

# Wetlands Bureau Decision Report

Decisions Taken  
06/01/2009 to 06/07/2009

## **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 30 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**

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**2005-00958 COACHMAN ESTATES OF BARRINGTON, LLC  
BARRINGTON Unnamed Wetland**

Requested Action:

Approve name change request to: PB New Hampshire, LLC, 850 Main Street, Bridgeport, CT 06604 per request received April 28, 2009. Previous owner: Thomas Perry.

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Conservation Commission/Staff Comments:

Con. Com. did not report.

APPROVE NAME CHANGE:

Fill a total of 25,646 sq. ft. of wetland for six crossings and installation of drainage structures for the construction of a 41-lot residential subdivision on 134 acres. Approve as mitigation, a conservation easement on 32.8 acres of wetland and upland on the property, held by the Town of Barrington with Stewardship by the Barrington Conservation Commission.

With Conditions:

1. All work shall be in accordance with plans by TF Moran, Inc. dated April 20, 2005, as received by the Department on May 9, 2005, Wetland Impact #6 plan by Schauer Environmental Consultants, LLC, as received by the Department on September 28, 2005, Wetland Impact #7 plan dated October 13, 2005 by TF Moran, Inc., as received by the Department on October 15, 2005, and conservation easement plans dated April 20, 2005 with revisions dated February 1, 2006, as received by the Department on February 3, 2006.
2. Any work within surface waters shall be done in the dry or during low flow.
3. Construction equipment shall not be located within surface waters.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
5. 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 and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
6. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
7. 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.
8. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
9. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
10. This permit is contingent upon approval by the DES Site Specific Program.
11. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.

Wetland Preservation:

12. This permit is contingent upon the execution of a conservation easement on 32.8 acres as depicted on plans by TF Moran, Inc. dated April 20, 2005 with revisions dated February 1, 2006, as received by the Department on February 3, 2006.
13. The conservation easements that may 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.
14. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office for the appropriate lot and a copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau.
15. The conservation easement area shall be marked by stakes and signs indicating the location and restrictions of the area prior to

construction.

16. 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.

17. 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 permit transfer is issued in accordance with NH Administrative Rule Wt 502.02(b).

**MINOR IMPACT PROJECT**

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**2009-00236                      SURRY MOUNTAIN FORESTS LLC, KATHRYN M MILLER VP**  
**SURRY   Ashuelot River**

Requested Action:

Temporarily impact ± 1,825 sq. ft. of the Ashuelot River to construct a bridge for access to a landlocked parcel (± 29 acres) for residential use and forestry management activities.

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APPROVE PERMIT:

Temporarily impact ± 1,825 sq. ft. of the Ashuelot River to construct a bridge for access to a landlocked parcel (± 29 acres) for residential use and forestry management activities.

With Conditions:

1. All work shall be in accordance with plans by DuBois & King Inc. dated April 2009, as received by the Department on May 04, 2009.
2. Work shall be done during annual low flow conditions. No in-stream work shall occur after September 1 unless a waiver of this condition is issued by the DES Wetlands Bureau in consultation with the NH Department of Fish and Game.
3. 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.
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 conducted in a manner so as to minimize turbidity and sedimentation to wetlands and surface waters.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. There shall be no excavation or operation of construction equipment in flowing water.
8. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of twenty (20) feet of undisturbed vegetated buffer.
10. Work within the stream, inclusive of work associated with installation of a cofferdam, shall be done during periods of low flow. High flows can be caused by seasonal runoff or precipitation; the permittee shall monitor local forecasts to review weather conditions.
11. No work within the confined area shall proceed until the cofferdam is fully effective, and water flow is controlled.
12. Temporary cofferdams shall be entirely removed immediately following construction.
13. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
14. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to construction. Faulty equipment

shall be repaired prior to construction.

15. 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.

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

17. Banks shall be restored to their original grades and to a stable condition within three days of completion of construction.

18. Extreme precautions shall be taken within riparian areas to limit unnecessary removal of vegetation during access road construction and areas cleared of vegetation to be revegetated with native like species within three days of the completion of this project.

19. 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.

20. Areas from which vegetation has been cleared to gain access to the site shall be replanted with like native species.

21. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*), if the species is found in the stabilization areas during construction and during the early stages of vegetative establishment.

22. 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.

23. The applicant shall notify the DES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.

24. A post-construction report documenting the status of the completed project shall be submitted to the DES Wetlands Bureau within sixty (60) days of the completion of construction.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(1), alteration of less than 200 linear feet of a river.

2. No comments were submitted from the federal agencies or the Natural Heritage Bureau.

3. The Ashuelot River Local River Advisory Committee expressed drainage and invasive species concerns.

4. These concerns were addressed in the Dubois & King submittal received May 04, 2009.

5. This permit is conditioned that the permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*), if the species is found in the stabilization areas during construction and during the early stages of vegetative establishment.

6. The NHFG requested construction not occur in the fall due to eel migration.

7. The Agent has confirmed additional impacts to areas under the jurisdiction of the NHDES Wetlands Bureau will not result from future development or the remaining access way.

8. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.

9. 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.

10. 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.

