

Wetlands Bureau Decision Report

Decisions Taken
04/07/2008 to 04/13/2008

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 Lawrence E. Morse, 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

**2005-01303 NH DEPT OF TRANSPORTATION
BRENTWOOD Unnamed Wetland**

Requested Action:

Withdraw the application to: Install 365 linear feet of 15 in. culvert for drainage relief and construct a berm impacting 209 sq. ft. of emergent wetlands. NHDOT project #2005-M608.

Conservation Commission/Staff Comments:

Inspection finds the project would impact more than 2 acres, not 209 sq. ft.

Inspection Date: 03/21/2006 by Gino E Infascelli

WITHDRAW APPLICATION:

Withdraw the application to: Install 365 linear feet of 15 in. culvert for drainage relief and construct a berm impacting 209 sq. ft. of emergent wetlands. NHDOT project #2005-M608.

**2005-02507 WENTWORTH COVE REALTY LLC, C/O BRAD HUNTER
ALTON Unnamed Wetland**

Requested Action:

Dredge and fill a total of 25,361 square feet of wetland for access for a 19 single family residential lot subdivision further described as follows: Permanently impact 22882 square feet including 304 linear feet of intermittent stream for road access and temporarily impact 2479 square feet for stormwater treatment improvements. Mitigate for the proposed impacts by placing 10.94 acres into conservation easement.

APPROVE PERMIT:

Dredge and fill a total of 25,361 square feet of wetland for access for a 19 single family residential lot subdivision further described as follows: Permanently impact 22882 square feet including 304 linear feet of intermittent stream for road access and temporarily impact 2479 square feet for stormwater treatment improvements. Mitigate for the proposed impacts by placing 10.94 acres into conservation easement.

With Conditions:

1. All work shall be in accordance with plans by Orvis and Drew LLC dated May 30, 2003, and revised through April 10, 2008, as received by the Department on April 10, 2008.
2. This permit is contingent on approval by the DES Alteration of Terrain.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau.
6. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, 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.
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. Seed mix within the restoration area shall be a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturers specifications. The receipt and contents of the wetland mix shall be supplied to NHDES within 10 days of application.
13. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
14. 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.
15. 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.
16. Silt fencing must be removed once the area is stabilized.
17. 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).

Mitigation Conditions:

18. This permit is contingent upon the execution of a conservation easement on 10.94 acres as depicted on plans by Norway Plains Associates Inc dated January 2007 as received by the Department on July 6, 2007.
19. 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.
20. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Belknap County Registry of Deeds Office. A copy of the recording from the Belknap County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau prior to the start of construction.
21. 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.
22. The applicant shall prepare a report summarizing existing conditions within the conservation area. Said report shall contain photographic documentation of the easement area, and shall be submitted to the DES and the grantee prior to construction to serve as a baseline for future monitoring of the easement area.
23. The conservation easement area shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction.
24. The Wetlands Bureau shall be notified of the placement of the easement monuments to coordinate on-site review of their location prior to construction.
25. 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.
26. 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).

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(c), projects that involve alteration of nontidal wetlands, nontidal surface waters, and banks adjacent to nontidal surface waters in excess of 20,000 square feet in the aggregate.
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 September 2007. Field inspection determined that the culverts under Rte 28 did in certain instances connect to a wetland on the east side of Route 28 and therefore were not all roadway drainage as was initially described in the application.

6. The applicant is required to provide the spur road connecting to Route 28 due to the town cul-de-sac length requirements.
7. The location of the spur road connection to Route 28 has been limited by NH Department of Transportation due to public safety issues and the status of Route 28 as a limited access highway.
8. The temporary impact area is for the construction of a swale that will treat the currently untreated stormwater coming off of Route 28.
9. The catch basin at impact area 6 is necessary due to slope of the site and the limited space between the proposed roadway and the existing Rte 28 ROW.
10. The applicant has provided adequately sized culverts to maintain the hydrology of the site.
11. The applicant has provided a 10.94 off site conservation easement to mitigate for the proposed impacts.
12. The proposed conservation easement area consists of 4.54 acres of upland area and 6.4 acres of wetland.
13. The town of Alton Conservation Commission has agreed to hold the proposed conservation easement.
14. The proposed conservation easement is adjacent to the existing Gilman Pond Conservation Area.
15. In accordance with the baseline and function and values report provided by the applicant the functions and values of the protected wetlands are greater than those of the impacted wetlands on the project site.
16. In accordance with RSA 428-A:8, DES finds that the requirements for a public hearing do not apply as the permitted project is not of substantial public interest, and will not have a significant impact on or adversely affect the values of the palustrine resource, as identified under RSA 482-A:1.

2005-02773 NH DEPT OF TRANSPORTATION
AUBURN Unnamed Wetland

Requested Action:

Withdraw the application to clean an outlet to an existing culvert impacting wetlands and seasonal stream.

Inspection Date: 03/21/2006 by Gino E Infascelli

WITHDRAW APPLICATION:

Withdraw the application to clean an outlet to an existing culvert impacting wetlands and seasonal stream. NHDOT project #2005-M513-2.

2006-01664 NH DEPT OF TRANSPORTATION
LOUDON Unnamed Stream Wetlands

Requested Action:

Add turning lanes, improve slopes and drainage impacting a total of 10,170 sq. ft. of riverine (180 linear ft) and palustrine wetlands (1,670 sq. ft. temporary).

Conservation Commission/Staff Comments:

Cons. Comms. - no comment

APPROVE PERMIT:

Add turning lanes, improve slopes and drainage impacting a total of 10,170 sq. ft. of riverine (180 linear ft) and palustrine wetlands (1,670 sq. ft. temporary). NHDOT project #14462.

With Conditions:

1. All work shall be in accordance with undated plans by NHDOT Bureau of Highway Design, as received by the Department on June 28 and August 8, 2006.
2. This permit is contingent upon the submission of a project specific stream diversion and erosion control plans to the DES Wetlands Bureau. Those plans shall detail the timing and method of stream flow diversion during construction, and shall show the temporary siltation, erosion and turbidity control measures to be implemented.

