

Wetlands Bureau Decision Report

Decisions Taken
02/11/2007 to 02/18/2007

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

2003-01458 EXETER COOPERATIVE SCHOOL DISTRICT, SAU #16
EXETER Unnamed Wetland

Requested Action:

First amendment of permit reads: fill a total of 189,754 sq. ft., or 4.34 acres of freshwater wetlands, as well as upland work adjacent to prime wetlands, to construct a new 2,000 student regional high school with associated athletic fields and parking on an 118.3 acre former horse farm race stable site on Old Town Farm Road, Exeter, and associated mitigation consisting of preservation of 45.75 acres on site, of which 26.7 acres are wetland, including all designated prime wetlands on the property, and 19.05 acres is upland buffer habitat, all associated with Fresh River system. Off-site mitigation consists of 36 acres at the Linden Street existing high school site, encompassing 11.7 acres of the Little River prime wetlands and its associated wetlands, and 24.3 acres of uplands. The applicant further proposes to construct two vernal pools on-site to replace the vernal pool to be impacted; as well as conduct wetland construction and restoration at the Linden Street site, to improve the water quality of the wetlands. This shall be designed in coordination with local, state, and federal agencies.

Amend permit with the following change: Fill an additional 1,420 sq. ft. of wetland to construct a cross-country/nature trail.

Inspection Date: 09/25/2003 by Dori A Wiggin
Inspection Date: 09/25/2003 by Christina Altamari
Inspection Date: 04/15/2005 by David A Price

APPROVE AMENDMENT:

First amendment of permit reads: fill a total of 189,754 sq. ft., or 4.34 acres of freshwater wetlands, as well as upland work adjacent to prime wetlands, to construct a new 2,000 student regional high school with associated athletic fields and parking on an 118.3 acre former horse farm race stable site on Old Town Farm Road, Exeter, and associated mitigation consisting of preservation of 45.75 acres on site, of which 26.7 acres are wetland, including all designated prime wetlands on the property, and 19.05 acres is upland buffer habitat, all associated with Fresh River system. Off-site mitigation consists of 36 acres at the Linden Street existing high school site, encompassing 11.7 acres of the Little River prime wetlands and its associated wetlands, and 24.3 acres of uplands. The applicant further proposes to construct two vernal pools on-site to replace the vernal pool to be impacted; as well as conduct wetland construction and restoration at the Linden Street site, to improve the water quality of the wetlands. This shall be designed in coordination with local, state, and federal agencies.

Amend permit with the following change: Fill an additional 1,420 sq. ft. of wetland to construct a cross-country/nature trail.

With Conditions:

1. All work shall be in accordance with plans by Appledore Engineering, Inc. dated June 26, 2003, as received by the Department on July 11, 2003, plan dated August 17, 2005, as received by the Department on August 24, 2005 and cross country/nature trail system plan dated December 27, 2006 as received by the Department on January 29, 2007.
2. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
3. 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 Portsmouth, NH 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.
4. This permit is contingent upon DES' receipt of a final project plan showing one main access to the property, through the property currently owned by Frank and Linda Pickard.
5. The permittee, as agreed, shall relinquish permit 2001-392 for filling 4,987 sq. ft. for ball field construction in Kensington, which is no longer needed.
6. This permit is contingent upon the submission to and approval by DES of vernal pool and wetland construction and restoration plans for the areas included in the conservation easements, which are proposed as mitigation.

7. This permit is contingent upon the submission to and approval by DES of a vernal pool and wetland construction and restoration monitoring plan.
8. This permit is contingent upon the submission to and approval by DES of a wetland buffer planting plan for the areas on the property where roadways or parking areas directly abut wetlands.
9. The details of all construction and restoration plans shall be developed in coordination with DES, the Exeter Conservation Commission, ACOE, EPA, and USFWS.
10. A copy of the finalized turf management plan shall be submitted to DES.
11. This permit is contingent on approval or sign off by the DES Dam Safety Program.
12. Prior to installation of irrigation systems, pump test results shall be submitted to DES to demonstrate that there shall be no draw down or other negative impacts to wetlands or prime wetlands associated with the withdrawal. If it is found that withdrawal has the potential to cause negative wetlands impact, then the permittee shall adjust its water needs and usage accordingly to avoid to prevent those impacts from occurring.
13. This permit is contingent on approval or other authorization by the DES Site Specific Program.
14. This permit is contingent on approval by the DES Subsurface Systems Bureau.
15. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized.
16. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
17. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
18. Construction shall be inspected by a qualified wetland scientist, erosion control specialist, or professional engineer to insure 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.
19. 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).
20. Dewatering of work areas shall be discharged to sediment basins located in uplands and lined with hay bales or other acceptable sediment trapping liners. De-watering water shall be discharged away from water bodies, on stable surfaces, in a non erosive manner. Additionally, all turbid trenches dewatering discharged within one-hundred (100) feet of any waterbody shall be discharged through a filter bag.
21. The permittee shall notify NHDES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland.
22. 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.
23. 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.
24. 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.
25. This permit shall not be effective until it has been recorded with the 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.
26. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
27. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

Land Resources Preservation:

28. This permit is contingent upon removal by the permittee of all unauthorized structures and accumulated trash in and adjacent to the Little River and its wetlands at the Linden St. property. The permit is further contingent upon creation and compliance with a yearly clean-up and maintenance program to maintain the portion of the Little River and its wetlands on the school property in a waste-free condition. The permittee shall notify DES on a yearly basis with documentation showing that the yearly clean-up has been done to the satisfaction of DES.
29. This permit is contingent upon demonstration by the Applicant that the Exeter Conservation Commission (or other appropriate town or suitable entity) is willing to accept the conservation easement deeds.
30. This permit is contingent upon the execution of a conservation easement on 81.75 acres, consisting of 45.75 acres on site and, and 36 acres off-site on Linden Street, as depicted on plans received July 11, 2003.
31. The conservation easements to be placed on the preservation areas shall be written to run with the land, and both existing and

future property owners shall be subject to this easement.

32. Final conservation easement language shall be submitted to the Wetlands Bureau and local Conservation Commission for review and approval. 33. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office, and a copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau.

34. The applicant shall submit seasonal monitoring reports monitoring the health of the wetlands construction and restoration areas over a period of 5 years post-development to ensure that the created vernal pool is functioning at the same or better level of function as the existing vernal pool on-site.

35. The conservation easement area shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction.

36. Signs to indicate the location of and restrictions on the area shall be posted every 150 feet along the boundary of the conservation area prior to construction.

37. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.

38. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

Wetland Construction and Restoration:

39. The details of all construction and restoration plans shall be developed in coordination with DES, the Exeter Conservation Commission, ACE, EPA, and USFWS.

40. The schedule for vernal pool and wetland construction and restoration within the conservation easement areas shall coincide with site construction unless otherwise considered and authorized by the Wetlands Bureau.

41. Wetland creation and restoration 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.

42. 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.

43. The permittee shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.

44. The permittee or a designee shall conduct a follow-up inspection after the first growing season, to review the success of the mitigation area and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year. Similar inspections, reports and remedial actions shall be undertaken in five years following the completion of each mitigation site.

45. Wetland (creation/restoration) 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.

46. Wetland soils from areas vegetated with purple loosestrife shall not be used in the wetland creation site. The potential for the establishment of the invasive species should be considered in other areas where spoils may be spread to limit its further establishment.

47. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the mitigation areas during construction and during the early stages of vegetative establishment.

48. A post-construction report documenting the status of the completed project with photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.

Additional Condition

49. There shall be no further disturbance of the small stockpiles near the vernal pools within the conservation easement.

With Findings:

1. The Exeter Regional Cooperative School District, ("SAU 16"), represents six seacoast towns: Exeter, Stratham, Newfields, Brentwood, Kensington, and East Kingston.

2. On 7/11/03 DES received the current application, 2003-1458, from SAU 16 to fill a total of 188,891 sq. ft., or 4.33 acres of freshwater wetlands, as well as upland work adjacent to prime wetlands, to construct a new 2,000 student regional high school with associated athletic fields and parking on an 118.3 acre former horse farm race stable site on Old Town Farm Rd., Exeter.

3. Mitigation proposed for this application consists of preservation of 45.75 acres on site, of which 26.7 acres are wetlands, including all designated prime wetlands on the property, and 19.05 acres are upland buffer habitat, all associated with the Fresh River system. Off-site mitigation consists of 36 acres at the Linden St. existing high school site, encompassing 11.7 acres of the Little River prime wetlands and its associated wetlands, and 24.3 acres of uplands, which were the subject of prior applications 98-1143 and 2002-492.

