

Wetlands Bureau Decision Report

*Review
4/17/14*

Decisions Taken
03/31/2014 to 04/06/2014

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 George "Chip" Kimball, 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

**2014-00270 COLLINS, CYNTHIA
NEWMARKET Atlantic Ocean**

Requested Action:

Construct a tidal docking structure consisting of a 4 ft. x 13 ft. access ramp within the developed upland tidal buffer zone to a 4 ft. x 10 ft. permanent pier to a 3 ft. x 25 ft. ramp connecting to a 10 ft. x 20 ft. float , providing one slip on 495.5 ft. of frontage on Great Bay.

Conservation Commission/Staff Comments:

2/26/2014. Per DHR, no potential to cause effects. Minimal impacts- area considered archeologically sensitive. See letter in file.

Inspection Date: 03/31/2014 by David A Price

APPROVE PERMIT:

Construct a tidal docking structure consisting of a 4 ft. x 13 ft. access ramp within the developed upland tidal buffer zone to a 4 ft. x 10 ft. permanent pier to a 3 ft. x 25 ft. ramp connecting to a 10 ft. x 20 ft. float , providing one slip on 495.5 ft. of frontage on Great Bay.

With Conditions:

1. All work shall be in accordance with plans by Riverside & Pickering Marine Contractors dated January 22, 2014, as received by the Department on January 27, 2014.
2. Any future work in jurisdiction as specified in RSA 482-A on this property will require a new application and approval by the Department of Environmental Services ("DES") Wetlands Bureau.
3. This permit shall not be effective until recorded at the Rockingham County Registry of Deeds Office by the permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau prior to construction.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain in until the area is stabilized.
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.
6. Construction of this tidal docking structure consisting of a 4 ft. x 13 ft. access ramp within the developed upland tidal buffer zone to a 4 ft. x 10 ft. permanent pier to a 3 ft. x 25 ft. ramp connecting to a 10 ft. x 20 ft. float, providing one slip on 495.5 ft. of frontage on Great Bay shall be the only dock structure on this water frontage.
7. Work shall be done during low tide.
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. Construction of the dock shall occur from a barge and crane to reduce impacts to the saltmarsh.
11. The decking of the dock shall have a minimum of 4 ft. clearance from the surface of the tidal marsh and shall have 3/4-inch spacing between the decking planks.

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(a), projects in sand dunes, tidal wetlands, or bogs, except for the repair of existing structures pursuant to Wt 303.04(v).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01. There is currently no docking structure on the property to provide access to the water.

3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03. The decking of the dock will have a minimum of a 1:1 ratio of deck height to width as appropriate, and will have 3/4-inch spacing between the decking planks. Further, the applicant will be utilizing a barge and crane to complete construction of the dock from the water to minimize impacts to the wetland resource.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) and (c), Requirements for Application Evaluation, has been considered in the design of the project. NH Natural Heritage Bureau (NHB) has record of sensitive species within the vicinity of the project, but NHB does not expect impacts to the sensitive species by the project. This project has been reviewed by the Pease Development Authority Division of Ports and Harbors which determined that the project would have no negative effect on navigation, per letter dated 2/13/2014.
5. This dock is consistent with other tidal dock approvals in the seacoast.
6. DES staff field inspections on 3/31/2014 found that the site is accurately represented in the application.
7. The Newmarket Conservation Commission had no objections to the proposed project.
8. In accordance with RSA 482-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 estuarine resource, as identified under RSA 482-A:1.

-Send to Governor and Executive Council-

2014-00345 CARBONFUND ORG FOUNDATION
MOULTONBOROUGH Kanasatka Lake

Requested Action:

Replenish 3,500 sq. ft. of an existing 7,074 sq. ft. beach with no more than 30 cubic yards of sand adjacent to Lake Kanasatka, in Moultonborough.

Conservation Commission/Staff Comments:

2/5/14 Con. Com. has no objections to issuance of a permit.

02/5/14 Per DHR, no potential to cause effects.

APPROVE PERMIT:

Replenish 3,500 sq. ft. of an existing 7,074 sq. ft. beach with no more than 30 cubic yards of sand adjacent to Lake Kanasatka, in Moultonborough.

With Conditions:

1. All work shall be in accordance with plans dated March 14, 2014, as received by the NH Department of Environmental Services (DES) on March 17, 2014.
2. No more than 30 cu. yd. of sand may be used and all sand shall be located above the normal high water line.
3. This permit shall be used only once, and does not allow for annual beach replenishment.
4. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
5. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
6. All activities shall be in accordance with the Shoreland Water Quality Protection Act, 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.

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(o), replenishment of a beach using more than 20 cubic yards of sand.

2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.
5. In accordance with RSA 482-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 lacustrine resource, as identified under RSA 482-A:1.

2014-00365 P & S REALTY TRUST
ALTON Lake Winnepesaukee

Requested Action:

After-the-fact request to retain 4 floating seasonal PWC lifts and retain repairs to the existing 6 ft. x 34 ft. docking structure on approximately 100 ft. of frontage along Lake Winnepesaukee, in Alton.

DENY PERMIT:

After-the-fact request to retain 4 floating seasonal PWC lifts and retain repairs to the existing 6 ft. x 34 ft. docking structure on approximately 100 ft. of frontage along Lake Winnepesaukee, in Alton.

With Findings:

STANDARDS FOR APPROVAL

1. Pursuant to Rule Env-Wt 302.05, After-the-Fact Application, applications received after work is completed shall be subjected to the same review as any other application. Consideration of an after-the-fact application shall not preclude or limit the Department's exercise of any enforcement powers it possesses.
2. Pursuant to Rule Env-Wt 302.04, Requirements for Application Evaluation, (d), the Department shall not grant a permit if there is a practicable alternative that would have a less adverse impact on the area and environments under the Department's jurisdiction.
3. Pursuant to Rule Env-Wt 402.13 Frontage Over 75', To lessen congestion, improve public safety and navigation, protect neighboring property values, provide sufficient area for construction of facilities, provide adequate area for boat maneuvering, and protect health, safety, and general welfare, there shall be a minimum of 75' of shoreline frontage on the property for the first 2-slip structure and an additional 75' of shoreline frontage on the property for each additional boating slip or securing location on a structure for non-commercial use.
4. Pursuant to RSA 482-A:3, XIII, (a), all boat docking facilities shall be at least 20 feet from an abutting property line in non-tidal waters.
5. Pursuant to RSA 482-A:3, XIII, (b), any boat secured to such a dock shall not extend beyond the extension of the abutter's property line.
6. Pursuant to 482-A:11, Administrative Provisions, II, no permit to dredge or fill shall be granted if it shall infringe on the property rights or unreasonably affect the value or enjoyment of property of abutting owners.
7. Pursuant to Rule Env-Wt 304.08, Beaches, (b), no new private beach shall use more than 20 percent of the applicant's contiguous shoreline with a maximum allowed impact of 50 feet.
8. Pursuant to Rule Env-Wt 303.04 Minimum Impact Projects (ad), installation of a seasonal personal watercraft lift, provided the personal watercraft lift is installed immediately adjacent to a dock, and in a legally-existing boat slip, or, if there are no other personal watercraft lifts on the frontage, a maximum of 2 lifts installed immediately adjacent to one another and along the owner's shoreline.
9. Pursuant to RSA 482-A:2, Definitions, VIII, "Boat slip" means, on water bodies over 10,000 acres, a volume of water 25 feet long, 8 feet wide, and 3 feet deep as measured at normal high water and located adjacent to a structure to which a watercraft may be secured.

