

# Wetlands Applications Decision Report

Decisions Taken  
02/06/2017 to 02/12/2017

MAT approved  
2/15/17

## 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 [atappeals@des.nh.gov](mailto:atappeals@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.

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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 [palustrine/lacustrine/riverine/estuarine] resource, as identified under RSA 482-A:1.
6. The Department finds that because the project is not of significant public interest and will not significantly impair the resources of Red Water Creek a public hearing under RSA 482-A:8 is not required.
7. The Applicant has submitted written signed notarized permission to complete the project from the affected abutters.

2016-01348

HAMPTON, TOWN OF

#### HAMPTON TIDE MILL CREEK

##### Requested Action:

Temporarily impact 21,000 square feet of tidal salt marsh, 1,000 square feet within the bed of two (2) unnamed tidal creeks, and 224 square feet within the previously-developed 100-foot tidal buffer zone to construct a temporary access road and repair a sewer line break within the salt marsh.

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##### CONFIRM EMERGENCY AUTHORIZATION

Temporarily impact 21,000 square feet of tidal salt marsh, 1,000 square feet within the bed of two (2) unnamed tidal creeks, and 224 square feet within the previously-developed 100-foot tidal buffer zone to construct a temporary access road and repair a sewer line break within the salt marsh.

##### With Conditions:

1. All work shall be in accordance with plans by received by the NH Department of Environmental Services (DES) on May 12, 2016.
2. Any further alteration of areas on this property that are subject to RSA 482-A jurisdiction will require a new application and further permitting.

##### With Findings:

1. In February 2016, DES Shellfish Program detected elevated bacteria and fecal counts within Tide Mill Creek. The Town of Hampton subsequently located a leaking ductile iron sewer force main.
2. On March 10, 2016, DES issued an Emergency Authorization to the Town of Hampton in accordance with Env-Wt 500 to temporarily impact 22,000 square feet of tidal salt marsh (along 1,500 linear feet) and 4,000 square feet of previously-developed upland tidal buffer zone for the exploration and repair of an existing sewer main leak.
3. On May 12, 2016, DES received a Wetlands Permit Application in accordance with the Emergency Authorization to retain the impacts to the salt marsh as a result of the repair work.
4. This is a major impact project per Administrative Rule Env-Wt 303.02(a) Projects in sand dunes, tidal wetlands, or bogs, except for repair of existing structures pursuant to Env-Wt 303.04(v) and Env-Wt 303.02(f), projects located in or adjacent to designated prime wetlands under RSA 482-A:15
5. The impacts were necessary to repair a leaking sewer main; therefore, the need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
6. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
7. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a)&(c), Requirements for Application Evaluation, has been considered in the design of the project.
8. The agent satisfactorily addressed Env-Wt 703(b).
9. The application included NH Natural Heritage Bureau (NHB) Datacheck Results Letter NHB 16-0751 identifying several natural communities, rare plant species, and vertebrate species in the vicinity of the project.
10. In an email dated April 1, 2016, the NH Fish and Game Nongame and Endangered Wildlife Program state, "As the work has been or will be completed before the nesting season for the above named saltmarsh bird species, we do not expect impacts as a result of the sewer repair project"
11. In a letter dated May 31, 2016, The Hampton Conservation Commission stated, "The [Hampton] Conservation

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14. All work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
15. All construction-related debris shall be properly disposed of outside of the areas subject to RSA 482-A.
16. Within three days of final grading or temporary suspension of work in an area that is adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(a), projects in sand dunes, tidal wetlands, or bogs, except for the repair of existing structures pursuant to Env-Wt 303.04(v).
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. There is currently no dock present on the frontage.
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 dock is the minimum length necessary to provide partial tide access to the water at this location, and the design incorporates float stops to prevent the float from sitting on the mud at low tide.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) and (c), Requirements for Application Evaluation, has been considered in the design of the project. NH Natural Heritage Bureau ("NHB") has record of sensitive species within the vicinity of the project, the marsh elder.
  - a. The applicant has conducted a survey of the area and coordinated with NHB. NHB does not expect impacts to the species.
  - b. With respect to the proposal's impact on navigation, the entire structure is located greater than 20 feet off the abutting property lines or the imaginary extensions waterward thereof. The design has been reviewed by the Pease Development Authority, Division of Ports and Harbors, who, per letter dated October 10, 2016, determined that the project would have no negative effect on navigation in the channel.
5. The Durham Conservation Commission did not report.
6. This dock is consistent with other tidal dock approvals in the seacoast.
7. DES staff field inspection on September 16, 2016 found that plans accurately reflect field conditions, and that the proposed design will not obstruct near-shore navigation in the cove.  
-Send to Governor and Executive Council-

2016-02219

DUFFY, JAMES/KAREN

**DOVER PISCATAQUA RIVER**

Requested Action:

Construct a tidal docking structure consisting of a 4' wide x 70' long permanent pier with an attached 3'wide x 35'long ramp connected to an 6' x 24' float and a 40' x 10' float in a T configuration, overall structure length from highest observable tide into tidal resource 136', providing one slip on 832' of frontage on the Piscataqua River

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Conservation Commission/Staff Comments:

8-18-16 - No historic properties affected per DHR.

