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beck albright <lamoineceo@gmail.com>

Findings - Conclusion - Moldawer v CEO

Town of Lamoine <town@lamoine-me.gov> Thu, Oct 31, 2019 at 11:41 AM
Reply-To: town@lamoine-me.gov
To: Brett Jones <brett@5foot2.com>, "Griff Fenton (home)" <grifff44@aol.com>, "H. Griff Fenton" <griff.fenton@yahoo.com>, Jay Fowler <jayafowler65@gmail.com>, Karen Hood <Hoodsie63@gmail.com>, Larissa Thomas <lthomasme@gmail.com>, Michael Jordan <mrmike6996@gmail.com>, Rebecca CEO <lamoineceo@gmail.com>, Stu & Bonnie Marckoon <marckoon@roadrunner.com>, VanAmringe@aol.com

Dear Appeals Board,

I met with Chairman Fenton this morning and he asked if I would draft up a findings / conclusion document in regard to the recently concluded Moldawer case. I have attached my attempt at this as a starting point. As noted yesterday, prompt notification is required to the parties.

Please look over the document, reply with suggested edits back to the town office to avoid e-mail meetings that violate the FOAA. I will not be offended by any suggested changes!

On behalf of the Selectmen (and the entire town), thank you for the attention that you have devoted to this matter. It has not been an easy case.

Stu Marckoon, Adm. Asst. to the Selectmen

Draftfindings102919.pdf
134K

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Findings - Conclusion - Moldawer v CEO

Larissa Thomas <lthomasme@gmail.com> Thu, Oct 31, 2019 at 12:29 PM
To: Stu Marckoon <town@lamoine-me.gov>
Cc: Brett Jones <brett@5foot2.com>, "Griff Fenton (home)" <grifff44@aol.com>, "H. Griff Fenton" <griff.fenton@yahoo.com>, Jay Fowler <jayafowler65@gmail.com>, Karen Hood <Hoodsie63@gmail.com>, Michael Jordan <mrmike6996@gmail.com>, Rebecca CEO <lamoineceo@gmail.com>, Stu & Bonnie Marckoon <marckoon@roadrunner.com>, Jon VanAmringe <VanAmringe@aol.com>

Thank you for preparing this document, Stu.
My only recommended edits are in
Finding of Fact #8: please change "CEO's" to "CEO" and "finish" to "final."

Larissa Thomas
Lamoine Board of Appeals
lthomasme@gmail.com
c: 678.662.4108
h: 207.667.8155

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beck albright <lamoineceo@gmail.com>

Findings - Conclusion - Moldawer v CEO

Brett Jones <brett@5foot2.com> Thu, Oct 31, 2019 at 1:39 PM
To: town@lamoine-me.gov, "Griff Fenton (home)" <grifff44@aol.com>, "H. Griff Fenton" <griff.fenton@yahoo.com>, Jay Fowler <jayafowler65@gmail.com>, Karen Hood <Hoodsie63@gmail.com>, Larissa Thomas <lthomasme@gmail.com>, Michael Jordan <mrmike6996@gmail.com>, Rebecca CEO <lamoineceo@gmail.com>, Stu & Bonnie Marckoon <marckoon@roadrunner.com>, VanAmringe@aol.com

Note to all: I just spoke with Stu regarding this draft. I mentioned that my understanding is that we remanded this issue back to the CEO without any direction on next steps or actions. The boards determination was that the measurements were performed incorrectly, in that they did not take into consideration the original grade. The attorney specifically advised that we do not provide direction to the CEO.

I think Stu is presently waiting on the specific motion language from the attorney.
[Quoted text hidden]
--
Brett Jones

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beck albright <lamoineceo@gmail.com>

Findings - Conclusion - Moldawer v CEO

JON E. VAN AMRINGE <vanamringe@aol.com> Thu, Oct 31, 2019 at 2:32 PM
To: Stu Marckoon <town@lamoine-me.gov>
Cc: "grifff44@aol.com" <grifff44@aol.com>, "griff.fenton@yahoo.com" <griff.fenton@yahoo.com>, Jay Fowler <jayafowler65@gmail.com>, Karen Hood <Hoodsie63@gmail.com>, Brett Jones <brett@5foot2.com>, Larissa Thomas <lthomasme@gmail.com>, Mike Jordan <mrmike6996@gmail.com>, Rebecca CEO <lamoineceo@gmail.com>, Stu Marckoon <marckoon@roadrunner.com>

Stu …

My thanks as well for your efforts. I concur with Larissa's changes. Attorney Collier however did suggest a second motion directing the CEO to remeasure the building in accordance with the findings of the BofA. I made this motion, 2nd by Fowler. Vote was 4-0 with Fenton abstaining. Atty Collier or Secty Jordan should have the specific language of this second motion. Otherwise there was no direction to the CEO.

On 6 SEP, Atty. Collier indicated a change of address:

Email: james@collierfahey.com
Mailing Address: P.O. Box 171, Bar Harbor, ME 04609
Office Location: 315 Main St., Unit #1, Bar Harbor, ME 04609
Telephone Number: (207) 376-9121

Thanks in advance.

Regards,

jon
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Gmail

beck albright <lamoineceo@gmail.com>

Findings - Conclusion - Moldawer v CEO

Michael Jordan <mrmike6996@gmail.com> Thu, Oct 31, 2019 at 3:14 PM
To: "JON E. VAN AMRINGE" <vanamringe@aol.com>
Cc: Stu Marckoon <town@lamoine-me.gov>, "grifff44@aol.com" <grifff44@aol.com>, "griff.fenton@yahoo.com" <griff.fenton@yahoo.com>, Jay Fowler <jayafowler65@gmail.com>, Karen Hood <Hoodsie63@gmail.com>, Brett Jones <brett@5foot2.com>, Larissa Thomas <lthomasme@gmail.com>, Rebecca CEO <lamoineceo@gmail.com>, Stu Marckoon <marckoon@roadrunner.com>

Hi all

Attached is the minutes of the 10-29-2019 meeting

Mike
[Quoted text hidden]

BOA Minutes 10-29-2019.docx
19K

Gmail

beck albright <lamoineceo@gmail.com>

Findings - Conclusion - Moldawer v CEO

JON E. VAN AMRINGE <vanamringe@aol.com> Thu, Oct 31, 2019 at 5:36 PM
To: Mike Jordan <mrmike6996@gmail.com>
Cc: Stu Marckoon <town@lamoine-me.gov>, "grifff44@aol.com" <grifff44@aol.com>, "griff.fenton@yahoo.com" <griff.fenton@yahoo.com>, Jay Fowler <jayafowler65@gmail.com>, Karen Hood <Hoodsie63@gmail.com>, Brett Jones <brett@5foot2.com>, Larissa Thomas <lthomasme@gmail.com>, Rebecca CEO <lamoineceo@gmail.com>, Stu Marckoon <marckoon@roadrunner.com>

Mike …

Thanks for the Draft Minutes and clarification.

Following is the second motion as approved:

> Jon made the motion "I move to remand this matter to the CEO for reconsideration." Jay second Vote 4-0-1 (Griff abstained)

With this information, my recollection seems to agree with that of Brett — "reconsideration" not "remeasurement"

Thanks to all …

Regards,

jon

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<BOA Minutes 10-29-2019.docx>

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beck albright <lamoineceo@gmail.com>

Findings - Conclusion - Moldawer v CEO

beck albright <lamoineceo@gmail.com> Tue, Nov 12, 2019 at 11:10 AM
To: Thomas True <tnt1pe@gmail.com>

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