FINDINGS OF FACT

1. On February 18, 2014, the Department received an application requesting an after-the-fact approval to retain 4 floating seasonal personal watercraft (PWC) lifts and repairs to an existing 6 ft. x 34 ft. docking structure on Lake Winnepesaukee, in Alton.
2. The Applicant has approximately 100 feet of shoreline frontage on Lake Winnepesaukee.
Pursuant to Env-Wt 402.13 the applicant has sufficient frontage for 2 a slip docking structure.
3. The plan submitted with the application indicates that the existing permanent dock is partially located over fill in public waters which has been placed from approximately 15 feet from the abutting property line diagonally to within 6 feet of the extension of the abutting property line.
4. The plan submitted also indicated a 10 foot by 24 foot floating PWC lift has been installed providing "drive-on" docking for 4 PWCs adjacent to the shoreline to the south of the existing dock and not within existing boat slips.
5. The plan further shows a sloped beach impacting approximately 452 square feet of the bank along 24 linear feet of shoreline.
6. In accordance with Rule Env-Wt 304.08, Beaches, (b), the 100 feet of shoreline frontage owned by the applicant is only sufficient to support a beach impacting no more than 20 feet of shoreline frontage.
7. The proposed project is classified as a major impact project pursuant to Env-Wt 303.02, (d), construction or modification of major docking system defined by Env-Wt 101.56. Rule Env-Wt 101.56 defines "Major docking system" as a docking facility that provides a total of 5 or more boat slips, including those previously existing and proposed. The existing pier provides 2 slips and the floating PWC lifts provides 4 slips for a total of 6 slips on the frontage.
8. File # 1997-1733 is an active Compliance File for impacts on the subject property which include constructing a sloped beach without a permit, adding rocks (fill) to the shoreline and waterbody without a permit, and construction of a dock without a permit.
9. File # 1997-1733 was opened on September 29, 1997 against the prior owner Adel Fadilli. The property was transferred to the current owner on October 29, 1997. Correspondence was then sent to the new owner, Paul Russell (the Applicant), on March 16, 1999, requesting an after-the-fact application for the impacts.
10. Follow-up correspondence was sent to Paul Russell on January 25, 2001, reminding him that there was an outstanding compliance action pending against the structures on the frontage.
11. A letter notifying the Applicant of a pending field inspection was issued on September 17, 2001.
12. A field inspection was conducted on January 30, 2002.
13. A Letter of Deficiency was issued to the Applicant on January 31, 2002.
14. Another letter reminding the Applicant of the unresolved compliance action was issued January 6, 2003.
15. On April 03, 2009 a Notice of Violation was issued to the Applicant.
16. To date the Department has not received a response from the Applicant with regards to the unresolved compliance action.
17. On September 4, 1998, the Department approved and issued Permit # 1998-01507 to the Applicant authorizing the installation of a 6 foot by 30 foot seasonal dock located more or less in the center of the 100 foot frontage.
18. Specific Condition #2 of Permit 1998-01507 notified the Applicant that; "This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation."
19. To date the Department has not received a copy of the registered permit for the seasonal dock.
20. Specific Condition #3 of Permit 1998-01507 imposed the requirement that; "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."
21. Specific Condition #4 of Permit 1998-01507 imposed the requirement that; "This hinged seasonal dock shall be raised above the lake for the non-boating season."
22. Specific Condition #5 of Permit 1998-01507 notified the Applicant that; "This permit to add a seasonal dock 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 the existing 10 ft. x 15 ft. beach was not previously permitted or grandfathered."
23. Review of the plans submitted with this application, # 2014-365, indicate that Specific Conditions #3 and # 4 of Permit #1998-01507 have not been adhered to as required and the dock has not been installed as indicated in the approved plans.
24. On September 04, 2013, the Department received file #2013-02367; a Shoreland Water Quality Protection Act application with a Waiver request to remove the existing non-conforming primary structure and construct a new primary structure on the frontage.
25. On September 27, 2013, DES received an email complaint from the Town of Alton's Code Enforcement Officer. This complaint indicated there had been some of the requested work had already been completed and sand had been placed adjacent to the un-permitted beach to enlarge the beach area.
26. On September 30, 2013, the Department issued a letter to the applicant informing them the Department had received a complaint

and requesting that the applicant refrain from further work and obtain the required permits.

27. On October 3, 2013, the Department issued a letter to the applicant requesting additional information to complete the file. This letter informed the Applicant that the Department had received evidence that work within the waterfront buffer had already been done and that the Department had no record of the issuance of permits for this work. The letter requested that the Applicant submit preconstruction photos and any other relevant evidence of this area prior to the beginning of work that had already taken place.

28. DES received a response from the Agent for the Applicant on October 09, 2013. This response addressed the three requested items in the letter dated October 3, 2013.

29. DES received a response from the Applicant on November 8, 2013. This response addressed the letter dated September 30, 2013.

30. On January 16, 2014, the Department issued a Notice of Violation to the Applicant. This letter requested a restoration plan for the shoreline impacts, including the beach construction and fill placed in the lake, and an after-the-fact application to retain the PWC lifts and dock impacts.

31. The Department received a restoration plan on January 31, 2014 to restore the shoreline impacts to natural conditions and remove sand placed adjacent to the beach.

32. The Department issued a Restoration Plan Approval on February 19, 2014 for restoration of shoreline impacts to the south of the beach area.

33. On March 3, 2014, the Department issued Shoreland Impact Permit #2013-2367 authorizing the replacement of the residential primary structure.

34. The plans submitted with the current application for wetland impacts, # 2014-365, indicate a permanent dock has been installed over fill and that both the dock and fill are within the 20 ft. of the abutting property line. This dock provides 2 slips, one of which encroaches over the extension of the abutting property line.

35. A boat secured to the dock would extend over the extension of the property line of the abutting lot.

36. The plans submitted indicate a sloped beach with dimensions greater than would be allowed under Rule Env-Wt 304.08 still exists on the frontage.

37. The after-the-fact request to retain 4 PWC lifts adds 4 slips to the 2 pre-existing slips provided by the un-permitted permanent docking structure on 100 feet of shoreline frontage.