Inspection Date: 01/27/2017 by DAVID A PRICE

**APPROVE PERMIT**

Construct a tidal docking structure consisting of a 4' wide x 70' long permanent pier with an attached 3'wide x 35'long ramp connected to an 6' x 24' float and a 40' x 10' float in a T configuration, overall structure length from highest observable tide into tidal resource 136', providing one slip on 832' of frontage on the Piscataqua River

With Conditions:

1. All work shall be in accordance with revised plans by Ambit Engineering Inc. dated 12/23/2016, as received by the NH Department of Environmental Services (DES) on 12/27/2016.
2. This permit shall not be effective until recorded at the Strafford County Registry of Deeds Office by the permittee. A copy

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Requested Action:

Rehabilitate the bridge that carries Route 16 over an unnamed brook (098/071). Existing structure is a concrete slab bridge that has a 14 ft. span and 32 ft.-9 inch deck width. The existing deck and substructure are in deteriorated condition. Proposed work consists of the following: install temporary scaffolding and sandbags, widen and repair the existing substructure, replace the deck, install fish weir and place riprap.

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APPROVE PERMIT

Rehabilitate an 8 ft. x 32 ft.9 in. long concrete slab bridge, repair the toe walls and abutments, replace the deck, widen the roadway deck width by 6 ft. 2 in. upstream by removing the embankment, installing a 55 ft. long wall adding rip rap for protection; widen roadway 2ft. 6 in. downstream, install two rock fish weirs and place riprap impacting 3,613 sq. ft. (2,351 sq. ft. temporary) of riverine wetlands. NHDOT project #40826

Compensatory mitigation includes a one-time payment of \$19,603.20 to the Aquatic Resource Mitigation Fund.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Bureau of Bridge Maintenance dated 8/12/16 (revised 12/28/16, as received by the Department on Dec. 30, 2016).
2. Dredged materials, whether to be stockpiled or disposed of, shall be dewatered in sedimentation basins lined with siltation and erosion controls, and located outside of areas subject to RSA 482-A jurisdiction.
3. Unconfined work within the stream, exclusive of work associated with installation of a cofferdam, shall be done during periods of low flow.
4. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a cofferdam is fully effective, confined work can proceed without restriction.
5. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
6. Temporary cofferdams shall be entirely removed immediately following construction.
7. Construction equipment shall not be located within surface waters.
8. 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, with a preferred undisturbed vegetated buffer of at least 50 feet and a minimum undisturbed vegetative buffer of 20 feet.
9. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
10. 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 tackifiers on slopes less than 3:1 or netting and pinning on slopes steeper than 3:1.
11. 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).
12. Extreme precautions shall be taken within riparian areas to prevent unnecessary removal of vegetation during construction. Areas cleared of vegetation must be revegetated with like native species within three days of the completion of the disturbance.
13. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
14. Precautions shall be taken to prevent import or transport of soil or seed stock containing nuisance or invasive species such as Purple Loosestrife, Knotweed, or Phragmites. The contractor responsible for work shall appropriately address invasive species in accordance with the NHDOT Best Management Practices for Roadside Invasive Plants (2008).
15. The impacts associated with the temporary work shall be restored immediately following construction.
16. Prior to construction, the permittee shall submit the required information and comply with the requirements for stream enhancement relative to Mitigation Project Monitoring in accordance with Env-Wt 803.04(a) and shall monitor for no fewer than 5 growing seasons per Env-Wt 803.04 (b).
17. This approval is not valid until DES receives a one-time payment of \$19,603.20 to the DES Aquatic Resource Mitigation (ARM) Fund. The applicant shall remit payment to DES. If DES does not receive payment within 120 days of the date of this approval letter, DES will deny the application.

6. Work shall be done during low flow and in the dry only.
7. 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. Temporary controls shall be removed once the area has been stabilized.
8. The contractor responsible for completion of the work shall use techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
9. Any encounter with Blandings turtle, (see identification resource at: <http://www.wildlife.state.nh.us/nongame/turtles.html> <http://www.wildlife.state.nh.us/nongame/documents/blandings-turtles-brochure.pdf>) shall be reported immediately to Kim Tuttle or Mike Marchand at NH Fish & Game Department ("NHFG"), for further instructions. The permittee shall follow the directions given by NHFG.
10. There shall be no use of welded plastic or any other form of erosion control "netting" or products containing such on the site.
11. Dredged materials shall be disposed of outside of areas subject to RSA 482-A jurisdiction

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), alteration of less than 3,000 square feet of swamps or wet meadows, and per Env-Wt 903.01(e), Tier 1 intermittent stream crossing.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The crossings are necessary to reach 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 Env-Wt 302.03. These are the only two crossings on a 90+ acre site.
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 applicant has coordinated with NH Fish and Game Department and incorporated recommendations into the project design to protect Blanding's turtles on this site, and the permit has been also been conditioned accordingly.
5. The Epping Conservation Commission did not report.

2016-03535

HAMPTON, TOWN OF

HAMPTON TIDE MILL CREEK

Requested Action:

Impact a total of 44,097 square feet of previously-developed 100-foot tidal buffer zone and prime wetland buffer to include 43,647 square feet of temporary impact and 450 square feet of permanent impact for the installation of sewer force mains along NH Route 101.

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Conservation Commission/Staff Comments:

Per DHR, additional information requested.

APPROVE PERMIT

Impact a total of 44,097 square feet of previously-developed 100-foot tidal buffer zone and prime wetland buffer to include 43,647 square feet of temporary impact and 450 square feet of permanent impact for the installation of sewer force mains along NH Route 101.

With Conditions:

1. All work shall be in accordance with plans by Wright-Pierce dated February 2017 and revised 2/17 as received by the NH Department of Environmental Services (DES) on February 6, 2017.
2. Not less than 5 state business days prior to starting work authorized by this permit, the permitted shall notify the DES Wetlands Program and the Hampton Conservation Commission in writing of the date on which work under this permit is expected to start and end.
3. Any further alteration of areas on this property that are subject to RSA 482-A jurisdiction will require a new application and further permitting.
4. All development activities associated with this project shall be conducted in compliance with applicable requirements of

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20-day prime wetland permit period," pursuant to Env-Wt 704.01.

