

1. Which Waterfront Park permit appeals are currently active?

Town of Boothbay Harbor:

The Park and Marina building permit was issued on November 11 2021 and appealed by an abutter on December 16 2021.

On January 13, 2022, the Boothbay Harbor Board of Appeals remanded the issue back to the Boothbay Harbor Planning Board for further examination. On November 9 2022 the planning Board re-affirmed its original findings (almost a year to the date after the permit's original issuance). On January 31 2023 the Board of Appeals will again review the matter.

Lincoln County Superior Court:

On September 8, 2021, the Planning Board unanimously approved a minor amendment to the Park site plan regarding the children's splashpad. Waterfront Preservation had added a handicap access dry zone around the "wet pad" in order to comply with ADA recommendations. The wet pad was moved further from the water in order to keep the entire structure behind the required 75-foot setback from the water. Granite seating was also added behind the required setback.

The amendment was appealed by our abutter on October 5 2021. The Boothbay Harbor Board of Appeals denied the appeal but the amendment was appealed again in Lincoln County Superior Court. After several procedural delays, the issue continues to await resolution in Superior Court.