

Wetlands Bureau Decision Report

Decisions Taken
10/02/2006 to 10/08/2006

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 20 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to Brian Fowler, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

**2006-00445 PATRICIA DRIVE ASSOCIATION, C/O ROBERT ERICKSON
MEREDITH Lake Winnepesaukee**

Requested Action:

Reconfigure an existing 10 slip permanent docking facility to consist of a and relocate existing 50 sq ft rock navigational hazard easterly 4 ft on 291 ft of frontage in Meredith on Lake Winnepesaukee.

APPROVE PERMIT:

Reconfigure an existing 10 slip permanent docking facility and relocate existing 50 sq ft rock navigational hazard easterly 4 ft on 291 ft of frontage in Meredith on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with revised plans by Winnepesaukee Marine Construction as received by the Department on October 2, 2006.
2. This permit shall not be effective until it has been recorded with the appropriate County Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
5. These shall be the only structures on this water frontage.
6. Indicated rock to be moved shall not move any further lakeward than as indicated on the plans.
7. Only one rock shall be moved.
8. Reconfiguration shall not provide more than 10 slips.
9. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
10. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(d) construction or modification of a major docking system.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. Field inspection by NH DES staff on October 5, 2006 found that the plans accurately depict the site conditions.
6. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of this wetland ecosystem.

**2006-01506 VINTAGE TRUST, C/O ENTHUSIASTS INC
MOULTONBOROUGH Lake Winnepesaukee**

Requested Action:

Construct 235 linear ft of wood walkway over an existing concrete walkway, install a 14 ft x 35 ft seasonal canopy over a slip provided by an existing "F" shaped docking structure, remove an existing 6 ft x 30 ft seasonal pier and construct two 6 ft x 30 ft

piling piers and a 4 ft x 30 ft piling pier connected by a 6 ft x 50 ft piling pier in an "E" configuration and drive two 3 pile ice clusters and a install two personal watercraft lifts on an average of 1,647 of frontage along Lake Winnepesaukee on Long Point, Moultonborough.

APPROVE PERMIT:

Construct 235 linear ft of wood walkway over an existing concrete walkway, install a 14 ft x 35 ft seasonal canopy over a slip provided by an existing "F" shaped docking structure, remove an existing 6 ft x 30 ft seasonal pier and construct two 6 ft x 30 ft piling piers and a 4 ft x 30 ft piling pier connected by a 6 ft x 50 ft piling pier in an "E" configuration and drive two 3 pile ice clusters and a install two personal watercraft lifts on an average of 1,647 of frontage along Lake Winnepesaukee on Long Point, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction dated May 24, 2006, as received by the Department on June 19, 2006.
2. This permit shall not be effective until it has been recorded with the Carroll County Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. The 235 ft wood walkway shall maintain the size, location and configuration of the existing concrete walkway.
4. No work is authorized to the existing 32 ft 6 in x 45 ft dug-in boathouse an "F" shaped crib dock on the frontage.
5. These shall be the only structures on this water frontage and all portions of the docking structures shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
6. No portion of the pier shall extend more than 50 feet from the shoreline at full lake elevation.
7. Unnecessary removal of vegetation within the shoreland during construction shall be prohibited.
8. Applicant for a shoreline structure defined as a major project shall file a restrictive covenant in the appropriate registry of deeds dedicating the shoreline frontage to those structures.
9. Support pilings shall be spaced a minimum of 12 ft apart as measured center to center.
10. This permit does not allow for beach replenishment
11. Canopies shall be of seasonal construction type with a flexible fabric cover which shall be removed for the non-boating season.
12. The proposed 35 ft long canopy shall be reduced to the standard length of 30 ft prior to the approval of any additional canopy on the frontage.
13. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(d), construction of a docking facility providing more than 5 slips.
2. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
3. The applicant has an average of 1,647 feet of frontage along Lake Winnepesaukee.
4. A maximum of 22 slips may be permitted on this frontage per Rule Env-Wt 402.12, Frontage Over 75'.
5. The existing and proposed docking facility will provide 10 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.12.
6. Public hearing is waived based on field inspection, by NH DES staff, on December 3, 2006, with the finding that the project impacts will not significantly impair the resources of Lake Winnepesaukee.
7. The proposed dock location is exposed to sufficient fetch to meet the requirements of Rule Env-Wt 402.05.
8. The proposed 35 ft long canopy shall be reduced to the standard length of 30 ft prior to the approval of any additional canopy on the frontage.

-Send to Governor and Executive Council-

**2006-02235 SKIFFINGTON HOMES, JOSEPH SKIFFINGTON
GILFORD Lake Winnepesaukee**

Requested Action:

Repair an existing 44 ft breakwater with a 6 ft gap at the shoreline and replace two piles supporting an existing 7 ft x 47 ft pier connected to a 7 ft x 47 ft piling pier by a 12 ft x 15 ft walkway in a "U" configuration, and install a permanent, piling supported boatlift in the center slip of an existing "U" shaped docking facility on Lake Winnepesaukee, Gilford.

Conservation Commission/Staff Comments:

Con Com signed Exp application

NH Fish and Game request no tree removal on the frontage to protect Eagle habitat.

APPROVE PERMIT:

Repair an existing 44 ft breakwater with a 6 ft gap at the shoreline and replace two piles supporting an existing 7 ft x 47 ft pier connected to a 7 ft x 47 ft piling pier by a 12 ft x 15 ft walkway in a "U" configuration, and install a permanent, piling supported boatlift in the center slip of an existing "U" shaped docking facility on Lake Winnepesaukee, Gilford.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction dated August 14, 2006, as received by the Department on August 31, 2006.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.
7. Repair shall maintain existing size, location and configuration.
8. This permit does not allow for maintenance dredging.
9. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.
10. This permit does not allow for any tree removal on the frontage.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a major project per Rule Env-Wt 303.02(d), modification of a dock adjacent to a breakwater.
2. The applicant has an average of 155 feet of shoreline frontage along Lake Winnepesaukee.
3. A maximum of 3 slips may be permitted on this frontage per Rule Env-Wt 402.12 Frontage Over 75'.
4. The proposed docking facility will provide 3 slips as defined per Rule Env-Wt 101.09 Boat slip, and therefore meets Rule Env-Wt 402.12.
5. Public hearing is waived based on field inspection, by NH DES staff, on October 05, 2006, with the finding that the project impacts will not significantly impair the resources of Lake Winnepesaukee.
6. NH NHI and NH Fish and Game will not be submitting comments.

-Send to Governor and Executive Council-

MINOR IMPACT PROJECT

**2004-01989 WASHINGTON LAKE ASSOCIATION
WASHINGTON Island Pond**

Requested Action:

Fill 400 square feet in the bed of Island Pond to place rip-rap along approximately 90 linear feet of the lakeward side of the Island Pond Dam to protect the existing concrete retaining walls from further degradation by wave and ice action.