13. Based on the findings above, there is clear and convincing evidence this proposal will have no significant loss of values to the prime wetlands as set forth in RSA 482-A:1, and the project meets the criteria set forth in Rule Env-Wt 703.01 Criteria for Approval.

14. 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.

**MINOR IMPACT PROJECT**

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**2012-00429**

**KJB REALTY TRUST, JAMES HILSON**

**ALTON LAKE WINNIPESAUKEE**

Requested Action:

Request permit time extension.

Re-locate a seasonal double PWC lift to the south of an existing 6 ft x 40 ft seasonal dock, and use existing rocks in the water to create steps into the waterbody on an average of 96 feet of shoreline frontage, on Lake Winnepesaukee, in Alton.

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Conservation Commission/Staff Comments:

Con Com has no concerns

**APPROVE TIME EXTENSION**

Re-locate a seasonal double PWC lift to the south of an existing 6 ft x 40 ft seasonal dock, and use existing rocks in the water to create steps into the waterbody on an average of 96 feet of shoreline frontage, on Lake Winnepesaukee, in Alton.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction dated February 7, 2012, as received by the NH Department of Environmental Services (DES) on February 27, 2012.
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 and all portions of the docking structures shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water except as approved in writing by the owner of the property identified as Lot 015, on Alton Tax map 062 on November 7, 2011.
4. All seasonal structures on this frontage shall be removed from the lake for the non-boating season.
5. 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. 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.

**2016-02140**

**CASE NICKERSON TRUST, CLARKE**

**GILFORD LAKE WINNIPESAUKEE**

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9. Any fill used shall be clean sand, gravel, rock, or other suitable material.
10. The permittee's contractor shall maintain appropriate oil/diesel fuel spill kits on site that are readily accessible at all times during construction, and shall train each operator in the use of the kits.
11. All refueling of equipment shall occur outside of surface waters or wetlands during construction. Machinery shall be staged and refueled in upland areas only.
12. Faulty equipment shall be repaired immediately prior to entering areas that are subject to RSA 482-A jurisdiction.
13. No more than 29.7% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.

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 impacts are necessary to build a single-family dwelling; therefore, the need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The impacts will occur within the previously-developed 100-foot upland tidal buffer zone and the lots adjacent to the property have been developed. The lot is greater than 50-feet from the highest observable tide line; therefore, the applicant has provided evidence which demonstrates that his/her project, as approved and conditioned, 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)&(c), Requirements for Application Evaluation, has been considered in the design of the project.
5. In accordance with Env-Wt 304.04(a), the applicant received written concurrence from two abutters whose properties are within 20-feet of the proposed impacts.
6. The applicant requested a waiver of Env-Wt 304.04(a) as the applicant was unable to obtain written concurrence from one abutter.
7. DES hereby grants the waiver of Env-Wt 304.04(a) in accordance with Env-Wt 204.04(a) as granting the request will not result in an adverse effect to the environment or natural resources of the state, public health, or public safety; or an impact on abutting properties that is more significant than that which would result from complying with the rule. Furthermore, granting the request is consistent with the intent and purpose of the rule being waived. Strict compliance with the rule will provide no benefit to the public.
8. The applicant satisfactorily addressed Env-Wt 703(b).
9. The application included NH Natural Heritage Bureau (NHB) Datacheck Results Letter NHB16-2728 identifying a natural community in the vicinity of the proposed impacts, salt marsh system.
10. In response to the NHB letter, DES finds this project will not adversely impact the salt marsh as this project incorporates a stormwater management system to lessen sheet flows into the salt marsh.
11. An email from the Hampton Conservation Commission states, "The [Hampton] Conservation Commission was in favor of this project and has no objections waiving the 20-day holding period." pursuant to Env-Wt 704.01.
12. Based on the findings above, there is clear and convincing evidence this proposal will have no significant loss of values to the prime wetlands as set forth in RSA 482-A:1, and the project meets the criteria set forth in Rule Env-Wt 703.01 Criteria for Approval.
13. 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.

2016-02914

HAZLETT JR, BARBARA/ROBERT

**LEBANON Unnamed Wetland**

Requested Action:

Impact 833 square feet of palustrine forested wetlands to install two culvert crossings for residential access and restore 810 square feet of intermittent stream channel

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Conservation Commission/Staff Comments:

11-04-16 - No historic properties affected per DHR.

11/7/16 Con. Com. noted that this property is an extremely sensitive wetland zone and recommends that the NHDES carefully look at the best manner of stream reconstruction and that the sizing of the culverts are appropriate.

hydrologic connectivity within the wetland complex.

2016-03128

HOLLIS, TOWN OF

**HOLLIS Unnamed Wetland**

Requested Action:

Fill 9,500 square feet of palustrine emergent wetland to grade and construct a soccer field for the Hollis Recreation Department.

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APPROVE PERMIT

Fill 9,500 square feet of palustrine emergent wetland to grade and construct a soccer field for the Hollis Recreation Department.