**2009-00278                      WILMOT, TOWN OF**  
**WILMOT Tributary To Kimpton Brook**

Requested Action:

Dredge and fill a total of 9347 square feet of palustine wetland for the construction and installation of a town shed and associated parking.

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APPROVE PERMIT:

Dredge and fill a total of 9347 square feet of palustine wetland for the construction and installation of a town shed and associated parking.

With Conditions:

1. All work shall be in accordance with plans by Pierre J Bedard and Associates PC dated February 3, 2009, as received by the

Department on February 17, 2009.

2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. Work shall be done during low flow.
6. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
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. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h); Projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Env-Wt 303.04(f).
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on October 29, 2009. Field inspection determined that the wetlands impacted by this project are marginal wetlands that have likely been man made due to a recent logging operation on the property. The topography of the site limits the options for the placement of the facility. They are avoiding the most valuable wetlands on the site and constructing an adequately sized bridge over the perennial stream without wetland impacts.

**2009-00296                      M2DK LLC**  
**ALTON   Lake Winnepesaukee**

Requested Action:

Approve name change to: M2DK LLC, 41 Glendale Place, Gilford NH 03249 per request received 5/29/09. Previous owner: Peter Rice 2004 Revocable Trust.

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Conservation Commission/Staff Comments:

Con Com submitted comments on dock length and patio

APPROVE NAME CHANGE:

Construct a 6 ft x 40 ft seasonal dock connected to a 6 ft x 40 ft seasonal dock by a 6 ft x 12 ft seasonal walkway, construct a 398 sq ft perched beach with wooden stairs over the bank on an average of 161 ft of frontage on Lake Winnepesaukee, in Alton.

With Conditions:

1. All work shall be in accordance with plans by DMC Surveyors revision dated May 01, 2009, as received by DES on May 04, 2009.
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. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.

5. The seasonal piers shall be removed from the lake for the non-boating season.
6. No portion of the piers shall extend more than 40 feet from the shoreline at full lake elevation.
7. All dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
8. 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.
9. The steps installed for access to the water shall be seasonal steps over the bank with no excavation of the bank for installation to the lake. The steps shall be removed for the winter months.
10. No more than 10 cu yd of sand may be used and all sand shall be located above the normal high water line.
11. This permit shall be used only once, and does not allow for annual beach replenishment.
12. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
13. 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.
14. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, per RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland after July 1, 2008.

With Findings:

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

**2009-00346 ANTRIM, TOWN OF  
ANTRIM North Branch River**

Requested Action:

Dredge and fill 270 square feet and temporarily impact 15 square feet of the North Branch River to replace the Old North Branch Road critically deficient 44-foot steel I-beamed bridge with an 80-foot steel girder bridge; and dredge and fill 96 square feet and temporarily impact 60 square feet of intermittent stream to replace the River Road 36-inch x 32-foot box culvert with a 36-inch x 32-foot HDPE culvert.

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APPROVE PERMIT:

Dredge and fill 270 square feet and temporarily impact 15 square feet of the North Branch River to replace the Old North Branch Road critically deficient 44-foot steel I-beamed bridge with an 80-foot steel girder bridge; and dredge and fill 96 square feet and temporarily impact 60 square feet of intermittent stream to replace the River Road 36-inch x 32-foot box culvert with a 36-inch x 32-foot HDPE culvert.

With Conditions:

1. All work shall be in accordance with plans by Quantum Construction Consultants, LLC dated January 29, 2009, and April 17, 2009, as received by the Department on February 26, 2009.
2. Work shall be done during low flow conditions.
3. In the event water diversion is required for construction, this permit is contingent on review and approval, by the DES Wetlands Bureau, of final stream diversion/erosion control plans. Those plans shall detail the timing and method of stream flow diversion during construction, and show temporary siltation/erosion/turbidity control measures to be implemented.
4. This permit is contingent upon the restoration of 75 sq. ft. of temporary intermittent stream and North Branch River impact within 30 days of the completion of construction.
5. River and 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.
6. 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.
7. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no

- turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
8. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to wetlands and surface waters.
  9. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
  10. There shall be no excavation or operation of construction equipment in flowing water.
  11. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
  12. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of twenty (20) feet of undisturbed vegetated buffer.
  13. Work within the stream, inclusive of work associated with installation of a cofferdam, shall be done during periods of low flow. High flows can be caused by seasonal runoff or precipitation; the permittee shall monitor local forecasts to review weather conditions.
  14. No work within the confined area shall proceed until the cofferdam is fully effective, and water flow is controlled.
  15. Temporary cofferdams shall be entirely removed immediately following construction.
  16. Culverts shall be laid at original grade.
  17. Proper headwalls shall be constructed within seven days of culvert installation.
  18. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
  19. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired prior to construction.
  20. 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.
  21. All refueling of equipment shall occur outside of surface waters or wetlands during construction.
  22. Banks shall be restored to their original grades and to a stable condition within three days of completion of construction.
  23. Extreme precautions shall be taken within riparian areas to limit unnecessary removal of vegetation during access road construction and areas cleared of vegetation to be revegetated with native like species within three days of the completion of this project.
  24. 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.
  25. Areas from which vegetation has been cleared to gain access to the site shall be replanted with like native species.
  26. The applicant shall notify the DES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.
  27. A post-construction report documenting the status of the completed construction shall be submitted to the DES Wetlands Bureau within sixty (60) days of the completion of construction.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(1), alteration of less than 200 linear feet of a river.
2. The proposed bridge is sized to pass a 100-year storm.
3. In correspondence dated May 11, 2009, the Agent confirmed it is their intent that the new abutments are constructed outside of the normal river channel such that cofferdams are not required.
4. No comments were submitted from the Natural Heritage Bureau, NHPG Nongame and Endangered Species Program, federal agencies, local advisory committee or Antrim Conservation Commission.
5. The Applicant's coordination with the Division of Historic Resources is ongoing.
6. See related Shoreland Impact Permit 2009-00334.
7. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
8. 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.
9. 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.

