

*Revised
10/20/14*

Wetlands Bureau Decision Report

Decisions Taken
10/13/2014 to 10/19/2014

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:

Any party aggrieved by a decision may file an appeal within 30 days of the date of this decision as specified in RSA 482-A:10, RSA 21-O:14, and the rules adopted by the Wetlands Council, Env-WtC 100-200.

The appeal must be filed directly with the Council, c/o the Council Appeals Clerk, who may be contacted at (603) 271-6072 or at appeals@des.nh.gov. The notice of appeal must set forth fully every ground upon which it is claimed that the decision complained of is unlawful or unreasonable. Only those grounds set forth in the notice of appeal can be considered by the council.

MAJOR IMPACT PROJECT

**2014-01636 PORTSMOUTH, CITY OF
PORTSMOUTH North Mill Pond**

Requested Action:

Impact a total of 4,670 sq. ft. of tidal wetland and previously developed upland tidal buffer zone to install a 36" stormwater culvert with stone outlet protection including the following: 495 sq. ft. of tidal wetland impact for the construction of the culvert outlet including placement of rip-rap; 1,115 sq. ft. of temporary impact in tidal wetland for construction access; and 3,060 sq. ft. of impact to previously developed upland tidal buffer zone to install a 36" culvert.

Approve as compensatory mitigation the restoration of 15,115 sq. ft. of saltmarsh in North Mill Pond.

APPROVE PERMIT:

Impact a total of 4,670 sq. ft. of tidal wetland and previously developed upland tidal buffer zone to install a 36" stormwater culvert with a headwall and stone outlet protection including the following: 495 sq. ft. of tidal wetland impact for the construction of the headwall and placement of rip-rap; 1,115 sq. ft. of temporary impact in tidal wetland for construction access; and 3,060 sq. ft. of impact to previously developed upland tidal buffer zone to install a 36" culvert.

Approve as compensatory mitigation the restoration of 15,115 sq. ft. of saltmarsh in North Mill Pond.

With Conditions:

1. All work shall be in accordance with plans by Stantec dated September 26, 2014, as received by the Department on October 9, 2014.
2. The contractor performing the work shall use a rubber tracked excavator and utilize mats to buffer the substrate from the equipment within the temporary impact area.
3. Siltation/turbidity barrier shall be installed throughout the duration of construction to protect from the occurrence of sedimentation during tidal cycles.
4. All temporary work areas shall be restored to original condition following completion of construction.
5. A coastal wetlands ecologist shall be on-site during construction of the outlet to minimize impacts to aquatic resources.
6. Coastal staff shall be notified in writing prior to commencement of work and upon its completion. Notification may be via e-mail to David Price at David.Price@des.nh.gov.
7. 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.
8. 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.
9. 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.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. Work shall be done during low tide.
12. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
13. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
14. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands.
15. Faulty equipment shall be repaired prior to entering jurisdictional areas.
16. 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.
17. All refueling of equipment shall occur outside of surface waters or wetlands.

Wetland restoration/construction:

18. This permit is contingent upon the restoration of 15,115 sq. ft. of saltmarsh in accordance with plans received by DES on June 24, 2014.
19. 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.
20. The schedule for construction of the mitigation area shall coincide with site construction unless otherwise considered and authorized by the Wetlands Bureau.
21. The mitigation area shall be properly constructed, monitored, and managed in accordance with approved final mitigation plans.
22. Saltmarsh restoration areas shall be properly constructed, landscaped, monitored and remedial actions taken that may be necessary to create functioning wetland areas. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing soil composition and depth, changing the elevation of the wetland surface, and changing the hydrologic regime.
23. The permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the mitigation areas are constructed in accordance with the mitigation plan. Monitoring shall be accomplished in a timely fashion and remedial measures taken if necessary. The Wetlands Bureau shall be notified in writing of the designated professional prior to the start of work and if there is a change of status during the project.
24. The permittee shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.
25. The permittee or a designee shall conduct a follow-up inspection after the first growing season, to review the success of the mitigation area and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year. Similar inspections, reports and remedial actions shall be undertaken in at least the second and third years following the completion of each mitigation site.
26. Saltmarsh restoration areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.
27. Wetland soils from areas vegetated with purple loosestrife shall not be used in the wetland creation site. The potential for the establishment of the invasive species should be considered in other areas where spoils may be spread to limit its further establishment.
28. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the mitigation areas during construction and during the early stages of vegetative establishment.
29. A post-construction report documenting the status of the completed project with photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.

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 Env-Wt 302.01. The project represents a necessary new drainage outfall extending below mean high tide into North Mill Pond after Brewster Street stormwater is separated from the sanitary sewer system. The Brewster Street area currently floods during large storm events.
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. A majority of the impact is to previously developed upland tidal buffer zone with a minimal amount of impact to tidal wetland area for the new culvert outlet.
4. The impacts are further compensated by the proposed mitigation of 15,115 sq. ft. of saltmarsh restoration.
5. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project. The NH Natural Heritage Bureau has no record of sensitive species within the project vicinity
6. DES staff field inspection on 10/13/2014 found that the site is accurately represented in the application.
7. 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 palustrine resource, as

identified under RSA 482-A:1.

8. The Portsmouth Conservation Commission recommends approval of the project.

-Send to Governor and Executive Council-

MINOR IMPACT PROJECT

2014-01301 FISHER, MARY SUE/PETER
ORFORD Connecticut River

Requested Action:

Fill 369 sq. ft. and construct 12 ft. of timber retaining wall to fill and stabilize an eroded drainage channel through the riverbank, construct a 4 ft. x 64 ft. walkway including stairs to access a 4 ft. x 12 ft. gangway anchored by helical piles. to access a 6 ft. x 30 ft. floating wharf on approximately 650 ft. of frontage along the Connecticut River in Orford.