With Conditions:

1. All work shall be in accordance with plans by Meridian Land Services, Inc. dated September 27, 2016 as received by the NH Department of Environmental Services (DES) on October 31, 2016.
2. Any further alteration of areas on this property that are subject to RSA 482-A jurisdiction will require further permitting.
3. No person undertaking any activity shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards in RSA 485-A and Env-Wq 1700.
4. Work shall be done during low flow and in the dry only.
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. Temporary controls shall be removed once the area has been stabilized.
6. The contractor responsible for completion of the work shall use techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
7. Dredged materials, whether to be stockpiled or disposed of, shall be dewatered in sedimentation basins lined with siltation and erosion controls, and located outside of areas subject to RSA 482-A jurisdiction.
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 surface waters or wetlands or operating in an area where such fluids could reach groundwater, surface waters, or wetlands.
10. The permittee's contractor shall maintain appropriate oil/diesel fuel spill kits on site that are readily accessible at all times during construction, and shall train each operator in the use of the kits.
11. All refueling of equipment shall occur outside of surface waters or wetlands during construction. Machinery shall be staged and refueled in upland areas only.
12. 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 tackifiers on slopes less than 3:1 or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h) Projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Env-Wt 303.04(f);
2. The impacts are necessary to create additional playing field. The area is currently used as a practice area and is occasionally saturated and the playing surface is uneven; therefore, the need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. No comments were submitted from the NHFG Nongame and Endangered Wildlife Program or the Natural Heritage Bureau.

2016-03243

CARLEO, THOMAS E/VERONICA S

Requested Action:

Dredge and fill a total of 12,295 square feet of bank and freshwater wetlands at toe of slope, to regrade contours and rip rap slope associated with site development for construction of NH Army National Guard vehicle maintenance facility.

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APPROVE PERMIT

Dredge and fill a total of 12,295 square feet of bank and freshwater wetlands at toe of slope, to regrade contours and rip rap slope associated with site development for construction of NH Army National Guard vehicle maintenance facility.

With Conditions:

1. All work shall be in accordance with plans by Colby Company Engineers dated 9/30 2016, as received by the NH Department of Environmental Services ("DES") on 11/21/2016.
2. Any further alteration of areas on this property that are subject to RSA 482-A jurisdiction will require a new application and further permitting.
3. This permit is contingent upon a pre-construction field meeting with the permittee, DES, and a representative of the Rochester Conservation Commission ("RCC") to review the location of the mature trees to be saved and those proposed to be cut near Hurd Brook. As a result of this meeting a plan shall be generated that depicts trees to be saved, trees to be removed, and trees to be replanted, to ensure shading of Hurd Brook. This plan shall be submitted to DES and the RCC prior to the removal of any trees on the bank of the wetland or Hurd Brook.
4. Any encounter with Blandings turtle, (see identification resource at: <http://www.wildlife.state.nh.us/nongame/turtles.html> <http://www.wildlife.state.nh.us/nongame/documents/blandings-turtles-brochure.pdf> shall be reported immediately to Kim Tuttle or Mike Marchand at NH Fish & Game Department ("NHFG") (Kim.Tuttle@wildlife.nh.gov or Michael Marchand@wildlife.nh.gov), for further instructions. The permittee shall follow the directions given by NHFG.
5. There shall be no use of welded plastic or any other form of erosion control "netting" or products containing such on the site. Catch basin sumps shall be either eliminated or constructed in a manner that prevents turtle entrapment.
6. 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. Temporary controls shall be removed once the area has been stabilized.
7. No person undertaking any activity shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards in RSA 485-A and Env-Wq 1700.
8. The contractor responsible for completion of the work shall use techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
9. Work shall be done during low flow.
10. 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 on slopes steeper than 3:1.
11. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands 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 non-tidal wetlands or banks. The majority of this project (11,165 square feet) is located in bank of the freshwater wetland, not in the bank of Hurd Brook.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. Stabilization of a steep slope is necessary part of the site development for this facility.
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 stone stabilization is limited to the area of greatest erosion and safety vulnerability.
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.
  - a. The permit has been conditioned to ensure protection of Blandings turtles according to NH Fish and Game Department's recommendations; and impacts to the Redfin Sunfish were not expected.
  - b. An acoustic survey was performed for the Long-eared bat and none were found, and no critical habitat was reported for this location by USFWS.
5. Pursuant to Env-Wt 302.03(c)(2)c., compensatory mitigation is not required for slope rip rap stabilization.

02/06/2017 to 02/12/2017

**APPROVE PERMIT**

Maintenance dredge and deepen at center 19,500 square feet of in one area of an existing man-made pond to facilitate fire pond use, and install a dry hydrant.

**With Conditions:**

1. All work shall be in accordance with plans by Jones & Beach Engineering dated 9/19/2016, as received by the NH Department of Environmental Services (DES) on 9/26/2016.
2. Any further alteration of areas on this property that are subject to RSA 482-A jurisdiction will require a new application and further permitting.
3. Dredging shall not take place during winter turtle hibernation season or turtle nesting season (May 15- July 1), unless otherwise directed by NH Fish and Game Department ("NHFG") and notice of this coordination and direction is provided to DES prior to work commencing.
4. The permittee shall make contractors aware of the potential to encounter Blandings or Spotted turtles, or the northern black racer snake. Upon any such encounters, the permittee or their contractors shall stop work activities and immediately contact Kim Tuttle or Michael Marchand at NHFG (Kim.Tuttle@wildlife.nh.gov or Michael Marchand@wildlife.nh.gov) for further direction.
5. There shall be no use of welded plastic or other netting products, including "bio-degradable" plastics for erosion control on this project, per the recommendation of NHFG, in order to prevent wildlife entrapment.
6. No person undertaking any activity shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards in RSA 485-A and Env-Wq 1700.
7. Work shall be done during low flow.
8. 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. Temporary controls shall be removed once the area has been stabilized.
9. The contractor responsible for completion of the work shall use techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
10. Dredged materials shall be disposed of outside of areas subject to RSA 482-A jurisdiction.