Rulings in Support of Denial

1. The after-the-fact request to retain repairs to a docking structure which fails to comply with the previously issued Permit #1998-1507 and exceeds the rules for docking structures in public waters is not approvable, therefore in accordance with 302.04(d) the application is denied.
2. A boat secured to the docking structure would extend beyond the imaginary extension of the property line. There is no waiver for this provision within RSA 482-A:3,XIII. Further, the after-the-fact request to retain the docking structure located closer than 20 feet to the abutting property line does not meet the requirements of RSA 482-A:3,XIII(a) and (b), therefore the application is denied.
3. The existing un-permitted sloped beach exceeds the design criteria for beaches, therefore the pursuant to Env-Wt 302.04, (a), the application is denied.
4. The addition of 4 PWC lifts would add boat slips in excess of the number of slips allowed on 100 ft. of frontage, therefore pursuant to Env-Wt 402.13, the application is denied.

MINOR IMPACT PROJECT

**2009-00362 DRACO HOMES INC, GERALD LUSSIER
PELHAM Unnamed Wetland**

Requested Action:
Request permit time extension.

Conservation Commission/Staff Comments:

The Pelham Conservation Commission reviewed the application and submitted a report with a positive recommendation for the project.

APPROVE TIME EXTENSION:

Dredge and fill 4,915 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a roadway/ culvert crossing to access an 8-lot single-family residential subdivision on an 8.1 acre parcel of land.

With Conditions:

1. All work shall be in accordance with plans by Polaris-Hancock Engineering dated September 18, 2008 (last revised 2/06/09), as received by DES on March 02, 2009.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, for septic setback or other construction activities.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. NH DES Wetlands Bureau Southeast Region staff shall be notified in writing prior to commencement of work and upon its completion.
5. This permit shall not be effective until it has been recorded with the Rockingham County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
6. All activities on lot nos. 7 & 8 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.
7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
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. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
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, 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. The owner, authorized agent or applicant certifies that this permit qualifies for a permit extension in accordance with RSA 482-A:3, XIV-a, and Env-Wt 502.01.
2. This permit has been extended in accordance with RSA 482-A:3, XIV-a and Env-Wt 502.01.

2013-01661 CIMIKOSKI, WILLIAM
GILMANTON IRON WORKS Crystal Lake

Requested Action:

Replace 80 linear feet of existing rip-rap with an equal volume of larger rip-rap stone in the same footprint and configuration and permanently remove a 35 foot wooden walkway on the shoreline along approximately 93 linear feet of shoreline frontage on Crystal Lake, in Gilmanton.

Conservation Commission/Staff Comments:

7/10/13 Per DHR no historic properties affected.

Inspection Date: 10/21/2013 by Dale R Keirstead

APPROVE PERMIT:

Replace 80 linear feet of existing rip-rap with an equal volume of larger rip-rap stone in the same footprint and configuration and permanently remove a 35 foot wooden walkway on the shoreline along approximately 93 linear feet of shoreline frontage on Crystal Lake, in Gilmanton.

With Conditions:

1. All work shall be in accordance with plans by Bailey Engineering dated January 17, 2014, as received by the NH Department of Environmental Services (DES) on February 24, 2014.
2. Work shall be done during drawdown.
3. Area shall be regraded to original contours following completion of work.
4. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and shall remain until 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. Work shall be conducted in a manner that avoids discharges of sediments to fish spawning areas.
7. Rip-rap shall be located landward of the shoreline at the normal high water, where practical, and shall not extend lakeward of that line at any point.
8. Equipment access shall be done during the winter. A road base of snow and ice shall be used to protect the lakebed. No equipment shall operate on the unprotected lakebed.
9. All debris shall be completely removed from the temporary road so that no material remains on the access way.
10. All activities shall be in accordance with the Shoreland Water Quality Protection Act, 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.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(k), projects that disturb between 50 and 200 linear feet of shoreline along a lake.
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 21, 2013. Field inspection determined the proposed access on the frozen snow covered lakebed was the only viable access to perform the proposed work.
6. The affected abutters have submitted letters granting permission for the proposed impacts within the 20 foot setback to abutting properties.

**2013-02660 GAZNICK HOPLER, DONNA
HAMPTON Hampton River**

Requested Action:

Impact 646 sq. ft. in the previously developed tidal buffer zone for work associated with the reconstruction and raising the first floor elevation of the existing dwelling within the same foundation footprint. The work is within 50 feet of a salt marsh.

Conservation Commission/Staff Comments:

The Hampton Conservation Commission does not oppose granting this permit.

APPROVE PERMIT:

Impact 646 sq. ft. in the previously developed tidal buffer zone for work associated with the reconstruction and raising the first floor elevation of the existing dwelling within the same foundation footprint. The work is within 50 feet of a salt marsh.

With Conditions:

1. All work shall be in accordance with plans by John Minton, RA dated 12/24/13, as received by the NH Department of Environmental Services (DES) on January 15, 2014.
2. The NH DES Wetlands Bureau Southeast Region staff and the Hampton Conservation Commission shall be notified in writing prior to commencement of work and upon its completion.
3. There shall be no further alteration of areas within wetlands jurisdiction for lot development or other construction activities.
4. All activities shall be in accordance with the Shoreland Water Quality Protection Act, 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.
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.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(b), projects that involve work within 50 feet of a salt marsh.
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. In accordance with RSA 482-A:11 IV(a) the DES finds a prime wetlands public hearing is not necessary under RSA 482-A:8 with the finding that this project, either alone or in conjunction with other human activity, will not result in significant loss of any of the values set forth in RSA 482-A:1.

2013-03118 NEWELL, BRAD
ALTON Lake Winnepesaukee

Requested Action:

Dredge 5 rocks from the lakebed and install 5 ft. wide access stairs through the existing retaining wall on an average of 69 feet of shoreline frontage along Lake Winnepesaukee, in Alton.

DENY PERMIT:

Dredge 5 rocks from the lakebed and install 5 ft. wide access stairs through the existing retaining wall on an average of 69 feet of shoreline frontage along Lake Winnepesaukee, in Alton.

With Findings:

Standard for Approval

1. In accordance with Rule Env-Wt 101.89 "Shoreline frontage" means the average of the distances of the actual natural navigable shoreline footage and a straight line drawn between property lines, both of which are measured at the normal high water line.
2. Pursuant to Rule Env-Wt 302.04, Requirements for Application Evaluation, (a), (1), for any minor project, the applicant shall demonstrate the need for the proposed impact to areas and environments under the department's jurisdiction by plan and example.
3. Pursuant to Rule Env-Wt 302.04, Requirements for Application Evaluation, (a), (2), for any minor project, the applicant shall

demonstrate by plan and example the alternative proposed by the applicant is the one with the least impact to wetlands or surface waters on site.