APPROVE PERMIT:

Fill 369 sq. ft. and construct 12 ft. of timber retaining wall to fill and stabilize an eroded drainage channel through the riverbank, construct a 4 ft. x 64 ft. walkway including stairs to access a 4 ft. x 12 ft. gangway anchored by helical piles. to access a 6 ft. x 30 ft. floating wharf on approximately 650 ft. of frontage along the Connecticut River in Orford.

With Conditions:

1. All work shall be in accordance with revised plans by DeWolfe Engineering Associates, Inc. dated July 28, 2014, as received by the NH Department of Environmental Services (DES) on September 19, 2014.
2. The Applicant shall obtain an amendment to Shoreland Permit 2014-1249 to allow the construction of the proposed surface run-off diversion berm above the top of bank that has been proposed on the plans cited in Condition #2 above.
3. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau, by certified mail, return receipt requested, prior to construction.
4. The helical piles shall be embedded to a depth that is at least 20 ft, below the bed of the river channel.
5. This shall be the only structure on this water frontage and all portions of the wharf shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
6. The wharf and gangway shall be removed from the river for the non-boating season.
7. No portion of the wharf shall extend more than 18 feet from the waterline at ordinary highwater.
8. All construction related debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
10. 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.
11. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized in 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. 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 Rules Env-Wt 303.03(I), projects that impact less than 200 linear ft. of the riverbank.

2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has approximately 650 ft. of shoreline frontage along the Connecticut River.
6. A maximum of 9 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
7. The proposed docking facility will provide 2 slip as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.13.
8. The Upper Valley River Subcommittee of the Connecticut River Joint Commissions voiced concerns regarding the stability of the riverbank along this frontage.
9. The originally proposed marine rail boat recovery system has been removed from the project thus the project should not negatively impact the river bank stability.
10. The permit conditions require that the helical piles be embedded to a depth that would allow it to withstand bank erosion and prevent the sudden loss of the docking facility.
11. The Upper Valley River Subcommittee of the Connecticut River Joint Commissions has expressed that they would prefer the Department require the Applicant to stabilize the erosion of the riverbank along this frontage.
12. The erosion of the riverbank along this frontage is not the result of the Applicant's actions. The erosion would appear to be naturally occurring, perhaps complicated by the operations of Wilder Dam located downstream from the site.
13. The Department does not require landowners to stabilize naturally occurring erosion that may affect their frontages, thus no such requirement has been placed on this approval.

2014-01629 GILFORD YOUNG ROAD LLC
GILFORD Unnamed Wetland

Requested Action:

Dredge, fill and/or temporarily impact a total of 2,005 sq. ft. of palustrine forested wetlands containing an intermittent stream (1,205 sf permanent & 800 sf temporary construction impacts) to install 71 linear feet of 48-inch HDPE culvert for the construction of the main access road to a proposed 10-lot residential subdivision.

Conservation Commission/Staff Comments:

6/25/14: Con Com requests a "hold" on this application until it can be reviewed at their next meeting.

7/18/2014 Con. Com. released "hold" and voted to recommend approval.

APPROVE PERMIT:

Dredge, fill and/or temporarily impact a total of 2,005 sq. ft. of palustrine forested wetlands containing an intermittent stream (1,205 sf permanent & 800 sf temporary construction impacts) to install 71 linear feet of 48-inch HDPE culvert for the construction of the main access road to a proposed 10-lot residential subdivision.

With Conditions:

1. All work shall be in accordance with plans by Bryan L. Bailey Associates, Inc. dated December 2009, as received by the NH Department of Environmental Services (DES) on June 23, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. This permit shall not be effective until it has been recorded with the Belknap County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, for septic setback or other construction activities.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Proper headwalls shall be constructed within seven days of culvert installation.

7. Culvert outlets shall be properly rip rapped.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(I), projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or its banks.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2014-01882 CENTER FOR LIFE MANAGEMENT
DERRY Unnamed Wetland

Requested Action:

Dredge and fill 1,440 sq. ft. of palustrine scrub-shrub wetland and impact 90 linear feet of intermittent stream for access to an upland area for the creation of additional parking area to meet the rising needs of the facility. Install headwalls and a 50 linear foot 36 in. high X 48 in. wide open bottom box culvert to maintain the flow of water through the site.

Conservation Commission/Staff Comments:

No comments were received from the Derry Conservation Commission on this application.

APPROVE PERMIT:

Dredge and fill 1,440 sq. ft. of palustrine scrub-shrub wetland and impact 90 linear feet of intermittent stream for access to an upland area for the creation of additional parking area to meet the rising needs of the facility. Install headwalls and a 50 linear foot 36 in. high X 48 in. wide open bottom box culvert to maintain the flow of water through the site.

With Conditions:

1. All work shall be in accordance with plans by MHF Design Consultants, Inc. dated June 18, 2014 (last revised 8/4/14), as received by the NH Department of Environmental Services (DES) on July 17, 2014 & August 18, 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. Proper headwalls shall be constructed within seven days of culvert installation.
4. Culvert outlets shall be properly rip rapped.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(I), projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks.
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.