3. This permit is contingent upon the submission of stamped engineering plans relative to and specifically for the bank stabilization design in accordance with Rule Env Wt 404.04.
4. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
5. Construction equipment shall not be located within surface waters.
6. 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; and 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.
7. 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.
8. 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.
9. 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.
10. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Matting and pinning shall stabilize slopes steeper than 3:1.
11. 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).
12. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
13. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
14. Standard precautions shall be taken to prevent import or transport of soil or seed stock from nuisance, invading species such as purple loosestrife or Phragmites.
15. The impacts associated with the temporary work shall be restored immediately following construction.

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 stream and banks.
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 May 15, 2007. Field inspection determined most of the impacts are in areas which were previously disturbed. The current drainage down Rte. 140 carries a significant amount of sediment in unstable ditchlines.
6. DES finds that a public hearing is not required for this application, in accordance with RSA 483-A:8, as the permitted project will not have a significant impact on these palustrine and riverine resources and are not areas of substantial public interest where issues have been raised pursuant to RSA 482-A:1.

2007-00725 ROBERTS, JOSEPH
HANOVER Connecticut River

Requested Action:

Construct a 10 ft x 150 ft seasonal wharf accessed by a 20 ft x 30 ft seasonal ramp and a 20 ft x 20 ft seasonal ramp, completely remove approximately 480 sq ft of pea stone placed over the bank and on the bed of the river, and install 6 ft wide access stairs from the beach to the waterbody on the Connecticut River, Hanover.

Conservation Commission/Staff Comments:

Con Com submitted 2 pages of comments on June 16, 2007

RMAC submitted a letter stating they had no concerns with the plan submitted, but do not reference which of the 3 plans submitted

in the application they are commenting on, on May 29, 2007.

APPROVE PERMIT:

Construct a 10 ft x 150 ft seasonal wharf accessed by a 20 ft x 30 ft seasonal ramp and a 20 ft x 20 ft seasonal ramp, completely remove approximately 480 sq ft of pea stone placed over the bank and on the bed of the river, and install 6 ft wide access stairs from the beach to the waterbody on the Connecticut River, Hanover.

With Conditions:

1. All work shall be in accordance with plans by CLD Engineers dated October 2007, revision date October 31, 2007, as received by DES on March 06, 2008, and pea stone removal and new stairs construction plans by CLD Engineers dated April 04, 2008, as received by DES on April 04, 2008.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to installation.
3. This facility is to be maintained for use by local interscholastic rowing teams and clubs. 4. 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.
5. All pea stone shall be completely removed from the bank and river bed prior to the installation of the seasonal docking system.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
7. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
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) must be removed once the area is stabilized.
9. This shall be the only structure on this water frontage and all portions of the docking structure shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
10. The seasonal pier and all seasonal anchoring dead men shall be removed from the waterbody and river bed for the non-boating season.
11. No portion of the docking structure shall extend more than 40 feet from the shoreline at the "ordinary high water mark" elevation.
12. No motorized boats shall be secured to the docking structure, the wharf shall be used for launching and retrieving rowing craft only. Securing motorized boats to the docking structure will be considered a violation of this approval and may result in revocation of this permit.
13. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a major project per Rule Env-Wt 303.02(d), construction of a major docking facility.
2. The applicant has an average of 965 feet of shoreline frontage along the Connecticut River.
3. A maximum of 13 slips may be permitted on this frontage per Rule Env-Wt 402.12, Frontage Over 75'.
4. The proposed docking facility will provide 12 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.12.
5. The applicant has stated the need for the nonconforming docking structure is to provide safe access for the launching and recovery of rowing shells by local high school rowing teams.

-Send to Governor and Executive Council-

2007-02773

NEW ENGLAND POWER COMPANY

KEENE Unnamed Wetland Unnamed Perennial/intermittent Streams, Great Brk

Requested Action:

Temporarily impact approximately 92,800 square feet and permanently impact 157 square feet of palustrine emergent and scrub-shrub wetlands and intermittent and perennial streams in a utility right-of-way easement for maintenance of approximately 36.5 miles of existing electric transmission line (I-135N) in Walpole, Surry, Keene, Roxbury, Marlborough, Troy, Fitzwilliam and Rindge.

APPROVE PERMIT:

Temporarily impact approximately 92,800 square feet and permanently impact 157 square feet of palustrine emergent and scrub-shrub wetlands and intermittent and perennial streams in a utility right-of-way easement for maintenance of approximately 36.5 miles of existing electric transmission line (I-135N) in Walpole, Surry, Keene, Roxbury, Marlborough, Troy, Fitzwilliam and Rindge.

With Conditions:

1. All work shall be in accordance with plans by New England Power Construction Co., as received by the DES Wetlands Bureau on March 18, 2008, and typical plans dated November 15, 2005, and April 01, 2006, as received by the Department on November 21, 2008.
2. The permittee shall coordinate with the NH Division of Historical Resources to assess and mitigate the project's effect on historical resources.
3. All activity shall be in accordance with the current Comprehensive Shoreland Protection Act.
4. The Department has determined that this project is in the vicinity of an impaired waterbody. Therefore stormwater runoff treatment for this project shall be designed and constructed so that the stormwater pollutant loads from the completed project are no greater than the stormwater pollutant loads that existed prior to the project for all pollutants causing impairment which are likely to be in stormwater discharged from the completed project.
5. Two weeks notice shall be given to Kim Tuttle (271-6544) or Mike Marchand (271-3016) of the NHFG Nongame and Endangered Species Program prior to any transmission line work located within 1/4 mile of any raptor nest structure (vacant or occupied). Bald eagles and osprey are protected by the NH Endangered Species Conservation Act (RSA 212-A).
6. All raptor nest structures (vacant or occupied) shall be photographed and location reported to Kim Tuttle (271-6544) or Mike Marchand (271-3016).
7. The Natural Heritage Bureau shall be notified if work is proposed below the railroad tracks or within the Connecticut River in Walpole in the identified location of the calcareous riverside seep.
8. Work shall be completed in frozen or dry conditions or with the use of swamp mats or temporary construction bridges.
9. All stream crossings shall be conducted in a manner so as to minimize turbidity.
10. There shall be no excavation or operation of construction equipment in flowing water.
11. Prior to the installation; swamp mats shall be inspected for and removed of all vegetative matter.
12. Equipment used shall be designed to have low ground contact pressure or placed on temporary swamp mats so as to minimize rutting of the soils. Swamp mats shall be removed immediately upon completion of work in a particular area so as not to result in permanent impacts.
13. Prior to installation and after removal structures and appurtenances shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
14. 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.
15. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
16. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
17. Silt fence(s) must be removed once the area is stabilized.
18. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
19. 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.
20. 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.
21. Any clearing required in utility line rights-of-way shall be in accordance with the "Best Management Practices for Erosion Control on Timber Harvesting Operations in New Hampshire." Timber, slash and/or chips shall be removed from wetland areas and shall not be buried in wetlands.
22. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering wetlands.
23. Faulty equipment shall be repaired prior to entering wetlands.
24. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each

operator shall be trained in its use.