4. On August 8, 2003, DES conducted a prime wetlands public hearing for the proposed project.

5. On October 20, 2003 the record of the August 8, 2003 hearing closed.

6. On November 7, 2003 DES issued an approval to fill a total of 188,891 sq. ft., or 4.33 of freshwater wetlands, as well as upland work adjacent to prime wetlands, to construct a new 2,000 student regional high school with associated athletic fields and parking on an 118.3 acre former horse farm race stable site on Old Town Farm Rd., Exeter, as well as associated mitigation, as described in finding 3.

7. On November 25, 2003 DES received a request for reconsideration from Anthony Callendrello.

8. Mr. Callendrello asserts that the permittee has failed to properly assess whether the impacts are necessary, unavoidable, and associated with the least impacting alternative, citing the potential use of administrative controls on parking to reduce lot size; that the SAU's needs are "overstated"; that DES never questioned whether there were alternatives to the design requirements.

9. DES denies the assertion of finding 8. DES finds that the applicant has made an appropriately substantiated representation of facility size and needs, including athletics and parking, based on industry guidelines and analysis of program needs. As stated in the original findings, the new facility is necessary to meet projected enrollment for a six town cooperative school district for the next 10-20 years. DES endorses long range planning to evaluate impacts comprehensively, thus avoid piece meal development which results in greater impacts over time. The student population, current and projected, is based on a combination of regional growth rates and student population. The applicant then used a conservative application of school building size guidelines established by the New England Association for Schools and Colleges. At the request of DES, the applicant had previously supplied DES with a detailed analysis of athletic programs and the fields necessary to support those programs, which examined field availability in all SAU 16 towns, and established a master plan for maximizing field use, relative to the previous plan to redevelop the old high school. The current proposal consolidates this fragmented field use into one location.

With respect to DES not questioning alternatives, DES has been involved with the evolution of the upgrade/ expansion of this district's high school since 1998. In the ensuing six years DES had numerous contacts with the applicant and their consultants through application review meetings, three public hearings, and written and verbal communications in the review of applications 98-1143 and 2002-492. Throughout this time DES worked with the applicant to develop the applicant's knowledge of wetlands regulations and the requirements necessary for an approvable project. For the previous proposals DES required extensive alternatives examination, plan revisions, and mitigation development. DES was immediately engaged in the new proposal at the pre-application stage. DES and Federal regulators met with the applicant and their consultants to provide guidance as to how to design the project in the least impacting way. DES met with the applicant to provide guidance on this application four times in approximately six months. The application the SAU ultimately submitted was the culmination of years of coordination between DES, Army Corps and other federal agencies, and the applicant.

10. Mr. Callendrello asserts that the permittee has failed to properly assess, and DES failed to consider project impacts to surface or ground water.

11. DES denies the assertion of finding 10. Issues with respect to storm water run-off, hydrologic changes, watershed, and the contention that DES has unlawfully delegated review from the wetlands law to other areas of review within DES, are either incorrect or addressed by other laws administered by DES. The wetlands law, RSA 482-A, is not the appropriate means by which impacts to water quality resulting from upland activities are regulated. The Legislature's intent is clear in terms of the purpose and means by which each environmental resource element will be protected, and are regulated as follows:

a. In contrast to RSA 482-A, entitled "Fill and Dredge in Wetlands", Chapter 485-A entitled "Water Pollution and Waste Disposal", clearly states in 485-A:1, Declaration of Purpose: "The purpose of this chapter is to protect water supplies, to prevent pollution in the surface and ground waters of the state and to prevent nuisances and potential health hazards. In exercising any and all powers conferred upon the department of environmental services under this chapter, the department shall be governed solely by criteria relevant to the declaration of purpose set forth in this section. RSA 485-A:4 Duties of Department further states "It shall be the duty of the department and the department is authorized:

I. To exercise general supervision over the administration and enforcement of this chapter.

II. To study and investigate all problems connected with the pollution of the surface waters or ground waters of the state."

b. With respect to the protection of surface water quality, RSA 485-A:8 states "It shall be the overall goal that all surface waters

attain and maintain specified standards of water quality to achieve the purposes of the legislative classification." And further in paragraph II: "There shall be no disposal of sewage or waste into said waters except those which have received adequate treatment to prevent the lowering of the biological, physical, chemical or bacteriological characteristics below those given above, nor shall such disposal of sewage or waste be inimical to aquatic life or to the maintenance of aquatic life in said receiving waters..."

c. With respect to storm water run-off protection RSA 485-A:17, entitled "Alteration of Terrain states "Any person proposing to dredge, excavate, place fill, mine, transport forest products or undertake construction in or on the border of the surface waters of the state, and any person proposing to significantly alter the characteristics of the terrain, in such a manner as to impede the natural runoff or create an unnatural runoff, shall be

directly responsible to submit to the department detailed plans concerning such proposal and any additional relevant information requested by the department, at least 30 days prior to undertaking any such activity. The operations shall not be undertaken unless and until the applicant receives a permit from the department." This permit is independent of

the wetlands permit, and administered under its own set of Administrative Rules, Env-Ws 415.

d. With respect to the impact of septic systems, RSA 485-A:29-46, entitled Sewage Disposal Systems, RSA 485-A:32,I, Prior Approval; Permits states "No person shall construct any building from which sewage or other wastes will discharge or construct a sewage or waste disposal system without prior approval of the plans and specifications of the sewage or waste disposal system by the department."

RSA 485-A:34, II, and IV, state "Lot sizes will be in accordance with the type of soil and its ability to absorb wastes without polluting water supplies or adjoining waters" and that "the department may reject applications for septic tank disposal systems in those areas where there is already a high concentration of septic tanks on adjacent, contiguous or nearby areas or if the application is an obvious expansion, addition or annexation to an area which has already reached the maximum allowable concentration of sewage disposal through septic tanks and leaching systems.

RSA 485-A:37 Maintenance and Operation of Subsurface Septic Systems, further states "Any person who has installed or otherwise acquired a subsurface sewage or waste disposal system installed in accordance with the provisions of this subdivision is required to operate and maintain said system in such a manner as to prevent a nuisance or potential health hazard due to failure of the system.

RSA 485-A:41 III states that construction of systems which would pollute the surface waters or ground waters of the state are prohibited, until an acceptable and practicable method exists which will prevent the pollution. With respect to private wells, the Department's regulatory authority is limited to assuring that a protective well radius is maintained on site on newly created lots, as specified in Administrative Rules Chapter Env-Ws 1000, "Subdivision and Individual Sewage Disposal System Design Rules", as specified in Part Env-Ws 1008, Sections Env-Ws 1008.04, 1008.05, 1008.06 relative to protective well radii.

Further, it is standard and established practice for DES to coordinate internally as an agency and rely on its own agency files without duplicating files to every other related file within the agency.

12. Mr. Callendrello asserts that DES improperly considered budgetary constraints in assessing the feasibility of alternatives.

13. DES denies the assertion of finding 12. Wt 302.04(d)(1) states that DES shall not issue a permit if there is a practicable alternative that would have less impact. DES finds that the alternative that the applicant proposes represents the least impacting practicable alternative. An alternative is determined to be "practicable" if it is available and capable of being done after taking into consideration cost, existing technology and logistics, in light of overall project purposes, therefore budgetary constraints, particularly for a public project expending taxpayer money, are an appropriate consideration in the determination of practicable alternatives.

14. Mr. Callendrello asserts that the decision of DES violates RSA Chapter 9-B.

15. DES denies the assertion of finding 14. RSA 9-B:4 requires state agencies to "give due consideration to the state's policy on smart growth under RSA 9-B:2 when providing advice or expending state or federal funds, for their own use or as pass-through grants, for public works, transportation, or major capital improvement projects, and for the construction ... of facilities." The section also states that "[t]he intent of this action is that new investments and grants for existing sites and buildings in existing community centers will be given preference over investments in outlying areas where that is a practical solution for the use and community in question." DES is not expending funds or pass-through grants for this project on its own behalf, nor does the construction of a municipal cooperative high school qualify as a project to which such expenditures would apply, therefore the requirements of RSA 9-B do not apply to wetlands review.

16. Mr. Callendrello asserts that DES was unclear as to when permit conditions were to be satisfied.

17. DES denies the assertion of finding 16. Making a permit contingent upon fulfillment of conditions implies that the validity of the permit is always subject to the permittee's compliance with those conditions on an immediate and on-going basis. Compliance is monitored by DES through the permittee's submission of monitoring reports; pre-construction meetings; construction compliance monitoring by DES. If, at any time, DES finds that the permittee is not accomplishing compliance with the conditions, DES may take enforcement action, including

revocation of the permit. To date, the permittee has completed compliance with permit conditions 1-9, 11, 13, 14, 25, 26, 27, and

35, and is actively engaged with DES in compliance with the other conditions related to construction and mitigation, which demonstrates good faith compliance efforts with this project thus far.