2014-01950 MARIETTE L MORRIS TRUST
BEDFORD Baboosic Brook

Requested Action:

Impact 320 sq. ft. in the embankments of Baboosic Brook along a total of 40 linear feet for work associated with the removal of the existing undersized and damaged 16 foot span and abutments and constructing a new 32 foot span bridge on abutments which will widen the brook crossing and thereby abate the potential for flood damage caused by the existing restriction in the brook.

Conservation Commission/Staff Comments:

8/7/14 the Bedford Conservation Commission voted in support of the application.

APPROVE PERMIT:

Impact 320 sq. ft. in the embankments of Baboosic Brook along a total of 40 linear feet for work associated with the removal of the existing undersized and damaged 16 foot span and abutments and constructing a new 32 foot span bridge on abutments which will widen the brook crossing and thereby abate the potential for flood damage caused by the existing restriction in the brook.

With Conditions:

1. All work shall be in accordance with plans by Sandford Surveying and Engineering dated 7/09/14, as received by the NH Department of Environmental Services (DES) on July 22, 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.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(1), projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks.
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 pre-application meeting on the proposed project on June 24, 2014.
6. This project as designed and permitted is in compliance with Env-Wt 904.09 of the Stream Crossings Rules and provides connectivity of Baboosic Brook upstream and downstream of the new bridge.

2014-02316 HANCOCK, TOWN OF
HANCOCK Nubanusit Lake

Requested Action:

Repair an existing boat ramp access site and upgrade it by installing a 12 ft. x 41 ft. concrete ramp surface to extend below the waterline of Nubanusit Lake, in Hancock.

Conservation Commission/Staff Comments:

No comments from Con Com by September 22, 2014.

8/1/14 Per DHR, no historic properties affected.

APPROVE PERMIT:

Repair an existing boat ramp access site and upgrade it by installing a 12 ft. x 41 ft. concrete ramp surface to extend below the waterline of Nubanusit Lake, in Hancock.

With Conditions:

1. All work shall be in accordance with revised plans by Davis Brook Engineering dated October 2, 2014, as received by the NH Department of Environmental Services (DES) on October 08, 2014.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee.
3. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Work shall be done during draw down.
6. Appropriate siltation/erosion/turbidity controls, including a turbidity curtain, shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
7. Upland and bank areas landward of the boat ramp shall not be disturbed by regrading or filling, to minimize the potential for erosion of materials into Nubanusit Lake.
8. There shall be no cutting of trees or removal of any stumps from the bank except for the area within which construction of the ramp will take place.
9. The ramp approach shall be crowned so that drainage is directed away from the slope of the ramp.
10. The boat ramp shall be utilized indefinitely as a public access to Nubanusit Lake and shall not change in use.
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 minor impact project per Administrative Rule Env-Wt 303.03(a) projects in any bank, flat, marsh, or swamp or in and adjacent to any waters of the state or within 100 feet of the highest observable tide line that do not meet any of the criteria of Env-Wt 303.02, Env-Wt 303.04 or Env-Wt 303.05.
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.

2014-02317 BROWN, ELIZABETH
GILFORD Lake Winnepesaukee

Requested Action:

Repair and replace an existing 24 ft. 4 in. x 38 ft. 4 in. boathouse and associated docking structures, relocate one rock 4 feet westerly, replace existing steps to the water, install one permanent and one seasonal boatlift inside the boathouse, install two seasonal personal watercraft lifts along the shoreline, and repair 36 linear feet of retaining wall in-kind along an average of 126 ft. of frontage along Lake Winnepesaukee, in Gilford.

Conservation Commission/Staff Comments:

8/27/14 Con. Com. requests a "hold" until their meeting on Sept. 16, 2014.

9/18/2014 Con. Com. voted to approve plans and application as submitted with necessary siltation devices in place prior to construction.

APPROVE PERMIT:

Repair and replace an existing 24 ft. 4 in. x 38 ft. 4 in. boathouse and associated docking structures, relocate one rock 4 feet westerly, replace existing steps to the water, install one permanent and one seasonal boatlift inside the boathouse, install two seasonal personal watercraft lifts along the shoreline, and repair 36 linear feet of retaining wall in-kind along an average of 126 ft. of frontage along Lake Winnepesaukee, in Gilford.

With Conditions:

1. All work shall be in accordance with plans by Caleb King, as received by the NH Department of Environmental Services (DES) on August 21, 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 repairs shall maintain the size, location and configuration of the pre-existing structures with the exception of a modification to the pitch of the boathouse roof.
4. 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.
5. All construction related debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
7. 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.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
9. Seasonal personal watercraft lifts shall be removed for the non-boating season.
10. The seasonal boatlift shall be removed for the non-boating season.
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 minor impact project per Administrative Rule Env-Wt 303.03 (a) projects in any bank, flat, marsh, or swamp or in and adjacent to any waters of the state or within 100 feet of the highest observable tide line that do not meet any of the criteria of Env-Wt 303.02, Env-Wt 303.04 or Env-Wt 303.05.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The proposed roof modifications will address structural concerns for winter snow loads experience by the structure.

2014-02345

BUTSON, DONALD

LITTLETON

Requested Action:

Dredge and fill 3,183 square feet of wetlands for the construction of house and garage.

Conservation Commission/Staff Comments:

8/29/14 Per DHR, no historic properties affected.

WITHDRAW APPLICATION:

Withdraw proposal to dredge and fill 3,183 square feet of wetlands for the construction of house and garage.

With Findings:

1. On October 13, 2014, the department received a letter (electronic mail) from the applicant's agent requesting withdrawal of the pending application to dredge and fill 3,183 square feet of wetlands for the construction of house and garage.
2. The department has processed the request and no further permitting action will be taken on the applications/file.
3. Any proposed or 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.