**2009-00446**                      **EATON, EMILY/JASON**  
**NEW HAMPTON Unnamed Wetland**

Requested Action:

Proposal to dredge and fill 5250 sq. ft. of wetlands for installation of a 14 ft. wide x 4 ft. high x 25 ft. run full span open bottom box culvert (over a perennial stream tributary to Ames Brook) for construction of a common driveway to 2-lots of a proposed 4-lot residential subdivision. Work in wetlands consists of dredging and filling of adjacent wetlands for construction of the driveway approaches to the open bottom box culvert, construction of associated culvert wing walls, side slope stabilization, construction of temporary erosion, sedimentation and turbidity controls and temporary stream diversion controls.

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APPROVE PERMIT:

Dredge and fill 5250 sq. ft. of wetlands for installation of a 14 ft. wide x 4 ft. high x 25 ft. run full span open bottom box culvert (over a perennial stream tributary to Ames Brook) for construction of a common driveway to 2-lots of a proposed 4-lot residential subdivision. Work in wetlands consists of dredging and filling of adjacent wetlands for construction of the driveway approaches to the open bottom box culvert, construction of associated culvert wing walls, side slope stabilization, construction of temporary erosion, sedimentation and turbidity controls and temporary stream diversion controls.

With Conditions:

1. All work shall be in accordance with plans by Holden Engineering & Surveying, Inc., plan sheets 1, 2, 3, 4, and 5 of 7 dated December 19, 2008 and plan sheets 6 and 7 of 7 dated February 16, 2009, as received by DES on March 18, 2009.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. This permit is contingent on review and approval, by the DES Wetlands Bureau, of final stream diversion/erosion control plans. Those plans shall detail the timing and method of stream flow diversion during construction, and show temporary siltation/erosion/turbidity control measures to be implemented.
4. Work shall be done during low flow.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
7. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
8. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #7 of this approval.
9. This permit shall not be effective until it has been recorded with the Belknap 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.
10. Any native material removed or disturbed in the streambed during installation of the open bottom box culvert shall be stockpiled separately and reused to emulate a natural channel bottom within the work area. Any new materials used to restore any impacts to the streambed shall be similar to the natural stream substrate and shall not include angular rip-rap.
11. Any impacts to the streambed shall be restored to the original grades.
12. Unconfined work within the stream, exclusive of work associated with installation of a cofferdam, shall be done during periods of low flow.
13. 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.
14. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
15. Temporary cofferdams shall be entirely removed immediately following construction.
16. 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.
17. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
18. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
19. Within three days of final grading, 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.

20. 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.

21. 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.

22. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).

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

24. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.

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

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h) Projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Env-Wt 303.04(f).

2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.

3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.

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

5. The proposed open bottom box culvert will span the perennial stream channel.

6. The crossing has been sized to pass the 100-year storm frequency.

7. The applicant has provided compensatory flood storage areas for the storage lost at the wetlands crossing.

**MINIMUM IMPACT PROJECT**

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**2006-00547                      MOULTONBOROUGH, TOWN OF  
MOULTONBOROUGH Lake Winnepesaukee**

Requested Action:

Amend permit to allow the repair of the boat ramp.

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Conservation Commission/Staff Comments:

Con Com has no objections

NH NHI and NH Fish and Game will not be submitting comments

APPROVE AMENDMENT:

Repair the existing 12 ft by 60 ft boatramp on Lake Winnepesaukee, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by The Louis Berger Group Inc dated July 26, 2006, as received by the Department on August 08, 2006, and amendment plans as received by the Department on May 20, 2009.

2. The approved amendment plans only allow for the repair of the boat ramp, there shall be no other work for sand replenishment or rip rap under this amendment.

3. This permit shall not be effective until it has been recorded with the County Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.

4. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or

revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.

5. Dredged/excavated material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Replenishment shall maintain the existing size, location and configuration of the beaches.
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. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
9. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
10. Rip-rap shall be located landward of the shoreline at the normal high water, where practical, and shall not extend more than 2 feet lakeward of that line at any point.
11. No more than a cumulative of a 100 cu yd of sand may be used on all beach areas and all sand shall be located above the normal high water line.
12. This permit shall be used only once, and does not allow for annual beach replenishment.
13. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
14. 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.
15. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(v), repair of existing docking structures.
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.

**2008-02617                      NH DES WATER DIVISION**  
**WEARE   Horace Lake**

Requested Action:

Confirm Emergency Authorization issued December 23, 2008 for the maintenance, repair and replacement of Horace Lake Dam (#247.01) concrete abutment and stop log stanchions.