**2005-02366 PORTLAND PIPELINE CORP.
RANDOLPH Israel River**

Requested Action:

Retain 200 linear feet (2,850 square feet) of impact to the northern bank of the Israel River for riprap stabilization required to protect an exposed 24-inch diameter crude oil pipe (Reference Emergency Authorization Verification issued on October 07, 2005); and retain 60 linear feet (360 square feet) of impact for riprap stabilization of the adjacent perennial stream bank; and retain 210 square feet of impact for the installation of a 36-inch culvert required to reroute existing pond outflow.

APPROVE AFTER THE FACT:

Retain 200 linear feet (2,850 square feet) of impact to the northern bank of the Israel River for riprap stabilization required to protect an exposed 24-inch diameter crude oil pipe (Reference Emergency Authorization Verification issued on October 07, 2005); and retain 60 linear feet (360 square feet) of impact for riprap stabilization of the adjacent perennial stream bank; and retain 210 square feet of impact for the installation of a 36-inch culvert required to reroute existing pond outflow.

With Conditions:

1. This approval is contingent upon plantings in accordance with narratives received September 01, 2006 and January 15, 2007.
2. This approval is contingent upon a final restoration/planting plan (drawing) depicting all completed restoration/planting areas by December 01, 2007.
3. Additional request to dredge and/or fill in this area of the Israel River bed or bank shall not be considered until a complete analysis and assessment has been conducted by the applicant to determine if a more effective and long-term solution exists which alleviates the erosion problem, such as relocating the oil lines.
4. Native live plantings shall be installed by September 15, 2007, on previously stabilized banks, and dormant stakes shall be planted in the spring by June 1, 2007 or in the fall by October 30, 2007.
5. The permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the restoration/planting areas are constructed in accordance with the plan. Monitoring shall be accomplished in a timely fashion and remedial measures taken if necessary. The DES 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.
6. Seed mix within the restoration/planting areas shall be a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturers specifications and shall contain no reed canary grass (*Phalaris arundinacea*).
7. Mulch used within the wetland restoration/planting areas shall be natural straw or equivalent.
8. Restoration/planting 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 riverine system is replicated in a manner satisfactory to the DES Wetlands Bureau.
9. A post-construction report documenting the status of the restoration/plantings areas with photographs shall be submitted to the Wetlands DES within 60 days of the completion of construction.
10. The permittee or a designee shall conduct a follow-up inspection after the first growing season, to assess the system and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year. Similar inspections, reports and remedial actions shall be undertaken in at least the second year following the completion of each mitigation site.
11. 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 major impact project per Administrative Rule Env-Wt 303.02(i), alteration of more than 200 linear feet of a perennial stream or river channel or its banks.
2. Bank stabilization was required to protect an exposed 24-inch crude oil pipe.
3. The pond outlet reroute was required to eliminate flow over the bank of the Israel River, as this flow has been determined as a

contributor to bank failure.

4. Riprap stabilization of this area of the Israel River and the perennial stream was previously approved under Wetlands and Non-Site Specific Permit 2004-02151.
5. This after-the-fact approval is contingent upon the plantings in accordance with narratives received September 01, 2006 and January 15, 2007.
6. This after-the-fact approval is contingent upon a final restoration plan (drawing) depicting the details of all completed restoration/planting areas.
7. The DES Wetlands Bureau recognizes the need to maintain and stabilize this area of the Israel River for the protection of the existing infrastructure, but if erosion is ongoing an alternative long term solution analysis will be required.
8. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of this riverine system.
9. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 10. 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.
11. 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.

2006-01202 PASS, LEONARD
JEFFERSON Israel River

Requested Action:

Dredge and fill approximately 2,280 square feet (85 linear feet) within the bank of the Israel River to biostabilize an eroding segment of riverbank. Project activities include base logs, root wads, boulders, live stakes, and top-of-bank plantings.

APPROVE PERMIT:

Dredge and fill approximately 2,280 square feet (85 linear feet) within the bank of the Israel River to biostabilize an eroding segment of riverbank. Project activities include base logs, root wads, boulders, live stakes, and top-of-bank plantings.

With Conditions:

1. All work shall be in accordance with plans by Watershed to Wildlife, dated January 09, 2007, as received by the DES Wetlands Bureau on January 16, 2007.
2. This permit is contingent upon the establishment of a top-of-bank vegetated buffer.
3. The permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the bank stabilization areas are constructed in accordance with the plan. Monitoring shall be accomplished in a timely fashion and remedial measures taken if necessary. The DES 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.
4. The permittee shall notify in writing the DES Wetlands Bureau and the Jefferson Conservation Commission at least 7 days prior to the commencement of project construction.
5. 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.
6. There shall be no excavation or operation of construction equipment in flowing water.
7. All work shall be done from the top of the bank.
8. Bank stabilization shall not be done to extend land into the river channel.
9. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
10. Appropriate erosion and siltation controls shall be installed prior to construction, maintained during construction, and remain until the area is stabilized. Silt fencing must be removed once the area is stabilized.
11. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
12. 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.

13. Extreme precautions shall be taken within riparian areas to limit unnecessary removal of vegetation during construction and areas cleared of vegetation to be revegetated with native like species within three days of the completion of this project
14. 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.
15. 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.
16. 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.
17. No work within the confined area shall proceed until the cofferdam is fully effective, and water flow is controlled.
18. Temporary cofferdams shall be entirely removed immediately following construction.
19. Excavated material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
20. All temporarily stockpiled material shall be placed out any area that is within the jurisdiction of the DES Wetlands Bureau.
21. 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.
22. Only native plant species shall be utilized to renegotiate the riverbank.
23. Native live plantings shall be installed by September 15th, on previously stabilized banks, and dormant willows shall be planted in the spring by June 1st, or in the fall by October 30th.
24. Seed mix within the bank stabilization area shall be a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturer's specifications.
25. Mulch used within the bank stabilization areas shall be natural straw or equivalent.
26. Riverbank stabilization areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or shall be replanted and re-established until the bank is replicated in a manner satisfactory to the DES Wetlands Bureau.
27. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the DES Wetlands Bureau if the species is found in the stabilization areas during construction and during the early stages of vegetative establishment.
28. A post-construction report documenting the status of the bank stabilization area, including photographs during and post construction shall be submitted to the Wetlands DES within 60 days of the completion of construction.
29. The permittee or a designee shall conduct a follow-up inspection after the first full growing season, to review the success of the project and schedule remedial actions if necessary. A report outlining the project status including photographs and any follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year. Similar inspections, reports and remedial actions shall be undertaken in at least the second year following the completion of the project.

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(i), alteration of more than 200 linear feet of a perennial stream or river channel or its banks.
2. Wetlands and Non-Site Specific Permit 2002-01957 approved 220 linear feet of riprap and biostabilization within the bank of a perennial stream that is adjacent to the approved and proposed stabilization areas along the Israel River.
3. Cumulative impacts approved by this permit and by Wetlands and Non-Site Specific Permit 2002-01957 are greater than 200 linear feet of disturbance to a perennial stream channel or river or its banks.
4. Work approved by Wetlands and Non-Site Specific Permit 2002-01957 is complete and the permit expires July 22, 2008.
5. A new permit was issued to allow for sufficient time to complete the proposed 85 linear feet of biostabilization.
6. The proposed 85 linear feet of biostabilization will tie into 250 linear feet of previously approved riprap stabilization within the bank of the Israel River (Wetlands and Non-Site Specific Permits 1995-02229 and 1998-01814).
7. The currently proposed 85 linear feet of biostabilization is immediately adjacent to an existing residence.
8. In accordance with Env-Wt 302.03(b)(2)(c), projects involving only riprap or other bank stabilization to protect existing infrastructure such as building do not require a compensatory mitigation proposal.
9. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of this riverine system.
10. The project site is upstream of the convergence of the Israel River and Mill Brook; in an area of the Israel River that is not fourth order.
11. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.

12. 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.
13. 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.

2006-02301 SUNBURST CONDO ASSOCIATION, BILL CONATON
GILFORD Lake Winnepesaukee

Requested Action:

Dredge 29 cubic yards of accumulated sediment from 450 sq ft within an existing 18 ft x 42 ft dug-in boathouse, construct a 25 ft retaining wall and a 70 sq ft planter to stabilize an existing 54 ft 8 in x 19 ft beach on property having 310 ft of frontage on Lake Winnepesaukee, in Gilford.