MINIMUM IMPACT PROJECT

**2014-01254 BELL, NORMA
DOVER Bellamy River**

Requested Action:

Impact 336 sq. ft. of previously developed upland tidal buffer zone for the construction of an addition to an existing dwelling and the removal of an existing garage.

APPROVE PERMIT:

Impact 336 sq. ft. of previously developed upland tidal buffer zone for the construction of an addition to an existing dwelling and the removal of an existing garage.

With Conditions:

1. All work shall be in accordance with plans by Trittech Engineering Corporation dated November 2, 2011 and Norma Bell/Patricia Meloney dated October 10, 2014, as received by the NH Department of Environmental Services (DES) on October 10, 2014.
2. Any temporary work areas shall be regraded to original contours and stabilized following completion of work.
3. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands/Shoreland Bureau will require further permitting by the Bureau.
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.
9. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering jurisdictional areas.
10. Faulty equipment shall be repaired prior to entering jurisdictional areas.
11. 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.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04((b) projects in previously-developed upland areas within 100 feet of the highest observable tide line unless they are major or minor as defined in Env-Wt 303.02 or Env-Wt 303.03, respectively.
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. All of the impacts occur landward of the highest observable tide line and within the previously developed upland tidal buffer zone.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b)(d) Requirements for Application Evaluation, has been considered in the design of the project. The NH Natural Heritage Bureau ("NHB") has record of sensitive species present within the vicinity of the project area, but NHB does not expect impacts to the species from the proposed project.
5. The applicant obtained Shoreland Permit #2013-2744 for work within RSA 483-B, Shoreland Water Quality Protection Act.
6. The Dover Conservation Commission did not submit comments on the application.

**2014-01468 COTTON FARM MOBILE HOME PARK
DANVILLE Bartlett Brook**

Requested Action:

Temporarily impact 255 square feet of pond and scrub-shrub wetland for the installation of a temporary, 3-inch drinking water force main to provide drinking water to dwellings that had dry drinking water wells.

CONFIRM EMERGENCY AUTHORIZATION:

Temporarily impact 255 square feet of pond and scrub-shrub wetland for the installation of a temporary, 3-inch drinking water force main to provide drinking water to dwellings that had dry drinking water wells.

With Conditions:

1. All work shall be in accordance with the 'Temporary Water Line Installation Plan' (Sheet 2 of 2) by Meridian Land Services, Inc. dated August 12, 2014, as received by the NH Department of Environmental Services (DES) on September 10, 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 further permitting by the Bureau.

With Findings:

1. Emergency authorization for this work was issued by DES Wetlands Bureau staff on June 10, 2014 in accordance with Env-Wt 500.
2. This project is classified as a minimum impact project per Rule Env-Wt 303.04(o) Projects deemed minimum impact by the department based on the degree of environmental impact.
3. The project was necessary to provide drinking water to dwellings that had dry drinking water wells; therefore, the need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
4. The temporary water main was placed by hand and will be removed during the fall of 2014 when a permanent water main will be installed via directional drilling; therefore, 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 application included a NH Natural Heritage Bureau (NHB) memo dated 8/14/2014 (the "Memo") identifying one (1) vertebrate species in the vicinity of the project: the State Endangered Blanding's Turtle (*Emydoidea blandingii*).
6. In response to the NHB Memo, NH Fish and Game, Non-game and Endangered Species Program, states, "As no heavy equipment was used in wetlands to install the pipe, we do not expect that Blanding's turtle was impacted."
7. Review of the application submitted pursuant the emergency authorization indicates that work has been completed in accordance with the emergency authorization.

**2014-01889
MEREDITH**

PSNH

Requested Action:

Impact 477 sq. ft. (6 sf permanent & 461 sf temporary construction impacts) in a palustrine scrub-shrub wetland for work associated with the installation of new pole mounted electrical equipment to replace outdated pad mounted equipment for the PSNH 344 Line Project.

Conservation Commission/Staff Comments:

8/1/14 Per DHR, no historic properties affected.

APPROVE PERMIT:

Impact 477 sq. ft. (6 sf permanent & 461 sf temporary construction impacts) in a palustrine scrub-shrub wetland for work associated with the installation of new pole mounted electrical equipment to replace outdated pad mounted equipment for the PSNH 344 Line Project.

With Conditions:

1. All work shall be in accordance with plans by TF Moran dated 6/18/14, as received by the NH Department of Environmental Services (DES) on July 17, 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.

With Findings:

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

**2014-02066 SALEM, TOWN OF
SALEM Arlington Mill Reservoir**

Requested Action:

Dredge and fill a total of 1,250 sq. ft. (405 sf permanent and 845 sf temporary construction impacts) for work associated with the removal of the existing failed wood and steel roadway culvert crossing along Cove Road extension and install a 72" RCP culvert with headwalls buried 1 foot in the pond bottom.

Conservation Commission/Staff Comments:

8/4/14 Con. Com. will report findings/recommendations after it investigates the proposed project.

8/11/14 Con. Com. voted to approve the application and plans as submitted.

APPROVE PERMIT:

Dredge and fill a total of 1,250 sq. ft. (405 sf permanent and 845 sf temporary construction impacts) for work associated with the removal of the existing failed wood and steel roadway culvert crossing along Cove Road extension and install a 72" RCP culvert with headwalls buried 1 foot in the pond bottom.