APPROVE PERMIT:

Fill 400 square feet in the bed of Island Pond to place rip-rap along approximately 90 linear feet of the lakeward side of the Island Pond Dam to protect the existing concrete retaining walls from further degradation by wave and ice action.

With Conditions:

1. All work shall be in accordance with plans by Washington Lake Association (WLA) dated December 10, 2005, as received by the DES Wetlands Bureau on January 26, 2006.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. This permit is contingent on approval by the DES Dam Bureau.
4. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
5. All work shall be done during drawdown.
6. The drawdown of the pond shall be in accordance with RSA 482:13.
7. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
8. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation.
9. Temporary cofferdams shall be entirely removed immediately following construction.
10. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Dredged material shall be dewatered in sedimentation basins located outside of the jurisdiction of the DES Wetlands Bureau. The dewatering area shall be lined with siltation and erosion controls to prevent runoff from entering jurisdictional areas.
12. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
13. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
14. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized.
15. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
16. Erosion control structures must be removed once the area is stabilized.
17. Construction shall be inspected by a qualified wetland scientist, erosion control specialist, or professional engineer to ensure that appropriate protective measures are properly implemented, including those outlined in the plans and documents supporting this permit application and the conditions of this authorization.
18. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
19. Areas of temporary impact shall be restored to their original grades and to a stable condition within three days of completion of construction.
20. Extreme caution should to be taken to limit unnecessary removal of vegetation from riparian areas.
21. Areas from which vegetation has been cleared shall be replanted with similar native (noninvasive) species.
22. Restoration shall not be considered successful if sites are newly invaded by nuisance species such as common reed or purple loosestrife during the first full growing season following project completion. The applicant shall work with the DES Wetlands Bureau to attempt to eradicate nuisance species newly found during this same period.
23. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering or working near

surface waters or wetlands.

24. Faulty equipment shall be repaired prior to entering or working near jurisdictional areas.
25. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
26. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(k), projects that disturb between 50 and 200 linear feet, measured along the shoreline, of a lake or pond or its bank and do not meet the criteria of Env-Wt 303.02.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the DES Wetlands Bureau's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has stated and demonstrated that they own the flowage rights in the area where the placement of rip-rap is proposed.
6. The Island Pond Dam (#245.03) is an earth-filled dam with a stop log structure that regulates discharge from Island Pond. Extending easterly (approximately 62 feet) and westerly (approximately 28 feet) from the stop log outlet are concrete retaining walls. The retaining walls support the embankment that carries a roadway over the dam. The proposed project involves the placement of rip-rap along the lakeward side of the concrete retaining walls to prevent further degradation of the walls by wave and ice action. The concrete retaining walls were constructed in 1966 and spalling of the concrete is apparent on both walls.
7. The DES Dam Bureau submitted a record of correspondence with the applicant to the DES Wetlands Bureau (received September 15, 2006) stating that no permit from the DES Dam Bureau would be required if the work was conducted as indicated on the submitted plans and that the placement of rip-rap, as indicated, would be considered a repair.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B.

2005-01205 GEORGE, MARY
LOUDON Unnamed Wetland

Requested Action:

Appellant requests reconsideration of decision to deny the request to dredge and fill 6058 square feet of palustrine wetland and culvert 115 linear feet of intermittent stream for parking lot expansion.

DENY RECONSIDERATION:

Reconsider and re-affirm the denial of the permit to: Dredge and fill 6058 square feet of palustrine wetland and culvert 115 linear feet of intermittent stream for parking lot expansion.

With Findings:

Grounds for reconsideration:

1. The appellant maintains that plans were not for a paved parking area but for a gravel lot and included an infiltration bed 12 ft x 2 ft deep.
2. The appellant believes the existing parking area is inadequate and the proposed parking will not meet the zoning requirements for the Town of Loudon.
3. The appellant asserts that an alternate parking proposal minimizing the wetland impact does not meet their needs.
4. The appellant insists the plans direct runoff away from the existing brook and through a treatment swale prior to discharge back into the wetland.
5. The appellant maintains there will be no increase in water velocities on the downstream abutters property.
6. The appellant argues the project does not unnecessarily destroy wetlands as they have addressed the need for increased parking.
7. The appellant states they have addressed all 20 factors required by Env-Wt 302.04(a).
8. The appellant stresses that they have reduced the flows by providing a gravel parking area rather than a paved parking area.

Findings of Fact:

9. A cover letter regarding the Meeting held January 26, 2006, was not submitted as part of the request for reconsideration.
10. Keynote 1 and Construction sequence 9) on the plan set submitted July 25, 2006, contain notes regarding paving of the parking area.
11. The appellant has not quantified the number of spaces required to meet the parking requirements of the Town of Loudon nor have they provided any documentation relative to these requirements.
12. The alternative plan provided by the appellant does not incorporate accepted measures that avoid and minimize the wetland impacts, such as open bottom spanning structures or retaining walls.
13. The plans received by DES Wetlands July 25, 2006, illustrate stormwater shedding toward the culvert and not the drainage structures.
14. The appellant has not provided documentation, drainage analysis, demonstrating that there will be no net increase in the flows off of the site.
15. The Merrimack-Belknap Soil Survey by NRCS labels the soil on this lot as a 35B, Champlain loamy fine sand with 3-8% slopes, and an A hydrograph.
16. The Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992), indicates that wooded lots with an A hydrograph have a permeability rate of 30% in a wooded environment and a 76% when covered with gravel.
17. The presence of wetlands on the site indicates that at least a portion of the lot is a D hydrograph. The Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992), indicates that wooded lots with a D hydrograph have a permeability rate of 77% in a wooded environment and a 91% when covered with gravel.
18. The appellant has not provided the volumes of stormwater the drainage structures are designed to detain and treat.
19. The detail provided on the July 25, 2006, plans is a "Grassed Waterway or Outlet Structure" as defined in the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992), not an infiltration trench.
20. "Grassed Waterway or Outlet Structures" are designed to provide for the treatment and conveyance of stormwater not the infiltration of stormwater.

Findings in support of Denial:

22. The Bureau re-affirms all of the original Findings in Support of Denial.
23. No new plans were submitted with the reconsideration and the existing plans do not demonstrate that stormwater runoff will not increase with the construction of the parking area.
24. The plans submitted are not the least impacting practicable alternative.
25. The appellant has not addressed all of the concerns of the abutters.

2005-01289 PRESTON, MARGARET
EPPING Unnamed Wetland

Requested Action:

Amend permit to add 100 sq. ft. additional wetlands impact relative to channel stabilization not included in previously permitted square footage total. Impact was shown on original plans.

Conservation Commission/Staff Comments:

Conservation Commission intervened; no further report.

APPROVE AMENDMENT:

Dredge and fill a total of 8,300 square feet of wetlands to install two roadway crossings for a 40-lot subdivision on 110 acres, including 1,800 square feet of impact to install an 8' x 8' x 36' box culvert with light penetration catch basins; and 6,400 square feet of impact to install a 20' x 36' arch culvert at the crossing of Rum Brook.