Conservation Commission/Staff Comments:

Con Com has suggest new chemical timbers are used and siltation and erosion controls are used

APPROVE PERMIT:

Dredge 29 cubic yards of accumulated sediment from 450 sq ft within an existing 18 ft x 42 ft dug-in boathouse, construct a 25 ft retaining wall and a 70 sq ft planter to stabilize an existing 54 ft 8 in x 19 ft beach on property having 310 ft of frontage on Lake Winnepesaukee, in Gilford.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction dated August 26, 2006, revision date January 09, 2007, as received by the Department on January 12, 2007 and dredge profile plans by Watermark Marine Construction dated July 13, 2006, as received by the Department on September 05, 2006.
2. All dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
3. This permit allows for a one time dredge and does not allow for a annual dredging.
4. Future dredging within the area approved shall not be permitted more frequently than once every 6 years.
5. The 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.
6. Appropriate siltation and erosion 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. 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.
8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.
9. 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(g), removal of more than 20 cubic yards of rock, gravel, sand, mud, or other material from public waters.
2. The requested dredging is necessary to maintain the functionality of the existing boathouse.
3. The proposed retaining wall and planter will reduce the beach slopes and lessen the potential for erosion of sediment into public waters.
4. Public hearing is waived with the finding that the project impacts will not significantly impair the resources of Lake Winnepesaukee.

-Send to Governor and Executive Council-

**2006-02553 COCHRANE REVOC TRUST, HILDE
NEWINGTON Little Bay**

Requested Action:

Construct a tidal docking structure consisting of a 6' x 75' permanent pier to a 3'x 40' ramp to a 10' x 20' float, overall structure length 131', providing two under-sized slips (as defined by Administrative Rule Env-Wt 101.09 "Boatslip") on 310' of frontage on Little Bay.

Inspection Date: 02/09/2007 by Dori A Wiggin

APPROVE PERMIT:

Construct a tidal docking structure consisting of a 6' x 75' permanent pier to a 3'x 40' ramp to a 10' x 20' float, overall structure length 131', providing two under-sized slips (as defined by Administrative Rule Env-Wt 101.09 "Boatslip") on 310' of frontage on Little Bay.

With Conditions:

1. All work shall be in accordance with plans by Pickering Marine dated 9/15/2006, as received by the Department on 9/22/2006, and per supporting materials relative to frontage and bald eagle impacts dated 1/10/2007 as received by the Department on 1/13/2007.
2. Any future work in jurisdiction as specified in RSA 482-A on this property will require a new application and approval by the Department of Environmental Services ("DES") Wetlands Bureau.
3. The decking of the dock shall have a minimum of 6 ft. clearance from the surface of the tidal marsh or 1:1 ratio of deck height to width as appropriate, and shall have 3/4-inch spacing between the decking planks.
4. This permit shall not be effective until recorded at the Rockingham County Registry of Deeds Office by the permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau prior to construction.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain in until the area is stabilized.
6. 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.
7. Construction of this tidal docking structure consisting of a 6' x 75' permanent pier to a 3'x 40' ramp to a 10' x 20' float, providing one under-sized slip (as defined by Administrative Rule Env-Wt 101.09 "Boatslip") on 310' of frontage on Little Bay on Newington tax map 22, lot 6, shall be the only dock 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.
8. Work shall be done during low tide.
9. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
10. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
11. The float shall be constructed such as to rest on float stops at low tide to prevent the float from sitting on the mud at low tide. Design of the float stops shall be coordinated among DES, National Marine Fisheries Service ("NMFS"), and the applicant, or applicant's marine contractor.

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(a), projects in sand dunes, tidal wetlands, or bogs, except for the repair of existing structures pursuant to Wt 303.04(v).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01. There is currently no docking structure on the property to provide access to the water.
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 Wt 302.03. The permanent pier is designed at one foot of height for each foot of structure width, with 3/4 inch spacing between decking to prevent shading of the tidal vegetation; has a seasonal ramp and float; and is the minimum length necessary to reach usable water on Little Bay.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) and (c), Requirements for Application Evaluation, has been considered in the design of the project. There will be no shoreline tree removal as a result of this project to affect bald eagle habitat, which addresses the concern expressed by NH Fish & Game Non-game and Endangered

Wildlife Program. This project has been reviewed by the Pease Development Authority Division of Ports and Harbors which determined that the project would have no negative effect on navigation, per letter dated 10/31/2006; and the dock is located greater than 20 feet off the abutting property lines. The Newington Conservation Commission did not report.

5. This application has received review of the federal PGP Joint Processing Meeting on 1/18/2007. National Marine Fisheries ("NMFS") commented that the application was eligible as proposed.

6. This dock is consistent with other tidal dock approvals in the seacoast.

7. DES staff field inspection on 2/9/2007 found that the site is accurately represented in the application.

-Send to Governor and Executive Council-

2006-02842 PEASE DEVELOPMENT AUTHORITY, DIV. OF PORTS & HARBO
RYE Rye Harbor

Requested Action:

Remove existing deteriorated 4,990 sq. ft. commercial timber fish pier which is beyond its service life and replace with a new 5,605sq. ft. concrete and steel pier in the same location with appurtenant gangways and floats on 1,350 ft. of shoreline frontage at the Rye Harbor State Marina.

Conservation Commission/Staff Comments:

The Rye Conservation Commission has reviewed this project and reported that they have "no objections to the proposal.

Inspection Date: 01/04/2007 by Frank D Richardson

APPROVE PERMIT:

Remove existing deteriorated 4,990 sq. ft. commercial timber fish pier which is beyond its service life and replace with a new 5,605sq. ft. concrete and steel pier in the same location with appurtenant gangways and floats on 1,350 ft. of shoreline frontage at the Rye Harbor State Marina.

With Conditions:

1. All work shall be in accordance with plans by Appledore Marine Engineering, Inc. dated October 2006, as received by the Department on November 03, 2006.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. This permit shall not be effective until it has been recorded with the Rockingham County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
4. DES Wetlands Bureau Southeast Region staff shall be notified in writing prior to commencement of work and upon its completion.
5. 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.
6. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands.
7. Faulty equipment shall be repaired prior to entering jurisdictional areas.
8. 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.
9. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(a&d)
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) and (c), 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 January 04, 2007. Field inspection determined the existing pier is deteriorated and requires replacement.
 6. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of this marine wetland ecosystem and is in the interest of public safety for the commercial fishermen.

-Send to Governor and Executive Council-

MINOR IMPACT PROJECT

2005-02540 **TUCCI, RALPH & GAIL**
PITTSFIELD Unnamed Wetland Suncook River & Kelly Brook

Requested Action:

Dredge and fill a total 2431 square feet of palustrine forested wetland and streams and retain 1296 square feet of palustrine forested wetland and streams for the construction of an interior road system for agricultural use.

APPROVE PERMIT:

Dredge and fill a total 2431 square feet of palustrine forested wetland and streams and retain 1296 square feet of palustrine forested wetland and streams for the construction of an interior road system for agricultural use.

With Conditions:

1. All work shall be in accordance with plans By Schauer Environmental Services indicating impact areas B1, and B3-B7 dated May 22, 2006, and revised through October 26, 2006, as received by the Department on November 3, 2006 and plans by Schauer Environmental Services Restoration of Impact B2 as approved and conditioned by the Department.
2. This permit is contingent on completion of the restoration, per a Restoration Plan Approval issued by the DES Wetlands Bureau, Compliance Section, of the unpermitted impacts.
3. This permit is contingent on approval by the DES Alteration of Terrain Program.
4. The culvert replacement at crossing B1 shall be completed by August 1, 2007.
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 of perennial streams.
7. Work shall be done during periods of non-flow of intermittent stream.
8. 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.
9. 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.
10. All work shall be done from the top of the bank.
11. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
12. Proper headwalls shall be constructed within seven days of culvert installation.
13. 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).
14. 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.

15. A post construction report including photographs of the completed B1 crossing shall be submitted by August 15, 2007.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h), projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Env-Wt 303.04(f).
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. The applicant is working with the Department in order to come into complete compliance with RSA 482-A. This permit is part of the process to come into compliance with Administrative Order WD 05-031.

2006-00355 FAWCETT, WALTER
WOLFEBORO Lake Winnepesaukee

Requested Action:

Construct two 6 ft x 30 ft permanent piling supported docks connected by a 6 ft x 12 ft permanent walkway in a "U" shaped configuration with a 14 ft x 30 ft seasonal canopy over the center slip on an average of 177 ft of frontage on Lake Winnepesaukee, Wolfeboro.

Conservation Commission/Staff Comments:

Con Com has no objections to proposed project

DENY PERMIT:

Construct two 6 ft x 30 ft permanent piling supported docks connected by a 6 ft x 12 ft permanent walkway in a "U" shaped configuration with a 14 ft x 30 ft seasonal canopy over the center slip on an average of 177 ft of frontage on Lake Winnepesaukee, Wolfeboro.