With Conditions:

1. All work shall be in accordance with plans by Stantec dated 07/18/2014, as received by the NH Department of Environmental Services (DES) on July 31, 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. DES Wetlands Bureau Southeast Region staff and the Salem Conservation Commission shall be notified in writing prior to commencement of work and upon its completion.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Work shall be done during drawdown.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(o).
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.

2014-02179 YANKEE CLIPPER COUNCIL-BSA
NORTHWOOD Northwood Lake

Requested Action:

Impact a total of 1,806 sq. ft. to stabilize and restore three existing stream crossings on existing forest trails as part of a USDA NRCS Wetland Reserve Program project.

APPROVE PERMIT:

Impact a total of 1,806 sq. ft. to stabilize and restore three existing stream crossings on existing forest trails as part of a USDA NRCS Wetland Reserve Program project.

With Conditions:

1. All work shall be in accordance with plans by USDA NRCS dated August 2013, as received by the NH Department of Environmental Services (DES) on August 8, 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.
6. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands.
7. Faulty equipment shall be repaired prior to entering jurisdictional areas.
8. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
9. All refueling of equipment shall occur outside of surface waters or wetlands.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(t), restoration of altered or degraded wetlands.
2. The Rockingham County Conservation District and the USDA Natural Resources Conservation Service is providing financial and technical assistance for this restoration project.
3. The need for the proposed impacts has been demonstrated by the applicant per Rule Env-Wt 302.01. The applicant has demonstrated that the impact is needed to reduce sedimentation, improve wetland values, and restore wetland hydrology on an existing camp trail.
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 Rule Env-Wt 302.03.
5. The applicant has demonstrated by plan and example that each factor listed in Rule Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project. The NH Natural Heritage Bureau (NHB) has record of sensitive species within the vicinity of the project. The applicant has coordinated with both NH Fish and Game Department (NHF&G) and NHB. The applicant has addressed NHF&G concerns in the design of the project and NHB does not expect impacts to the sensitive species by the proposed project.
6. This project qualifies as Tier 1 Stream Crossings pursuant to Administrative Rule 904.02, projects on a watercourse where a contributing watershed of less than 200 acres.
7. The applicant's agent submitted a written request for an alternative design in accordance with Env-Wt 904.09 due to requirements for sizing the crossings for 50-year frequency at two of the three crossings. This requirement would be impractical due to the cost given the nature of the minimal development of the property. This is an existing trail and the proposed alternative design with larger culverts at both locations will maintain the hydrology, maintain the natural stream bed characteristics, and allows amphibian species passage.
8. DES finds that the proposal meets the criteria for an approvable alternative design pursuant to Env-Wt 904.09(d).
9. The Northwood Conservation Commission signed the application waiving their right to intervene pursuant to RSA 482-A:11, believes the application and plans accurately represent the proposed project and has no objection to permitting the proposed work.

FORESTRY NOTIFICATION

2014-02907 BAYROOT LLC
ERROL Unnamed Stream

COMPLETE NOTIFICATION:
Errol Tax Map# R4, Lot# 1

2014-02908 ROUNSAVILLE, JAMIE
LYNDEBOROUGH Unnamed Stream

Requested Action:
Lyndeborough, Tax Map# 207, Lot# 25

2014-02909 MOSER, ANN
MASON Unnamed Stream

COMPLETE NOTIFICATION:
Mason Tax Map# K, Lot# 51-1

2014-02910 **BOOTH, LINDA**
CHICHESTER Unnamed Stream

Requested Action:
Chichester, Tax Maps 8 & 9, Lots 48 & 4

2014-02932 **NH DRED**
MARLOW Unnamed Stream

Requested Action:
Marlow, Tax Map# 402, Lot# 5

EXPEDITED MINIMUM

2014-01880 **STAUNING, CRAIG**
WOODSTOCK

Requested Action:
Dredge and fill 996 square feet in a palustrine forested wetland to construct a driveway/culvert crossing, with a stone lined plunge pool at the outlet, to access a single family home site.

APPROVE PERMIT:
Dredge and fill 996 square feet in a palustrine forested wetland to construct a driveway/culvert crossing, with a stone lined plunge pool at the outlet, to access a single family home site.

- With Conditions:
1. All work shall be in accordance with plans by Lobdell Associates, Inc. dated June 2014 (last revised 08/18/2014), as received by the NH Department of Environmental Services (DES) on July 17, 2014 & August 18, 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 Subsurface Systems Bureau.
 4. Proper headwalls shall be constructed within seven days of culvert installation.
 5. Culvert outlets shall be properly rip rapped.
 6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

- With Findings:
1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f).
 2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.

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

2014-02561 COMITA, CINDY/THOMAS
NOTTINGHAM Unnamed Wetland

Requested Action:

Fill 1,496 sq. ft. of wetland and installation of a 24' x 15" HDPE culvert to construct a driveway to serve a single-family residential lot.

Conservation Commission/Staff Comments:

9/11/14 Per DHR, no historic properties affected but, if there is a cemetery within the parcel, no construction can occur within a 25 ft. buffer, per state law.

APPROVE PERMIT:

Fill 1,496 sq. ft. of wetland and installation of a 24' x 15" HDPE culvert to construct a driveway to serve a single-family residential lot.

