

August 31, 2020

Jon VanAmringe, Chair Pro Tem
Board of Appeals
Town of Lamoine
Lamoine, Maine 04605

Re: Moldawer v. CEO

To the Chair and Members of the Board of Appeals:

The purpose of my letter is to let you know that my wife and I will be out of town September 1 through September 21. My wife has medical appointments at John Hopkins University Hospital during this period. I have not received any notification of a next meeting or hearing but wanted to be sure that the Board did not go to a great deal of trouble to set a date sooner than September 21. Thank you.

I have refrained from responding to the CEO's last disingenuous, plaintiff justification for ignoring the Board of Appeals in this matter because it's more of the same and simply ignores the law and the Board. By ignoring the ruling of the Board of Appeals, she is showing her contempt for its authority and disrespect for the laws that govern building and land use in Lamoine. The Maine Supreme Court has ruled numerous times that CEOs do not make the law and they are not free to make "deals" with property owners in derogation of it.

The CEO laments what she says is all of the hate and contentiousness in the neighborhood. I know of no hate expressed by anyone in Marlboro. It is the Trues—and CEO—who have acted with outright spite, going after neighbors who have objected to the True house with concocted baseless claims of code violations by those neighbors. Further, I am not aware that when the CEO first met the Trues there was an already "existing contentious situation in the neighborhood."¹ I did not raise a question about the height of the True house until after the house had gone up, and the house had gone up (in the dead of winter) before the CEO even knew a foundation had gone in. The CEO is continuing a pattern of re-inventing the history of this entire matter.

"Doing her job" means respecting the law and the legal process the Town has for reviewing the CEO's actions. From the start, and to this day, the height of the True house to average original grade can be easily measured at a fraction of what this dispute has cost the parties and Town. To claim otherwise is disingenuous. If this is the attitude toward the law the Town can expect from its CEO in the future, the Town should be looking for a new CEO.

Respectfully submitted,



Alan Moldawer
15 Brown Lane
Lamoine, Maine 04605

¹ If the CEO was aware of a contentious situation in the neighborhood at the time of permitting and knew that questions might be raised about compliance with the BLUO, which she now apparently alleges, she did an incredibly poor job of reading the BLUO or seeking competent advice on its plain meaning. And the permit file was a complete mess before the last hearings, hardly an example of thoroughness. . In the first year of employment under this Agreement, there shall be no bonus awarded the Employee.