25. All refueling of equipment shall occur 100 feet away from surface waters or wetlands during construction.

26. Construction shall be inspected by a qualified wetland scientist, erosion control specialist, or professional engineer to ensure that appropriate protective measures are properly implemented, including those outlined in the plans and documents supporting this permit application and the conditions of this authorization.

27. The qualified professional shall submit weekly monitoring reports including the status of the project and the work conducted each week, the status of the erosion control measures, restoration areas and color photographs of work areas and areas recently restored. These reports shall be submitted via e-mail to kpulkkinen@des.state.nh.us. Reports shall include pre, during and post-construction photographs of all stream channels crossed that week.

28. Wetland topsoil shall be stripped and segregated from subsoil and stockpiled separately from subsoil during construction. Soils shall be properly backfilled and restored to pre-existing grades.

29. All temporary impacts to wetland shall be regraded to original contours and stabilized within 72 hours following the completion of work and 30 days of the start of work.

30. Wetlands shall be restored to their pre-construction conditions, including restored original grades, stabilized, and replanted with native vegetation where necessary, within 5 days of backfill.

31. Mulch within the restoration areas shall be straw or seedless hay.

32. Seed mix within the restoration areas shall be a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturer's specifications.

33. Wetland restoration shall not be considered successful if sites are newly invaded by nuisance species such as common reed or purple loosestrife during the first full growing season following project completion. The applicant shall work with the DES Wetlands Bureau to attempt to eradicate nuisance species newly found along the right-of-way during this same period.

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

35. Wetland 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.

36. Stream restoration shall be properly constructed, landscaped, monitored and remedial actions taken that may be necessary to create a healthy riverine system that is replicated in a manner satisfactory to the DES Wetlands Bureau. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing stream sinuosity, changing the slope of the stream, and changing the hydrologic regime.

37. Recreated stream channel beds must maintain the natural stream bed elevation.

38. Stream banks shall be restored to their original grades and to a stable condition within 5 days of completion of construction.

39. The right-of-way shall be monitored and a written report documenting its condition shall be submitted to the DES Wetlands Bureau by July 15 of the year following project completion. The report shall include photographic documentation. The DES Wetlands Bureau shall require subsequent monitoring and may require corrective measures if the right-of-way is not adequately stabilized and restored.

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(c), projects that involve alteration of nontidal wetlands, nontidal surface waters, and banks adjacent to nontidal surface waters in excess of 20,000 square feet in the aggregate.

2. Separate identical applications were filed in each of the eight towns in which wetland/surface water impacts are proposed. Each application was assigned a file number when received by the DES Wetlands Bureau; 2007-02773 (Keene), 2007-02774 (Rindge), 2007-02775 (Surry), 2007-02776 (Walpole), 2007-02860 (Fitzwilliam), 2007-02861 (Marlborough), 2007-02862 (Roxbury, and 2008-00488 (Troy).

3. Proposed wetland and surface water impacts in each of the eight towns are considered a single project.

4. This permit serves as approval for DES Wetlands Bureau File No.'s 2007-02774, 2007-02775, 2007-02776, 2007-02860, 2007-02861, 2007-2862 and 2008-00488.

5. DES Wetlands and Non-Site Specific Permit 2006-03080 approved temporary impacts along the same right-of-way. Previously approved temporary impacts in overlapping segments of the two projects were again included in this application.

6. Phase I will be completed in the summer or winter and includes work in the lower half of the towers. This work includes foundation collar installation, lower steel replacement, and replacement of founding components.

7. Phase II includes steel work in the upper portion of the towers and the replacement of the conductors. This phase must be completed during an outage. Outages are approved by ISO New England and typically occur in the spring or fall.
8. ISO New England had preliminarily granted three windows, April/May 2008, September/October 2008 and April/May 2009.
9. Proposed impacts may be further reduced with the use of helicopters, which will reduce the requirement of swamp mat installation or temporary bridge crossings for access.
10. The existing right-of-way is 250 feet wide, but only half of the right-of-way is cleared and in use. Wetlands were only delineated in the used portion of the right-of-way. Additional clearing is not proposed.
11. The NHFG Nongame and Endangered Wildlife Program commented the Bald eagle (*Haliaeetus leucocephalus*), is a state endangered species protected by RSA 212-A, the New Hampshire Endangered Species Conservation Act and requested that the line be evaluated for the presence of eagle and osprey nests.
12. This permit is conditioned that two weeks notice shall be given to Kim Tuttle (271-6544) or Mike Marchand (271-3016) of the NHFG Nongame and Endangered Species Program prior to any transmission line work located within 1/4 mile of any raptor nest structure (vacant or occupied). Bald eagles and osprey are protected by the NH Endangered Species Conservation Act (RSA 212-A).
13. This permit is conditioned that all raptor nest structures (vacant or occupied) shall be photographed and location reported to Kim Tuttle (271-6544) or Mike Marchand (271-3016).
14. The Natural Heritage Bureau indicated the presence of the following rare species or exemplary natural communities in the project vicinity: dwarf wedge mussel, wood turtle, appalachian oak - pine rocky ridge, calcareous riverside seep, rich mesic forest, rich red oak rocky woods, silver maple - wood nettle - ostrich fern floodplain forest, and sixteen plant species.
15. Application materials indicate the dwarf wedge mussel and wood turtle are documented in the Otter and Ashuelot River areas. Work is not proposed in either river.
16. Application materials indicate the majority of identified plant species occur in the calcareous riverside seep. The seep is located at the base of a cliff along the Connecticut River in Walpole. Work is not proposed in this area. Access to structures above the seep is anticipated as helicopter and workers on foot.
17. This permit is conditioned that the Natural Heritage Bureau be notified if work is proposed below the railroad tracks or within the Connecticut River in Walpole in the identified location of the calcareous riverside seep.
18. Application materials indicate additional plant species occur in forest communities. The proposed work is limited to existing cleared portions of the right-of-way.
19. Application materials indicate the Appalachian oak - pine rocky ridge and calcareous riverside seep exemplary natural communities were identified in the right-of-way in Walpole. Application comments stated work will not occur in forest communities, and therefore, impacts to the appalachian oak - pine rocky ridge will be limited.
20. The United States Fish and Wildlife Service (USFWS) in correspondence dated January commented on secondary impacts for work proposed on steep slopes adjacent to fourth order rivers.
21. Application materials dated March 18, 2008, state the project was discussed with the USFWS and additional information was not requested.
22. In correspondence dated December 19, 2007, the Ashuelot River Advisory Committee expressed concern for the avoidance of vernal pools.
23. Best Management Practices outlined in the "New England Power Company Environmental Guidance 303" will be utilized to minimize wetlands impacts.
24. The use of swamp mats will minimize the potential adverse effects during construction, such as soil rutting and compaction, and vegetation root disturbance. Although the mats will temporarily "bend over" or "mat down" the existing vegetation, soil compaction and the effect on existing vegetation will be minimal since the mats will protect the root and seed stock, thereby allowing the wetlands to naturally revegetate during the following growing season.
25. This permit is contingent on thorough inspection of swap mats for vegetative matter.
26. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
27. 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.
28. 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.
29. In accordance with RSA 428-A:8, DES finds that the requirements for a public hearing do not apply as the permitted project is not of substantial public interest, and will not have a significant impact on or adversely affect the values of the palustrine resource, as identified under RSA 482-A:1.