With Conditions:

1. All work shall be in accordance with plans by Rokeh Consulting, LLC, dated August 22, 2014 as received by the NH Department of Environmental Services (DES) on September 11, 2014.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require further approval 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. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
5. 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).
6. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
7. 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.
8. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
10. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
11. No fill shall be done for lot development.
12. No fill shall take place in Atlantic white cedar swamps.
13. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands.
14. Faulty equipment shall be repaired prior to entering jurisdictional areas.
15. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
16. All refueling of equipment shall occur outside of surface waters or wetlands.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), alteration of less than 3,000 square feet in swamps and wet meadows.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The applicant has demonstrated that wetland impact is necessary to access 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 Env-Wt 302.03. The applicant has demonstrated that the wetland crossing is located at the most narrow location.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project. The NH Natural Heritage Bureau ("NHB") has no record of sensitive species present within the vicinity of the project area.
5. The Nottingham Conservation Commission signed the expedited application.

2014-02598 LEBANON, CITY OF
LEBANON Great Brook

Requested Action:

Dredge and fill 2,830 square feet of wetland, intermittent streams and the bank of a perennial stream for the restoration of Storrs Hill Ski Area to pre-storm conditions. Work in jurisdiction includes repairing eroded gullies, replacing in-kind four culverts, and replacing two timber pedestrian bridges.

Conservation Commission/Staff Comments:

9/18/14 Per DHR, no historic properties affected. For future work involving structures, an inventory of property would be necessary.

APPROVE PERMIT:

Dredge and fill 2,830 square feet of wetland, intermittent streams and the bank of a perennial stream for the restoration of Storrs Hill Ski Area to pre-storm conditions. Work in jurisdiction includes repairing eroded gullies, replacing in-kind four culverts, and replacing two timber pedestrian bridges.

With Conditions:

1. All work shall be done in accordance with the plan by Fay, Spofford & Thorndike LLC entitled Storrs Hill Repairs Project (sheets 1-9 of 9) as received by DES on September 15, 2014.
2. All work shall be done in accordance with recommendations on page 2 of the Memorandum by The Smarts Associates with the subject Storrs Hill Ski Area Repairs: Summary of Rare Plant Field Survey. The recommendations are: Avoid working in the areas described above. Construction equipment should stay on the established trail. Care should be taken near Stream B, as this is where most of the *G. fragarioides* plants are located. On the west side of Stream B, there is only about 6 to 8 feet between the plant communities (Areas 1 and 2 described above) where equipment can pass through. In addition, a few plants are located in the eastern bank of Stream B near the washed out bridge. The contractor should be careful when removing the bridge to avoid disturbance to the eastern bank.
3. A qualified professional shall monitor the project during construction to assure it is constructed in accordance with the approved plans and narratives and to assure no water quality violations occur.
4. Work shall be done during low flow.
5. Extreme precautions shall be taken within riparian areas to limit unnecessary removal of vegetation during construction.
6. No equipment shall enter the water.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site

has returned to normal clarity.

9. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
10. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands. Faulty equipment shall be repaired prior to entering jurisdictional areas.
11. 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.
12. All refueling of equipment shall occur outside of surface waters or wetlands during construction.
13. Within three days of final grading, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
14. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
15. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
16. 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).
17. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a Minimum Impact Project per NH Administrative Rule Env-Wt 303.04(o) Projects deemed minimum impact by the department based on the degree of environmental impact.
2. All work in jurisdiction will restore the site to pre-storm conditions.
3. The need for the proposed impacts has been demonstrated by the applicant per Rule Env-Wt 302.01.
4. Storrs Hill Ski Area was heavily eroding during storm events in early July 2013. The eroded areas continue to expand in size and send sediment to Great Brook. The washout on the access road eliminates the use of the snowboard park section of the hill and greatly reduces the safety to the 50m jump.
5. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Rule Env-Wt 302.03.
6. The applicant has demonstrated by plan and example that each factor listed in Rule Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
7. The NH Natural Heritage Bureau requested that the recommendations on page 2 of the Memorandum by The Smarts Associates with the subject Storrs Hill Ski Area Repairs: Summary of Rare Plant Field Survey be conditions of the permit. The recommendations are conditions of the permit.
8. The Conservation Commission signed the application waiving their right to intervene pursuant to RSA 482-A:11.

TRAILS NOTIFICATION

2014-02754 PRISCILLA F ANTHONY IRREVOCABLE TRUST
NORTHWOOD Unnamed Wetland

COMPLETE NOTIFICATION:
Northwood Tax Map 228 Lot 17

LAKES-SEASONAL DOCK NOTIF

2014-02900 HANSEN, ERIC
MADISON Pea Porridge Ponds

Requested Action:
Installation of a seasonal docking structure.

COMPLETE NOTIFICATION:
Installation of a seasonal docking structure.

PERMIT BY NOTIFICATION

2014-02573 BIRDSEY, CHARLES/BARBARA
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:
Maintenance, repair, and replacement in-kind of existing docking structures, such as breakwaters, provided no change in location, configuration, construction type, or dimensions is proposed.

Conservation Commission/Staff Comments:
Con Com signed PBN form

PBN IS COMPLETE:
Maintenance, repair, and replacement in-kind of existing docking structures, such as breakwaters, provided no change in location, configuration, construction type, or dimensions is proposed.

2014-02691 KATHY K SIMPSON REVOCABLE TRUST
GILFORD Lake Winnepesaukee

Requested Action:
Maintenance, repair, and replacement in-kind of existing docking structures, provided no change in location, configuration, construction type, or dimensions is proposed in accordance with plans dated September 23, 2014.

Conservation Commission/Staff Comments:
Con Com did not sign PBN form

PBN IS COMPLETE:
Maintenance, repair, and replacement in-kind of existing docking structures, provided no change in location, configuration, construction type, or dimensions is proposed in accordance with plans dated September 23, 2014.

