DEBORAH McCARTHY et al.

v.

TOWN OF BOWDOIN et al.

Submitted on Briefs July 21, 2010
Decided July 22, 2010

Panel: SAUFLEY, C.J., and ALEXANDER, SILVER, MEAD, GORMAN and JABAR, JJ.

MEMORANDUM OF DECISION

Deborah McCarthy and Gwendolyn D. Thomas (the homeowners) appeal from a judgment entered in the Superior Court (Sagadahoc County, *Horton, J.*), affirming the decision of the Town of Bowdoin's Planning Board (the Board). Following a remand from the Superior Court, the Board made additional factual findings regarding the subdivision proposed by Rising Tide Industries, LLC (Rising Tide). Contrary to the homeowners' contentions, the Board's findings regarding (1) Wagg Road's use and maintenance; (2) the proposed roads' compliance with the Town's Road Design Standards and 30-A M.R.S. § 4404(5) (2009); (3) Rising Tide's location map's satisfaction of the Town's Regulations Governing the Review of Subdivision Applications § III(E)(1) (Regulations); (4) Rising Tide's soil survey's satisfaction of Regulations § III(E)(2)(*l*); and (5) the proposed subdivision's compliance with 30-A M.R.S. § 4404(17)-(20) were supported by substantial evidence in the record. *See Gensheimer v. Town of Phippsburg*, 2005 ME 22, ¶ 16, 868 A.2d 161, 166; *see also Toomey v. Town of Frye Island*, 2008 ME 44, ¶ 12, 943 A.2d 563, 566 ("That inconsistent conclusions can be drawn from evidence does not mean that a finding is not supported by substantial evidence."). The homeowners' other arguments are unpersuasive and are not discussed further.

The entry is:

Judgment affirmed.

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The Town of Bowdoin did not file a brief.