With Findings:

Standards for Approval

1. In accordance with RSA 482-A:3, Excavating and Dredging Permits, "[n]o person shall excavate, remove, fill, dredge or construct any structures in or on any bank, flat, marsh, or swamp, or in an adjacent to any waters of the state without a permit from the department."
2. This project is classified as a minor impact per Rule Env-Wt 303.03(d), "construction or modification of any docking system that exceeds the design and construction criteria for minimum impact docks classified under Env-Wt 303.04."
3. Rule Env-Wt 302.04(d) states that the Department shall not grant a permit if: (1) There is a practicable alternative that would have a less adverse impact on the area and environments under the department's jurisdiction; (2) The project would cause or contribute to significant degradation of waters of the state; (3) The project will cause random or unnecessary destruction of wetlands; or (5) The requirements of Env-Wt 302.03 are not met or where the applicant has failed to document consideration of factors as required in Env-Wt 302.04(a).
4. In accordance with Env-Wt 402.05 Permanent Docks, (a) "an application for a permanent dock shall be approved only when an applicant establishes that: (1) The proposed dock will be located on a lake of over 1,000 acres; and (2) The proposed site for the dock is exposed to radial fetch of at least 1 mile between compass headings 300 to 360 or 0 to 30 degrees, or a radial fetch of at least 2 miles between compass headings 31 to 299 as measured from true north."
5. In accordance with Env-Wt 402.05 Permanent Docks(b) "When the applicant does not meet the requirements of (a), above, the department shall approve the permanent dock provided the applicant documents the occurrence of 1 foot high waves as measured from trough to crest in water at least 3 feet deep, at the location of the proposed dock on at least 4 separate occasions, lasting 4

hours each, between the dates of May 15 and October 15."

6. In accordance with RSA 482-A:3 "Any request for additional information shall specify that the applicant submit such information as soon as practicable and shall notify the applicant that if the requested information is not received within 120 days of the request, the department shall deny the application."

Findings of Fact

7. On February 21, 2006, the Wetlands Bureau received an application for surface water impacts, on the lot identified as Wolfeboro tax map 199, lot 24, to construct a permanent 3 slip docking system extending 36 feet lakeward with a seasonal canopy over the center slip on Lake Winnepesaukee.

8. On May 12, 2006 the Wetlands Bureau sent a Request for More Information letter advising the applicant the lot did not meet the requirements for a permanent dock and requested the applicant submit plans for a seasonal docking system.

9. On September 08, 2006, the Wetlands Bureau received a response to the Request for More Information letter. This response did not include plans for a seasonal docking structure.

10. On September 13, 2006, the Wetlands Bureau sent a second Request for More Information letter requesting the applicant meet the conditions of Env-Wt 402.05 for Permanent Docks. This letter had a January 11, 2007, deadline as required pursuant to RSA 482-A:3.

11. On January 12, 2007, the Wetlands Bureau received a response to the Request for More Information letter dated September 13, 2006. This response did not include the information required pursuant to Env-Wt 402.05.

Rulings in Support of the Decision

12. The applicant failed to submit information required pursuant to Rule Env-Wt 402.05(a) and Rule Env-Wt 402.05(b) in a timely manner and therefore the application is denied pursuant to RSA 482-A:3, XIV.

**2006-00444 JUVÉ, RICHARD
MEREDITH Tributary To Lake Waukewan**

Requested Action:

Request amendment to change proposed box culvert at station 7+10, to a 54-inch round concrete culvert embedded 12-inches into an the intermittent stream bed.

APPROVE AMENDMENT:

Dredge and fill 7352 square feet of isolated palustrine forested wetland, roadside drainage ditch including 103 linear feet of intermittent stream for roadway upgrades in the subdivision of approximately 18 acres into three single family residential lots.

With Conditions:

1. All work shall be in accordance with plan sheets C1 and C4 by Fluet Engineering dated December 22, 2005, and revised through January 3, 2007, as received by the Department on January 5, 2007; and plan sheets C2 and C3 also by Fluet Engineering dated December 22, 2005, as received by the Department on March 2, 2006, and Subdivision Plans by Associated Surveyors dated December 20, 2006, as received by the Department on August 21, 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. Work shall be done during periods of non-flow.
6. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
7. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
8. Proper headwalls shall be constructed within seven days of culvert installation.
9. 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).

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 minor impact project per Administrative Rule Env-Wt 303.03(h), projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Wt 303.04(f).
2. The proposal is to upgrade and provide drainage structures and treatment for an existing roadway.
3. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
4. The wetland impacts associated with this application are roadside drainages and isolated wetland areas where water has become trapped due to the existing roadway.
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.
5. The applicant has addressed the requirements of Env-Wt 304.09(a).
6. The Meredith Conservation Commission has no objections to this permit.

**2006-00533 TROOP, ROBERT & CYNTHIA
MEREDITH Lake Winnepesaukee**

Requested Action:

Applicant requests to extend canopy 4 ft beyond docking structure lakeward into the waterbody.

Conservation Commission/Staff Comments:

Con Com has no adverse comments

DENY AMENDMENT:

Applicant requests to extend canopy 4 ft beyond docking structure lakeward into the waterbody.

With Findings:

Standards for Approval

1. In accordance with RSA 482-A:3, Excavating and Dredging Permits, "[n]o person shall excavate, remove, fill, dredge or construct any structures in or on any bank, flat, marsh, or swamp, or in an adjacent to any waters of the state without a permit from the department."
2. This project is classified as a minor impact per Rule Wt 303.03 (d), construction or modification of any docking system that exceeds the design and construction criteria for minimum impact docks classified under Env-Wt 303.04.
3. In accordance with Rule Wt 302.04(a), Requirements for Application Evaluation, the applicant is required to demonstrate "the need for the proposed impact."

Findings of Fact

4. On March 13, 2006, the Wetlands Bureau received an application for impacts, on the lot identified as Meredith tax map U-20, lot 17,(the "Lot") to remove an existing permanent docking structure and construct two 6 ft by 30 ft piling piers attached by a 6 ft by 12 walkway over the bank, install two, 3 piling ice clusters, install a permanent boatlift with a 14 ft by 30 ft seasonal canopy in the

center slip, and install two seasonal PWC lifts along the northern shore on Lake Winnepesaukee, Meredith.

5. On July 05, 2006 the Department issued a permit to remove an existing permanent docking structure and construct two 6 ft by 30 ft piling piers attached by a 6 ft by 12 walkway over the bank, install two, 3 piling ice clusters, install a permanent boatlift with a 14 ft by 30 ft seasonal canopy in the center slip, and install two seasonal PWC lifts along the northern shore on Lake Winnepesaukee, Meredith.
6. On July 07, 2006, the Department received an amendment request to rebuild two sections of eroded retaining wall.
7. On July 20, 2006, the Department issued a permit to remove an existing permanent docking structure and construct two 6 ft by 30 ft piling piers attached by a 6 ft by 12 walkway over the bank, install two, 3 piling ice clusters, install a permanent boatlift with a 14 ft by 30 ft seasonal canopy in the center slip, and install two seasonal PWC lifts along the northern shore, repair 31 linear ft of wall along the shoreline on Lake Winnepesaukee, Meredith.
8. On January 26, 2007, the Department received a second amendment request to extend the canopy 4 ft lakeward beyond the lakeward limits of the existing docking structure.
9. The amendment request did not include any explanation of the need for the oversized canopy.

Rulings in Support of the Decision

10. The applicant has not addressed the need for the proposed impact as required per Rule Wt 302.04(a)(1) and, therefore, the request is denied in accordance with Rule 302.04 (d)(3).
11. Extending the existing canopy lakeward beyond the existing docking structure would not minimize or avoid impacts as required pursuant to Env-Wt 302.03.

2006-01602 ISKANDAR, ISKANDAR
ENFIELD Unnamed Stream Mascoma Lake

Requested Action:

Dredge and fill 5,961 square feet of wetlands to install an 18-inch x 38-foot culvert and an 18-inch x 35-foot culvert for road access an 18-lot subdivision on 183 acres; and install a 12-inch x 24-foot culvert for common driveway access to two(2) lots; and temporarily impact 206 square feet of palustrine forested wetlands and intermittent stream for sewer line installation.

APPROVE PERMIT:

Dredge and fill 5,961 square feet of wetlands to install an 18-inch x 38-foot culvert and an 18-inch x 35-foot culvert for road access an 18-lot subdivision on 183 acres; and install a 12-inch x 24-foot culvert for common driveway access to two(2) lots; and temporarily impact 206 square feet of palustrine forested wetlands and intermittent stream for sewer line installation.

With Conditions:

1. All work shall be in accordance with Plans by Connecticut Valley Environmental Services, Inc dated June 15, 2006, as received by the DES Wetlands Bureau on June 26, 2006; and Evenchance Drive Extension Plan/Profile plans by WAE Design Group dated January 01, 2006, and revised through September 13, 2006, as received by the DES Site-Specific Bureau on January 25, 2007.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback on tax map/lots 10/1-10/3 and 10/5-10/18.
5. The deed which accompanies the sales transaction lots 10/1-10/3 and 10/5-10/18 in this subdivision shall contain condition # 4 of this approval.
6. The property owner of the remaining tax map/lot 10/4 (153.87 acres) shall have the wetlands and surface waters on the lot delineated by a Certified Wetland Scientist prior to any future subdivision or alteration of wetlands or surface waters.
7. The deed which accompanies the sales transaction for tax map/lot 10/4 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. Work shall be done during low flow conditions.
10. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.