2014-02922 WESSON, DAVID & GAIL
GILFORD Lake Winnepesaukee

Requested Action:

Maintenance, repair, and replacement in-kind of existing docking structures provided no change in location, configuration, construction type, or dimensions is proposed.

Conservation Commission/Staff Comments:

10/6/14 Con. Com. requests a "hold" on this application until they can review it at their next meeting.

Con Com signed PBN form on 10/06/2014

PBN DISQUALIFIED:

Maintenance, repair, and replacement in-kind of existing docking structures provided no change in location, configuration, construction type, or dimensions is proposed.

With Findings:

1. In accordance with rule Env-Wt 303.04(v) Maintenance, repair, and replacement in-kind of existing docking structures, such as breakwaters, docks, walkways, or other docking facilities, provided the existing structures have been constructed in accordance with a previously-issued wetlands permit.
2. The docking structure represented on the plan submitted in support of the Permit by Notification application exceeds the dimensions of the previously permitted docking structure, and therefore is not an existing legal structure.

CSPA PERMIT

2014-02593 RAIZ, LEONID
ASHLAND Little Squam Lake

Requested Action:

Impact 3,274 sq. ft. in order to remove existing residence and rebuild a new residence located further from the reference line.

APPROVE PERMIT:

Impact 3,274 sq. ft. in order to remove existing residence and rebuild a new residence located further from the reference line.

With Conditions:

1. All work shall be in accordance with plans by Yerkes Surveying Consultants dated August 11, 2014 and received by the NH Department of Environmental Services (DES) on September 15, 2014.
2. No more than 23.4% 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 955 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. 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.

2014-02594 RUSH, RAYMOND
SALISBURY Tucker Pond

Requested Action:

Impact 8,186 sq ft in order to construct a dwelling.

APPROVE PERMIT:

Impact 8,186 sq ft in order to construct a dwelling.

With Conditions:

1. All work shall be in accordance with plans by Jeffrey A. Evans dated September 2014 and received by the NH Department of Environmental Services (DES) on September 15, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 5.4% 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 3,050 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.

2014-02595 LINSTROM, MARGARET/THOMAS
EAST WAKEFIELD Belleau Lake

Requested Action:

Impact 3,188 sq ft in order to construct a second story on the existing dwelling.

APPROVE PERMIT:

Impact 3,188 sq ft in order to construct a second story on the existing dwelling.

With Conditions:

1. All work shall be in accordance with plans by Fox Survey Company dated September 9, 2014 and received by the NH Department of Environmental Services (DES) on September 15, 2014.
2. 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.
3. At least 3,634 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. 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.

2014-02601 FISHER, GERALDINE/MARSHALL
SANDWICH Squam Lake

Requested Action:
 Impact 11,663 sq ft in order to remove existing structure and construct a new 5 bedroom residence.

APPROVE PERMIT:
 Impact 11,663 sq ft in order to remove existing structure and construct a new 5 bedroom residence.

- With Conditions:
- 1. All work shall be in accordance with plans by Misiaszek M. Turpin PLLC dated September 8, 2014 and received by the NH Department of Environmental Services (DES) on September 15, 2014.
 - 2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
 - 3. No more than 8.2% 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 9,423 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.

2014-02611 NOLIN III, ARMAND
BARNSTEAD Lower Suncook Lake

Requested Action:
 Impact 5,656 sq ft in order to raise an existing house and deck and place a full foundation under existing roof area, and install a new septic system.

APPROVE PERMIT:
 Impact 5,656 sq ft in order to raise an existing house and deck and place a full foundation under existing roof area, and install a new septic system.

With Conditions:

1. All work shall be in accordance with plans by Matthew Moore Civil Engineering, PLLC dated A and received by the NH Department of Environmental Services (DES) on September 16, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 17.2% 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 1,383 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.

2014-02616 LEMMIS, JAMES/KRISTINE
ALTON BAY Lake Winnepesaukee

Requested Action:

Impact 4,067 sq ft in order to raze existing house ,construct a new house mostly within the same footprint, possible replacement of existing steps, construction/installation of a new sewage disposal system and well.

APPROVE PERMIT:

Impact 4,067 sq ft in order to raze existing house ,construct a new house mostly within the same footprint, possible replacement of existing steps, construction/installation of a new sewage disposal system and well.

With Conditions:

1. All work shall be in accordance with plans by White Mountain Survey & Engineering, Inc. dated September 12, 2014 and received by the NH Department of Environmental Services (DES) on September 16, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 25.9% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. 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.

2014-02617 DONALD A & KATHRYN M GAVAN REVOCABLE TRUSTS
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Impact 24,980 sq ft in order to demolish existing home and replace with a new 4 bedroom home with a State approved Septic System.

APPROVE PERMIT:

Impact 24,980 sq ft in order to demolish existing home and replace with a new 4 bedroom home with a State approved Septic System.

With Conditions:

1. All work shall be in accordance with plans by William J. McNair dated August 10, 2014 and received by the NH Department of Environmental Services (DES) on September 16, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 17.4% 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 4,915 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.

2014-02620 GILCHRIST, DAYNA/STUART
SALEM Millville Pond

Requested Action:

Impact 11,020 sq ft in order to install pervious patio and walkway, cut trees, and landscape with plantings.

APPROVE PERMIT:

Impact 11,020 sq ft in order to install pervious patio and walkway, cut trees, and landscape with plantings.

With Conditions:

1. All work shall be in accordance with plans by Riverside Ecological Design dated September 5, 2014 and received by the NH Department of Environmental Services (DES) on September 16, 2014.
2. No more than 10% 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 7,741 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. 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.

