

**UPSTREAM WATCH MOTION (3-1-21) TO AUGMENT RECORD, OR,
IN THE ALTERNATIVE, REMAND TO THE BELFAST PLANNING BOARD
FOR FURTHER PROCEEDING
SUBMISSIONS ON CONCERNS RELATED TO USE OF PUBLIC WATER**

Responses in Red Font prepared by Wayne Marshall on 3-1-21 in response to a request from Attorney Tourangeau to identify documents that were or were not presented to the Planning Board during the Planning Board's review of the Nordic permit applications.

Upstream Watch has submitted 15 documents regarding this Motion:

- D1 - Motion from Upstream Watch (3-1-21) requesting the ZBA to Augment the Record or to Remand to the Planning Board certain concerns regarding Nordic's use of water from the Belfast Water District. - 12 pages. **This is the remand request to the ZBA, thus, it is a new document.**
- D2 - Appendix A. Upstream Watch prepared record of selected discussion at the January 8, 2019, February 5, 2019, May 13, 2019, July 8, 2019 and July 15, 2019 Planning Board meetings. - 2 pages **These records of Planning Board meetings prepared by Upstream Watch were never submitted during the Planning Board review process.**
- D3 - Appendix B. Selected page from a report prepared by A.E. Hodson Engineers. Report for Belfast Water District. - 1 page **The complete A.E. Hodson report was presented to the Board by Nordic in its original Site Plan application; reference Attachment 10.**
- D4 - Appendix C. Pump Test and Delineation Plan Guidance for New Well Sources for Large Community Water Systems. - 5 pages **This information was not presented to the Planning Board.**
- D5 - Appendix D. Map of Swanville Landfill & Transfer Station in relation to well sources on the Goose River. Map is from a State website, however, the source of the map is not specifically identified. - 1 page **This specific map was not presented to the Planning Board by any party.**
- D6 - Appendix E. Swanville Landfill EM Survey prepared by CES. The specific date and source of this information is not identified. - 3 pages. **To the best of my knowledge, no specific information from this CES Study was ever provided to the Planning Board.**
- D7 - Appendix F. Letter dated March 29, 1994 from Ronald Howes, C.G., Project Manager to Charles Mikovich, First Selectmen, Town of Swanville. - 2 pages. **This letter was not provided to the Planning Board.**
- D8 - Note. There is no document D8.
- D9 - Appendix G. Aerial Photo that identifies the location of the Swanville Landfill and Transfer Station in relation to the Talbot Well. No source information provided for this

- aerial photo. - 1 page. The Code and Planning Department prepared a map very similar to this aerial photo to depict similar information and provided such to the Planning Board at its December 9, 2020 meeting, however, this specific aerial photo was not provided to the Planning Board.
- D10 - Appendix H. Document entitled: 'Maine Public Drinking Water Program, Source Water Assessment Program' developed by the Maine Dept of Human Services, January 2000. - 52 pages. This information was not provided to the Planning Board.
- D11 - Appendix I. Excerpt from City Code of Ordinances, Chapter 90, Site Plan. - 1 page. This information was considered by the Planning Board in issuing its Findings of Fact on the Site Plan Permit issued to Nordic.
- D12 - Appendix J. Belfast Water District Public Statement to its Customers and the City of Belfast regarding the sale of Belfast Water District property to Nordic Aquafarms (10-26-18 Statement) - 3 pages. This information is in the original Nordic Site Plan Permit application to the Planning Board; reference Attachment 10.
- D13 - Appendix K. Upstream Watch prepared record of Planning Board meetings that Upstream states occurred between January and December 2020 regarding Groundwater concerns and concerns associated with operation of the Talbot Well. (Note 1 - highlighting used by Upstream Watch on the document may make some of the document difficult to read; and Note 2 - the dates of the specific meetings are not identified) - 9 pages. These records of Planning Board meetings prepared by Upstream Watch were never submitted during the Planning Board review process.
- D14 - Appendix L. Report dated October 24, 2019 from the County Governor of Oslo and Viken regarding the operations at the Fredrikstad Seafood facility - 5 pages. This information was submitted as public testimony during one of the Planning Board public hearings.
- D15 - Appendix M. Article entitled: "You can buy a land-based facility, but it will fail tomorrow if you do not have the right people" written by Steve Olsen that was published on March 3, 2020 in an unidentified publication. - 4 pages. I have not researched the record in depth to determine if this article was submitted as public testimony, but this article was published following the Board's last public hearing on the Nordic's Preliminary Site Plan application (January - February 2020), and, it was not submitted during the public hearing on the Final Site Plan application (October 6-7, 2020), thus, I do not believe that it was submitted to the Board.
- D16 - Appendix N. Article entitled: "7 million share issued raised, Fredrikstad Seafoods celebrates first harvest for land-based salmon" written by Steve Olsen that was published on April 20, 2020 in an unidentified publication. - 2 pages. I have not researched the record in depth to determine if this article was submitted as public testimony, but this article was published following the Board's last public hearing on the Nordic's Preliminary Site Plan application (January - February 2020), and, it was not submitted

during the public hearing on the Final Site Plan application (October 6-7, 2020), thus, I do not believe that it was submitted to the Board.