With Conditions:

1. AMENDED: All work shall be in accordance with revised plan set by Jones & Beach Engineers, Inc. entitled "Subdivision Plans, Century Oaks Subdivision", dated 5/11/2006, as received by the Department on 7/14/2006;
2. This permit is contingent on the approval and conditions of the NPDES permit.

3. This permit is contingent on approval by the DES Site Specific Program.
4. This permit is contingent on approval by the DES Subsurface Systems Bureau.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
7. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #6 of this approval.
8. This permit is contingent upon receipt and DES approval of stream diversion/ dewatering plan for work at crossing locations which involve perennial streams.
9. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
10. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
11. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
12. Silt fencing must be removed once the area is stabilized.
13. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
14. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
15. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
16. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
17. Proper headwalls shall be constructed within seven days of culvert installation.
18. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August 1992).
19. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
20. Work shall be done during low flow.

With Findings:

1. Amendment represents essentially no change in terms of impact over what was originally permitted other than to correct square footage total and to provide the current, updated plan set to support the permit.

2005-02471 **DESISTO, THOMAS**
OSSIPEE Lovell River

Requested Action:

Retain two locations of emergency rip rap placed on the bank of the Lovell River: 65 linear ft. placed on the "west bank"; and 72 linear ft. placed on the "east bank" approximately 200 ft. downstream, in place of failed block wall.

Inspection Date: 03/10/2006 by Dori A Wiggin

APPROVE AFTER THE FACT:

Retain two locations of emergency rip rap placed on the bank of the Lovell River: 65 linear ft. placed on the "west bank"; and 72 linear ft. placed on the "east bank" approximately 200 ft. downstream, in place of failed block wall.

With Conditions:

1. All work shall be in accordance with plans by Thomas DeSisto dated April 2006, as received by the Department on 4/5/2006, and in accordance with the Emergency Authorization granted on 5/16/2006.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(1), projects that disturb less than 200 linear ft. of the banks or channel of a perennial stream.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The applicant had submitted an application for stabilization of the "west" bank, then was subject to extreme erosion damage as a result of the May 2006 flooding. Authorization was granted for emergency stabilization of two separate sections of the property frontage, the "west" bank, and the "east" bank, where the wall had failed and which was particularly close to the dwelling.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03. The applicant submitted photos of severe flooding and erosion as it occurred during the October 2005 event, which demonstrate why vegetation does not hold the sandy bank sufficiently to withstand extreme flooding events. Two such events have occurred in less than one year, and a wall placed previously has failed and fallen into the river. Other shoreline along the river has been successfully stabilized with rip rap.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project. The Ossipee Conservation Commission did not report on this application. No report of species of concern was received for this project.
5. DES Staff conducted a field inspection of the site on March 10, 2006, at which time failure of a constructed wall and on-going loss of vegetative stabilization was noted for the downstream section.

2005-02689 BARTKOW, DAVID
GILMANTON Shellcamp Pond

Requested Action:

Permanently remove a partially constructed docking structure and construct two 6 ft by 30 ft seasonal docks connected by a 6 ft by 8 ft seasonal walkway on Shellcamp Pond, Gilmanton.

Conservation Commission/Staff Comments:

Con Com has concerns about whether the dock is seasonal or permanent and the dimensions exceeding the dimensions as allowed in the rules.

APPROVE PERMIT:

Permanently remove a partially constructed docking structure and construct two 6 ft by 30 ft seasonal docks connected by a 6 ft by 8 ft seasonal walkway on Shellcamp Pond, Gilmanton.

With Conditions:

1. All work shall be in accordance with plans by David Bartkow dated September 14, 2006, as received by the Department on September 20, 2006.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. Construction debris and material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. The existing structure shall be completely removed prior to the construction of the approved docking structure.
5. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
6. Seasonal piers shall be removed from the lake for the non-boating season.
7. No portion of the piers shall extend more than 30 feet from the shoreline at full lake elevation.

8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(d), construction of a dock system that exceeds Env-Wt 303.04.
2. The applicant has an average of 180 feet of shoreline frontage along Shellcamp Pond.
3. A maximum of 3 slips may be permitted on this frontage per Rule Env-Wt 402.12, Frontage Over 75'.
4. The proposed docking facility will provide 3 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.12.

2005-03033 DEVITO, DONALD & BRENDA
MOULTONBOROUGH Squam Lake

Requested Action:

Approve name change to: Donald & Beanda DeVito, 139 Haines Hill Rd., Wolfeboro NH 03894 per request received 09/27/2006.

Previous owner: Robin, Barbara & Rick Campbell.

APPROVE NAME CHANGE:

Construct an seasonal "F-shaped" 3 slip docking facility consisting of one 6 ft x 32 ft pier connecting two 6 ft x 22 ft finger piers on 365 ft of frontage in Moultonborough on Squam Lake.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group revise March 21, 2006, as received by the Department on March 27, 2006.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
4. Seasonal piers shall be removed from the lake for four months during the non-boating season.
5. No portion of the piers shall extend more than 32 feet from the shoreline at full lake elevation.
6. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Env-Wt 502.02.

2006-00586 WINSLOW, PHILIP D & MAE C
RYE Atlantic Ocean

2006-00673 MORIN, ED & JUDY
ALTON BAY Lake Winnepesaukee

Requested Action:

Applicant requests reconsideration of the September 12, 2006 denial based on revised plans submitted.

Conservation Commission/Staff Comments:

Con Com hold until May 6, 2006

APPROVE RECONSIDERATION:

Construct a 9 ft x 15 ft perched beach with 4 ft wide lake access stairs, and remove a 5 ft x 13 ft permanent docking structure on 111.5 ft of frontage in Alton Bay on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with motion of reconsideration plans by Lakeshore Construction as received by the Department on October 3, 2006.
2. Retaining wall shall be constructed landward of the shoreline defined by the elevation of normal high water so as not to create land in public water.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
5. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable).
6. The steps installed for access to the water shall be located completely landward of the normal high water line.
7. No portion of the proposed perched beach retaining wall shall not be on or lakeward of the reference line elevation 504.32.
8. No more than 10 cu yd of sand may be used and all sand shall be located above the normal high water line.
9. This permit shall be used only once, and does not allow for annual beach replenishment.
10. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
11. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
12. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
13. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
14. These shall be the only structures on this water frontage and all portions of the dock shall be at least 20 ft from the abutting property lines or the imaginary extension of those lines into the water.
15. Shall the Department later find that the proposed location for the beach has a grade exceeding 25%; within one year, the landowner shall submit a restoration plan to the Department for approval to completely remove the proposed perched beach and restore the impact area to resemble a natural shoreline, and then implement it after Departmental approval.
16. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(d), modification of a permanent docking facility.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. Plans submitted by the agent for the applicant indicate that slope to be impacted by the proposed beach construction is not steeper than 25%.