4. Pursuant to Rule Env-Wt 302.04, Requirements for Application Evaluation, (e), (2), the department shall not grant a permit if the requirements of Env-Wt 302.04, (a) are not met.
5. In accordance with Rule Env-Wt 402.12 Frontage Less Than 75'. To lessen congestion, improve public safety and navigation, protect neighboring property values, and provide sufficient area for construction of facilities, docks or piers permitted on property with less than 75' of shoreline frontage shall be no larger than 4 feet x 24 feet.
6. In accordance with Rule Env-Wt 401.01, Purpose, (b), the purpose of the rules within Chapter 400 is to protect the public trust and other interests of the state of New Hampshire by, among other things, avoiding impacts that would be deleterious to fish and wildlife habitat.
7. In accordance with Rule Env-Wt 402.21, Modification of Existing Structures, the department shall not approve any change in size, location, or configuration of an existing structure unless the applicant demonstrates, and the Department finds, that the modification is less environmentally-impacting or provides for fewer boat slips and less construction surface area over public submerged lands than the current configuration.
8. In accordance with RSA 482-A:3, XIV, (a), (2), any request for additional information shall notify the applicant that if the requested information is not received within 60 days of the request the department shall deny the application.

Findings of Fact

1. On November 18, 2013, the Wetlands Bureau received a complete Wetlands Permit Application requesting a permit to dredge 5 rocks from the lakebed adjacent to an existing boathouse and install 5 ft. wide stairs through the existing retaining wall on shoreline frontage along Lake Winnepesaukee, in Alton.
2. The Applicant indicated that the application could qualify for Expedited Review, minimum impact application.
3. The proposed project is classified as a minor impact project pursuant to Env-Wt 303.03, (g), removal of no more than 20 cubic yards of rock, gravel, sand, mud, or other materials from public waters.
4. On November 21, 2013, the Department issued a Notice of Project Reclassification letter informing the Applicant that the application had been classified as a minor impact project. The letter also requested that the applicant submit all additional information normally required for minor impact projects.
5. The information submitted with the initial application indicated the Applicant has less than 75 feet of shoreline frontage with a manmade breakwater on the property boundary to the north and a permanent non-conforming "U" shaped docking structure including a boathouse. Within the area to the south of the docking structure there are rocks reaching upward to between 16 and 6 inches of the water's surface at full lake elevation located immediately adjacent to the docking structure.
6. On December 23, 2013, the Department issued a Request for More Information letter to the Applicant. Item # 1 of the letter indicated the proposal to add a boat slip to a frontage with less than 75 feet of frontage was not approvable. The letter stated removing one or two rocks to provide safe access to swimming would be considered. Pursuant to RSA 482-A:3, this letter clearly indicated all requested information must be received within 60 days, by February 21, 2014.
7. The Agent for the Applicant requested a meeting with the Department to discuss the proposed project and the Request for More Information letter. The Department met with the agent on January 14, 2014. During the meeting the agent indicated the area of the proposed dredge had been an historic boat slip. The Department requested and the agent agreed to submit photographic evidence of boats with a standard draft docked adjacent to the dock in the area of proposed dredge to support the claim of the existing grandfathered slip.
8. On February 24, 2014, the Department received a response to the Request for More Information letter from the Agent for the Applicant. The receipt of the information by the Department was 3 days past the statutory deadline of February 21, 2014.
9. The response did not include any form of evidence, such as photographs, as had been specifically requested during the meeting with the Department, supporting the Applicant's claim that the area of proposed rock removal had previously provided a functional boat slip.
10. The information submitted with the response instead attempted to indicate that the applicant has an average of 99.75 feet of shoreline frontage on Lake Winnepesaukee, and therefore meets the criteria for an additional slip on this frontage.
11. The existing breakwater structure is clearly labeled as "made land" on a plan of the property recorded at the Belknap County Registry of Deeds, drawer L 41, plan 35. Review of the tax map, on line tax card, and this recorded plan, confirms that the property only has approximately 69 feet of shoreline frontage as defined under Rule Env-Wt 101.89.

Rulings in Support of Denial

1. The existing rocks within 6 inches of the water's surface immediately adjacent to the dock along the south side of the boathouse preclude, and would have historically precluded, the provision of a boatslip along this portion of the structure. The requested rock removal would increase the number of slips provided and would not be consistent with the intent and purpose of Rules Env-Wt 402.12, and Env-Wt 402.21. Therefore the application is denied.
2. The Applicant failed to submit evidence supporting the claim that the area of the proposed rock removal had previously provided a boat slip, therefore pursuant to RSA 482-A:3, the application is denied.
3. The Applicant failed to submit a timely response as required by RSA 482-A:3, therefore pursuant to RSA 482-A:3, the application is denied.

2013-03390 HOFFMAN, JOSEPH/PRISCILLA
GILFORD Lake Winnepesaukee

Requested Action:

Repair an existing docking structure consisting of a 54 ft. 8 in. x 6 ft. pier and a 29 ft. 10 in. x 6 ft. pier connected by a 8 ft. x 4 ft. walkway in an "h" configuration, supporting a 16 ft. 9 in. x 28 ft 3 in. boathouse, and repair 59 linear ft of timber retaining wall on an average of 66 ft. of shoreline along Lake Winnepesaukee, in Gilford.

Conservation Commission/Staff Comments:

12/23/13 Conservation Commission will review the application at their next meeting and may consider completing an on-site inspection before commenting on the application. They request a statutory "Hold" on the application.
1/13/2014 Con. Com. approved project but with conditions. See letter in file.

APPROVE PERMIT:

Repair an existing docking structure consisting of a 54 ft. 8 in. x 6 ft. pier and a 29 ft. 10 in. x 6 ft. pier connected by a 8 ft. x 4 ft. walkway in an "h" configuration, supporting a 16 ft. 9 in. x 28 ft 3 in. boathouse, and repair 59 linear ft of timber retaining wall on an average of 66 ft. of shoreline along Lake Winnepesaukee, in Gilford.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design & Construction Management, revised March 12, 2014, as received by the NH Department of Environmental Services (DES) on March 24, 2014.
2. The repairs shall maintain the size, location and configuration of the pre-existing structures.
3. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if the DES later determines that the structures represented as "existing" were not previously permitted or grandfathered.
4. All construction related debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
5. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
6. 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.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas.
8. All activities shall be in accordance with the Shoreland Water Quality Protection Act, 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.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(j), repair or replacement of an existing retaining wall that requires work in the water.
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 Conservation Commission requested that the plans be revised to show additional measurements. However, the plan is to scale, so measurements can be determined from the existing plan.

**2014-00113 MACAULAY, SANDRA
SOUTH HAMPTON**

Requested Action:

Dredge and fill a total of 5,918 sq. ft. of scrub-shrub/wet meadow wetlands to construct three (3) wetland/culvert crossings to allow the landowner to access uplands toward the rear of the property for the purposes of constructing a barn and to utilize land area to raise livestock.

Conservation Commission/Staff Comments:

1/21/2014 Per DHR a survey is required.
No comments received from the South Hampton Conservation Commission.

APPROVE PERMIT:

Dredge and fill a total of 5,918 sq. ft. of scrub-shrub/wet meadow wetlands to construct three (3) wetland/culvert crossings to allow the landowner to access uplands toward the rear of the property for the purposes of constructing a barn and to utilize land area to raise livestock.

With Conditions:

1. All work shall be in accordance with plans by Civil Construction Management, Inc. dated December 2, 2013, as received by the NH Department of Environmental Services (DES) on January 14, 2014.
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. 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. Work shall be done during low flow.
5. Proper headwalls shall be constructed within seven days of culvert installation.