11. 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.
12. Orange construction fencing shall be placed at the limits of construction within or directly adjacent to wetlands or surface waters.
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. Culverts shall be laid at original grade.
16. 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).
17. 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.

RESTORATION:

18. This permit is contingent upon the restoration of 206 square feet of intermittent stream/forested wetlands temporary impact in accordance with Plans by Connecticut Valley Environmental Services, Inc dated June 15, 2006, as received by the DES Wetlands Bureau on June 26, 2006; and the restoration sequence by Connecticut Valley Environmental Services, Inc dated January 10, 2007, as received by the Department on January 16, 2007.
19. The permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the temporary impact areas are constructed in accordance with the restoration plan. Monitoring shall be accomplished in a timely fashion and remedial measures taken if necessary. The DES 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.
20. Area of temporary impact shall be regraded to original contours following completion of work.
21. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
22. Seed mix within the restoration area shall be a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturer's specifications.
23. Temporary impact 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/intermittent stream is replicated in a manner satisfactory to the DES Wetlands Bureau.
24. A post-construction report documenting the status of the restored jurisdictional area, including photographs shall be submitted to the Wetlands DES within 60 days of the completion of construction.
25. The permittee or a designee shall conduct a follow-up inspection after the first growing season, to review the success of the temporary impact area and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year. Similar inspections, reports and remedial actions shall be undertaken in at least the second year following the completion of each restoration site.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h), alteration of less than 20,000 square feet of wetlands.
2. A portion of the subject parcel (153.87 acres) is within the Shaker Mountain Conservation District, which is above the 900-foot contour.
3. At this time development of The Shaker Mountain Conservation District area is restricted by steep slopes, town ordinances, and the "Chiplin Enterprises, Inc. Deceleration of Protective Covenants".
4. This permit is conditioned that the property owner of the remaining tax map/lot 10/4 (153.87 acres) shall have the wetlands and surface waters on the lot delineated by a Certified Wetland Scientist prior to any future subdivision or alteration of wetlands or surface waters.
5. This permit is contingent upon the restoration of 206 square feet of intermittent stream/forested wetland temporary impact.
6. A certified wetland scientist confirmed there are no vernal pools in the projects vicinity.
7. NHEG Nongame and Endangered Species Program recommended perennial stream channel crossings are open-bottomed spans that are 1.2 times the bankfull width and 50-foot stream buffers.
8. The project will not impact any perennial streams.
9. The prior phase (Evenchance I) of the subdivision was completed by an unrelated owner over 10 years ago.
10. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 11. 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.

12. 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.

**2006-02256 TENN, JAMES
DEERFIELD Pleasant Lake**

Requested Action:

Remove the existing rotting log retaining wall, cut back the slope, stabilize the recontoured slope with rip rap and native plantings, resurface an existing 9 ft x 45 ft boatramp with geoblock pavers and construct a 150 sq ft perched beach on Pleasant Lake, Deerfield.

APPROVE PERMIT:

Remove the existing rotting log retaining wall, cut back the slope, stabilize the recontoured slope with rip rap and native plantings, resurface an existing 9 ft x 45 ft boatramp with geoblock pavers and construct a 150 sq ft perched beach on Pleasant Lake, Deerfield.

With Conditions:

1. All work shall be in accordance with plans by Schauer Environmental Consultants dated August 07, 2006, revision date January 10, 2007, as received by the Department on January 12, 2007.
2. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.
3. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. 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.
5. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
6. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
7. Rip-rap shall be located landward of the shoreline at the normal high water, where practical, and shall not extend more than 2 feet lakeward of that line at any point.
8. This permit shall be used only once, and does not allow for annual beach replenishment.
9. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
10. 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.
11. Unnecessary removal of vegetation within the shoreland during construction shall be prohibited.
12. All planted vegetation shall be native and consistent with surrounding natural vegetation on the property and surrounding properties. Planting invasive or exotic species is strictly prohibited.
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 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 department's jurisdiction per Env-Wt 302.03.
4. The proposed project meets the intent of Env-Wt 404.03(a).
5. DES Staff conducted a field inspection of the proposed project on December 28, 2006. Field inspection determined the proposed project is the least impacting alternative to stabilize the slope on the bank of the waterbody. The existing natural shoreline has been altered by the construction of the log retaining wall with fill placed behind the logs.

**2006-02263 POOLE, JOHN
ATKINSON Unnamed Wetland**

Requested Action:

Dredge 3,200 sq. ft. of a palustrine forested/ scrub-shrub & emergent wetlands to create a fire pond and to improve drainage in an area where hydrology has changed due to road construction.

Conservation Commission/Staff Comments:

No report received from the Atkinson Conservation Commission.

APPROVE PERMIT:

Dredge 3,200 sq. ft. of a palustrine forested/ scrub-shrub & emergent wetlands to create a fire pond and to improve drainage in an area where hydrology has changed due to road construction.

With Conditions:

1. All work shall be in accordance with plans by John Poole dated 8-26-06, as received by the Department on August 30, 2006.
2. DES Wetlands Bureau Southeast Region staff shall be notified in writing prior to commencement of work and upon its completion.
3. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, for septic setback or other construction activities.
5. 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.
6. 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.
7. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h).
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.

**2006-02458 PELLETIER, MARTIN
GREENVILLE Unnamed Wetland**

Requested Action:

Dredge and fill 3650 square feet of palustrine forested wetland including installation of a 48-foot x 24-inch culvert for access to a proposed commercial lot.

APPROVE PERMIT:

Dredge and fill 3650 square feet of palustrine forested wetland including installation of a 48-foot x 24-inch culvert for access to a proposed commercial lot.

With Conditions:

1. All work shall be in accordance with plans by Meridian Land Services, dated September 12, 2006, as received by the Department on September 15, 2006.

2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
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 recorded permit shall be submitted to the DES Wetlands Bureau.
7. Work shall be done during periods of non-flow.
8. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
9. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
10. Proper headwalls shall be constructed within seven days of culvert installation.
11. 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).
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. Silt fencing must be removed once the area is stabilized.
16. 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 minor impact project per Administrative Rule Env-Wt 303.03(h), projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Env-Wt 303.04(f).
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 [date]. Field inspection determined ...

2006-02763 PARKER JR. REVOCABLE TRUST, GEORGE
BEDFORD Unnamed Wetland

Requested Action:

Dredge and fill 1,400 sq. ft. of forested wetlands for access to one lot of a two lot subdivision. Work in wetlands consists of installation of two 12 in. x 24 ft. ADS culverts, associated headwalls, grading and filling.

APPROVE PERMIT:

Dredge and fill 1,613 sq. ft. of previously impacted (unpermitted impacts) forested wetlands and restore 7,672 sq. ft. of previously impacted (unpermitted impacts) forested wetlands for access to one lot of a two lot subdivision. Work in wetlands consists of installation of two 12 in. x 24 ft. ADS culverts, associated headwalls, grading and filling. Restore 7,672 sq. ft. of forested wetlands. Work consists of creating pit and mound topography, restoration of wetlands hydrology and replanting the impacted wetland areas outside of the proposed crossing.

With Conditions:

1. All work shall be in accordance with plans by Sanford Surveying and Engineering "Dredge & Fill Site Plan", dated July 24, 2006, and "Wetland Impact" plan, as received by the Department on October 27, 2006 and plan by Schauer Environmental Consultants, LLC "Wetland Restoration & Overview Plan", dated January 2, 2007, as received by the Department on January 16, 2007.
2. This permit approval shall not preclude further enforcement action by DES.
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 County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
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. Work shall be done during low flow.
8. This permit is contingent upon the restoration of 7,672 sq. ft. of wetlands in accordance the Wetland Restoration & Overview Plan, dated January 2, 2007, as received by the department on January 16, 2007.
9. The proposed wetlands restoration shall include planting native wetland tree species (seedlings or saplings), which represent the previously removed wetlands plant species. The tree species shall be evenly distributed throughout the proposed "Mound" portions of the restoration area.
10. The schedule for restoration of wetland impact areas shall coincide with the driveway construction unless otherwise considered and authorized by the Wetlands Bureau.
11. The proposed restoration shall be completed no later than September 1, 2007, unless otherwise considered and authorized by the Wetlands Bureau.
12. The permittee shall designate a New Hampshire Certified Wetland Scientist ("CWS") who will be responsible for monitoring and ensuring that the restoration areas are constructed in accordance with the restoration plan and permit approval. Monitoring shall be accomplished in a timely fashion and remedial measures taken if necessary. The Wetlands Bureau shall be notified in writing by the CWS prior to the start of work and if there is a change of status during the project.
13. A post-construction report prepared by the CWS documenting the status of the completed project with photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.
14. The CWS shall conduct a follow-up inspection after the first growing season, to review the success of the mitigation area and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year.
15. Wetland restoration areas shall have at least 75% successful establishment of wetlands vegetation after one growing season, or shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.
16. Wetland soils from areas vegetated with purple loosestrife shall not be used in the wetland creation site. The potential for the establishment of the invasive species should be considered in other areas where spoils may be spread to limit its further establishment.
17. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the mitigation areas during construction and during the early stages of vegetative establishment.
18. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
19. Proper headwalls shall be constructed within seven days of culvert installation.
20. 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.
21. 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 minor impact project per Administrative Rule Env-Wt 303.03(h), projects involving less 20,000 sq. ft. of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Env-Wt 303.04(f).