2006-01091 FREMEAU, ROBERT & GAIL
HOOKSETT Merrimack River

Requested Action:

Dredge and fill a total of 510 square feet for bank stabilization along 20 feet of the Merrimack River and an intermittent stream/drainage further described as follows: Fill a maximum of 210 square feet with coir logs and plantings to stabilize under existing docking structure and install 300 square feet of rip-rap along 50 linear feet of intermittent stream including rock level spreaders to arrest the existing head cut.

APPROVE PERMIT:

Dredge and fill a total of 510 square feet for bank stabilization along 20 feet of the Merrimack River and an intermittent stream/drainage further described as follows: Fill a maximum of 210 square feet with coir logs and plantings to stabilize under existing docking structure and install 300 square feet of rip-rap along 50 linear feet of intermittent stream including rock level spreaders to arrest the existing head cut.

With Conditions:

1. All work shall be in accordance with plans and Narrative by Gary Flaherty dated April 26, 2006, and revised through August 24, 2006, as received by the Department on September 6, 2006.
2. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
3. No stumps shall be removed within 50 feet of the reference line per RSA 483-B (see attached fact sheet).
4. The permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the mitigation areas are constructed in accordance with the mitigation plan. Monitoring shall be accomplished in a timely fashion and remedial measures taken if necessary. The Wetlands Bureau shall be notified in writing of the designated professional prior to the start of work and if there is a change of status during the project.
5. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
6. Work shall be done during annual low flow conditions and during the months of May through September. No in-stream work shall occur after October 1 unless a waiver of this condition is issued by the DES Wetlands Bureau in consultation with the NH Department of Fish and Game.
7. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
9. Extreme precautions shall be taken within riparian areas to limit unnecessary removal of vegetation during access road construction and areas cleared of vegetation to be renegotiated within three days of the completion of this project.
10. The Permittee shall monitor the weather and will not commence work within flowing water, including the installation of cofferdams, when rain is in the forecast.
11. The applicant shall notify DES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.
12. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
13. A post-construction report documenting the status of the restored jurisdictional area, including photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(1) Projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks and do not meet the criteria for minimum impact under Wt 303.04(n).
2. The photographs provided by the applicant indicate the area under the dock is beginning to slump and erode.
3. The photographs provided by the applicant illustrate a significant head cut within the intermittent stream.
4. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 5. The proposal along the more valuable resource, the Merrimack River is a bio-stabilization method with natural native plantings.
6. The existing intermittent stream is fed by stormwater from the existing subdivision.
7. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
8. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

Requested Action:

Reconstruction and replacement of 130 linear feet of existing severely deteriorated timber bulkhead in the same location, footprint and configuration with stone masonry and install a fender strip along the northerly face to provide for boating safety. Total area of work being 1,700 sq. ft. in the tidal buffer zone.

Conservation Commission/Staff Comments:

"The [Exeter] Conservation Commission has no objection to the proposal as submitted."

Inspection Date: 07/20/2006 by Frank D Richardson

APPROVE PERMIT:

Reconstruction and replacement of 130 linear feet of existing severely deteriorated timber bulkhead in the same location, footprint and configuration with stone masonry and install a fender strip along the northerly face to provide for boating safety. Total area of work being 1,700 sq. ft. in the tidal buffer zone.

With Conditions:

1. All work shall be in accordance with plans by Waterfront Engineers, LLC dated June 22, 2006, as received by the Department on June 27, 2006.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
4. Construction activities associated with this project shall be coordinated with the NH Fish & Game Department with respect to diadromous fish runs.
5. NH DES Wetlands Bureau Southeast Region staff shall be notified in writing prior to commencement of work and upon its completion.
6. Replacement wall shall be constructed within the same footprint and configuration as the existing bulkhead so as not to create additional land in public water.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Work shall be done during low tide.
9. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to work adjacent to tidal waters. Faulty equipment shall be repaired prior to entering jurisdictional areas.
10. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
11. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(j); Repair or replacement of existing retaining walls that require work in the water, but that results in no change in height, length, location or configuration.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on July 20, 2006. Field inspection determined that the existing timber bulkhead is deteriorated, loosing backfill, is structurally unsound and may be close to failure and does require replacement. There is a definite concern for public safety here as well as the potential for discharge of backfill soil materials into the estuary in the event of a structural failure.

Requested Action:

Dredge and fill 2246 square feet of perennial stream to replace an existing oversized 6 ft x 9 ft elliptical pipe with a proposed 7 foot x 90 foot corrugated aluminum pipe.

APPROVE PERMIT:

Dredge and fill 2246 square feet of perennial stream to replace an existing oversized 6 ft x 9 ft elliptical pipe with a proposed 7 foot x 90 foot corrugated aluminum pipe.

With Conditions:

1. All work shall be in accordance with plans by Fluet Engineering PC dated April 28, 2006, and revised through September 15, 2006, as received by the Department on September 25, 2006.
2. This permit is contingent on approval by the NH Department of Transportation.
3. The permittee shall notify the NH Division of Historic Resources of the proposed project prior to the commencement of construction.
4. Any future work that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. Work shall be done during low flow.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
7. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. Work within the stream, inclusive of work associated with installation of a cofferdam, shall be done during periods of low flow., High flows can be caused by seasonal runoff or precipitation; the permittee shall monitor local forecasts to review weather conditions.
11. No work within the confined area shall proceed until the cofferdam is fully effective, and water flow is controlled.
12. Temporary cofferdams shall be entirely removed immediately following construction.
13. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
14. Proper headwalls shall be constructed within seven days of culvert installation.
15. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
16. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(1), projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks and do not meet the criteria for minimum impact under Wt 303.04(n).
2. The existing culvert is rotted out on the bottom.
3. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
4. The culvert is sized to meet the requirements of a 25 year storm event and to match the existing downstream culvert which is less than 100 ft downstream.
5. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
6. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

7. The proposed culvert will be the same length as the existing culvert.
8. The proposed culvert will be installed at grade and rip rap will be installed per the Best Management Practices where the existing culvert has a scour hole at the outlet.

MINIMUM IMPACT PROJECT

2003-01443 PRESBY, WAYNE
CARROLL Unnamed Wetland

Requested Action:

Dredge and fill 1,760 square feet of wetlands to construct roadways and drives associated with a residential 20-unit development.
Create 2,600 square feet of wetland to mitigate for the proposed wetland impact.

APPROVE PERMIT:

Dredge and fill 1,760 square feet of wetlands to construct roadways and drives associated with a residential 20-unit development.
Create 2,600 square feet of wetland to mitigate for the proposed wetland impact.