MINOR IMPACT PROJECT

**2003-02010 CORBIN DETAIL BUILDERS LLC, DENNIS AUBIN
MERRIMACK Unnamed Wetland**

Requested Action:

Approve name change to: Corbin Detail Builders, LLC, 228 Russell Dr., Weare, NH 03281 per request received 4/9/2008.

Previous owner: TW Bridge Associates

APPROVE NAME CHANGE:

Dredge and fill 3,971 sq. ft. of jurisdictional wetlands to remove accumulated sediment, debris and vegetation and to regrade and reline an existing rip rap drainage ditch to improve the transport of storm water runoff.

With Conditions:

1. All work shall be in accordance with plans by Keach-Nordstrom Associates, Inc. dated April 2003 (last revised 08/18/03), as received by the Department on September 04, 2003.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
3. 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.
4. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
5. Work shall be done during low flow.

With Findings:

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

**2007-01959 PLAINFIELD, TOWN OF
PLAINFIELD Connecticut River**

Requested Action:

Stabilize approximately 90 linear ft. of an existing failed slope with large angular rip-rap and organic top course for vegetative growth within the bed and banks of the Connecticut River.

Conservation Commission/Staff Comments:

Site Visit done 11/2/2007.

APPROVE PERMIT:

Stabilize approximately 50 linear ft. of an existing failed slope on the bank of the Connecticut River. Stabilization will consist of felling of three trees and leaving the fallen trees and stumps in place then back filling the eroded slope area with soil (approximately 640 sq. ft.) and planting the repaired slope with a conservation seed mix, white pine and red oak seedlings.

With Conditions:

1. All work shall be in accordance with plans by Rollins Land Survey dated December 20, 2007, as received by DES on February 15, 2008.
2. The Town shall obtain temporary construction easements or written agreements from affected landowners outside of the existing road right-of-way and shall supply copies of the recorded easements or written agreements to DES Wetlands File No. 2007-1959 prior to construction.

3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. 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.
5. Work shall be done during low flow.
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 equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired immediately.
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.
10. The Department has determined that this project is in the vicinity of an impaired waterbody. Therefore stormwater runoff treatment for this project shall be designed and constructed so that the stormwater pollutant loads from the completed project are no greater than the stormwater pollutant loads that existed prior to the project for all pollutants causing impairment which are likely to be in stormwater discharged from the completed project.
11. 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.
12. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(1) Projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks and do not meet the criteria for minimum impact under Env-Wt 303.04(n).
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 received comments from the NH Fish and Game Department regarding the state and federal listed endangered species, dwarf wedge mussel and state endangered species, bald eagle within the vicinity of the site.
6. The revised proposal does not include any work within 20 feet of the ordinary high water mark and is along the upper edge of the 100 year flood elevation. Additionally, there is no rip-rap proposed for the stabilization and the area will be replanted. Therefore, there should be no impacts to possible dwarf wedgemussel habitat or bald eagle
7. The Mt. Ascutney Region River Subcommittee submitted comments regarding the proposed project. The proposed impacts have been reduced substantially and does not include the use of any rip-rap stabilization. The revised design appears to address the committee's concerns regarding this project.
8. The DES Wetlands Bureau, the DES Rivers Coordinator and the USFWS conducted a field inspection on November 2, 2007.
9. The applicant has revised the proposal to include the recommendations made during the inspection.

2007-02459 DUYMAZLAR, MEHMET
CENTER HARBOR Lake Winnepesaukee

Requested Action:

Install two 6 ft x 4o ft seasonal piers connected by a 6 ft x 12 ft walkway with a 14 ft x 30 ft seasonal canopy, a seasonal boatlift, and two seasonal personal watercraft lifts and construct a 30 ft x 28 ft perched beach with 6 ft wide stairs to the water on an average of 154 ft of frontage on Lake Winnepesaukee.