2. The permit is contingent on restoration of 7,672 sq. ft. of unpermitted wetlands impact.
3. The project will result in retaining 1,613 sq. ft. of wetlands impact for access to one lot of a two lot subdivision.
4. The retained driveway crossing impacts would have been classified as a minimum impact project.
5. The department waived Administrative Rule Env-Wt 304.04, due to the need to restore impacted wetlands within the 10 ft. of the northern property line and to prevent further environmental despoliation.
6. The department has not received comments from any abutting property owners.
7. The Bedford Conservation Commission voted to approve the original application submittal.
8. The New Hampshire Fish and Game Department did not submit comments regarding the proposed project.
9. The permit approval does not preclude further enforcement actions by DES.
10. The need for the retained impacts has been demonstrated by the applicant per Env-Wt 302.01.

2006-02981 KASHER CORPORATION
SANDOWN Unnamed Wetland

Requested Action:

Dredge and fill a total of 4,711 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a roadway, including the installation of a 24 ft. Conspan bridge, to provide access to a proposed 52-unit multifamily senior housing development on a 41 acre parcel of land.

Conservation Commission/Staff Comments:

No comments received from the Sandown Conservation Commission.

APPROVE PERMIT:

Dredge and fill a total of 4,711 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a roadway, including the installation of a 24 ft. Conspan bridge, to provide access to a proposed 52-unit multifamily senior housing development on a 41 acre parcel of land.

With Conditions:

1. All work shall be in accordance with plans by McKenzie Engineering Group, Inc. dated September 24, 2004 (last revised 2/28/06), as received by the Department on November 15, 2006.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. DES Wetlands Bureau Southeast Region staff shall be notified in writing prior to commencement of work and upon its completion.
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, for septic setback or other construction activities.
6. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
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. 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. 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).
11. 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.
12. 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.
13. 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.
14. Silt fencing must be removed once the area is stabilized.

15. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h).
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.

MINIMUM IMPACT PROJECT

2006-00896 BLAIS, STEPHEN & KRISTIN
BEDFORD Unnamed Wetland

Requested Action:

Dredge and fill approximately 2,150 sq. ft. of forested wetlands to construct an access road ("Farm Road") to an approximately 2 acre upland portion of the property for agricultural use. Work in wetlands consists of installation of two 18 in. x 20 ft. RCP culverts, associated headwalls, fill and grading.

APPROVE PERMIT:

Dredge and fill approximately 2,150 sq. ft. of forested wetlands to construct an access road ("Farm Road") to an approximately 2 acre upland portion of the property for agricultural use. Work in wetlands consists of installation of two 18 in. x 20 ft. RCP culverts, associated headwalls, fill and grading.

With Conditions:

1. All work shall be in accordance with "Wetland Location Plan" by Meridian Land Services, Inc., dated November 14, 2006, as received by the Department on November 16, 2006 and culvert location drawings submitted by Stephen W. Blais, as received by the Department on January 31, 2007.
2. All work shall adhere to the standards of the "Best Management Wetlands Practices for Agriculture," NH Dept. of Agriculture, dated July 16, 1993, amended September 1998.
3. Any change in use to a non-agricultural or non-recreational purposes will require further permitting by the DES Wetlands Bureau.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. This permit shall not be effective until it has been recorded with the County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
6. Work shall be done during low flow.
7. Culverts shall be placed at or below existing grade and shall not impede flows through the impact area.
8. 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) and hay bales must be removed once the area is stabilized.
9. The siltation/erosion/turbidity controls shall be located immediately adjacent to both sides of the proposed crossing (i.e., hay bales and siltfence shall be placed along the toe of the road side slopes). Silt fence(s) and hay bales must be removed once the area is stabilized.
10. Proper headwalls shall be constructed within seven days of culvert installation.
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. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.

13. 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(f), projects involving alteration of less than 3,000 sq. ft. in swamps or wet meadows that are not in prime wetlands or do 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. 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 been working with the USDA Farm Bureau to develop a wetlands crossing in order to utilize the upland portions of his property for agricultural activities.
6. The Bedford Conservation Commission voted to approved the proposed project.
7. The proposed project is not part of the adjacent wetland impact project, Wetlands Bureau File #2006-1425. The applicant's project does involve a lot line adjustment with the adjacent property owner.
8. The cumulative impacts with the adjacent project would not change the impact category of the Wetlands Bureau File #2006-1425.
9. This project is for agricultural purposes. If the proposed access use is to change from non-agricultural or non-recreational use DES will require additional permitting.

2006-02579 MARQUIS, ROSAIRE
STRATFORD Unnamed Wetland

Requested Action:

Retain 1,700 square feet of forested wetlands impact for the installation of a 24-inch x 59-foot HDPE culvert for road access to a 22-lot subdivision on ± 98 acres.

APPROVE AFTER THE FACT:

Retain 1,700 square feet of forested wetlands impact for the installation of a 24-inch x 59-foot HDPE culvert for road access to a 22-lot subdivision on ± 98 acres.

With Conditions:

1. Photographs documenting the stabilized jurisdictional area shall be submitted to the DES Wetlands Bureau by the end of the 2007 growing season.
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 minimum impact project per Administrative Rule Env-Wt 303.04(f), alteration of less than 3,000 square feet of wetlands.
2. Topography and bedrock limits relocating the crossing to west and relocating the crossing east reduces lot sizes below the desired two acre lot size.
3. The proposed road layout utilizes an existing logging crossing and eliminates the need for additional excavation and clearing of dense softwoods.
4. In a letter to the DES Wetlands Bureau dated January 23, 2007, the Stratford Planning Board relayed its support for the proposed placement of the road.

5. The wetland is described as not exhibiting vernal pool characteristics.
6. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
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(b) Requirements for Application Evaluation, has been considered in the design of the project.

2006-02990 TAB AIR, PAUL ZANIS
MOULTONBOROUGH Unnamed Stream

Requested Action:

Confirm Emergency Authorization to replace washed out 48-inch x 40 foot culvert, in kind.

CONFIRM EMERGENCY AUTHORIZATION:

Replace washed out 48-inch x 40 foot culvert, in kind.

With Conditions:

1. 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 project is classified as a minimum impact project per Rule Env-Wt 303.04(x) Maintenance, repair, or replacement of a nondocking structure such as a culvert, headwall, bridge, dam, residential utility line, or rip-rap slope of less than 50 linear feet.
2. The project was necessary to maintain access to the existing airport.
3. Emergency authorization for this work was issued by DES Wetlands Bureau Staff on November 27, 2006.
4. Review of the application submitted pursuant the emergency authorization indicates that work has been completed in accordance with the emergency authorization.

2006-03159 ZAMARIPAS, MARIO & JUDITH
STODDARD Franklin Brook

Requested Action:

Riprap approximately 85 linear feet of the bank of Franklin Brook, on site as marked by NRCS engineer at DSR #62, as identified by the Town of Stoddard and qualified by a federal agency's multidisciplinary team to be funded as part of the USDA-NRCS Emergency Watershed Protection (EWP) program in response to the October 2005 flooding.

APPROVE PERMIT:

Riprap approximately 85 linear feet of the bank of Franklin Brook, on site as marked by NRCS engineer at DSR #62, as identified by the Town of Stoddard and qualified by a federal agency's multidisciplinary team to be funded as part of the USDA-NRCS Emergency Watershed Protection (EWP) program in response to the October 2005 flooding.