With Conditions:

1. All work shall be in accordance with revised plans by James S. Kenney dated September 11, 2003, as received by the Department on September 23, 2003.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent upon the creation of 2,600 square feet of wetlands in accordance with plans received September 23, 2006.
4. The schedule for construction of the wetland creation area shall coincide with site construction unless otherwise considered and authorized by the Wetlands Bureau.
5. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
6. Work shall be done during low flow conditions.
7. Proper headwalls shall be constructed within seven days of culvert installation.
8. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August 1992).
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
12. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
13. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
14. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
15. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
16. Wetland creation areas shall be properly constructed, landscaped, monitored and remedial actions taken that may be necessary

to create functioning wetland areas similar to those of the wetlands destroyed by the project. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing soil composition and depth, changing the elevation of the wetland surface, and changing the hydrologic regime.

17. Wetland creation areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.

With Findings:

1. This project is classified as a Minimum Impact Project per NH Administrative Rule Env-Wt 303.04(f), as wetland impacts are less than 3,000 square feet.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The permitting was delayed because of known stormwater issues that were eventually resolved through the Site Specific Permit (WPS-6906).

**2005-00923 CHO, NAMUK & TERRY
MOULTONBOROUGH Lake Winnepesaukee**

Requested Action:

Amend permit to include 300 sqft perched beach.

Conservation Commission/Staff Comments:

Con Com states house being constructed, trees have been removed, no CSPA violation noted by Con Com.

APPROVE AMENDMENT:

Construct a 6 ft by 4 ft concrete pad with an attached 6 ft by 40 ft seasonal dock, construct a 300 sqft perched beach with 8 cubic yards of sand and a 5 ft wide access stair on Lake Winnepesaukee, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by Fernstone Associates dated March 12, 2005, as received by the Department on May 6, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
4. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
3. Seasonal pier shall be removed from the lake for the non-boating season.
4. No portion of the pier shall extend more than 40 feet from the shoreline at full lake elevation.
5. The concrete pad shall be located entirely landward of full lake elevation of 504.32 and behind the natural undisturbed shoreline.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a), construction of a seasonal dock.
2. The agent for the applicant submitted a plan with the current tree inventory to address the local Conservation Commissions concerns.

Requested Action:

Approve name change to: Namuk & Terry Cho, 27 Walnut Lane, Weston, Ct. 06883 per request receiver 9/29/2006. Previous owner: Mayer Road Trust.

APPROVE NAME CHANGE:

Construct a 6 ft by 4 ft concrete pad with an attached 6 ft by 40 ft seasonal dock, construct a 300 sqft perched beach with 8 cubic yards of sand and a 5 ft wide access stair on Lake Winnepesaukee, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by Fernstone Associates dated March 12, 2005, as received by the Department on May 6, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
4. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
3. Seasonal pier shall be removed from the lake for the non-boating season.
4. No portion of the pier shall extend more than 40 feet from the shoreline at full lake elevation.
5. The concrete pad shall be located entirely landward of full lake elevation of 504.32 and behind the natural undisturbed shoreline.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Env-Wt 502.02.

**2005-01733 REHOR, EDWIN
NEWBURY Shaw Brook**

Requested Action:

Dredge and fill 227 square feet (103 square feet permanent impacts) in the banks of a perennial stream to install concrete abutments and wingwalls to construct a span structure at the outlet end of an existing box culvert to widen a public road.

APPROVE PERMIT:

Dredge and fill 63 square feet (36 square feet permanent impacts) in the banks of a perennial stream to install concrete abutments to construct a span structure at the outlet end of an existing box culvert to widen a public road.

With Conditions:

1. All work shall be in accordance with plans by J. Ronald Williams dated August 1, 2006, as received by the DES Wetlands Bureau on September 13, 2006.
2. Within 30 days of the issuance date of this permit, the applicant shall submit to the DES Wetlands Bureau for review a narrative and site plan for the management of stormwater runoff (from Cheeney Road and associated ditch lines) in the vicinity of the subject crossing of Cheeney Road over Shaw Brook.
3. Any future work at this site that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
4. All work shall be done during low flow.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
7. Erosion control structures shall be removed once the area is stabilized.
8. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
9. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
10. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a

minimum of 20 feet of undisturbed vegetated buffer.

11. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
12. Temporary structures installed to channel flow through the work area during construction shall be entirely removed immediately following construction.
13. Temporarily impacted areas shall be restored to their original grades and to a stable condition within three days of completion of construction.
14. Where grades permit, stone slope protection shall include rounded stone and not angular rip-rap and shall be similar to existing materials.
15. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
16. Extreme caution should to be taken to limit unnecessary removal of vegetation from riparian areas.
17. Areas from which vegetation has been cleared shall be replanted with similar native (noninvasive) species.
18. Restoration of temporary impact areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or they shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.
19. Restoration shall not be considered successful if sites are newly invaded by nuisance species such as common reed or purple loosestrife during the first full growing season following project completion. The applicant shall work with the DES Wetlands Bureau to attempt to eradicate nuisance species newly found during this same period.
20. Construction shall be inspected by a certified wetland scientist, erosion control specialist, or professional engineer to ensure that appropriate protective measures are properly implemented, including those outlined in the plans and documents supporting this permit application and the conditions of this authorization.
21. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
22. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering or working near surface waters or wetlands.
23. Faulty equipment shall be repaired prior to entering jurisdictional areas.
24. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
25. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(h), installation of a bridge provided that: (1) No work is done in the water or wetland; (2) The fill does not exceed 3,000 sq.ft. of fill on the banks of a river or bed of the river; and (3) The bridge is not in prime wetlands, bogs, marshes, sand dunes, undisturbed tidal buffer zone or does not meet the requirements of Env-Wt 303.02(k).
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The impacts are necessary to widen the existing road for traffic safety.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the DES Wetlands Bureau's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Wetlands Bureau staff conducted a field inspection of the proposed project on October 19, 2005. Field inspection determined that by constructing a straight extension of the box culvert (as originally proposed), stream flow would be diverted into the stream bank likely resulting in increased bank erosion. Based on this site inspection, the DES Wetlands Bureau found that the project was not designed as the least-impacting alternative and that a structure better aligned with the existing stream channel would be preferred.
6. DES Wetlands Bureau staff conducted a second field inspection with personnel from the NH Fish and Game Department and the applicant on March 8, 2006. The purpose of this inspection was to discuss alternative project designs with the applicant.
7. The applicant redesigned the proposed project to align the concrete abutments with the stream banks rather than install a straight extension off of the downstream end of the box culvert.
8. The impacts associated with the proposed project extend outside of the right-of-way onto a property identified as Map 41, Lot 404,293.

9. The applicant provided a construction and maintenance easement granted by the owner of the abutting property for work outside of the right-of-way.

**2006-00402 EASTBRIDGE REALTY LLC, PETER OAKLEY
THORNTON Unnamed Wetland**

Requested Action:

Retain 1,040 square feet of wetlands impact along 80 linear feet of intermittent stream to install a 24-inch x 40-foot CMP culvert and a 15-inch x 40-foot CMP culvert for access to the fourth (4th) and final phase of a 25-lot subdivision on approximately 55 acres.