**With Findings:**

1. This is a minimum impact project per both Administrative Rule Env-Wt 303.04(k), maintenance dredging of man-made ponds, or Env-Wt 303.04(p) construction of ponds of less than 20,000 square feet.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. A small portion of the existing man-made pond is being modified to serve as a fire pond resource for the fire arms training facility.
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. Only 13% of the overall footprint of the pond is being dredged, it is being maintained within its original footprint with only center deepening to facilitate use as a fire pond.
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 applicant has responded to concerns raised by the Lamprey River Advisory Committee relative to project timing, and coordinated with the NH Fish and Game Department with respect to the protection of Blandings and spotted turtles, and the northern black racer snake, and the permit has been conditioned accordingly.

2016-03349

VINCIGUERRA, MARK

**SEABROOK ATLANTIC OCEAN**

**Requested Action:**

Impact a total of 1,105 square feet including 411 square feet and temporary impact and 604 square feet of permanent impact within the previously-developed sand dune for the construction of an addition to the existing single-family residential dwelling on 0.11 acres.

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**DENY PERMIT-INSUFFICIENT & UNTIMELY RESP**

Repair 23 linear feet of retaining wall on Balch Pond, Wakefield.

**With Findings:**

A request for additional information dated September 27, 2017, addressed to the applicant or agent of record, clearly identified the requirement that the applicant to submit additional information to DES within 60 days of the request.

2. Pursuant to RSA 482-A:3, XIV(a) (2 ), if the requested additional information is not received by DES within 60 days of the request, DES shall deny the application.
3. DES did not receive the requested additional information within the 60 days and therefore the application has been denied.

2016-03462

**KNIGHTS, LARRY**

**WOLFEBORO WENTWORTH LAKE**

**Requested Action:**

Impact 130 sq. ft. to reconstruct an existing beach area, remove an existing culvert, and replace a walkway and steps in kind on an average of 207 ft. of frontage along Lake Wentworth in Wolfeboro.

\*\*\*\*\*

**APPROVE PERMIT**

Impact 130 sq. ft. to reconstruct an existing beach area, remove an existing culvert, and replace a walkway and steps in kind on an average of 207 ft. of frontage along Lake Wentworth in Wolfeboro.

**With Conditions:**

1. All work shall be in accordance with plans by Fernstone Associates dated November 9, 2016, and revised through January 31, 2017, as received by DES on February 1, 2017.
2. No person undertaking any activity shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards in RSA 485-A and Env-Wq 1700.
3. Work authorized shall be carried out such that there are no discharges in or to spawning or nursery areas during spawning seasons. Impacts to such areas shall be avoided or minimized to the maximum extent practicable during all other times of the year.
4. Work shall be done during low flow and in the dry only.
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. Temporary controls shall be removed once the area has been stabilized.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area and shall remain until suspended particles have settled and water at the work site has returned to normal clarity.
7. All excavated material and construction-related debris shall be placed outside of the areas subject to RSA 482-A. Any spoil material deposited within 250 feet of any surface water shall comply with RSA-483-B.
8. The contractor responsible for completion of the work shall use techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
9. No excavation shall be done in flowing water. No construction equipment shall be operated in flowing water.
10. Any fill used shall be clean sand, gravel, rock, or other suitable material.
11. The permittee/permittee's contractor shall revegetate the disturbed area with trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project, exclusive of any invasive or nuisance species.
12. 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 tackifiers on slopes less than 3:1 or netting and pinning on slopes steeper than 3:1.
13. Materials used to emulate a natural stream channel surface must be rounded, smooth stones similar to the natural

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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 application included NH Natural Heritage Bureau (NHB) Datacheck Results Letter NHB16-3554 identifying an invertebrate species, Eastern Pondmussel (*Ligumia nasuta*), two (2) natural communities, and a State-Endangered plant species, Netter Chain Fern (*Woodwardia areolata*).
6. In response to the aforementioned species, NHB and NH Fish and Game have asked that conditions be added to the permit to address their concerns relative to the Netted Chain Fern and Eastern Pondmussel, respectively.
7. The Kingston Conservation Commission signed the application waiving their right to intervene pursuant to RSA 482-A:11.

2017-00052

HOOVER, DEBORAH

#### NEW LONDON

##### Requested Action:

Dredge and fill 790 square feet of palustrine forested wetland to install an 18 inch x 20 foot culvert for the purposes of constructing a driveway to access a proposed barn on a property under conservation easement.

\*\*\*\*\*

##### APPROVE PERMIT

Dredge and fill 790 square feet of palustrine forested wetland to install an 18 inch x 20 foot culvert for the purposes of constructing a driveway to access a proposed barn on a property under conservation easement.