\*\*\*\*\*

CONFIRM EMERGENCY AUTHORIZATION:

Confirm Emergency Authorization issued December 23, 2008 for the maintenance, repair and replacement of Horace Lake Dam (#247.01) concrete abutment and stop log stanchions.

With Conditions:

1. Any future work that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.

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 dam.
2. The project was necessary to prevent damage to Horace Lake Dam.
3. Emergency authorization for this work was issued by DES Wetlands Bureau Staff on December 23, 2008.
4. Review of the application submitted pursuant to the emergency authorization indicates that work has been completed in accordance with the emergency authorization.
5. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
6. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
7. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application

Evaluation, has been considered in the design of the project.

**2009-00270 PSNH  
GREENFIELD Unnamed Wetland**

Requested Action:

Dredge and fill 50 sq. ft. of palustrine forested wetlands to install two (2) utility poles and guy wire anchors along Russell Station Road.

\*\*\*\*\*

APPROVE PERMIT:

Dredge and fill 50 sq. ft. of palustrine forested wetlands to install two (2) utility poles and guy wire anchors along Russell Station Road.

With Conditions:

1. All work shall be in accordance with plans received by the Department on February 17, 2009.
2. 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.
3. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
5. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), alteration of less than 3,000 sq. ft. of wetlands.
2. In correspondence received May 13, 2009, PSNH stated the right-of-way (ROW) in which work will occur in a Town of Greenfield ROW and that PSNH was granted permission through a Municipal License (#36-0508) on 01/22/2009 from the Town to install pole and guy wires.
3. The Greenfield Conservation Commission did not sign the Minimum Impact Expedited Application.
4. No comments were submitted to the file.
5. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
6. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
7. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**2009-00328 FINMAN, SCOTT  
TAMWORTH Unnamed Stream**

Requested Action:

Propose to impact 2022 sq. ft. of forested wetland for the construction of an access drive to a single family residence; work in wetlands consists of one wetlands crossing with a 15" diameter by 47' length HDPE culvert involving 1368 sq. ft. of permanent impacts, 654 sq. ft. of temporary impacts.

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Conservation Commission/Staff Comments:

Tamworth Conservation Commission has reviewed the application and has no significant concerns at this time.

WITHDRAW APPLICATION:

Withdraw application proposal to impact 2022 sq. ft. of forested wetland for the construction of an access drive to a single family residence; work in wetlands consists of one wetlands crossing with a 15" diameter by 47' length HDPE culvert involving 1368 sq. ft. of permanent impacts, 654 sq. ft. of temporary impacts.

With Findings:

1. This is a Minimum Impact Project per Env-Wt 303.04 (z) Installation of a culvert or bridge and associated fill to permit vehicular access to a piece of property for a single family building lot or for noncommercial recreational uses
2. On June 03, 2009, the department received a request, from a lawyer representing the applicant, to formally withdraw the pending application.

**FORESTRY NOTIFICATION**

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**2009-00948                    MORA, BARBARA**  
**DEERING   Unnamed Stream**

COMPLETE NOTIFICATION:  
Deering Tax Map 221, Lot# 17 & 18

**2009-00950                    GOODNOW, LYLE**  
**ALSTEAD   Unnamed Stream**

COMPLETE NOTIFICATION:  
Alstead Tax Map 15, Lot# 26

**2009-00951                    MCCUMMINGS, KIM**  
**RINDGE   Unnamed Stream**

COMPLETE NOTIFICATION:  
Rindge Tax MAp 1, Lot# 9 & 22

**2009-01005                    MORIN, PHILIP**  
**GILFORD   Unnamed Stream**

COMPLETE NOTIFICATION:  
Gilford Tax Map 213, Lot# 21

**2009-01006                    PIERCE, PETER**  
**GILFORD   Unnamed Stream**

COMPLETE NOTIFICATION:  
Gilford Tax Map 232, Lot# 1.0

**2009-01007                    EAMES, JEFFREY**  
**ALLENSTOWN   Unnamed Stream**

COMPLETE NOTIFICATION:  
Allenstown Tax Map 402, Lot# 121

**2009-01008                    WOLAK, ROBERT & NANCY RUSSELL**  
**HANOVER   Unnamed Stream**

COMPLETE NOTIFICATION:  
Hanover Tax Map 9, Lot# 1

**2009-01010                    S & M FOREST TRUST**  
**SPRINGFIELD   Unnamed Stream**

COMPLETE NOTIFICATION:  
Springfield Tax Map 39, Lot# 141

**EXPEDITED MINIMUM**

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**2007-01438                    RILEY, LINDA**  
**MEREDITH   Winnisquam Lake**

Requested Action:  
Amend permit to change dock dimensions with no change in sq ft of impact.  
\*\*\*\*\*

Conservation Commission/Staff Comments:  
Con Com has no concerns with dock, question floating swim raft

APPROVE AMENDMENT:  
Install a 6 ft x 12 ft seasonal dock attached to a 3 ft x 10 ft seasonal dock and a 6 ft x 15 ft seasonal dock in a "L" shaped configuration on an average of 100 ft of frontage on Lake Winnisquam, Meredith.