2014-02628 **OCONNELL, RYAN**
ENFIELD Mascoma Lake

Requested Action:

Impact 12,361 sq ft in order to raze existing structure and rebuild in the same footprint a single family home, construct a detached cottage, install a septic system and drainage system.

APPROVE PERMIT:

Impact 12,361 sq ft in order to raze existing structure and rebuild in the same footprint a single family home, construct a detached cottage, install a septic system and drainage system.

With Conditions:

1. All work shall be in accordance with plans by Riverside Ecological Designs, LLC dated August 22, 2014 and received by the NH Department of Environmental Services (DES) on September 17, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 22% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
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.

2014-02629 **MANCHESTER WATER WORKS**
AUBURN Sucker Brook

Requested Action:

Impact 5,080 sq ft in order to construct a temporary emergency access road for residents of Griffin Mill Road.

APPROVE PERMIT:

Impact 5,080 sq ft in order to construct a temporary emergency access road for residents of Griffin Mill Road.

With Conditions:

1. All work shall be in accordance with plans by Stantec Consulting Services dated August 2014 and received by the NH Department of Environmental Services (DES) on September 17, 2014.
2. No more than 6% 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 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. 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.

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

7. 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.

2014-02633 KOESTER, LYNNEA
GILFORD Lake Winnepesaukee

Requested Action:

Impact 2,919 sq ft in order to construct a driveway for lot access and connect utilities.

APPROVE PERMIT:

Impact 2,919 sq ft in order to construct a driveway for lot access and connect utilities.

With Conditions:

1. All work shall be in accordance with plans by Moser Engineering dated August 2014 and received by the NH Department of Environmental Services (DES) on September 17, 2014.
2. No more than 8.4% 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 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. 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.
6. Any fill used shall be clean sand, gravel, rock, or other suitable material.
7. 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.

2014-02656 MCCANDLESS, SUSAN
DEERING Deering Reservoir

Requested Action:

Impact 8,132 sq ft in order to remove existing camp within the waterfront buffer and rebuild a new structure that is more nearly conforming.

APPROVE PERMIT:

Impact 8,132 sq ft in order to remove existing camp within the waterfront buffer and rebuild a new structure that is more nearly conforming.

With Conditions:

1. All work shall be in accordance with plans by James R. Ingram dated August 20, 2014 and received by the NH Department of Environmental Services (DES) on September 19, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 29.26% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. The proposed stormwater management plan shall be designed, installed and maintained to effectively absorb and infiltrate stormwater.

5. At least 8,123 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).
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. 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.

2014-02661 BLAIR, NANCY/RUSSELL
BRIDGEWATER Newfound Lake

Requested Action:

Impact 292 sq ft in order to expand footprint of garage and pavement, and modify an existing driveway.

APPROVE PERMIT:

Impact 292 sq ft in order to expand footprint of garage and pavement, and modify an existing driveway.

With Conditions:

1. All work shall be in accordance with plans by Nancy M. Blaire dated September 19, 2014 and received by the NH Department of Environmental Services (DES) on September 19, 2014.
2. 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.
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 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. 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.
6. Any fill used shall be clean sand, gravel, rock, or other suitable material.
7. 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.

2014-02760 PINKHAM, ALAN
MILLSFIELD Millsfield Pond

Requested Action:

Impact 5,880 sq ft in order to reconfigure the footprint of a nonconforming structure, install a foundation and add a deck to the waterfront side.

APPROVE PERMIT:

Impact 5,880 sq ft in order to reconfigure the footprint of a nonconforming structure, install a foundation and add a deck to the waterfront side.

With Conditions:

1. All work shall be in accordance with plans by Stoney Ridge Environmental LLC dated September 23, 2014 and received by the NH Department of Environmental Services (DES) on October 1, 2014.
2. No more than 10.4% 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 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. 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.
6. Any fill used shall be clean sand, gravel, rock, or other suitable material.
7. 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

2009-00227 KELLY, DIANA
RYE Atlantic Ocean

Requested Action:

Corrected Map# and Lot#

APPROVE AMENDMENT:

Impact 97,300 sq ft to remove existing commercial facilities, parking areas, driveways, and other associated structures from two lots, upgrade road in right of way, and construct 4 new single family dwellings with septic systems and driveways within the protected shorelands along the Atlantic Ocean and associated salt marshes.

WAIVER APPROVED: RSA 483-B:9, II is are waived to allow the replacement of primary structures which will encroach upon the primary building setback in order to redevelop and convert a commercial property to residential use.

With Conditions:

1. All work shall be in accordance with revised plans by Altus Engineering, Inc. received by the Department of Environmental Services ("DES") on March 15, 2010.
2. All actions associated with the installation of the proposed septic system and subdivision of lands are contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no excavation, fill or construction within 100 ft of the highest observable tide line until such time as any permit required under RSA 482-A is obtained from the DES Wetlands Bureau.
4. This approval includes a waiver of RSA 483-B:9, II, and therefore, shall not be effective until it has been recorded at the Rockingham County Registry of Deeds and a copy of the recorded waiver is sent to the department by certified mail, return receipt requested.
5. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain Condition # 5 of this approval.
6. No more than 20.6% of the combined area of the two lots within the protected shoreland shall be covered by impervious surfaces.
7. No areas between 50 and 150 ft from the reference line currently in an unaltered state shall be altered as a result of this project in order to comply with RSA 483-B:9, V, (b), (2).
8. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.

9. 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. 10. 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.

11. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.

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

