stabilization Project, Peaks Island

HI JEN,  
IN RESPONSE TO OUR PHONE CONVERSATION AND YOUR FOLLOW UP E-MAIL MY RESPONSES FOLLOW IN ORDER AS LISTED IN YOUR E-MAIL:

ITEM ONE: YES THE HIGH TIDE MARK IS APPROXIMATELY 3' BELOW THE TRENCH WE DESCRIBED FOR THE RIP RAP.  
ITEM TWO: YES THE SQUARE FOOTAGE AMOUNTS ARE AS LISTED IF NOT LOWER.  
ITEM THREE: YES THE STAIRS WILL RUN IN THE CENTER OF THE LOT NO GREATER THAN 4' IN LENGTH WITH A THREE BY 6' LANDING, THE LANDING MAY NOT BE IN THE CENTER OF THE RUN.  
ITEM FOUR: YES THE ROSA VIRGINIANA WILL BE THE PLANTINGS AS AGREED TO BETWEEN THE LANDOWNER AND AUDI.  
ITEM FIVE: YES NO NEW DRAIN ARE TO BE INSTALLED, THE EXISTING WILL STAY AND WILL PROTRUDE THROUGH THE RIP RAP.

LET ME KNOW IF YOU NEED ANYTHING ELSE, THANK YOU.

BOB MORIN

**From:** Harris, Jennifer H [mailto:Jennifer.H.Harris@maine.gov]  
**Sent:** Monday, August 27, 2018 3:42 PM  
**To:** Bob Morin <crm@tractionaids.com>  
**Subject:** Robert Villforth, Shoreline Stabilization Project, Peaks Island

Hi Bob, this email is to confirm our recent phone conversation. To be clear, please send a response email confirming the following:

1. All work for this project is proposed above the Highest Annual Tide line. Please confirm.
2. Approximately 103 linear feet of riprap will be placed within the upland, adjacent to the HAT line, for a vertical height of 9 feet. This is shown on a set of plans you submitted for Attachments 5 and 6 of the original application materials. The total square footage of area that will be stabilized with riprap comes out to approximately 927 square feet. On Appendix B of the application you state that 1,000 square feet of indirect impacts will occur as a result of the proposed project... so I am assuming approximately 927 square feet is within the ball park of what you proposed in the adjacent upland? Please confirm.
3. You propose a set of stairs over the proposed riprap and down the bank that will be no greater than four feet in width with a landing in the middle that will be three feet wide by six feet long. Please confirm.
4. You state in the application that native plants will be placed two feet on center along the top of the riprap. Audie Arbo, the original project manager, and the landowner discussed these plantings on site and it was agreed that Rosa virginiana (a native sea rose and the only rose the Department encourages to be planted that is salt tolerant) would be the planting used. Please confirm.

5. Audie discussed a French drain with you. You informed me over the phone that one exists on site and runs from the house at the top of the slope to the bottom of the slope. You will riprap over the French drain but ensure that it can still drain appropriately through the riprap. Please confirm.

I will let you know if I have any other questions. I look forward to hearing from you,

Jen Harris

**Jennifer Harris**  
Environmental Specialist in the Bureau of Land Resources  
Maine Department of Environmental Protection  
207-615-2875 (work cell)  
[www.maine.gov/dep](http://www.maine.gov/dep)



Add'l Construction  
plan details

## ATTACHMENT 7

### CONSTRUCTION PLAN

ANTICIPATED START DATE IS OCTOBER FIRST IF THE PERMIT IS APPROVED AND WEATHER PERMITS.

FIRST WE WILL SET UP THE BERM MADE UP OF HAY BALES AND SILT FENCE AT THE HIGH WATER MARK. THE LIMIT OF THE HIGH WATER HAPPENS TO BE AT THE BASE OF THE SLOPE. NO WORK IS ANTICIPATED TO BE BELOW THE HIGH WATER. WE ARE PROPOSING TO ACCESS THE SHORELINE VIA BARGE.