APPROVE PERMIT:

Install two 6 ft x 4o ft seasonal piers connected by a 6 ft x 12 ft walkway with a 14 ft x 30 ft seasonal canopy, a seasonal boatlift,

and two seasonal personal watercraft lifts and construct a 30 ft x 28 ft perched beach with 6 ft wide stairs to the water on an average of 154 ft of frontage on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction revised February 6, 2008, as received by DES on February 8, 2008.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to installation.
3. These shall be the only structures on this water frontage and all portions of the docking structures shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
4. All seasonal structures shall be removed from the lake for the non-boating season.
5. No portion of the docking facilities shall extend more than 40 feet from the shoreline at full lake elevation.
6. All excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
7. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 504.32). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
8. The steps installed for access to the water shall be located completely landward of the normal high water line.
9. No more than 10 cu yd of sand may be used and all sand shall be located above the normal high water line.
10. This permit shall be used only once, and does not allow for annual beach replenishment.
11. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
12. 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.
13. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
14. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(d), construction of a 3 slip docking facility.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has an average of 154 feet of shoreline frontage along Lake Winnepesaukee.
5. A maximum of 3 slips may be permitted on this frontage per Rule Env-Wt 402.12, Frontage Over 75'.
6. The proposed docking facility will provide 3 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.12.

**2008-00129 MILLER, THOMAS
ROCHESTER Unnamed Wetland**

Requested Action:

Dredge and fill a total of 7,800 sq. ft. of wetlands, including installation of one 24" x 34' culvert and one 36" x 34' embedded culvert with naturalized bottom in intermittent stream, to upgrade old existing woods road to construct a driveway to access upland for new building to be constructed as expansion of existing manufacturing facility.

APPROVE PERMIT:

Dredge and fill a total of 7,800 sq. ft. of wetlands, including installation of one 24" x 34' culvert and one 36" x 34' embedded culvert with naturalized bottom in intermittent stream, to upgrade old existing woods road to construct a driveway to access upland for new building to be constructed as expansion of existing manufacturing facility.

With Conditions:

1. All work shall be in accordance with plans by Norway Plains Associates dated September 2007, as received by the Department on 1/28/2008.

2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
4. There shall be no further alteration of wetlands for lot development, driveways, or additional culverts.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
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. Proper headwalls shall be constructed within seven days of culvert installation.
8. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h), projects involving alteration of less than 20,000 sq. ft. of non-tidal wetlands in the aggregate that are not classified as minimum impact.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The impact is necessary to reach buildable upland for expansion of a commercial manufacturing operation.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03. The proposal uses the previously disturbed woods road bed and this woods road represents approximately half the impact area approved. Following the old road bed is also the narrowest crossing point.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project. The NH Natural Heritage Bureau reported five species of concern in the greater project vicinity, the closest being at least 1/3 mile from the site. CWS Barry Keith conducted an on-site survey in response to the NHB report and none of the species were found to be present on site or anticipated to use the site given the nature of the site.
5. The Rochester Conservation Commission did not intervene or comment on the application.

MINIMUM IMPACT PROJECT

2007-01773 HOLT, CHARLES & DEBORAH
HOOKSETT Unnamed Wetland

Requested Action:

Retain 935 square feet of impact to wetlands including a 12-inch x 34-foot culvert for access.

APPROVE PERMIT:

Retain 935 square feet of impact to wetlands including a 12-inch x 34-foot culvert for access.

With Conditions:

1. All work shall be in compliance with the Restoration Plan Approval dated February 15, 2008.
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.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), projects involving alteration of less than 3,000

square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Env-Wt 303.02(k), provided that no previous department permit has placed restrictions on the property of the applicant.

2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The abutter with concerns is up slope of the existing wetland areas.

2007-02637 USDA FOREST SERVICE
WATERVILLE VALLEY Sabbaday Brook

Requested Action:

Stabilize approximately 10 linear ft. (50 sq. ft.) of perennial stream bank along Sabbaday Brook and the Sabbaday Brook Trail within the White Mountain National Forest. Work in jurisdiction consists of bioengineering using large boulders and woody debris.

APPROVE PERMIT:

Stabilize approximately 10 linear ft. (50 sq. ft.) of perennial stream bank along Sabbaday Brook and the Sabbaday Brook Trail within the White Mountain National Forest. Work in jurisdiction consists of bioengineering using large boulders and woody debris.

With Conditions:

1. All work shall be in accordance with plans and narratives by the White Mountain National Forest, USDA Forest Service, Saco Ranger District, as received by DES on January 14, 2008.
2. All in-stream work shall be conducted in a manner that minimizes the duration of construction in the watercourse. In-stream work shall not exceed five consecutive days in total unless specifically authorized in writing by the Wetlands Bureau.
3. 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.
4. Work shall be conducted in a manner so as to minimize turbidity and sedimentation.
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. 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. 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.
8. Dewatering of work areas or of dredge materials, if required, shall be conducted in a manner so as to prevent turbidity.
9. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired immediately.
10. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
11. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

With Findings:

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

- 5. The proposed project will require minimal temporary impacts within jurisdiction.
- 6. Natural materials will be used and will be installed using cables from equipment staged on the adjacent trail.

**2007-02674 HANNAFORD BROS
GOFFSTOWN Unnamed Wetland**

Requested Action:

Confirm emergency authorization to repair, replace and stabilize a failed drainage pipe and slope and restoration of approximately 820 sq. ft. of associated wetlands.

CONFIRM EMERGENCY AUTHORIZATION:

Confirm emergency authorization to repair, replace and stabilize a failed drainage pipe and slope and restoration of approximately 820 sq. ft. of associated wetlands.

With Conditions:

- 1. The final plantings and stabilization shall be completed in accordance with the authorization report by Stoney Ridge Environmental, LLC dated March 2008, as received by DES on April 11, 2008.
- 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 project is classified as a minimum impact project per Rule Env-Wt 303.04(f) and Env-Wt 303.04(n).
- 2. DES staff inspected the site on October 23, 2007.
- 3. The project was necessary to stabilize the eroding slope, restore drainage and stabilize the adjacent intermittent drainage and wetlands.
- 4. Emergency authorization for this work was issued by DES Wetlands Bureau Staff on November 16, 2007.
- 5. The large eroding slope was a serious safety hazard and needed to be stabilized immediately.
- 6. Review of the information submitted on April 11, 2008 pursuant to the emergency authorization indicates that work has been completed in accordance with the emergency authorization.

**2007-02766 NEWMARKET, TOWN OF
NEWMARKET Unnamed Wetland**

Requested Action:

Impact a total of 2,470 sq. ft. of wetlands and a total of 130 linear feet of two piped perennial streams to upgrade existing substandard and failing drainage system culverting and routing, to address flooding conditions on Lamprey Street.