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.
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.

**2014-00225 NHDES
HARRISVILLE Child's Bog**

Requested Action:

Dredge and fill 156 sq. ft. of Childs Bog pond bank and temporarily impact 10,493 sq. ft. of pond bed to repair the Child Bog dam (Dam No. 109.13). Work includes removal, reconstruction and extension of the left and right concrete abutments/wingwalls and installation of 2 temporary cofferdams.

APPROVE PERMIT:

Dredge and fill 156 sq. ft. of Childs Bog pond bank and temporarily impact 10,493 sq. ft. of pond bed to repair the Child Bog dam (Dam No. 109.13). Work includes removal, reconstruction and extension of the left and right concrete abutments/wingwalls and installation of 2 temporary cofferdams.

With Conditions:

1. All work shall be in accordance with plans entitled Reconstruction of the Childs Bog Dam Akers Pond Dam Embankment Repair (Sheets 1-6 of 6) as received by DES on January 23, 2014.
2. 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.
3. Work shall be done during drawdown.
4. Temporary cofferdams shall be entirely removed immediately following construction.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired immediately.
7. 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.
8. All refueling of equipment shall occur outside of surface waters or wetlands during construction.
9. 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.
10. 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.
11. 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.
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).
13. All activities shall be in accordance with the Shoreland Water Quality Protection Act, 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.
14. 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 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 work is needed to repair leakage under the left abutment and to address safety deficiencies noted in the NHDES Dam safety Memorandum of Deficiency dated October 28, 2013.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has indicated that the New Hampshire Fish and Game Department will be consulted as to the timing of the drawdown.
6. The work will be conducted during a 5 foot drawdown.
7. The applicant has provided a waiver request per Env-Wt 204.03, to waive the delineation of wetland boundaries as required per Env-Wt 301.01 (g).
8. The wetlands to be impacted consist of the bed and bank of Childs Bog (pond).
9. There will be no adverse effect to the environment or natural resources of the state, public health, or public safety; or on abutting

properties that is more significant than that which would result from complying with the Env-Wt 301.01.

10. The waiver is granted in accordance with Env-Wt 204.04(b), as strict compliance with the rule will provide no benefit to the public and will cause an operational or economic hardship to the applicant.

**2014-00476 MOORE SR, JON/PATRICIA
GILFORD Lake Winnepesaukee**

Requested Action:

Impact 350 sq. ft. of bank along 18 linear ft. of shoreline to construct an 18 ft. x 22 ft. perched beach with 6 ft wide steps to the water, install 2 seasonal personal watercraft lifts, and install a permanent boatlift within an existing docking facility consisting of two 6 ft x 30 ft piling piers connected to a 6 ft x 44 ft piling pier in a "W" configuration by a 6 ft x 36 ft walkway, with 2 tie-off piles in the north slip, and two 14 ft x 30 ft seasonal canopies over the center slips on an average of 241 ft of frontage on Mark Island, on Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con Com requests 40 day hold on 02/27/2014

03/07/2014 Con. Com. released "hold" on the application but with recommendations: 1) There is concern regarding the elevation from full lake to the beach that the slope of the beach with it not being level could wash out into the lake.

2) There shall be normal siltation measures taken.

APPROVE PERMIT:

Impact 350 sq. ft. of bank along 18 linear ft. of shoreline to construct an 18 ft. x 22 ft. perched beach with 6 ft wide steps to the water, install 2 seasonal personal watercraft lifts, and install a permanent boatlift within an existing docking facility consisting of two 6 ft x 30 ft piling piers connected to a 6 ft x 44 ft piling pier in a "W" configuration by a 6 ft x 36 ft walkway, with 2 tie-off piles in the north slip, and two 14 ft x 30 ft seasonal canopies over the center slips on an average of 241 ft of frontage on Mark Island, on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction dated February 04, 2014, as received by the NH Department of Environmental Services (DES) on February 24, 2014.
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. The seasonal personal watercraft lifts shall be removed from the lake for the non-boating season.
4. All dredged or excavated material and construction-related debris 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 504.32). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
6. The steps installed for access to the water shall be located completely landward of the normal high water line.
7. No more than 10 cu. yd. of sand may be used and all sand shall be located above the normal high water line.
8. This permit shall be used only once, and does not allow for annual beach replenishment.
9. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
10. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
11. 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.
12. All activities shall be in accordance with the Shoreland Water Quality Protection Act, 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.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(d), modification of a docking system that exceeds the criteria for minimum impact docking systems.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has an average of 241 feet of shoreline frontage along Lake Winnepesaukee.
6. A maximum of 4 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
7. The proposed modifications do not add any slips to this frontage, the existing docking facility provides 4 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.13.

**2014-00741 STATE OF NEW HAMPSHIRE
CONCORD Unnamed Wetland**

Requested Action:

Dredge and fill a total of 8,477 sq. ft. (in four (4) locations) of scrub-shrub wetlands on a previously disturbed site for work associated with the development of a new Woman's Correctional Facility for the NH Department of Corrections.

Conservation Commission/Staff Comments:

3/27/2014 Request for expedited review referred to Commissioner Burack.

APPROVE PERMIT:

Dredge and fill a total of 8,477 sq. ft. (in four (4) locations) of scrub-shrub wetlands on a previously disturbed site for work associated with the development of a new Woman's Correctional Facility for the NH Department of Corrections.

With Conditions:

1. All work shall be in accordance with plans by TFMoran Inc. dated March 24, 2014, as received by the NH Department of Environmental Services (DES) on March 27, 2014.
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 Bureau.
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.

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.
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.

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.

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 swamps or wet meadows.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01. The applicant has demonstrated the need to impact wetlands to access buildable uplands.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03. The impacts are limited to two small isolated wetlands and a small wetland edge fill impact for the entire 47-lot subdivision.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project. The Natural Heritage Bureau (NHB) has record of an exemplary natural community, the spotted turtle and the state endangered Blanding's turtle within the vicinity of the project. The applicant coordinated with NHB to realign the roadway away from the exemplary natural community, will provide a "no cut" boundary with markers along the lots affected and record the boundary at the Registry with deed restrictions for the lots. The applicant coordinated with NH Fish and Game Department to minimize impacts to the spotted turtle and Blanding's turtle.
5. The Newmarket Conservation Commission finds the proposal acceptable and requested the applicant remove a brush pile from the wetland buffer, remove fill and a culvert from a wetland, and restore areas with native vegetation.

Requested Action:

Fill a total of 846 square feet of wetlands in three locations for the construction of a roadway for a 52-lot subdivision on approximately 105 acres.

APPROVE PERMIT:

Fill a total of 846 square feet of wetlands in three locations for the construction of a roadway for a 52-lot subdivision on approximately 105 acres.

