



State of New Hampshire
WATER WELL BOARD



David R. Hunt, *Water Well Contractor, Chairman*
Peter W. Caswell, C.W.D. - P.I., *Water Well Contractor*
Kelly M. Dobrowolski, *Pump Installer*
Richard P. Schofield, P.G., *Staff*

Steven Garside, *Technical Driller*
Rene Pelletier, P.G., *Dept. of Environmental Services*
Frederick H. Chormann, Jr., P.G., *State Geologist*
Steve Guercia, *Certified Operator, Public Member*

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NH WATER WELL BOARD MINUTES

December 22, 2016

A meeting of the New Hampshire Water Well Board ("Board") was held on December 22, 2016, in the Department of Environmental Services Building in rooms 112 and 113, 29 Hazen Drive, Concord, NH 03301.

Present were: David Hunt, Chairman
Rene Pelletier, Secretary
Board Members: Peter Caswell, Kelly Dobrowolski, Frederick Chormann, and Steve Garside
NHDES Staff: Richard Schofield

Mr. Hunt brought the meeting to order at 9:35 A.M.

Approval of Minutes

Upon motion by Mr. Garside, and seconded by Ms. Dobrowolski, the Board voted to approve the Minutes of the August 23, 2016 meeting as written.

At the request of the Board Mr. Schofield provided an update on the status of Lucy Faxon's new business following the public hearing on September 29, 2016. Upon motion by Mr. Garside, and seconded by Ms. Dobrowolski, the Board voted to approve the Minutes of the September 29, 2016 meeting as written.

Licensing

License Applicants

The Board considered an application from Curtis King for a pump installer license working as an employee of F.X. Lyons, Inc. Upon motion by Mr. Chormann, and seconded by Mr. Garside, the Board voted unanimously to approve the application.

Renewal of Non-registered Entities-RSA 349

The Board considered whether an RSA 482-B license issued to a business entity should be renewed annually if the business failed to register with the NH Department of State as a business, or if the business did not register for the current year. Following discussion, the Board decided to refer this matter to the Board's legal counsel.

Well Completion Reports

Probation Report

The Board reviewed the probation report provided by staff for well completion reports received by the four licensees on probation. The report included wells constructed from July 1 to September 30, 2016.

Mr. Schofield informed the Board that Sargent Artesian Wells had filed some additional reports following the October 10, 2016 deadline, along with a letter of explanation. The letter explained that the additional reports got misfiled during an office move in August, and were recently found. Their spreadsheet indicated the reports were mailed to the Board on August 29, 2016, and they thought all the reports had been submitted. They were confident that going forward Sargent Artesian Wells will have no issues filing all well completion reports in a timely manner.

The Board accepted the explanation and well completion reports, and agreed that no disciplinary action was necessary. Additional violations of the reporting requirement during the probationary period would not be acceptable.

Administrative Rules

The Board reviewed its response to the conditional approval granted by the Joint Legislative Committee on Administrative Rules (JLCAR) at its meeting on November 17, 2016 for final proposal 2016-93. Board member Kelly Dobrowolski, who had attended the JLCAR meeting, expressed concern about changes being made to We 602.25(e) and We 602.28(c), which apply to gravel well construction, and set a standard for "a volume of clear water to meet the demands of the household which the well serves". The Board agreed to discuss the two rules further at the next meeting to consider repealing or amending them.

Upon motion by Mr. Pelletier, and seconded by Mr. Chormann, the Board voted by majority to accept the conditional approval response for final proposal 2016-93. Ms. Dobrowolski voted in opposition.

Upon motion by Mr. Pelletier, and seconded by Mr. Garside, the Board voted by majority to approve adoption of the final proposal 2016-93, as approved by the JLCAR, with an effective date not to exceed 60 days following adoption. Ms. Dobrowolski voted in opposition.

Upon motion by Mr. Garside, and seconded by Ms. Dobrowolski, the Board voted unanimously to accept the final proposal 2016-92, Chapter We 100 rules.

Historical Summary of Rulings and Policies

Mr. Schofield reviewed with the Membership a historical summary of Procedures, Policies, and Rulings of the Board dating back to the early years of the program. The Board had previously requested staff to review this document for the benefit of the new members.

DES Enforcement Report

Mr. Schofield presented a report, prepared by Leah McKenna, for the Board of enforcement actions initiated by DES for violations of RSA 482-B and the rules of the Board, We 100 - 1000. The report included a general overview of the violations, DES actions, and current status of specific cases handled mostly over the last two years.

New Business**Observation Wells for UST's**

The Board considered whether an RSA 482-B license was required for the installation of so called, "observation" wells installed during the installation of gasoline underground storage tanks. The wells are typically installed by the general contractor installing the tank, and are placed in the open excavation next to the tank. The "observation" wells intended use is to identify any leaks in a timely manner.

The Board agreed that a water well contractor – Technical license was not required for "observation" wells installed in the excavation of an underground storage tank.

Town of Barrington Re. We 702.04 (b)(3)

Mr. Schofield reported that the Town of Barrington, building inspector, had notified him and Clearwater Artesian Well Company that the Town will not accept polyethylene pipe to be used as electrical conduit from the wellhead to the building for TW pump wire. Polyethylene pipe may be used if UF cable is installed from the wellhead to the building. Otherwise, gray electrical conduit must be used in accordance with the National Electrical Code as adopted by the state building code review board.

The Chairman suggested that the Board hold an election for officers at the next meeting.

The meeting was adjourned.

Rene Pelletier
Water Well Board Secretary