APPROVE PERMIT:

Impact a total of 2,470 sq. ft. of wetlands and a total of 130 linear feet of two piped perennial streams to upgrade existing substandard and failing drainage system culverting and routing, to address flooding conditions on Lamprey Street.

With Conditions:

- 1. All work shall be in accordance with revised plans and materials by Underwood Engineering Inc. dated 3/12/2008, as received by DES on 3/14/2008.
- 2. 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).
- 3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
- 4. 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.

5. 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.
6. 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).
7. Proper headwalls shall be constructed within seven days of culvert installation.
8. 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.
9. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
10. Work shall be done during low flow.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(o), projects deemed minimum based the degree of environmental impact.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The project represents necessary repair to existing drainage to eliminate neighborhood and town roadway flooding.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03. The repairs, upgrades and route alterations do not result in new piping of currently undisturbed sections of stream.
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. The NH Heritage Bureau reported plant species of concern which are located well south of the project site in the Lamprey River itself; NH Fish & Game Department has determined that the project will not affect turtle species of concern, per email dated and received by DES on 1/3/2008.
5. The Newmarket Conservation Commission signed the original expedited application.

2008-00018 RES REALTY TRUST, JASON JOYCE
MERRIMACK Unnamed Wetland

Requested Action:

Dredge and fill a 1,026 sq. ft. isolated wetland for site redevelopment associated with the construction of a wood pallet recycling plant with appurtenant parking and loading areas and storm water management structures.

Conservation Commission/Staff Comments:

No report or comments received from the Merrimack Conservation Commission.

APPROVE PERMIT:

Dredge and fill a 1,026 sq. ft. isolated wetland for site redevelopment associated with the construction of a wood pallet recycling plant with appurtenant parking and loading areas and storm water management structures.

With Conditions:

1. All work shall be in accordance with plans by Keach-Nordstrom Associates, Inc. dated Nov. 2007, as received by DES on January 07, 2008.
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/or further permitting by the Bureau.
3. This permit is contingent on approval by the DES Alteration of Terrain Program.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.

**2008-00161 MORSE, HAROLD
DERRY Unnamed Wetland**

Requested Action:

Dredge and fill a total of 1200 sq. ft. of palustrine forested wetlands for the installation of two driveway culvert crossings needed for the removal of 30,000 cubic yards of sand and gravel and to access land for the exploration of future mining operations.

Conservation Commission/Staff Comments:

No report was received from the Derry Conservation Commission on this application.

APPROVE PERMIT:

Dredge and fill a total of 1200 sq. ft. of palustrine forested wetlands for the installation of two driveway culvert crossings needed for the removal of 30,000 cubic yards of sand and gravel and to access land for the exploration of future mining operations.

With Conditions:

1. All work shall be in accordance with plans by Steven E. Cummings, P.E. dated August 30, 2007; 8/20/07 & November 2007, as received by DES on January 31, 2008.
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/or further permitting by the Bureau.
3. This permit is contingent on approval by the DES Alteration of Terrain Program.
4. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
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. 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).

**2008-00162 KEEWAYDIN DRIVE REALTY LLC
SALEM Unnamed Wetland**

Requested Action:

Dredge and fill a total of 1,856 sq. ft. of isolated previously impacted palustrine forested/ scrub-shrub wetlands for commercial lot development for a 7,140 sq. ft. office building with appurtenant parking, landscaping and storm water management facilities.

Conservation Commission/Staff Comments:

The Salem Conservation Commission has reviewed the application, visited the site and recommends approval of the application.

APPROVE PERMIT:

Dredge and fill a total of 1,856 sq. ft. of isolated previously impacted palustrine forested/ scrub-shrub wetlands for commercial lot development for a 7,140 sq. ft. office building with appurtenant parking, landscaping and storm water management facilities.

With Conditions:

1. All work shall be in accordance with plans by TFM dated January 24, 2008, as received by DES on January 31, 2008.
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. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.

5. 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).

**2008-00190 OLSHESKIE, MARK
CENTER HARBOR Lakw Waukewan**

Requested Action:

Construct a 6 ft x 45 ft seasonal dock attached to a 3 ft x 7 ft concrete pad on Lake Waukewan, Center Harbor.

Conservation Commission/Staff Comments:

No comments from Con Com by 04/10/08

APPROVE PERMIT:

Construct a 6 ft x 45 ft seasonal dock attached to a 3 ft x 7 ft concrete pad on Lake Waukewan, Center Harbor.

With Conditions:

1. All work shall be in accordance with plans as received by DES on February 08, 2008.
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 recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to installation.
3. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
4. Seasonal pier shall be removed from the lake for the non-boating season.
5. No portion of the pier shall extend more than 45 feet from the shoreline at full lake elevation.
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. The concrete pad shall be completely located behind full lake elevation and the natural undisturbed shoreline.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a), construction of a seasonal dock.

**2008-00254 LIBERTY MUTAL INSURANCE, JOANNE BRAGG
DOVER Unnamed Wetland**

Requested Action:

Temporarily impact 225 sq. ft. of wetlands for installation of a line connection to a municipal sewer system.

APPROVE PERMIT:

Temporarily impact 225 sq. ft. of wetlands for installation of a line connection to a municipal sewer system.

With Conditions:

1. All work shall be in accordance with plans by Appledore Engineering Inc. dated 12/21/2007, as received by the Department on 2/19/2007.
2. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
3. There shall be no further alteration of wetlands for lot development, driveways, or additional culverts.

4. No fill shall take place in Atlantic white cedar swamps.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. 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. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. Work shall be done during low flow.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), alteration of less than 3,000 sq. ft. of swamps or wet meadows.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The project is necessary to provide municipal sewer connection to the new Dover Fire Station.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03. The work is confined to temporary impact of 225 sq. ft.
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. NH Heritage Bureau species of concern reported for the project vicinity have been addressed by the applicant, specifically: a) the northern black racer was reported 1+/- miles south across Tolend Rd. in a suitable habitat, which is much larger and of a different type than the project site; b) NH Fish & Game determined that the upland sandpiper was not expected to be impacted by the project; and c) the site was previously surveyed for the pale green orchid and not found to be present at the impact location, which is not suitable habitat, and NHB requested no further surveys.
5. The Dover Conservation Commission signed the expedited application. The signed application page was received by DES on 3/14/2008.