APPROVE PERMIT:

Retain 1,040 square feet of wetlands impact along 80 linear feet of intermittent stream to install a 24-inch x 40-foot CMP culvert and a 15-inch x 40-foot CMP culvert for access to the fourth (4th) and final phase of a 25-lot subdivision on approximately 55 acres.

With Conditions:

1. All work shall be in accordance with plans by Mountain Mapping dated November 2005, and revised through September 2006, as received by the Department on September 20, 2006; and subdivision plans dated December 2005, and revised through February 2006, as received by the Department on October 06, 2006.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. If applicable, this permit is contingent on approval by the DES Site Specific Program.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #4 of this approval.
6. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
7. Work shall be done during dry conditions.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Work shall be conducted in a manner so as to minimize turbidity and sedimentation.
10. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Culverts shall be laid at original grade.
12. Proper headwalls shall be constructed within seven days of culvert installation.
13. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
14. Banks shall be restored to their original grades and to a stable condition within three days of completion of construction.
15. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(1), projects that disturb between 50 and 200 linear feet of an intermittent stream.
2. Retained impacts approved under this permit are the only jurisdictional impacts for all (4) four phases of the 25-lot subdivision of +/- 55 acres.
3. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
4. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
5. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

**2006-01938 SPRINGFIELD, TOWN OF
SPRINGFIELD Kolelemook Lake**

Requested Action:

Amend permit to show correct volume of sand to be placed.

Conservation Commission/Staff Comments:

Con Com requested 40 day from July 18, 2006, no comments received by August 29, 2006

APPROVE AMENDMENT:

Replenish an existing 900 sq ft of beach with 20 cubic yards of sand on Kolelemook Lake, Springfield.

With Conditions:

1. All work shall be in accordance with plans by Stevens Engineering dated June 19, 2001, revision date of July 07, 2006, as received by the Department on July 28, 2006.
2. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. No more than 20 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
5. This permit shall be used only once, and does not allow for annual beach replenishment.
6. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(f), replenishment of a beach that does not exceed the criteria in Env-Wt 303.04(d) or the criteria in Env-Wt 303.04(aa) other than to proposed more than 10 cubic yards of sand, but not more than 20 cubic yards.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.

EXPEDITED MINIMUM

**2005-01251 GOLD LEAF DREAM HOMES LLC
CONCORD Unnamed Wetland**

Requested Action:

Approve name change to: Gold Leaf Dream Homes, LLC, 981 Second St., Manchester NH 03102 per request received 9/27/2006.

Previous owner: June Brown & David & Edwina Morrill Irrevocable Trust

Conservation Commission/Staff Comments:

The Concord Conservation Commission signed the Minimum Impact Expedited Application.

Inspection Date: 10/18/2005 by Eben M Lewis

APPROVE NAME CHANGE:

Fill 975 square feet of forested wetland on either side of an existing woods road to install a culvert for access to a 18-lot residential cluster subdivision on 65.95 acres.

With Conditions:

1. All work shall be in accordance with the following plans by Sublime Civil Consultants, Inc.:
 - a.) Grading Plan (Sheet#C4) dated March 14, 2005 and revised through May 17, 2005, as received by the Department on June 8, 2005;
 - b.) NHDES - Project Plan (Sheet #C1) dated September 2, 2005, as received by the Department on September 13, 2005.
2. DES staff shall be notified in writing prior to commencement of work and upon its completion.
3. This permit is contingent on approval by the DES Site Specific Program.
4. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
5. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
6. There shall be no further alteration of wetlands for lot development, driveways, culverts, and for any other construction related activities.
7. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #6 of this approval.
8. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
9. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
10. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
11. Work shall be done during low flow conditions.
12. Proper headwalls shall be constructed within seven days of culvert installation.
13. Culvert outlets shall be properly rip rapped.
14. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
15. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
16. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
17. Any future work on this property regarding the construction of the proposed trail network that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Env-Wt 502.02.

**2006-01591 ALDRICH, BYRON
LYMAN Unnamed Stream**

Requested Action:

Dredge and fill 160 square feet (approximately 20 linear feet) of intermittent stream to install a 72-inch x 20-foot embedded arch CMP culvert for access to gravel pit.

APPROVE PERMIT:

Dredge and fill 160 square feet (approximately 20 linear feet) of intermittent stream to install a 72-inch x 20-foot embedded arch CMP culvert for access to gravel pit.

With Conditions:

1. All work shall be in accordance with plans by Harry J. Burgess dated June 2006, and revised through September 2006, as received by the DES Wetlands Bureau on September 11, 2006.
2. Work shall be done during dry conditions.
3. There shall be no excavation or operation of construction equipment in flowing water.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Work shall be conducted in a manner so as to minimize turbidity and sedimentation.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Proper headwalls shall be constructed within seven days of culvert installation.
8. Native material removed from the streambed during culvert installation, shall be stockpiled separately and reused to emulate a natural channel bottom within the culvert. Any new materials used must be similar to the natural stream substrate and shall not include angular rip-rap.
9. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(1), projects that alter less than 50 linear feet of an intermittent stream or its banks.
2. The NHFG Nongame and Endangered Wildlife Program requested the installation of an open bottomed or embedded culvert that is 1.2 times the bankfull width for perennial stream crossings.
3. The USGS indicated the stream may be perennial in the crossing location.
4. The applicant confirmed the stream does not flow in the summer, but agreed to install a oversized embedded arch culvert.
5. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
6. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
7. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2006-01957 DUBE, CHRIS
FRANCONIA Unnamed Wetland

Requested Action:

Dredge and fill 1,500 square feet of forested wetlands to install three (3) 15-inch x 20-foot HDPE culverts for driveway access to a single family residence.

APPROVE PERMIT:

Dredge and fill 1,500 square feet of forested wetlands to install three (3) 15-inch x 20-foot HDPE culverts for driveway access to a single family residence.

With Conditions:

1. All work shall be in accordance with plans received by the DES Wetlands Bureau on September 07, 2006.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Work shall be done during low flow conditions.
4. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Proper headwalls shall be constructed within seven days of culvert installation.
8. Culverts shall be laid at original grade.
9. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(z), installation of culverts and associated fill for access to a single family residence.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2006-01963 DOMENICI, STEPHEN & CYNTHIA
CONCORD Unnamed Wetland

Requested Action:

Dredge and fill 198 square feet to replace existing culvert with a new 24-inch x 30 foot culvert for expansion of the existing drive to a shared drive for the benefit of two single family lots in the subdivision of a single lot into two lots.

APPROVE PERMIT:

Dredge and fill 198 square feet to replace existing culvert with a new 24-inch x 30 foot culvert for expansion of the existing drive to a shared drive for the benefit of two single family lots in the subdivision of a single lot into two lots.