With Conditions:

1. All work shall be in accordance with amendment plans as received by DES on May 05, 2009.
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 26 feet from the shoreline at full lake elevation.
7. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, per RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland after July 1, 2008.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a), construction or modification of a seasonal dock.
2. The applicant has an average of 100 feet of shoreline frontage along Lake Winnisquam.
3. A maximum of 2 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
4. The proposed docking facility will provide 2 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.13.

**2009-00841**                      **HOLLIS, TOWN OF**  
**HOLLIS**   **Haydens Reservoir**

Requested Action:

Impact a total of 578 square feet within the bed and banks of an unnamed perennial stream which will include 238 square feet of temporary impact and 340 square feet of permanent impact to replace the existing, deteriorating 3-foot by 5-foot stone box culvert with a 60-inch by 40-foot plastic pipe beneath Federal Hill Road for safe vehicular passage.

\*\*\*\*\*

Conservation Commission/Staff Comments:

The Hollis Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Impact a total of 578 square feet within the bed and banks of an unnamed perennial stream which will include 238 square feet of temporary impact and 340 square feet of permanent impact to replace the existing, deteriorating 3-foot by 5-foot stone box culvert with a 60-inch by 40-foot plastic pipe beneath Federal Hill Road for safe vehicular passage.

With Conditions:

1. All work shall be in accordance with plans by R.L. Ouellette Associates, LLC dated April 14, 2009, as received by DES on May 7, 2009.
2. Work shall be done during seasonal low flow conditions.
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. Prior to commencing work on a substructure located within the stream, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
5. 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.
6. Temporary cofferdams shall be entirely removed immediately following construction.
7. 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.
8. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. There shall be no further alteration of wetlands for any other construction related activities.
10. Proper headwalls shall be constructed within seven days of culvert installation.
11. Within three days of final grading or temporary suspension of work, 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. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(j) Projects located within the right-of-way of a public road that do not impact bogs, marshes, sand dunes, tidal wetlands, or undisturbed tidal buffer zone, prime wetlands or do not meet the requirements of Env-Wt 303.02(k).
2. The existing stone culvert beneath Federal Hill Road is failing; therefore, 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.

**GOLD DREDGE**

\*\*\*\*\*

**2009-01043                    KEMBLE JR, LESTER**  
**(ALL TOWNS) Unnamed Stream**

Conservation Commission/Staff Comments:  
cc Bath ConCom

**2009-01045                    LIBBY, BRIAN**  
**(ALL TOWNS) Unnamed Stream**

Conservation Commission/Staff Comments:  
cc: Bath ConCom

**2009-01064                    GRASSO, TRACY**  
**(ALL TOWNS) Unnamed Stream**

Conservation Commission/Staff Comments:  
cc: Bath ConCom

**LAKES-SEASONAL DOCK NOTIF**

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**2009-01000                    NOLIN, JAMIE**  
**CENTER BARNSTEAD Lower Suncook Lake**

COMPLETE NOTIFICATION:  
Barnstead Tax Map 29, Lot# 13 Mascoma Lake

**2009-01002                    STACHURA, ANDREW**  
**NORTHWOOD Lake Harvey**

COMPLETE NOTIFICATION:  
Northwood Tax Map 123, Lot# 11 Harvey Lake

**2009-01003                      LONG, GARY**  
**BARNSTEAD   Upper Suncook Lake**

COMPLETE NOTIFICATION:  
Barnstead Tax Map 9, Lot# 21 Upper Suncook Lake

**2009-01004                      OLD NORTH MAIN VILLAGE ASSOCIATION, ALAN ZAPPALA**  
**LACONIA   Opechee Lake**

COMPLETE NOTIFICATION:  
Laconia Tax Map 341, Lot# 207 Opechee Lake

**2009-01013                      MACKENIZE, IAIN**  
**NEW DURHAM   Marchs Pond**

COMPLETE NOTIFICATION:  
New Durham Tax Map 15A, Lot# 77 Marchs Pond

**2009-01031                      KEANE, JOHN**  
**ENFIELD   Unnamed Wetland Mascoma Lake**

COMPLETE NOTIFICATION:  
Enfield Tax Map 10, Lot# 8-1 Mascoma Lake

**2009-01044                      BILL, PETER**  
**ENFIELD   Mascoma Lake**

COMPLETE NOTIFICATION:  
Enfield Tax Map 32, Lot# 48 Mascoma Lake

**2009-01080                      LANE, JONATHAN**  
**ERROL   Akers Pond**

COMPLETE NOTIFICATION:  
Errol Tax Map U6, Lot# 11

**2009-01081                      STEVENS, SAM, AMELIA & WILLIAM**  
**NEW LONDON   Lake Sunapee**

COMPLETE NOTIFICATION:  
New London Tax Map 135, Lot# 1 Lake Sunapee

**ROADWAY MAINTENANCE NOTIF**

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**2009-01046                    AUBURN, TOWN OF**  
**AUBURN   Unnamed Wetland**

**COMPLETE NOTIFICATION:**

Remove & replace a 12' CMP with an 18" HDPE pipe

**PERMIT BY NOTIFICATION**

\*\*\*\*\*

**2009-00735                    FRANKLIN, CITY OF**  
**FRANKLIN   Webster Lake**

**Requested Action:**

Impact approximately 75 sq. ft. of wetlands (drainage ditch) to improve drainage as part of a stormwater improvement project at Griffin Beach (Webster Lake) in Franklin.