##### With Conditions:

1. All work shall be in accordance with plans by Pierre J. Bedard and Associates dated July 29, 2016 as received by the NH Department of Environmental Services (DES) on January 11, 2017.
2. All development activities associated with this project shall be conducted in compliance with applicable requirements of RSA 483-B and New Hampshire Code of Administrative Rules Env-Wq 1400 during and after construction.
3. This permit does not authorize the removal of trees or saplings within the waterfront buffer that would result in a tree and sapling point score below the minimum required per RSA 483-B:9, V, (a)(2)(D)(iv).
4. No person undertaking any activity shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards in RSA 485-A and New Hampshire Code of Administrative Rules Env-Wq 1700.
5. Prior to starting any work authorized by this permit, the permittee shall place orange construction fencing at the limits of construction to prevent unintentional encroachment on wetlands.
6. Any further alteration of areas on this property that are subject to RSA 482-A jurisdiction will require a new application and further permitting.
7. Work shall be done in the dry only.
8. The channel at the culvert inlet and outlet must maintain the natural hydrology and a consistent elevation not to impede flow.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. No person shall collect, transport, import, export, move, buy, sell, distribute, propagate or transplant any living and viable portion of any plant, which includes all of their cultivars and varieties listed in Table 3800.1 of the New Hampshire prohibited invasive species list (Agr 3802.01).
11. 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. Temporary controls shall be removed once the area has been stabilized.
12. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
13. All dredged and excavated material and construction-related debris shall be placed outside of the areas subject to RSA 482-A. Any spoil material deposited within 250 feet of any surface water shall comply with RSA-483-B.
14. The contractor responsible for completion of the work shall use techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
15. Erosion control products shall be installed per manufacturers recommended specifications.
16. Construction equipment shall be inspected daily for leaking fuel, oil, and hydraulic fluid prior to entering surface waters or wetlands or operating in an area where such fluids could reach groundwater, surface waters, or wetlands.
17. The permittee's contractor shall maintain appropriate oil/diesel fuel spill kits on site that are readily accessible at all times during construction, and shall train each operator in the use of the kits.

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wetlands or operating in an area where such fluids could reach groundwater, surface waters, or wetlands.

10. The permittee's contractor shall maintain appropriate oil/diesel fuel spill kits on site that are readily accessible at all times during construction, and shall train each operator in the use of the kits.

11. All refueling of equipment shall occur outside of surface waters or wetlands during construction. Machinery shall be staged and refueled in upland areas only.

12. Faulty equipment shall be repaired immediately prior to entering areas that are subject to RSA 482-A jurisdiction.

13. A certified wetlands scientist or qualified professional, as applicable, shall monitor the project during construction to verify that all work is done in accordance with the approved plans and narratives, adequate siltation and erosion controls are properly implemented, and no water quality violations occur. A follow-up report including photographs of all stages of construction shall be submitted to the DES Wetlands Program within 60 days of final site stabilization.

With Findings:

1. This project is classified as a Minimum Impact Project per Administrative Rule Env-Wt 303.04(p), as wetland impacts are less than 20,000 square feet within poorly drained 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(b) Requirements for Application Evaluation, has been considered in the design of the project.

2017-00077

KREITNER, RICHARD

**FREMONT Unnamed Wetland**

Requested Action:

Fill 760 square feet of palustrine forested wetland for the installation of a 36-inch by 25-foot HDPE culvert for the construction of a shared driveway to access a two (2) lot residential subdivision of 24.24 acres

\*\*\*\*\*

APPROVE PERMIT

Fill 760 square feet of palustrine forested wetland for the installation of a 36-inch by 25-foot HDPE culvert for the construction of a shared driveway to access a two (2) lot residential subdivision of 24.24 acres

With Conditions:

1. All work shall be in accordance with the 'Topography Plan' by James M. Lavelle Associates dated 11/7/2016 as received by the NH Department of Environmental Services (DES) on January 23, 2017.

2. This permit is not valid unless septic system construction approvals or other compliance with RSA 485-A:29-44 and Env-Wq 1000 is achieved.

3. Any further alteration of areas on this property that are subject to RSA 482-A jurisdiction will require a new application and further permitting.

4. No person undertaking any activity shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards in RSA 485-A and Env-Wq 1700.

5. Work shall be done during low flow and in the dry only.

6. 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. Temporary controls shall be removed once the area has been stabilized.

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

8. Dredged materials, whether to be stockpiled or disposed of, shall be dewatered in sedimentation basins lined with siltation and erosion controls, and located outside of areas subject to RSA 482-A jurisdiction.

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

10. Construction equipment shall be inspected daily for leaking fuel, oil, and hydraulic fluid prior to entering surface waters or wetlands or operating in an area where such fluids could reach groundwater, surface waters, or wetlands.

11. The permittee's contractor shall maintain appropriate oil/diesel fuel spill kits on site that are readily accessible at all times during construction, and shall train each operator in the use of the kits.

12. All refueling of equipment shall occur outside of surface waters or wetlands during construction. Machinery shall be staged and refueled in upland areas only.

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needed to ensure the plantings survive.

14. Materials used to emulate a natural stream channel surface must be rounded, smooth stones similar to the natural stream substrate and shall not include angular rip-rap.

15. A certified wetlands scientist or qualified professional, as applicable, shall monitor the project during construction to verify that all work is done in accordance with the approved plans and narratives, adequate siltation and erosion controls are properly implemented, and no water quality violations occur. A follow-up report including photographs of all stages of construction shall be submitted to the DES Wetlands Program within 60 days of final site stabilization.

With Findings:

1. This project is classified as a Minimum Impact Project per Administrative Rule Env-Wt 303.04(x), as impacts are necessary to repair an existing crude oil pipeline that has become exposed through erosion.
2. The need for the proposed impacts has been demonstrated by the applicant per Rule 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 Rule Env-Wt 302.03.
4. 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.

2017-00407

MORRILL, STEPHEN

**CONWAY Unnamed Stream**

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COMPLETE NOTIFICATION  
Conway Tax Map #260, Lot #56

**AGRICULTURE MINIMUM**

\*\*\*\*\*

2016-02405

LAPIERRE, RANDY

**FARMINGTON INTERMITTENT STREAM**

Requested Action:

Dredge and fill 2,386 square feet of wet meadow wetlands and intermittent stream, including installation of an 18 inch diameter x 30 foot long culvert to improve an agricultural trail connecting two cattle pastures.