With Conditions:

1. All work shall be in accordance with plans by NH Soil Consultants dated July 12, 2006, as received by the Department on August 3, 2006 and Subdivision Plans by Richard Bartlett dated September 6, 2005, and revised through July 3, 2006, as received by the Department on September 18, 2006.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. Prior to conducting any work on lot 35 the property owner shall have the entire lot delineated by a Certified Wetland Scientist.
7. The deed which accompanies the sales transaction for lot 35 in this subdivision shall contain condition #6 of this approval.
8. Work shall be done during periods of non-flow.
9. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
10. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Proper headwalls shall be constructed within seven days of culvert installation.
12. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
13. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or

netting and pinning on slopes steeper than 3:1.

14. Silt fencing must be removed once the area is stabilized.

15. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), projects involving alteration of less than 3,000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k), provided that no previous department permit has placed restrictions on the property of the applicant; and Env-Wt 303.04(n), projects that alter the course of or disturb less than 50 linear feet, measured along the thread of the channel, of an intermittent nontidal stream channel or its banks provided construction is performed during periods of non-flow
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b), Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has provided a waiver request per Env-Wt 204.03, to waive the wetland delineation over the remaining lot as required by Env-Wt 304.09(a).
6. The applicant has had a Certified Wetland Scientist field delineate the area of the proposed residential subdivision.
7. It would be an economic hardship for the owner to have the entire 36 acre remaining lot delineated in the field.
8. If any additional work is to be conducted on the proposed remainder lot an on site delineation will be required per condition #6 of this approval.
9. There will be no adverse effect to the environment or natural resources of the state, public health, or public safety; or on abutting properties that is more significant than that which would result from complying with the Env-Wt 304.09(a).
10. The waiver is granted in accordance with Env-Wt 204.04(b), as strict compliance with the rule will provide no benefit to the public and will cause an operational or economic hardship to the applicant.

**2006-02055 EAMES TRUST, JOHN
LITTLETON Partridge Lake**

Requested Action:

Perch the existing beach, remove existing timber retaining wall, and replace with a varyingly graded granite rock retaining wall on Partridge Lake in Littleton.

APPROVE PERMIT:

Perch the existing beach, remove existing timber retaining wall, and replace with a varyingly graded granite rock retaining wall on Partridge Lake in Littleton.

With Conditions:

1. All work shall be in accordance with plans by G2+1 LLC dated September 28, 2006 as received by the Department on September 29, 2006.
2. Repair shall maintain existing size, location and configuration.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. These shall be the only structures on this water frontage and all portions of the dock shall be at least 20 ft from the abutting property lines or the imaginary extension of those lines into the water.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction,

and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
9. Dated photographic documentation of the replacement wall shall be submitted to the Wetlands Bureau as a notification of completion of the project.
10. Shall replacement wall fail within a 6 year period from date of completion, the landowner shall file a new application for retaining wall replacement with stamped plans prepared by a certified professional in erosion and sediment control and site may be subject to further stormwater evaluation and control.
11. The new replacement wall shall be maintained such that the structure shall conform to reasonable safety standards. Failure to maintain a structure in a safe condition shall be considered a violation as per Administrative Rule Env-Wt 402.10.
12. The permittee shall provide and maintain appropriate diversion of surface water runoff to prevent erosion of beach area.
13. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line. Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
14. The steps installed for access to the water shall be located completely landward of the normal high water line.
15. No more than 10 cu yds of sand may be used and all sand shall be located above the normal high water line.
16. This permit shall be used only once, and does not allow for annual beach replenishment.
17. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(c), construction of a perched beach.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**2006-02148 CONTEMPORARY & ADIRONDACK EXQUISTE HOME BUILDERS,
GILFORD Lake Winnepesaukee**

Requested Action:

Repair/replace existing jetty, 3 tie off piles and associated crib supported 8 ft x 40 ft permanent dock on 102 ft of frontage on Lake Winnepesaukee in Gilford.

APPROVE PERMIT:

Repair/replace existing jetty, 3 tie off piles and associated crib supported 8 ft x 40 ft permanent dock on 102 ft of frontage on Lake Winnepesaukee in Gilford.

With Conditions:

1. All work shall be in accordance with plans by Roseen Survey Company dated September 12, 2006 as received by the Department on September 27, 2006.
2. Repair shall maintain existing size, location and configuration.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.

5. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
8. Dated photographic documentation of the replacement wall shall be submitted to the Wetlands Bureau as a notification of completion of the project.
9. Shall replacement wall fail or beach is in need of another replenishment within a 6 year period from date of completion, the landowner shall file a new application for retaining wall replacement with plans stamped and prepared by a certified professional in erosion and sediment control and site may be subject to further stormwater evaluation and control.
10. The new replacement wall shall be maintained such that the structure shall conform to reasonable safety standards. Failure to maintain a structure in a safe condition shall be considered a violation as per Administrative Rule Env-Wt 402.10.
11. No more than 10 cu yds of sand may be used and all sand shall be located above the normal high water line.
12. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
13. This permit shall be used only once, and does not allow for annual beach replenishment.
14. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
15. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(aa), replenishment of beach sand.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2006-02258 LANCASTER, TOWN OF
LANCASTER Unnamed Wetland

Requested Action:

Dredge and fill 1,972 square feet of roadside excavated emergent wetland for Water Street reconstruction.

APPROVE PERMIT:

Dredge and fill 1,972 square feet of roadside excavated emergent wetland for Water Street reconstruction.

With Conditions:

1. All work shall be in accordance with plans by Horizons Engineering, PLLC dated July 2006, and revised through August 2006, as received by the Department on September 06, 2006.
2. Work shall be done during low flow conditions.
3. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Proper headwalls shall be constructed within seven days of culvert installation.
7. Culverts shall be laid at original grade.
8. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing

season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(j), projects located within the right-of-way of a public road.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2006-02287 ZANI, DAVID
CANAAN Unnamed Wetland Ditch

Requested Action:

Dredge and fill 180 square feet of roadside emergent wetland for 15-inch x 60-foot HDPE culvert extension for access to a commercial property.

APPROVE PERMIT:

Dredge and fill 180 square feet of roadside emergent wetland for 15-inch x 60-foot HDPE culvert extension for access to a commercial property.

With Conditions:

1. All work shall be in accordance with plans dated June 2006, as received by the Department on September 08, 2006.
2. Work shall be done during low flow conditions.
3. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Proper headwalls shall be constructed within seven days of culvert installation.
7. Culverts shall be laid at original grade.
8. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), alteration of less than 3,000 square feet of wetlands.
2. No additional wetland or surface water impacts are anticipated for the proposed development of the property.
3. The applicant is coordinating access construction with NHDOT.
4. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
5. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
6. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**2006-02359 BLUE SKY ENTERPRISES INC
BELMONT Unnamed Wetland**

Requested Action:

Dredge and fill 1000 square feet of palustrine forested wetland including the installation of a 24-inch x 25-foot culvert for access in the subdivision of 11.3 acres into 3 single family residential lots.