With Conditions:

1. All work shall be in accordance with plans by Altus Engineering, Inc. dated October 15, 2013, as received by the NH Department of Environmental Services (DES) on October 22, 2013 and plan titled "Roadway Re-alignment and Property Line Adjustment dated December 27, 2013 as received by DES on February 25, 2014.
2. Personnel working on the job site shall be made aware of the potential to encounter Blanding's and spotted turtles in the work area especially during turtle nesting season which extends from late May through the end of June. If either turtle is found laying eggs in the work area, then NH Fish and Game Department (271-6544/271-3016) and DES Wetlands Bureau (559-1514) shall be contacted immediately.
3. The project shall utilize Cape Cod curbing to minimize impedance to amphibian terrestrial passage.
4. "No cut" permanent markers shall be set for lots 20 through 32 as depicted on the plan received March 17, 2014 by Altus Engineering, Inc. This "no cut" boundary shall be recorded at the Registry of Deeds as a deed restriction for each lot.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. The permittee shall remove the brush pile from the wetland buffer and replant the area with native vegetation as recommended in a report by West Environmental, Inc. dated November 2013. The permittee shall coordinate this work with the Newmarket Conservation Commission.
7. The permittee shall remove the culvert and associated fill within the wetland for the woods road located north of proposed lots 18 and 19 as recommended in a report by West Environmental, Inc. dated November 2013. The area shall be planted with native wetland vegetation after removal of culvert and fill. A NH certified wetland scientist shall supervise restoration.
8. DES shall be notified in writing prior to restoration work described in Condition #7.
9. The wetland restoration area shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or it shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES

Wetlands Bureau.

10. Photographs shall depict all stages of wetlands restoration and a report prepared by a NH certified wetland scientist shall be submitted to DES within 30 days of completion of restoration.
11. This permit is contingent on approval by the DES Alteration of Terrain Bureau.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
13. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
14. 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.
15. Silt fencing must be removed once the area is stabilized.
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.

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 swamps or wet meadows.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01. The applicant has demonstrated the need to impact wetlands to access buildable uplands.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03. The impacts are limited to two small isolated wetlands and a small wetland edge fill impact for the entire 47-lot subdivision.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project. The Natural Heritage Bureau (NHB) has record of an exemplary natural community, the spotted turtle and the state endangered Blanding's turtle within the vicinity of the project. The applicant coordinated with NHB to realign the roadway away from the exemplary natural community, will provide a "no cut" boundary with markers along the lots affected and record the boundary at the Registry with deed restrictions for the lots. The applicant coordinated with NH Fish and Game Department to minimize impacts to the spotted turtle and Blanding's turtle.
5. The Newmarket Conservation Commission finds the proposal acceptable and requested the applicant remove a brush pile from the wetland buffer, remove fill and a culvert from a wetland, and restore areas with native vegetation.

2014-00442 GARBER, WILLIAM
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Construct an "L" shaped piling supported raised walkway, with 4 x 37 and 4 x 20 foot sections, within 20 feet of the easterly abutting property, Moultonborough tax map 130, lot 47. Install a 6 x 61 foot seasonal dock connected to the walkway, on an average of 135 feet of shoreline frontage on Lake Winnepesaukee, in Moultonborough.

Conservation Commission/Staff Comments:

02/26/2014 Con. Com. suggests that the agent describe the type of materials being used to construct the walkway as some materials contain harmful chemicals.

03/25/2014. Per DHR, no historic properties affected.

APPROVE PERMIT:

Construct 57 linear ft. of 4 ft. wide raised, piling-supported walkway over palustrine forested and scrub shrub wetland and install a 6 x 61 foot seasonal dock connected to the walkway on an average of 135 feet of shoreline frontage on Lake Winnepesaukee, in Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by Ames Associates dated November 14, 2013, as received by the NH Department of Environmental Services (DES) on February 18, 2014.
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. These shall be the only structures on this water frontage. 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. The seasonal dock shall be removed from the lake for the non-boating season.
5. No portion of the dock shall extend more than 61 feet from the shoreline at full lake elevation.
6. No stumps shall be removed within 50 feet of the reference line per RSA 483-B.
7. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. All activities shall be in accordance with the Shoreland Water Quality Protection Act, 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.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a), construction of a seasonal dock providing not more than 2 boat slips.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The Applicant has requested a waiver of Env-Wt 304.04(a), Setback from Property Lines, to allow the walkway to be constructed within 20 ft. of the property line.
4. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction per Env-Wt 302.03.
5. The Department has granted the requested waiver, pursuant to Part Env-Wt 204, Waivers, with the findings that the proposed raised walkway will not alter the local hydrology nor direct water onto the abutting property and that the route chosen for the walkway which passes within 20 feet of the abutting property, is the alternative with the least adverse impact to areas within the jurisdiction of the Wetlands Bureau.
6. The Applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
7. The Conservation Commission has recommended that the agent describe the type of materials that will be used to construct the walkway. RSA 482-A does not address construction materials, therefore it is not within the purview of the Wetlands Bureau to put special restrictions on the materials to be used for the construction.

2014-00494 TZIANABOS, ARTHUR/KIRSTEN
ALTON Lake Winnepesaukee

Requested Action:

Permanently remove an existing 10 ft. x 10 ft. wood ramp, impact 780 sq. ft. along 28 ft the bank to construct a 28 ft. x 28 ft. 6 in. perched beach with 6 ft. wide access steps to the water on an average of 302 feet of shoreline frontage along Lake Winnepesaukee, in Alton.

Conservation Commission/Staff Comments:

02/25/2014 Con. Com. requests a 40 days suspension of action until they are able to investigate the property.
03/17/2014 Con. Com. has no objections.

APPROVE PERMIT:

Permanently remove an existing 10 ft. x 10 ft. wood ramp, impact 780 sq. ft. along 28 ft the bank to construct a 28 ft. x 28 ft. 6 in. perched beach with 6 ft. wide access steps to the water on an average of 302 feet of shoreline frontage along Lake Winnepesaukee, in Alton.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction dated February 10, 2014, as received by the NH Department of Environmental Services (DES) on February 25, 2014.
2. The existing ramp shall be completely removed prior to the construction of the beach.
3. All dredged or excavated material and construction related debris shall be placed outside of the DES Wetlands Bureau jurisdiction.
4. 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.
5. The steps installed for access to the water shall be located completely landward of the normal high water line.
6. No more than 10 cu. yd. 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. 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.
11. All activities shall be in accordance with the Shoreland Water Quality Protection Act, 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.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(d), construction of a beach for a single family residence.