FORESTRY NOTIFICATION

2008-00490 WARD, TED
MONROE Unnamed Stream

COMPLETE NOTIFICATION:
Monroe Tax Map 16, Lot# 16

2008-00516 DREW, EDWARD & ELIZABETH
GORHAM Unnamed Stream

COMPLETE NOTIFICATION:
Gorham Tax Map R5, Lot# 4A

2008-00517 MEADOWSEND TIMBERLANDS LTD
DANVILLE Unnamed Stream

COMPLETE NOTIFICATION:
Danville Tax Map 2, Lot# 50

2008-00518 MEADOWSEND SAWMILL
WEARE Unnamed Stream

COMPLETE NOTIFICATION:
Hopkinton 214/6, Weare 402/2 & 403/10 Henniker

2008-00519 MULCAHEY LAND & TIMBER LLC
WINCHESTER Unnamed Stream

COMPLETE NOTIFICATION:
Winchester Tax Map 12, Lot# 45

2008-00536 PHILLIPS, LAURA
GREENVILLE Unnamed Stream

COMPLETE NOTIFICATION:
Greenville Tax Map 1, Lot# 36

2008-00539 CLARKE, ROBERT & ALICE
LEMPSTER Unnamed Stream

COMPLETE NOTIFICATION:
Lempster Tax Map 10, Lot# 554

2008-00540 JOHNSON, ALLEN
DALTON Unnamed Stream

COMPLETE NOTIFICATION:
Dalton Tax Map 405, Lot# 30

EXPEDITED MINIMUM

2003-00683 ST CYR, RICHARD/VIRGINIA
LONDONDERRY Unnamed Wetland

Requested Action:

Dredge and fill 1,110 square feet of palustrine forested wetlands to install 57 linear feet of 24 inch diameter culvert, with headwalls and rip-rap outlet protection, to provide access to a 7-lot residential subdivision on a 9.35 acre parcel of land.

Conservation Commission/Staff Comments:

The Londonderry Conservation Commission signed this Minimum Impact Expedited application.

APPROVE AMENDMENT:

Dredge and fill 1,110 square feet of palustrine forested wetlands to install 57 linear feet of 24 inch diameter culvert, with headwalls and rip-rap outlet protection, to provide access to a 7-lot residential subdivision on a 9.35 acre parcel of land.

With Conditions:

1. All work shall be in accordance with plans by Keach-Nordstrom Associates, Inc. dated April 2006 (revised 10/04/07), as received by the Department on November 19, 2007.
2. This permit is contingent on approval by the DES Subsurface Systems 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 registered permit shall be submitted to 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. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition 4 of this approval.
6. 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. Silt fence must be removed once the area is stabilized.
7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
8. Dredged material shall be placed outside of any area that is within 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 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.
12. Work shall be done during low flow.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 square feet of forested wetlands to provide access to a 7-lot subdivision.

2007-01567 STATE OF NH DES, DAM BUREAU
LAKEPORT Winnipiesaukee River

Requested Action:

Impact a maximum of 7,738 square feet to repair and replace in kind existing wooden sill boards and underlying ballast within an existing dam.

APPROVE PERMIT:

Impact a maximum of 7,738 square feet to repair and replace in kind existing wooden sill boards and underlying ballast within an existing dam.

With Conditions:

1. All work shall be in accordance with plans by NHDES Dam Bureau dated May 22, 2007, and revised through March 11, 2008, as received by the Department on March 12, 2008.
2. The Department has determined that this project is in the vicinity of an impaired water body. Therefore storm water runoff treatment for this project shall be designed and constructed so that the storm water pollutant loads from the completed project are no greater than the storm water pollutant loads that existed prior to the project for all pollutants causing impairment which are likely to

be in storm water discharged from the completed project.

3. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B .
4. 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.
5. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
6. Work shall be done during annual low flow conditions and during the months of May through September. No in-stream work shall occur after October 1 unless a waiver of this condition is issued by the DES Wetlands Bureau in consultation with the NH Department of Fish and Game.
7. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
9. No equipment shall enter the water.
10. All work shall be done from the top of the bank.
11. Work shall be conducted in a manner so as to minimize turbidity and sedimentation.
12. Dewatering of work areas or of dredge materials, if required, shall be conducted in a manner so as to prevent turbidity.
13. Repair shall maintain existing size, location and configuration.
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. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(x), maintenance, repair, or replacement of a nondocking structure such as a culvert, headwall, bridge, dam, residential utility line.
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.

2007-02655 BOWER, BRUCE
SUNAPEE Lake Sunapee

Requested Action:

Repair/replace existing dug-in stairway on 102 ft of frontage in Sunapee on Sunapee Lake.

APPROVE PERMIT:

Repair/replace existing dug-in stairway on 102 ft of frontage in Sunapee on Sunapee Lake.

With Conditions:

1. All work shall be in accordance with plans by DB Landscaping, LLC as received by the Department on March 28, 2008.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
3. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
4. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be

avoided.

5. This permit does not allow for maintenance dredging.
6. 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.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2007-02771 MONROE, TOWN OF
MONROE Unnamed Wetland

Requested Action:

Dredge and fill 1015 sq. ft. of wetlands and associated intermittent and perennial stream to replace two existing culverts within Mountain Road and install a new culvert in a new section of Mountain Road.

Conservation Commission/Staff Comments:

Conservation Commission Signed Off 11/20/07

APPROVE PERMIT:

Dredge and fill 1015 sq. ft. of wetlands and associated intermittent and perennial stream to replace two existing culverts within Mountain Road and install a new culvert in a new section of Mountain Road.

With Conditions:

1. All work shall be in accordance with plans and narratives by Watershed to Wildlife, Inc., dated November 2007, as received by DES on November 30, 2007 and narratives dated February 11, 2008 and updated plans dated February 2008, as received by DES on February 21, 2008.
2. The Town shall obtain temporary construction easements or written agreements from affected landowners outside of the existing road right-of-way and Town property and shall supply copies of the written agreements or recorded easements to DES Wetlands File No. 2007-02771 prior to construction.
3. Work shall be done during annual low flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. 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. This permit is contingent on review and approval, by the DES Wetlands Bureau of a stream and wetland restoration plan for the removal of the culvert associated with the road re-routing at "Site C". The plan shall be prepared by a New Hampshire Certified Wetland Scientist ("CWS").
7. Native material removed from the streambed and banks during culvert installations, shall be stockpiled separately and reused to simulate the natural stream channel and banks within the proposed embedded culverts at "Site B and C". Any new materials used within the intermittent or perennial stream beds and culverts shall be similar to the natural stream and wetland substrates and shall not include angular rip-rap.
8. A post-construction report documenting the status of the restored streambed and wetlands and new culverts shall be prepared by

the CWS and submitted to the DES Wetlands Bureau within 60 days of the completion of the project.