APPROVE PERMIT:

Dredge and fill 1000 square feet of palustrine forested wetland including the installation of a 24-inch x 25-foot culvert for access in the subdivision of 11.3 acres into 3 single family residential lots.

With Conditions:

1. All work shall be in accordance with plans dated July 14, 2006, and revised through August 29, 2006 as received by the Department on September 15, 2006 and Subdivision Plans by Harold E Johnson dated September 15, 2006, as received by the Department on September 15, 2006.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
6. Work shall be done during periods of non-flow.
7. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
8. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. Silt fencing must be removed once the area is stabilized.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), projects involving alteration of less than 3,000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k), provided that no previous department permit has placed restrictions on the property of the applicant.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**2006-02409 NH DEPT OF TRANSPORTATION
SUTTON Unnamed Wetland**

Requested Action:

Install two 24 in. x 36 ft. corrugated cross pipes impacting 105 sq. ft. of palustrine wetland (65 sq. ft. temporary) to prevent flooding of the roadway.

Conservation Commission/Staff Comments:

Cons. Comm. signed expedited application.

APPROVE PERMIT:

Install two 24 in. x 36 ft. corrugated cross pipes impacting 105 sq. ft. of palustrine wetland (65 sq. ft. temporary) to prevent flooding of the roadway. NHDOT project #M214-12.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Maintenance District 2 dated 8-15-03 as received by the Department on September 21, 2006.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Work shall be done during low flow.
11. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
12. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
13. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(o), projects deemed minimum impact by the Department based on the degree of environmental impact.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**2006-02449 PERKINS, PATRICIA
LOUDON Unnamed Stream**

Requested Action:

Dredge and fill 900 square feet of palustrine forested wetland including installation of an 18-inch x 18 foot culvert for access to a proposed single family residence.

APPROVE PERMIT:

Dredge and fill 900 square feet of palustrine forested wetland including installation of an 18-inch x 18 foot culvert for access to a proposed single family residence.

With Conditions:

1. All work shall be in accordance with plans by Burd Engineering dated July 11, 2006 as received by the Department on September 25, 2006.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
4. Work shall be done during periods of non-flow.
5. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Proper headwalls shall be constructed within seven days of culvert installation.
8. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), projects involving alteration of less than 3,000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k), provided that no previous department permit has placed restrictions on the property of the applicant.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

TRAILS NOTIFICATION

2006-02531 JONES, JEFFERY
BOSCAWEN Unnamed Stream

COMPLETE NOTIFICATION:
Boscawen Tax Map 47, Lot# 40

2006-02532 MINER, JAYSON
WEBSTER Unnamed Stream

COMPLETE NOTIFICATION:
Webster Tax Map 6 & 9, Lot# 56 & 2

2006-02533 CAMERONS GARDEN CENTER
FARMINGTON Unnamed Stream

COMPLETE NOTIFICATION:
Farmington Tax Map 50, Lot# 45

2006-02534 **BUOTE, JASON & JEFF**
FARMINGTON **Unnamed Stream**

COMPLETE NOTIFICATION:
Farmington Tax Map R59, Lot# 15

2006-02535 **NH DEPT OF TRANSPORTATION, DISTRICT #3**
NEW DURHAM **Unnamed Stream**

COMPLETE NOTIFICATION:
Farmington Tax Map 5, Lot# ROW

2006-02536 **PEASLEE, ROBERT & UTE**
FARMINGTON **Unnamed Stream**

COMPLETE NOTIFICATION:
Farmington Tax Map R50, Lot# 12
R51, Lot# 10,11,12, & 13

LAKES-SEASONAL DOCK NOTIF

2006-02495 **MCLAUGHLIN REAL ESTATE LLC**
WAKEFIELD **Lovell Lake**

COMPLETE NOTIFICATION:
Wakefield NH Tax Map# 179 Lot# 118 Lovell Lake

SHORELAND VARIANCE / WAIV

2006-02406 **MYLER, NITA**
MILTON **Town House Pond**

PERMIT BY NOTIFICATION

2006-02127 MEREDITH, TOWN OF
MEREDITH Unnamed Stream

Requested Action:

Replace and modify the configuration of two culvert pipes impacting 1200 sq. ft. of perennial stream.

PBN DISQUALIFIED:

Replace and modify the configuration of two culvert pipes impacting 1200 sq. ft. of perennial stream.

2006-02173 LEMIEUX, DONALD
WARNER Toms Pond

Requested Action:

Repair/Replace existing retaining wall.

APPROVE PERMIT:

Repair/Replace existing retaining wall.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2006-02208 DULOC, MICHAEL
ALTON Lake Winnepesaukee

Requested Action:

Repair/replace existing docking facility and accessory structures.

Conservation Commission/Staff Comments:

file expired prior to review and therefore was "approved by default".

PBN IS COMPLETE:

Repair/replace existing docking facility and accessory structures.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2006-02209 LAFFERTY, CLAYTON
LACONIA Lake Winnisquam

Requested Action:

Repair/Replace existing 93 linear ft of retaining wall.

Conservation Commission/Staff Comments:

file expired prior to review and therefore was "approved by default".

PBN IS COMPLETE:

Repair/Replace existing 93 linear ft of retaining wall.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2006-02210 ARSENAULT, WILLIAM L
ALTON Lake Winnepesaukee

Requested Action:

Repair/replace existing docking facilities.

Conservation Commission/Staff Comments:

file expired prior to review and therefore was "approved by default".

PBN IS COMPLETE:

Repair/replace existing docking facilities.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2006-02217 NEWELL RESIDENCE TRUST, JOAN
WOLFEBORO Lake Winnepesaukee

Requested Action:

Replenish volley ball court sand.

PBN IS COMPLETE:

Replenish volley ball court sand.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(aa), beach replenishment.

2006-02223 LEE, DAVID
ALTON Lake Winnepesaukee

Requested Action:

Repair/Replace existing crib supported docking facility.

PBN IS COMPLETE:

Repair/Replace existing crib supported docking facility.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2006-02477 BARTOLOTTA, FRANK
BELMONT Lake Winnisquam

Requested Action:

Repair/replace existing retaining walls and and repair/replace existing beach retaining walls and replenish sand with no more than 10 cu yds.

PBN IS COMPLETE:

Repair/replace existing retaining walls and and repair/replace existing beach retaining walls and replenish sand with no more than 10 cu yds.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2006-02516 TRUDEAU, LEON & JUNE
ALTON Lake Winnepesaukee

Requested Action:

Repair/replace existing crib supported docking facility "in-kind."

PBN IS COMPLETE:

Repair/replace existing crib supported docking facility "in-kind."

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2006-02518 DELONG, ROBERT
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Construct a "U-shaped" docking facility.

PBN DISQUALIFIED:

Construct a "U-shaped" docking facility.

With Findings:

1. This proposal does not qualify for the PBN process as it does not meet the criteria under minimum impact project per Administrative Rule Env-Wt 303.04(a), construction or modification of a seasonal dock that provides no more than 2 boat slips.