FORESTRY NOTIFICATION

2014-00748 GREEN CROW CORPORATION
STODDARD Unnamed Stream

COMPLETE NOTIFICATION:
Stoddard, Tax Map #422, Lot #22

2014-00749 RICHARD L & MURLYN R MINER REVOCABLE TRUST
GREENFIELD Unnamed Stream

COMPLETE NOTIFICATION:
Greenfield, Tax Map #R7, Lot #27, 27-1, 27-2, 27-3

EXPEDITED MINIMUM

2009-00171 PASKELL, JAMES
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Request permit time extension.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE TIME EXTENSION:

Repair the existing retaining walls, construct a 20 ft x 17 ft perched beach, replace the existing wooden stairs above full lake elevation with granite steps, repair the existing 58 ft wharf and 6 ft x 40 seasonal docking structure and decking in kind on Lake Winnepesaukee, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by Don Carey dated May 26, 2008, as received by DES on April 06, 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 construction.
3. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if the DES later determines that the structures represented as "existing" were not previously permitted or grandfathered.
4. The repairs shall maintain the size, location and configuration of the pre-existing structures.
5. All construction related debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
7. Appropriate siltation, erosion, and 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 disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
10. 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.
11. 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.
12. The steps installed for access to the water shall be located completely landward of the normal high water line, elevation 504.32.
13. No more than 6 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
14. This permit shall be used only once, and does not allow for annual beach replenishment.
15. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
16. 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.
17. 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. The owner, authorized agent or applicant certifies that this permit qualifies for a permit extension in accordance with RSA 482-A:3, XIV-a, and Env-Wt 502.01.
2. This permit has been extended in accordance with RSA 482-A:3, XIV-a and Env-Wt 502.01.

2009-00714 LOCH LYME LODGE INC, LIZ RYAN COLE
LYME Unnamed Wetland

Requested Action:

Request permit time extension.

Conservation Commission/Staff Comments:

Conservation Commission signed application.

APPROVE TIME EXTENSION:

Temporarily impact 120 square feet of wetlands and approximately 7 linear feet of an associated intermittent stream for the installation of two 4" PVC conduits for two 2" sewer force mains.

With Conditions:

1. All work shall be in accordance with plans by CLD Consulting Engineers, as received by DES on April 23, 2009.
2. Work shall be done during periods of non-flow.
3. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain 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.
6. 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.
7. 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.
8. The wetland impact area (restoration area) shall be regraded to original contours following completion of work.
9. Mulch within the restoration area shall be straw.
10. Seed mix within the restoration area shall be a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturer's specifications.
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. 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).
13. 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.
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.
15. 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. The owner, authorized agent or applicant certifies that this permit qualifies for a permit extension in accordance with RSA 482-A:3, XIV-a, and Env-Wt 502.01.
2. This permit has been extended in accordance with RSA 482-A:3, XIV-a and Env-Wt 502.01.

2014-00519 HANNAFORD BROTHERS CO
HAMPTON Unnamed Wetland

Requested Action:

Maintenance dredge 10,000 square feet of accumulated sediments from an existing stormwater detention basin to provide continued usefulness and proper stormwater treatment quality assurance of this facility.

APPROVE PERMIT:

Maintenance dredge 10,000 square feet of accumulated sediments from an existing stormwater detention basin to provide continued usefulness and proper stormwater treatment quality assurance of this facility.

With Conditions:

1. All work shall be in accordance with plans by Stoney Ridge Environmental, LLC as received by the NH Department of Environmental Services (DES) on February 27, 2014.
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. 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. Work shall be done during low flow.
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.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(k), maintenance dredging necessary to provide continued usefulness of man-made ponds.
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.

2014-00620 HESTON, ANN/ROBERT
GILFORD Lake Winnepesaukee

Requested Action:

Permanently remove an existing "L" shaped seasonal dock, install a 6 ft. x 40 ft. seasonal dock, install a 7 ft. x 2 ft. concrete anchor pad, re-install a pre-existing seasonal boatlift, on an average of 77 feet of shoreline frontage, Lake Winnepesaukee, Gilford.

Conservation Commission/Staff Comments:

Con Com signed Wetlands application

APPROVE PERMIT:

Permanently remove an existing "L" shaped seasonal dock, install a 6 ft. x 40 ft. seasonal dock, install a 7 ft. x 2 ft. concrete anchor pad, re-install a pre-existing seasonal boatlift, on an average of 77 feet of shoreline frontage, Lake Winnepesaukee, Gilford.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design and Construction Management dated February 08, 2014, as received by the NH Department of Environmental Services (DES) on March 13, 2014.
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 40 feet from the shoreline at full lake elevation.
6. The seasonal boatlift shall be removed from the lake for the non-boating season.
7. All activities shall be in accordance with the Shoreland Water Quality Protection Act, 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.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a), construction or modification of a seasonal docking structure providing no more than 2 slips.

**2014-00646 NADDIFF, MICHAEL/SANDRA
MEREDITH Lake Winnepesaukee**

Requested Action:

Construct a 453 sq. ft. perched beach with no more than 10 cubic yards of sand and 6 ft. wide access stairs to the waterbody, Lake Winnepesaukee, Meredith.

APPROVE PERMIT:

Construct a 453 sq. ft. perched beach with no more than 10 cubic yards of sand and 6 ft. wide access stairs to the waterbody, Lake Winnepesaukee, Meredith.

With Conditions:

1. All work shall be in accordance with plans by New Hampshire Environmental Consultants dated February 22, 2014, as received by the NH Department of Environmental Services (DES) on March 17, 2014.
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. The steps installed for access to the water shall be located completely landward of the normal high water line.
5. No more than 10 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
6. This permit shall be used only once, and does not allow for annual beach replenishment.
7. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
8. 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.
9. 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.
10. All activities shall be in accordance with the Shoreland Water Quality Protection Act, 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.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(d), construction of a beach for a single family residence.

GOLD DREDGE

2014-00759 MCCARVILLE, TIMOTHY
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath Con Com

2014-00761 MCCARVILLE, LINDA
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath Con Com

2014-00762 ANDERSON, NICHOLAS
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath Con Com

2014-00769 KEMBLE JR, LESTER
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath Con Com

2014-00771 CASSAVAUGH, GENE
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath Con Com

2014-00772 OAKES, GRAHAM
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath Con Com

2014-00773 WELCH, DONALD
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath Con Com

2014-00774 COULTER, HARRY
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath Con Com

2014-00787 BOWEN, MARTIN
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath Con Com

PERMIT BY NOTIFICATION

2014-00471 CREELMAN, WILLIAM
MEREDITH Lake Winnepesaukee

Requested Action:

Repair existing piling supported dock and ice clusters, restoring dock to previously permitted dimensions, resulting in two 6 x 30 foot piling supported piers, connected by a 6 x 10 foot walkway, in a "U" shaped configuration, with no change in location, configuration, or construction type, as proposed in accordance with plans by Winnepesaukee Marine Construction, dated March 25, 2014.

PBN IS COMPLETE:

Repair existing piling supported dock and ice clusters, restoring dock to previously permitted dimensions, resulting in two 6 x 30 foot piling supported piers, connected by a 6 x 10 foot walkway, in a "U" shaped configuration, with no change in location, configuration, or construction type, as proposed in accordance with plans by Winnepesaukee Marine Construction, dated March 25, 2014.

2014-00587 KINNICUTT, MARK/CORINNE
ALTON Lake Winnepesaukee

Requested Action:

Replace an existing seasonal dock with a 6 ft. x 40 ft. seasonal dock and 4 ft. x 7 ft. concrete pad, install a seasonal boatlift, and 2 seasonal PWC lifts, Lake Winnepesaukee, Alton.