9. There shall be no excavation or operation of construction equipment in flowing water.

10. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a cofferdam is fully effective, confined work can proceed without restriction.

11. Prior to commencing work on a substructure located within the perennial stream, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.

12. Temporary cofferdams shall be entirely removed immediately following construction.

13. 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.

14. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.

15. Proper headwalls shall be constructed within seven days of culvert installation.

16. 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.

17. 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.

18. 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.

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. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired immediately.

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 refueling of equipment shall occur outside of surface waters or wetlands during construction.

23. 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.

With Findings:

1. This is a minimum impact project per Administrative 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 and Administrative Rule Env-Wt 303.04(n) Projects that alter the course of or disturb less than 50 linear feet, measured along the thread of the channel, of an intermittent nontidal stream channel or its banks provided construction is performed during periods of non-flow.

2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

5. The perennial stream culvert replacement at "Site B" will be a metal corrugated "Squash" culvert larger in size than the existing culvert and embedded with natural streambed material.

6. The culvert replacement for "Site B" is not "in-kind" replacement, however, the applicant is increasing the diameter and providing a natural streambed within the culvert.

7. The applicant is relocating one culvert crossing to provide a new section of Town Road in order to eliminate a sharp "S" to improve road safety.

8. DES has not received in comments in objection to the proposed project.

9. DES has not received any comments from the New Hampshire Fish and Game Department regarding the proposed project.

Requested Action:

Construct a 290 sq ft perched beach on 165 ft of frontage in Wolfeboro on Lake Winnepesaukee.

APPROVE PERMIT:

Construct a 290 sq ft perched beach on 165 ft of frontage in Wolfeboro on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with revised plans by Varney Engineering, LLC dated as received by DES on April 1, 2008.
2. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
3. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 504.32). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
4. No more than 10 cubic yards of sand may be used and all sand shall be located above the normal high water line.
5. This permit shall be used only once, and does not allow for annual beach replenishment.
6. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
7. 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.
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. Unnecessary removal of vegetation is strictly prohibited.
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(d), construction of a beach.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2008-00364 CANNEY, RON
EAST WAKEFIELD Pine River Pond

Requested Action:

Construct a 12 ft x 20 ft perched beach with 5 cubic yards of sand on Pine River Pond, Wakefield.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Construct a 12 ft x 20 ft perched beach with 5 cubic yards of sand on Pine River Pond, Wakefield.

With Conditions:

1. All work shall be in accordance with plans by Ron Canney dated January 16, 2008, as received by DES on March 12, 2008.
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. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction,

- and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
 5. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 583). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
 6. No more than 5 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
 7. This permit shall be used only once, and does not allow for annual beach replenishment.
 8. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
 9. 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.
 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(d), construction of a beach.

2008-00368 TWOMEY, MEREDITH SIZER
SANBORNVILLE Lovell Lake

Requested Action:

Install a 6 ft x 30 ft seasonal dock attached to a concrete anchor located behind full lake elevation on Lovell Lake, Sanbornville.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Install a 6 ft x 30 ft seasonal dock attached to a concrete anchor located behind full lake elevation on Lovell Lake, Sanbornville.

With Conditions:

1. All work shall be in accordance with plans as received by DES on March 12, 2008.
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 recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to installation.
3. 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.
4. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
5. Seasonal pier shall be removed from the lake for the non-boating season.
6. No portion of the pier shall extend more than 30 feet from the shoreline at full lake elevation.
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. The concrete pad shall be located entirely behind the natural undisturbed shoreline and full lake elevation.
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 minimum impact project per Administrative Rule Env-Wt 303.04(a), construction of a seasonal dock.

2008-00418 ISLAND MARINA ASSOCIATION
ALTON BAY Lake Winnepesaukee

Requested Action:

Replace 6 piles within a major docking facility on Lake Winnepesaukee, Alton.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Replace 6 piles within a major docking facility on Lake Winnepesaukee, Alton.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated March 12, 2008, as received by DES on March 21, 2008.
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 recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
3. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.
4. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.
5. This permit does not allow for maintenance dredging.
6. Repairs shall maintain existing size, location and configuration.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
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 there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

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

GOLD DREDGE

2008-00515 POULIN, ROGER
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:

cc: Bath Con Comm

2008-00555 KUPSTAS, RICHARD
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:

cc: Bath Con Comm

**2008-00556 ISHAM, CRAIG
(ALL TOWNS) Unnamed Stream**

Conservation Commission/Staff Comments:
cc: Bath Con Comm

**2008-00557 RUSSELL, ROCCO
(ALL TOWNS) Unnamed Stream**

Conservation Commission/Staff Comments:
cc: Bath Con Comm

LAKES-SEASONAL DOCK NOTIF

**2008-00544 WOODS, JAMES
HILLSBOROUGH Emerald Lake**

COMPLETE NOTIFICATION:
Hillsborough NH Emerald Road Tax map#16 Lot#208

PERMIT BY NOTIFICATION

**2008-00406 ABENAUKEE BEACH ASSOCIATION
WOLFEBORO Lake Winnepesaukee**

Requested Action:
Replenish beach with 10 cubic yards of sand.

PBN IS COMPLETE:
Replenish beach with 10 cubic yards of sand.

With Findings:
1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(aa) replenishment of an existing beach.

**2008-00469 PSNH
ROLLINSFORD Unnamed Wetland**

Requested Action:
Install temporarily 2000 linear ft. of 15' mats to install 6 replacement utility poles impacting 150 sq. ft. of wetlands.

PBN IS COMPLETE:

Install temporarily 2000 linear ft. of 15' mats to install 6 replacement utility poles impacting 150 sq. ft. of wetlands.