

A Hearing of the New Hampshire Water Well Board ("Board") was held on November 3, 2015 at 9 a.m., in room 112, 29 Hazen Drive, Concord, NH, 03302.

Present were: Chairman David Hunt

Board Members: Roger Skillings, Kelly Dobrowolski, Steven Garside, Steve Guercia, Rene Pelletier, and Frederick Chormann

NHDES Staff: Richard Schofield, Brandon Kernen, Leah McKenna, Carolyn Guerdet

Douglas Ferguson - Fergusons Well Drilling Administrative Hearing

The Hearing began at 9:03 a.m.

Richard Schofield, Water Well Program Manager for DES, was sworn in by Chairman Hunt. Mr. Schofield then reviewed the exhibits being submitted.

Mr. Ferguson was asked if there were any questions he wanted to ask. He indicated he had no questions for Mr. Schofield at this time.

Mr. Ferguson was asked if he had any comments. He was then sworn in by Chairman Hunt.

Discussion and questioning was held.

The Hearing was ended at 9:54. A break was taken.

Deliberations began at 10:10

The Hearing of record was closed prior to the break. Now in a deliberative session.

- ***Roger Skillings made a motion to suspend Mr. Douglas Ferguson's license #1344 for 3 months based on the report provided today, second by Rene Pelletier. Discussion was held. DES to take care of the logistics. Motion denied unanimously.***
- ***Roger Skillings made a motion to put Mr. Douglas Ferguson's license #1344 on probation for 2 years pending no violations, second by Steven Garside. Motion denied unanimously.***
- ***Steve Guercia made a motion to suspend Mr. Douglas Ferguson's license #1344 until specified requirements are met. Requirements are: either the current responsible individual or a new potential qualified individual with the company takes and passes both tests - the general test and the cable tool test, and the 9 wells that have structural deficiencies be addressed and Ferguson is on probation for 3 years. The board will send a letter to the owners identified in the report today. If the well owner requests that the well be brought up to code Ferguson will do it at no expense to the home owner, seconded by Rene Pelletier. Discussion was held. Vote Ayes – 4, Nay – 2. Motion passed.***

The licensee may appeal this decision within 30 days from the date of the Decision and Order.

Consensus will be reached by contacting each board member individually.

Deliberations ended at 12:27 p.m.