\*\*\*\*\*

APPROVE PERMIT

Dredge and fill 2,386 square feet of wet meadow wetlands and intermittent stream, including installation of an 18 inch diameter x 30 foot long culvert to improve an agricultural trail connecting two cattle pastures.

With Conditions:

1. All work shall be in accordance with revised plans by NRCS dated January 2017, as received by the NH Department of Environmental Services (DES) on 1/17/2017.
2. Any change in use to a non-agricultural purpose will require further permitting by DES;
3. 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.
4. This permit shall not be effective until it has been recorded with the Strafford County Registry of Deeds office by the

COMPLETE NOTIFICATION  
Plainfield Tax Map#226, Lot #9

**2017-00410 HART, FRANCES**

**HOPKINTON**

\*\*\*\*\*

COMPLETE NOTIFICATION  
Hopkinton Tax Map #210, Lot #3

**2017-00430 BURNHAM TRUSTEE-2007 JOAN**

**DUNBARTON**

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COMPLETE NOTIFICATION  
Dunbarton Tax Map B3, Lot 7 & 10

**GOLD DREDGE**

\*\*\*\*\*

**2017-00432 JENSEN, PETER**

**(ALL TOWNS)**

\*\*\*\*\*

Conservation Commission/Staff Comments:  
CC BATH CON COM

APPROVE PERMIT  
GOLD DREDGE

**2017-00436 JENSEN, JONATHAN**

**(ALL TOWNS)**

\*\*\*\*\*

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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.

With Findings:

1. The owner, authorized agent or applicant certifies that this permit qualifies for a permit extension in accordance with RSA 483-B:5-b, VI and Env-Wq 1406.19.
2. This permit has been extended in accordance with RSA 483-B:5-b, VI and Env-Wq 1406.19.

2014-03411

SISTARE, JONATHAN/KATHLEEN BOOTHBY

**ALTON LAKE WINNIPESAUKEE**

Requested Action:

Request name change to Beth A. Doehner and Theodore O. Doehner to impact 3,472 sq. ft. in order to install an effluent disposal system for an existing cottage and construct a 27 sq. ft. retaining wall.

\*\*\*\*\*

APPROVE NAME CHANGE

Change name to Beth A. Doehner and Theodore O. Doehner 36 West Avenue, Salem, MA 01970 to Impact 3,472 sq. ft. in order to install an effluent disposal system for an existing cottage and construct a 27 sq. ft. retaining wall.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated November 13, 2014 and received by the NH Department of Environmental Services (DES) on December 4, 2014.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 6.4% 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 3,063 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.

3. 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.

2016-02460

CLARIDGE CONSTRUCTION LLC

**BELMONT WINNISQUAM LAKE**

Requested Action:

Impact 13,262 sq. ft. within the protected shoreland to construct a new home with an attached garage and driveway, serviced by municipal sewer and community water.

02/06/2017 to 02/12/2017

Requested Action:

Impact 7,700 sq. ft. of protected shoreland in order to expand a residence, add a garage, construct a pervious driveway, replace an impervious driveway surface with a pervious surface, and install a septic system.

\*\*\*\*\*

APPROVE PERMIT

Impact 7,700 sq. ft. of protected shoreland in order to expand a residence, add a garage, construct a pervious driveway, replace an impervious driveway surface with a pervious surface, and install a septic system.

With Conditions:

1. All work shall be in accordance with revised plans by Bannon Engineering dated November 28, 2017 and received by the NH Department of Environmental Services (DES) on February 3, 2017.
2. Neither the primary structure addition nor the proposed septic system may be constructed until the system is approved by the DES Subsurface Systems Bureau.
3. Orange construction fencing shall be installed at the limits of the temporary impact area as shown on the approved plans prior to the start of work and shall be maintained throughout the project in order to prevent accidental encroachment into areas in which impacts have not been approved.
4. 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.
5. Native vegetation within the Natural Woodland Buffer located between 50 and 150 ft. landward of the reference line shall be retained in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
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-Wq 1700.
9. Any fill used shall be clean sand, gravel, rock, or other suitable material.
10. All pervious technologies used shall be installed and maintained to effectively absorb and infiltrate stormwater.
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 individual 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. 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.

2016-03069

PARKER, SCOTT

MOULTONBOROUGH KANASATKA LAKE

Requested Action:

Impact 696 sq. ft. of protected shoreland in order to remove a deck, construct a covered porch, an 18 ft. x 12 ft. addition and a pervious patio, and conduct replanting within the waterfront buffer.

\*\*\*\*\*

APPROVE PERMIT

Impact 696 sq. ft. of protected shoreland in order to remove a deck, construct a covered porch, an 18 ft. x 12 ft. addition and a pervious patio, and conduct replanting within the waterfront buffer.

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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-Wq 1700.
9. Any fill used shall be clean sand, gravel, rock, or other suitable material.
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. The individual 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).
12. This permit shall not be interpreted as acceptance or approval of any impact that will occur within wetlands jurisdiction regulated under RSA 482-A including all wetlands, surface waters and their banks, the tidal-buffer zone, and sand dunes. The owner is responsible for maintaining compliance with RSA 482-A and Administrative Rules Env-Wt 100 - 900 and obtaining any Wetland Impact Permit that may be required prior to construction, excavation or fill that will occur within Wetlands jurisdiction.
13. 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.

2016-03189

HOLMES, THOMAS  
L + B PROPERTIES LLC

WILTON SOUHEGAN RIVER

Requested Action:

Request permit name change to L + B Properties, LLC  
Impact 3,435 sq. ft. of protected shoreland in order to construct a residential primary structure.