Conservation Commission/Staff Comments:

Con Com signed PBN form

PBN IS COMPLETE:

Replace an existing seasonal dock with a 6 ft. x 40 ft. seasonal dock and 4 ft. x 7 ft. concrete pad, install a seasonal boatlift, and 2 seasonal PWC lifts, Lake Winnepesaukee, Alton.

CSPA PERMIT

2014-00318 PALERMO, TIMOTHY
WOLFEBORO Crescent Lake

Requested Action:

Impact 9,799 sq. ft. in order to construct a house, driveway, water and sewerline connections, drywell, and dripline trench.

APPROVE PERMIT:

Impact 9,799 sq. ft. in order to construct a house, driveway, water and sewerline connections, drywell, and dripline trench.

With Conditions:

1. All work shall be in accordance with plans by Varney Engineering LLC., revised March 13, 2014 and received by the NH Department of Environmental Services (DES) on March 17, 2014.
2. No more than 9% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. At least 5,640 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. 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.
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 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.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.

2014-00319 MIKA, RICHARD
SALEM Canobie Lake

Requested Action:

Impact 3,122 sq ft in order to remove existing seasonal cottage and cesspool in the waterfront buffer and replace with year-round single family dwelling with municipal sewer in the natural woodland buffer.

APPROVE PERMIT:

Impact 3,122 sq ft in order to remove existing seasonal cottage and cesspool in the waterfront buffer and replace with year-round single family dwelling with municipal sewer in the natural woodland buffer.

With Conditions:

1. All work shall be in accordance with revised plans by Meisner Brem Corporation dated March 17, 2014 and received by the NH Department of Environmental Services (DES) on March 19, 2014.
2. No more than 40% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. The proposed stormwater management plan shall be designed, installed and maintained to effectively absorb and infiltrate stormwater.
4. 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.
5. 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.
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. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

**2014-00527 THOMPSON TRUSTS, TERRY F & ROGER B
MEREDITH Lake Winnepesaukee**

Requested Action:

Impact 19,883 sq. ft. in order to install a new septic system, construct a garage with accessory apartment, install underground utilities, expand driveway, add walkways, and replace foundation of existing structure.

APPROVE PERMIT:

Impact 19,883 sq. ft. in order to install a new septic system, construct a garage with accessory apartment, install underground utilities, expand driveway, add walkways, and replace foundation of existing structure.

With Conditions:

1. All work shall be in accordance with plans by Shering Associates LLC., dated February 18, 2014 and received by the NH Department of Environmental Services (DES) on February 28, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 19.5% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 9,775 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).
5. 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.
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 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.
9. Any fill used shall be clean sand, gravel, rock, or other suitable material.
10. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2014-00547 BEVERIDGE, RICHARD
NEW DURHAM Merrymeeting Lake

Requested Action:

Impact 4,359 sq ft in order to repair and reconstruct a foundation wall and install a new septic system.

APPROVE PERMIT:

Impact 4,359 sq ft in order to repair and reconstruct a foundation wall and install a new septic system.

With Conditions:

1. All work shall be in accordance with plans by Varney Engineering, LLC dated February 21, 2014 and received by the NH Department of Environmental Services (DES) on March 4, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 26.7% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 1,686 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).
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. 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.
7. 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.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2014-00548 SURRAN FAMILY TRUST 2002
MOULTONBOROUGH Kanasatka Lake

Requested Action:

Impact 5,835 sq ft in order remove existing residence and rebuild a larger residence in the same location. Install a septic system and walkway.

APPROVE PERMIT:

Impact 5,835 sq ft in order remove existing residence and rebuild a larger residence in the same location. Install a septic system and walkway.

With Conditions:

1. All work shall be in accordance with plans by Ames Associates dated November 20, 2013 and received by the NH Department of Environmental Services (DES) on March 4 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.

3. No more than 15.6% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 2,174 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).
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. 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.
7. 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.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2014-00556 PERROTTI, EDWARD
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Impact 6,130 sq ft in order to construct a 3 bedroom single family home with a septic system.

APPROVE PERMIT:

Impact 6,130 sq ft in order to construct a 3 bedroom single family home with a septic system.

With Conditions:

1. All work shall be in accordance with plans by Bollinger Associates dated February 20, 2014 and received by the NH Department of Environmental Services (DES) on March 5, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 13.9% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 1,694 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).
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. 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.
7. 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.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2014-00570 DOHN, URSULA
HAMPTON Unnamed Saltmarsh

Requested Action:

Impact 2,728 sq ft in order to re-develop a the lot including construction of a home, attached garage, pervious patio and driveway.

APPROVE PERMIT:

Impact 2,728 sq ft in order to re-develop a the lot including construction of a home, attached garage, pervious patio and driveway.

With Conditions:

1. All work shall be in accordance with plans by Living Spaces, Inc. dated November 18, 2013 and received by the NH Department of Environmental Services (DES) on March 7, 2014.
2. No more than 29.1% 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 pervious technologies used shall be designed, installed and maintained to effectively absorb and infiltrate stormwater.
4. 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.
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. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2014-00581 MITCHELL, DOREEN/WILLIAM
CHESTERFIELD Connecticut River

Requested Action:

Impact 5,755 sq ft in order to remove an existing 1,054 sq ft single family house and build a new 1,056 sq ft single family house with a new septic system.

APPROVE PERMIT:

Impact 5,755 sq ft in order to remove an existing 1,054 sq ft single family house and build a new 1,056 sq ft single family house with a new septic system.

With Conditions:

1. All work shall be in accordance with plans by Forest Designs dated November 15, 2013 and received by the NH Department of Environmental Services (DES) on March 10, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 16% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 8,861 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).
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. 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.
7. 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.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2014-00611 FORBES REV LIVING TRUST
TUFTONBORO Lake Winnepesaukee

Requested Action:

Impact 3,340 sq. ft. in order to install a new effluent disposal system for an existing structure.

APPROVE PERMIT:

Impact 3,340 sq. ft. in order to install a new effluent disposal system for an existing structure.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated January 24, 2014, and received by the NH Department of Environmental Services (DES) on March 12, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 15.4% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 4,787 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).
5. 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.
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 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.
9. Any fill used shall be clean sand, gravel, rock, or other suitable material.
10. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

CSPA PERMIT W/WAIVER

2013-01895 MOOREHEAD, ROBERT
NEWTON Country Pond

Requested Action:

Impact 1,470 sq ft in order to replace and expand retaining wall within the waterfront buffer, grade slope, and re-vegetate.

APPROVE PERMIT:

Impact 1,470 sq ft in order to replace and expand retaining wall within the waterfront buffer, grade slope, and re-vegetate.

With Conditions:

1. All work shall be in accordance with plans by Dennis G. Quintal dated June 2013 and received by the NH Department of Environmental Services (DES) on July 16, 2013.
2. No more than 37.8% 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. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.