\*\*\*\*\*

**PBN IS COMPLETE:**

Impact approximately 75 sq. ft. of wetlands (drainage ditch) to improve drainage as part of a stormwater improvement project at Griffin Beach (Webster Lake) in Franklin.

**With Findings:**

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(k) Maintenance dredging, when necessary to provide continued usefulness of nontidal drainage ditches, man-made ponds, and spillways.
2. The project is needed to stop ongoing erosion and to improve water quality of the adjacent lake.
3. The proposed work does not expand the drainage ditches into wetlands.
4. The applicant has provided agreements from abutters within 20-feet of the proposed work in accordance with Administrative Rule Env-Wt 304.04.

**2009-00858                    BROWN, SCOTT**  
**PITTSFIELD   Unnamed Pond**

**Requested Action:**

Maintenance dredge an existing small "backyard pond". The pond dredge area is approximately 4500 square feet and an additional 5200 square foot work area. It is proposed that dredge spoils will be placed in uplands adjacent to the existing driveway with all exposed areas being seeded and mulched.

\*\*\*\*\*

**Conservation Commission/Staff Comments:**

1. The Conservation Commission signed the PBN waiving their right to intervene.

**PBN IS COMPLETE:**

Maintenance dredge an existing small "backyard pond". The pond dredge area is approximately 4500 square feet. Dredge spoils/soils shall be placed outside of wetlands, surface waters and banks of surface waters. It is proposed that dredge spoils will be placed in uplands adjacent to the existing driveway with all exposed areas being seeded and mulched.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(k) Maintenance dredging, when necessary to provide continued usefulness of nontidal drainage ditches, man-made ponds, and spillways.

**2009-01041                      CASEY, JOHN & JANET**  
**GILFORD Lake Winnepesaukee**

Requested Action:

Repair existing docking structure.

\*\*\*\*\*

Conservation Commission/Staff Comments:

Con Com did not sign PBN

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.

**2009-01065                      SANDS OF BROOKHURST**  
**MEREDITH Lake Winnepesaukee**

Requested Action:

Repair existing docking structure.

\*\*\*\*\*

Conservation Commission/Staff Comments:

Con Com signed PBN form

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.

**2009-01075                      DUNNE, LORIE**  
**EFFINGHAM Unnamed Stream Province Lake**

Requested Action:

Install a seasonal dock and an anchoring pad.

\*\*\*\*\*

Conservation Commission/Staff Comments:

Con Com signed PBN form

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a) installation of a seasonal dock and Env-Wt 303.04(ab), installation of an anchoring pad for a seasonal dock.

**CSPA PERMIT**

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**2009-00547                      THOMPSON, JEFFREY & THOMAS  
WINDHAM   Cobbetts Pond**

Requested Action:

Impact 480 sq ft for the purpose of constructing a deck onto an existing single-family dwelling and installing 2 dry-wells.  
\*\*\*\*\*

APPROVE PERMIT:

Impact 480 sq ft for the purpose of constructing a deck onto an existing single-family dwelling and installing 2 dry-wells.

With Conditions:

1. All work shall be in accordance with plans by Wetland Consulting Services revised April 28, 2009 and received by the Department of Environmental Services ("DES") on May 14, 2009.
2. No new impervious surfaces shall be constructed until the approved restoration plantings are completed.
3. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands or areas to remain unaltered.
4. Within three days of final grading or temporary suspension of work, 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.
5. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
6. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
7. No more than 19.9% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
8. The project as proposed will leave approximately 1,035 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. There shall be no impacts to native vegetation between 50' and 150' of the reference line associated with the proposed project in order to comply with RSA 483-B:9, V, (b), (2), (A), (ii).
9. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
10. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
11. Any fill used shall be clean sand, gravel, rock, or other suitable material.

**2009-00634                      MILFORD, TOWN OF  
MILFORD   Souhegan River**

Requested Action:

Impact 1,210 sq ft for the purpose of constructing an addition onto an existing pump station, a propane tank pad, a generator pad, replacing underground electrical services cables and adding lighting protection cables.  
\*\*\*\*\*

APPROVE PERMIT:

Impact 1,210 sq ft for the purpose of constructing an addition onto an existing pump station, a propane tank pad, a generator pad, replacing underground electrical services cables and adding lighting protection cables.

With Conditions:

1. All work shall be in accordance with plans by Stantec Consulting Services Inc revised May 12, 2009 and received by the Department of Environmental Services ("DES") on May 14, 2009.

2. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands or areas to remain unaltered.
3. The project as proposed will leave approximately 1,863 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 1,863 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. Within three days of final grading or temporary suspension of work, 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.
5. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
6. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
7. No more than 6.3% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
8. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
9. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
10. Any fill used shall be clean sand, gravel, rock, or other suitable material.

**2009-00667                      HANCOCK, TOWN OF**  
**HANCOCK   Norway Pond Public Beach**

Requested Action:

Impact 21,722 sq ft for the purpose of regrading existing parking areas and installing stormwater controls.