\*\*\*\*\*

APPROVE NAME CHANGE

Impact 3,435 sq. ft. of protected shoreland in order to construct a residential primary structure.

With Conditions:

1. All work shall be in accordance with plans by Monadnock Survey, Inc. revised December 10, 2016 and received by the NH Department of Environmental Services (DES) on December 13, 2016.
2. Orange construction fencing shall be installed at the limits of the temporary impact area as shown on the approved plans prior to the start of work and shall be maintained throughout the project in order to prevent accidental encroachment into areas in which impacts have not been approved.
3. No more than 11.3% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. Native vegetation within an area of at least 4,701 sq. ft., which includes the wetland areas shown on the approved plan, within the Natural Woodland Buffer located between 50 and 150 ft. landward of the reference line shall be retained in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
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-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. The individual 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).

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2017-00029

PEAK SHORE VIEW LLC

**MOULTONBOROUGH LAKE WINNIPESAUKEE**

Requested Action:

Impact 4,108 sq. ft. of protected shoreland to remove rocks, construct a 21 ft. stone retaining wall, and plant native species above the new wall.

\*\*\*\*\*

APPROVE PERMIT

Impact 4,108 sq. ft. of protected shoreland to remove rocks, construct a 21 ft. stone retaining wall, and plant native species above the new wall.

With Conditions:

1. All work shall be in accordance with plans by New Hampshire Environmental Consultants LLC dated 12/11/2016 and received by the NH Department of Environmental Services (NHDES) on 01/09/2017.
2. Orange construction fencing shall be installed at the limits of the temporary impact area as shown on the approved plans prior to the start of work and shall be maintained throughout the project in order to prevent accidental encroachment into areas in which impacts have not been approved.
3. This permit does not authorize the removal of trees or saplings within the waterfront buffer that would result in a tree and sapling point score below the minimum required per RSA 483-B:9, V, (a), (2), (D), (iv).
4. Native vegetation within an area of at least 6,869 sq. ft. within the Natural Woodland Buffer located between 50 and 150 ft. landward of the reference line shall be retained in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
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-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. The individual 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).

2017-00062

SOUCY, RENE

**MANCHESTER PISCATAQUOG RIVER**

Requested Action:

Impact 530 sq. ft. of protected shoreland in order to complete an addition to a residential primary structure.

\*\*\*\*\*

APPROVE PERMIT

Impact 530 sq. ft. of protected shoreland in order to complete an addition to a residential primary structure.

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contribute to, any violations of the surface water quality standards established in Env-Wq 1700.

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

10. The proposed stormwater management plan shall be designed, installed and maintained to effectively absorb and infiltrate stormwater.

11. No impacts to natural ground cover or native vegetation shall occur within the waterfront buffer.

12. The individual 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. This permit shall not be interpreted as acceptance or approval of any impact that will occur within wetlands jurisdiction regulated under RSA 482-A including all wetlands, surface waters and their banks, the tidal-buffer zone, and sand dunes. The owner is responsible for maintaining compliance with RSA 482-A and Administrative Rules Env-Wt 100 - 900 and obtaining any Wetland Impact Permit that may be required prior to construction, excavation or fill that will occur within Wetlands jurisdiction.

14. 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.

15. Photographs documenting the construction of the proposed drywell shall be submitted to the Department prior to completion of the project.

2017-00073

SHEEHAN, GARY/SHELIA

**MOULTONBOROUGH LAKE WINNIPESAUKEE**

Requested Action:

Impact 6,400 sq. ft. of protected shoreland in order to construct a 780 sq. ft. storage building and walkway and install a new septic system.

\*\*\*\*\*

APPROVE PERMIT

Impact 6,400 sq. ft. of protected shoreland in order to construct a 780 sq. ft. storage building and walkway and install a new septic system.

With Conditions:

1. All work shall be in accordance with plans by Ames Associates dated December 19, 2016 and received by the NH Department of Environmental Services (DES) on January 12, 2017.
2. Neither the new septic system nor the tie-in from the propose building to the existing septic tank may be constructed until the system is approved by the DES Subsurface Systems Bureau.
3. Orange construction fencing shall be installed at the limits of the temporary impact area as shown on the approved plans prior to the start of work and shall be maintained throughout the project in order to prevent accidental encroachment into areas in which impacts have not been approved.
4. No more than 13.2% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
5. Native vegetation within an area of at least 4,910 sq. ft. within the Natural Woodland Buffer located between 50 and 150 ft. landward of the reference line shall be retained in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
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-Wq 1700.
9. Any fill used shall be clean sand, gravel, rock, or other suitable material.
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. The individual 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).
12. 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.

02/06/2017 to 02/12/2017

Requested Action:

Impact 9,022 sq. ft. of protected shoreland to regrade area and expand an existing pond.

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APPROVE PERMIT

Impact 9,022 sq. ft. of protected shoreland to regrade area and expand an existing pond.

With Conditions:

1. All work shall be in accordance with revised plans by GZA Environmental, Inc., dated March 15, 2011 and received by the Department of Environmental Services ("DES") on January 27, 2017.
2. There shall be no increase in impervious area within the protected shoreland associated with this project.
3. This permit is contingent upon receiving all necessary approvals from the NH DES Wetlands Bureau for proposed impacts jurisdictional under RSA 482-A.
4. No impacts to natural ground cover or native vegetation shall occur within the waterfront buffer.
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. 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).
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. Silt fencing must be removed once the area is stabilized.
13. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.