AFTER EROSION AND SEDIMENTATION CONTROLS ARE IN PLACE WE WILL REMOVE ALL SHRUBS AND PLANTS FROM THE AREA TO BE RIP RAPPED. THERE ARE A NUMBER OF INVASIVE SPECIES OF PLANTS, ALDERS, AND OTHER SPECIES OF PLANTS NOT NATIVE TO MAINE.

WE WILL FIRST PROCEED TO HAND EXCAVATE A TRENCH APPROXIMATELY 30" WIDE BY 2' DEEP BY 100' LONG TO PREVENT THE SOIL FROM ESCAPING DURING RAINS OR WATER COMING OVER THE BANK. THIS WILL ALSO PREVENT WAVE ACTION FROM ERODING THE BANK.

A LAYER OF FILTER FABRIC WILL BE PLACED TO LIMIT SOIL MIGRATION FROM THE ERODING BANK, AND VARIABLE SIZED RIP RAP WILL BE INSTALLED AS SHOWN ON ATTACHMENT 6. AFTER SMALLER STONES ARE PLACED WE WILL INSTALL LARGER IRREGULAR, ANGULAR STONES.

ALL NEW CONSTRUCTION ACTIVITIES WILL BE LIMITED TO THE AREA ABOVE THE NORMAL HIGH WATER EXTENDING TO THE TOP OF THE ERODED BANK ONLY. WE ARE PROPOSING TO STABILIZE THE DAMAGED BANK THROUGH THE USE OF MACHINE PLACED LARGE IRREGULAR, ANGULAR RIP RAP.

AFTER RIP RAP IS IN PLACE WE WILL REMOVE THE REMAINING PLANTS AND SHRUBS WITHOUT REMOVING ANY OF THE TOP SOIL FROM THE REMAINDER OF THE SLOPE. THIS WILL AID IN THE RE-VEGETATION OF THE SLOPE WITH NON INVASIVE ROSE BUSHES TYPE AS AGREED TO BY THE OWNER AND THE DEP REPRESENTATIVE.

NEW PLANTS WILL BE PLACED 2' ON CENTER BOTH HORIZONTALLY AND VERTICALLY. THIS WILL GIVR THE PLANTS PLENTY OF ROOM TO GROW WITHOUT BECOMING ROOT BOUND.

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(106)

WARRANTY DEED

123

33335  
**Know all Men by these Presents,**

That I, WENDELL C. LARGE of Peaks Island, in the County of Cumberland and State of Maine,