\*\*\*\*\*

APPROVE PERMIT:

Impact 21,722 sq ft for the purpose of regrading existing parking areas and installing stormwater controls.

With Conditions:

1. All work shall be in accordance with plans created by Aspen Environmental Consultants LLC and received by the Department of Environmental Services ("DES") on April 15, 2009.
2. No more than 16.41% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
4. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. Silt fencing must be removed once the area is stabilized.
11. This permit is contingent on approval by the DES Wetlands Bureau for impacts relative to the beach area of the project which requires a wetlands permit under RSA 482-A.

**2009-00680                      MANNION, ANDREW**  
**SANBORNTON   Lake Winnisquam**

Requested Action:

Impact 214 sq ft for the purpose of constructing a 212 sq ft addition onto an existing deck.

\*\*\*\*\*

APPROVE PERMIT:

Impact 214 sq ft for the purpose of constructing a 212 sq ft addition onto an existing deck.

With Conditions:

1. All work shall be in accordance with plans by Andrew Mannion dated April 17, 2009 and received by the Department of Environmental Services ("DES") on April 17, 2009.
2. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands or areas to remain unaltered.
3. No more than 19.7% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. There shall be no impacts to native vegetation between 50' and 150' of the reference line associated with the proposed project in order to comply with RSA 483-B:9, V, (b), (2), (A), (ii).
5. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
7. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
8. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
9. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
10. Any fill used shall be clean sand, gravel, rock, or other suitable material.

**2009-00693                      DONOVAN, JOHN**  
**CONWAY   Pequacket Pond**

Requested Action:

Impact 3,194 sq ft for the purpose of removing an existing single-family dwelling and constructing a 1285 sq ft dwelling.

\*\*\*\*\*

APPROVE PERMIT:

Impact 3,194 sq ft for the purpose of removing an existing single-family dwelling and constructing a 1285 sq ft dwelling.

With Conditions:

1. All work shall be in accordance with plans by John Donovan dated April 15, 2009 and received by the Department of Environmental Services ("DES") on May 11, 2009.

2. All actions associated with the installation of the proposed septic system are contingent on approval by the DES Subsurface Systems Bureau.
3. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands or areas to remain unaltered.
4. There shall be no impacts to native vegetation associated with the proposed project in order to comply with RSA 483-B:9, V, (b), (2), (A), (i).
5. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
7. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
8. No more than 19.0% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
9. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
10. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
11. Any fill used shall be clean sand, gravel, rock, or other suitable material.

**2009-00719                      BEAUDET, NORMAN & LINDA  
CANTERBURY New Pond**

Requested Action:

Impact 1300 sq ft for the purpose of installing a state approved septic system.

\*\*\*\*\*

APPROVE PERMIT:

Impact 1300 sq ft for the purpose of installing a state approved septic system.

With Conditions:

1. All work shall be in accordance with plans by Meridian Land Services revised May 14, 2009 and received by the Department of Environmental Services ("DES") on May 14, 2009.
2. All actions associated with the installation of the proposed septic system are contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no impacts to native vegetation between 50' and 150' of the reference line associated with the proposed project in order to comply with RSA 483-B:9, V, (b), (2), (A), (ii).
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands or areas to remain unaltered.
5. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
7. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
8. No more than 20.9 % of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
9. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
10. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.

11. Any fill used shall be clean sand, gravel, rock, or other suitable material.

**2009-00876                      WRIGHT, MARY**  
**BRISTOL    Newfound Lake**

Requested Action:

Impact 800 sq ft for the purpose of constructing a temporary access path in an existing open area, installing two septic tanks and removing an existing shed.

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APPROVE PERMIT:

Impact 800 sq ft for the purpose of constructing a temporary access path in an existing open area, installing two septic tanks and removing an existing shed.

With Conditions:

1. All work shall be in accordance with plans by B.A. Barnard ENT., INC. dated January 2009 and received by the Department of Environmental Services ("DES") on May 13, 2009.
2. All actions associated with the installation of the proposed septic system are contingent on approval by the DES Subsurface Systems Bureau.
3. All impacts associated with the temporary access drive shall be revegetated with native trees, shrubs and ground covers upon installation of the proposed well and septic tanks.
4. There shall be no impacts to native vegetation between 50' and 150' of the reference line associated with the proposed project in order to comply with RSA 483-B:9, V, (b), (2), (A), (ii).
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands or areas to remain unaltered.
6. Within three days of final grading or temporary suspension of work, 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. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
8. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
9. No more than 30.2% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
10. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
11. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
12. Any fill used shall be clean sand, gravel, rock, or other suitable material.

With Findings:

1. Plan as submitted is incorrectly labeled 1" = 44' however, the labeled shoreland setbacks are in the 1:20 scale and match with the submitted warranty deed.

**2009-00917                      FINE, HENRI**  
**ALTON    Lake Winnepesaukee**

Requested Action:

Impact 8842 sq ft for the purpose of removing a deck and a walkway and constructing a screened porch and an addition onto an existing single-family dwelling.

