

^Suggested language for RSA 483-B:6 Prior Approval; Permits

(Added language is underlined. Deleted language is struck through.)

- I. No person shall commence any of the following activities within the protected shoreland without prior written approval from the department:
 - (a) Construction of any structure on a nonconforming lot of record as provided in RSA 483-B:10;
 - (b) Redevelopment of any site that contains nonconforming structures as provided in RSA 483-B:11, II;
 - (c) In a municipality that has no applicable zoning requirements, commencement of any construction; or
 - (d) Commencement of any construction that would require a variance of this Act under RSA 483-B:9, V(g).

- II. In addition, w ~~Within~~ the protected shoreland, any person intending to:
 - (a) Engage in any earth excavation activity shall obtain all necessary local approvals in compliance with RSA 155-E.
 - (b) Construct a water-dependent structure, alter the bank, or construct or replenish a beach shall obtain approval and all necessary permits pursuant to RSA 482-A.
 - (c) Install a septic system as described in RSA 483-B:9, V(b)(1)-(3) shall obtain all permits pursuant to RSA 485-A:29 .
 - (d) Conduct an activity resulting in a contiguous disturbed area exceeding 50,000 square feet shall obtain a permit pursuant to RSA 485-A:17.
 - (e) Subdivide land as described in RSA 483-B:9, V(d) and (e) shall obtain approval pursuant to RSA 485-A:29.
 - (f) Conduct an activity regulated under a local zoning ordinance shall obtain all necessary local approvals.
 - (g) Remove any trees other than those described in RSA 483-B:9 V (a) (2) (D) shall file a Permit by Notification with the local governing body.

- III. In applying for these approvals and permits, such persons shall demonstrate to the satisfaction of the department or municipality that the proposal meets or exceeds the development standards of this chapter. The department shall develop minimum standards for information to be required on or with all applications under this section. The department or municipality shall grant, deny, or attach reasonable conditions to a permit under paragraph I or a permit listed in subparagraphs II(a)-(e g), to protect the public waters or the public health, safety or welfare. Such conditions shall be related to the purposes of this chapter.

- IV. No variance, permit or approval issued by a municipality shall authorize any violation of this Act. Authority to issue variances and waivers of this Act shall rest solely with the Department.