in consideration of ONE (\$1.00) DOLLAR and other valuable considerations

paid by ROBERT VILLFORTH and NANCY ARNOLD

and whose mailing address is City Point Road, Peaks Island, Maine 04108

the receipt whereof I do hereby acknowledge, do hereby

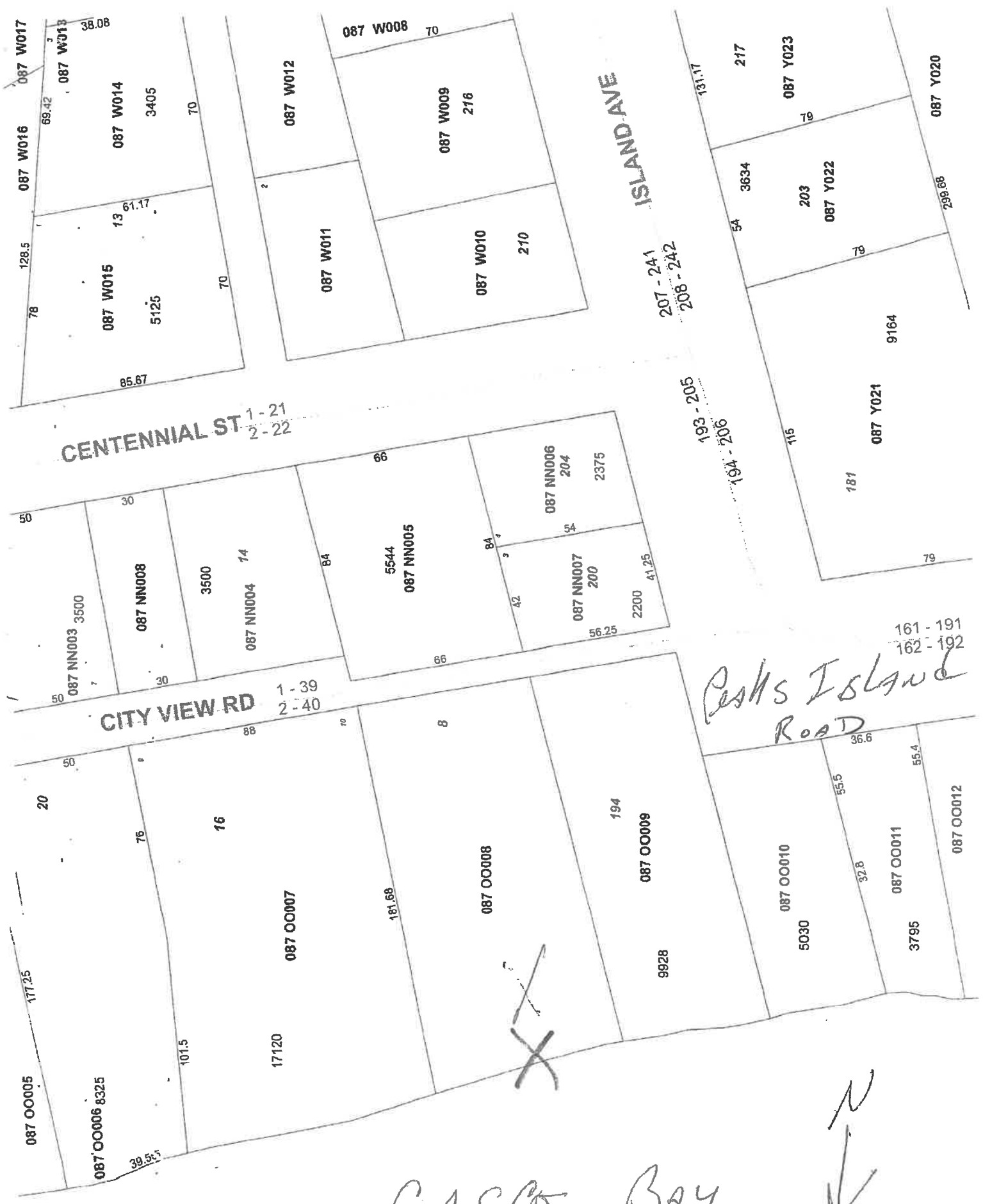
give, grant, bargain, sell and convey unto the said ROBERT VILLFORTH and NANCY ARNOLD, both of Peaks Island, in the County of Cumberland and State of Maine, their heirs and assigns forever,

a certain lot or parcel of land with buildings thereon situated in Portland on Peaks Island, bounded and described as follows, to wit:

BEGINNING at the Southwesterly corner of land owned by the late John Fisher and running South 87° East, by said Fisher land, one hundred and three (103) feet; thence South 5° West, sixty-six (66) feet by a contemplated street; thence North 87° West, by land formerly owned by Samuel Troth, one hundred and three (103) feet to a bank, and from thence by said bank to the first mentioned bound; including the bank to the sea-shore with the flats adjoining, together with the stone wall built thereon.

BEING the same premises conveyed to the Grantor herein by deed from Elwood S. Fraser, Jr., dated July 9, 1980 and recorded in the Cumberland County Registry of Deeds in Book 4627, Page 318.





CENTENNIAL ST  
1-21  
2-22

CITY VIEW RD  
1-39  
2-40

ISLAND AVE

Peshs Island  
ROAD

CASCO BAY