With Conditions:

1. All work shall be in accordance with drawings by the USDA Natural Resources Conservation Service (NRCS) entitled "Channel and Streambank Stabilization, Town of Stoddard, DSR Site #62, dated November 4, 2006 and Construction Specifications 4, 5, 6, 8, 11, 23, 61, and 95, Material Specifications 523 and 592 submitted in support of the permit application as received by the DES Wetlands Bureau on December 11, 2006.
2. Prior to commencing work, the applicant shall submit a final "Pollution Control Plan" to the DES Wetlands Bureau for review and approval.
3. The applicant shall obtain temporary construction easements or written agreements from affected landowners prior to the start of

- work.
4. A final plan identifying the proposed "betterments" plantings as agreed to in the Town of Stoddard Selectmen's letter, dated January 31, 2007, as received by the DES Wetlands Bureau on February 13, 2007, shall be submitted to the DES Wetlands Bureau for review and approval prior to the start of work.
 5. The applicant shall notify the DES Wetlands Bureau, the Town Board of Selectman and the Town Conservation Commission.
 6. A finalized plan set and follow-up report with photographic documentation shall be filed with the DES Wetlands Bureau within 14 days of the completion of work.
 7. Work shall be inspected by NRCS 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.
 8. All work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
 9. All in-stream work shall be conducted in a manner that minimizes the duration of construction in the river. In-stream work shall not exceed five (5) consecutive days in total unless specifically authorized by the DES Wetlands Bureau.
 10. The permittee and/or their contractor shall monitor the weather and shall not commence work within flowing water, including the installation of cofferdams, when rain is forecast.
 11. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
 12. Discharge from dewatering of work areas shall be to sediment basins that are located in uplands and lined with hay bales or other acceptable sediment trapping liners.
 13. 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.
 14. There shall be no excavation or filling conducted in flowing water.
 15. Extreme precautions shall be taken to limit unnecessary removal of vegetation within riparian areas.
 16. Cleared areas that will be revegetated shall be replanted with similar native (noninvasive) species.
 17. Erosion control structures must be removed once the area is stabilized.
 18. Temporary structures installed to isolate the work area and channel flow through the work area during construction shall be entirely removed immediately following construction.
 19. Construction equipment shall be inspected daily for leaking fuel, oil, and hydraulic fluid prior to entering or working near surface waters or wetlands.
 20. Faulty equipment shall be repaired prior to entering or working near jurisdictional areas.
 21. 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.
 22. 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(t), restoration of altered or degraded wetlands.
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(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. This stabilization site was identified by the Town of Stoddard following the October 2005 flooding and qualified by a multi-disciplinary team from the USDA-NRCS to be funded as part of the Emergency Watershed Protection (EWP) program.
6. The shoreline stabilization site was identified by the Town because of the ongoing erosion and potential threat to adjacent and downstream infrastructure and property.
7. The Town has agreed to a proposal to add plantings "betterments" to the proposed rip-rap stabilization.
8. The application was submitted to replace the currently pending application (File #2006-2139), which was a non funded and non USDA-NRCS sponsored project.
9. The previous application for the site was reviewed by New Hampshire Fish & Game Department, Nongame and Endangered Wildlife Program ("NHFG") and the New Hampshire Natural Heritage Bureau.
9. The NHFG comments were related to shallow water habitat in Granite Lake.
10. The proposed project does not call for any work in shallow water habitat of Granite Lake and should prevent further sediment from entering the lake from the current stream erosion area.
11. The Natural Heritage Bureau did not submit comments regarding the previous application submittal.

FORESTRY NOTIFICATION

2007-00165 ZIINO, MARY
BRIDGEWATER Unnamed Stream

COMPLETE NOTIFICATION:
Bridgewater Tax Map 406, Lot# 18

2007-00166 MONTGOMERY, WAYNE
STARK Unnamed Stream

COMPLETE NOTIFICATION:
Stark Tax Map 405, Lot# 4

2007-00232 TRAINOR, THOMAS
BROOKFIELD Unnamed Stream

COMPLETE NOTIFICATION:
Brookfield Tax Map 24, Lot# 19

2007-00233 MATTOON, JUNIUS
WOLFEBORO Unnamed Stream

COMPLETE NOTIFICATION:
Wolfeboro Tax Map 77, Lot# 32

2007-00241 GEORGE, MICHAEL & CATHY
JAFFREY Unnamed Stream

COMPLETE NOTIFICATION:
Jaffrey Tax Map 253, Lot# 1 & 14

2007-00253 MILL FALLS REALTY LLC
BARRINGTON Unnamed Stream

COMPLETE NOTIFICATION:
Barrington Tax Map 220, Lot# 54-7-1

2007-00254 BREWER, THOMAS & JUDITH
DANBURY Unnamed Stream

COMPLETE NOTIFICATION:
Danbury Tax map 413, Lot# 3

**2007-00255 YANKEE FOREST
MILAN Unnamed Stream**

COMPLETE NOTIFICATION:
Milan Tax Map 42, Lot# 02 Parcel A

**2007-00256 HERMAN HALL
GOFFSTOWN Unnamed Stream**

COMPLETE NOTIFICATION:
Goffstown Tax Map 54, Lot# 1-19

**2007-00258 PUTNAM, TED AND NANCY
LANGDON Unnamed Stream**

Conservation Commission/Staff Comments:

COMPLETE NOTIFICATION:
Langdon Tax Map 1, Lot# 6602

**2007-00259 SOCIETY FOR THE PROTECTION OF NH FORESTS
BETHLEHEM Unnamed Stream**

COMPLETE NOTIFICATION:
Bethlehem Tax Map 402, Lot# 1

EXPEDITED MINIMUM

**2006-02718 OLIVO, TIMOTHY & MELODY
HANCOCK Unnamed Stream**

Requested Action:
Withdraw application to dredge and fill 150 square feet (40 linear feet) of perennial stream to install a 36-inch x 40-foot HDPE culvert for driveway access.

WITHDRAW APPLICATION:
Dredge and fill 150 square feet (40 linear feet) of perennial stream to install a 36-inch x 40-foot HDPE culvert for driveway access.

With Findings:

1. The applicant's agent (a NH certified wetland scientist) submitted a letter requesting withdrawal of the application: "It was determined wetland resources were strictly confined to the width of the stream channel itself and no associated wetlands extended outward from the stream. At the proposed crossing area, the stream is 5.5 linear feet across bank to bank. Our client plans to bridge across this area with a pre-cast concrete span approximately 8' across the stream and 16' wide to accommodate the stream crossing. Therefore, there are no anticipated temporary or permanent impacts to the stream or its banks."

**2007-00026 FONTAINE REVOC TRUST, BERNICE
SUNAPEE Lake Sunapee**

Requested Action:

Repair/replace existing crib supported boathouse in-kind on 100 ft of frontage in Sunapee on Lake Sunapee.

APPROVE PERMIT:

Repair/replace existing crib supported boathouse in-kind on 100 ft of frontage in Sunapee on Lake Sunapee.

With Conditions:

1. All work shall be in accordance with plans by David Brown as received by the Department on February 5, 2007.
2. This permit shall not be effective until it has been recorded with the 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, maintained during construction, and shall remain until the area is stabilized.
4. Repair shall maintain existing size, location and configuration.
5. All debris from the original cribs shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. This permit does not allow for maintenance dredging.
7. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that these "existing structures" were not previously permitted or grandfathered.
8. 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.
9. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
10. 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(v), maintenance, repair and replacement of existing docking facilities.
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

**2006-03277 WHITE, AARON
GLENCLIFF Unnamed Stream**

COMPLETE NOTIFICATION:
Glenncliff Tax Map 6, Lot# 1J

LAKES-SEASONAL DOCK NOTIF

2007-00250 MOORE, STEVEN
EAST WAKEFIELD Balch Lake

COMPLETE NOTIFICATION:
East Wakefield NH Tax Map# 79 Lot# 24 Balch Lake

PERMIT BY NOTIFICATION

2006-01216 PUTNEY POND HOMEOWNERS ASSN
BOW Unnamed Stream

Requested Action:
Dredge and fill to replace previously existing washed out 16-inch x 20 foot culvert with a 42-inch x 20 foot culvert in an intermittent stream.

PBN IS COMPLETE:
Dredge and fill to replace previously existing washed out 16-inch x 20 foot culvert with a 42-inch x 20 foot culvert in an intermittent stream.

2007-00193 LOCKE, BRYAN
PITTSFIELD Unnamed Wetland

Requested Action:
Disqualify permit-by-notification request to fill 870 square feet for access to a proposed commercial entity.

PBN DISQUALIFIED:
Disqualify permit-by-notification request to fill 870 square feet for access to a proposed commercial entity.

2007-00202 FOX, JAMES & C COSTANZO
HENNIKER Unnamed Wetland

Requested Action:
Dredge and fill 249 square feet of roadside drainage ditch for access to a proposed single family residence on an existing lot of record.

PBN IS COMPLETE:

Dredge and fill 249 square feet of roadside drainage ditch for access to a proposed single family residence on an existing lot of record.

2007-00231 GILFORD, TOWN OF
GILFORD Lake Winnepesaukee

Requested Action:

Repair, replace, existing boat launch access.

PBN IS COMPLETE:

Repair, replace, existing boat launch access.

With Findings:

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