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**APPROVE PERMIT:**

Impact 8842 sq ft for the purpose of removing a deck and a walkway and constructing a screened porch and an addition onto an existing single-family dwelling.

**With Conditions:**

1. All work shall be in accordance with plans by Beckwith Builders Inc. dated May 14, 2009 and received by the Department of Environmental Services ("DES") on May 18, 2009.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands or areas to remain unaltered.
4. There shall be no increase of impervious surface area during the completion of the proposed project.
5. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
7. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
8. No more than 25.3% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
9. The project as proposed will leave approximately 5,193 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 5,193 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
10. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
11. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
12. Any fill used shall be clean sand, gravel, rock, or other suitable material.

**CSPA PERMIT W/VARIANCE**

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**2008-02019                      LEFRANCOIS/PULEO, KENNETH/SUSAN  
EAST WAKEFIELD   Belleau Lake/door Pond**

**CSPA PERMIT W/WAIVER**

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**2009-00511                      HOAG ISLAND TRUST, MATHEW LINCOLN  
SANDWICH   Squam Lake**

**Requested Action:**

Impact 790 sq ft for the purpose of constructing a 56 sq ft addition onto an existing 3 bedroom single-family dwelling.

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**APPROVE PERMIT:**

Impact 790 sq ft for the purpose of constructing a 56 sq ft addition onto an existing 3 bedroom single-family dwelling.

**WAVIER APPROVED:** Pursuant to RSA 483-B:11 II, RSA 483-B:9,II is hereby waived to allow construction of the proposed project within the Setback.

**With Conditions:**

1. All work shall be in accordance with plans by Beam Construction Associates Inc. revised May 1, 2009 and received by the Department of Environmental Services ("DES") on May 11, 2009.
2. This approval includes a waiver of RSA 483-B:9,II and, therefore, shall not be effective until it has been recorded at the Carroll County Registry of Deeds and a copy of the recorded waiver is sent to the department by certified mail, return receipt requested.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. No new impervious surfaces shall be constructed until the planting needed to bring the waterfront buffer segments up to the minimum points required has been completed and the 2 proposed water bars have been installed as shown on the approved plans.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands or areas to remain unaltered.
6. Within three days of final grading or temporary suspension of work, 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. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
8. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
9. No more than 1.5% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
10. The project as proposed will leave approximately 36,102 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 27,038 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
11. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
12. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
13. Any fill used shall be clean sand, gravel, rock, or other suitable material.

**With Findings:**

1. The existing non-conforming structure is located within the 50 ft primary building setback to Sqam Lake and, therefore, fails to conform to the setback restriction set forth in RSA 483-B:9, II, of the CSPA.
2. In accordance with RSA 483-B:11, II, the commissioner shall review proposals which are more nearly conforming than the existing structures, and may waive some of the standards specified in RSA 483-B:9, so long as there is at least the same degree of protection provided to the public waters and the proposal is "more nearly conforming."
3. The project as proposed would result in 56 sq ft addition to the landward side of an existing non-conforming primary structure.
4. The applicant has proposed to plant each segment of the waterfront buffer the 50 pt minimum standards and install 2 water bars and therefore, meets the requirements for a waiver to RSA 483-B:9 as described in RSA 483-B: 11, I.

**2009-00627 KEENE HOUSING AUTHORITY**  
**KEENE Ashuelot River**

**Requested Action:**

Impact 6,600 sq ft for the purpose of constructing 336 sq ft additions onto 6 buildings, and modify the existing sidewalks.

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APPROVE PERMIT:

Impact 6,600 sq ft for the purpose of constructing 336 sq ft additions onto 6 buildings, and modify the existing sidewalks.

WAVIER APPROVED: Pursuant to RSA 483-B:11 II, RSA 483-B:9,V(g)(2)(replanting the all segments of the waterfront buffer to the 50 point minimum standard)is hereby waived.

With Conditions:

1. All work shall be in accordance with plans by SVE Associates dated December 31, 2009 and received by the Department of Environmental Services ("DES") on April 13, 2009.
2. This approval includes a waiver of RSA 483-B:9,V(g)(2)(replanting the all segments of the waterfront buffer to the 50 point minimum standard) and, therefore, shall not be effective until it has been recorded at the Cheshire County Registry of Deeds and a copy of the recorded waiver is sent to the department by certified mail, return receipt requested.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands or areas to remain unaltered.
5. There shall be no impacts to native vegetation between 50' and 150' of the reference line associated with the proposed project in order to comply with RSA 483-B:9, V, (b), (2), (A), (ii).
6. Within three days of final grading or temporary suspension of work, 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. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
8. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
9. No more than 26.2% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
10. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
11. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
12. Any fill used shall be clean sand, gravel, rock, or other suitable material.

With Findings:

1. In accordance with RSA 483-B:11, II, the commissioner shall review proposals which are more nearly conforming than the existing structures, and may waive some of the standards specified in RSA 483-B:9, so long as there is at least the same degree of protection provided to the public waters and the proposal is "more nearly conforming."
2. The project as proposed would result in and additional 2,016 sq ft in impervious surface area.
3. The applicant has proposed to install stone infiltration beds along all proposed footings and therefore, meets the requirements for a waiver to RSA 483-B:9 as described in RSA 483-B: 11, I.