

Wetlands Applications Decision Report

Decisions Taken
10/09/2017 to 10/15/2017

Approved
10/17/17
MAT

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. 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

2017-01465

PHOENIX CAPITAL LLC

LACONIA

Requested Action:

Dredge and fill 21,017 square feet of wet meadow to construct an 86-unit cluster development. Compensatory mitigation for permanent and secondary impacts to satisfy the US Army Corps of Engineers requirements includes a one-time payment of \$51,395.96 dollars into the Aquatic Resource Mitigation Fund ("ARM") and no-cut/no-disturbance areas and other measures as recorded in the Declaration of Covenants, Restrictions, and Easements for The Gardens to restrict future activities to existing wetland areas, upland buffer and a vernal pool.

APPROVE PERMIT

Dredge and fill 21,017 square feet of wet meadow to construct an 86-unit cluster development. Compensatory mitigation for permanent and secondary impacts to satisfy the US Army Corps of Engineers requirements includes a one-time payment of \$51,395.96 dollars into the Aquatic Resource Mitigation Fund ("ARM") and no-cut/no-disturbance areas and other measures as recorded in the Declaration of Covenants, Restrictions, and Easements for The Gardens to restrict future activities to existing wetland areas, upland buffer and a vernal pool.

With Conditions:

1. All work shall be in accordance with plans prepared by TFM titled Storm Water Management Plan for The Gardens at Winnepesaukee, Tax Map 164 Lot 72-1, Endicott Street East, Laconia, New Hampshire dated December 7, 2016 as received by the New Hampshire Department of Environmental Services (DES) on May 24, 2017.
2. This approval is contingent on receipt by DES of a one-time payment of \$51,395.96 dollars into the Aquatic Resource Mitigation Fund ("ARM"). The payment shall be received by DES within 120 days of the date of the approval letter or the application will be denied.
3. This permit is not valid unless an Alteration of Terrain permit or other method of compliance with RSA 485-A:17 and Env-Wq 1500 is achieved.
4. This permit is not valid unless compliance with RSA 485-A:29-44 and Env-Wq 1000 is achieved.
5. The applicant shall submit the final language of the Declaration of Covenants, Restrictions, and Easements for The Gardens for review and approval by the NHDES Mitigation Program Coordinator prior to commencement of site work for review and approval by NHDES.
6. The Declaration of Covenants, Restrictions, and Easements for The Gardens regarding the prohibitions to recreational, residential, and any other type of future development within any of the no-cut/no-disturbance areas shall be recorded no later than June 30, 2018. A copy of the recorded document shall be submitted to NHDES.
7. The final survey of the road right-of-way, lots and common area that is restricted shall be completed by June 30, 2019 and a copy of the recorded survey provided to NHDES.
8. The restricted areas shall be marked by monuments or plaques. The contractor shall install 'No Cut and No Disturbance' located at 50-foot intervals as shown on the plan. NHDES shall be contacted upon completion of the boundary being marked for inspection.
9. This permit is contingent on submittal of a deed indicating the Subdivision Plan for Map 164 Tax Lot 72-1 as shown on the plan dated December 7, 2016.
10. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
11. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain conditions #6 and #12 of this approval.
12. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
13. Tree clearing operations schedule shall be coordinated with the U.S. Fish & Wildlife Service.
14. Work shall be done during low flow.
15. 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. Work shall be conducted in a manner so

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as to minimize turbidity and sedimentation to surface waters and wetlands.

16. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain in place until the area is stabilized.

17. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.

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

19. The use of welded plastic or 'biodegradable plastic' erosion control netting should be avoided at the work site. Any slope stabilizing materials must be free from plastic or other non-biodegradable materials that create a mesh that can impact wildlife. Erosion control matting shall conform to specification ECC-2B.

20. 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.

21. 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 ft. of undisturbed vegetated buffer.

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

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

24. Faulty equipment shall be repaired prior to entering jurisdictional areas.

25. 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.

26. All refueling of equipment shall occur outside of surface waters or wetlands.

27. 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.

28. 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.

29. 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 NHDES Wetlands Program within 60 days of final site stabilization.

With Findings:

1. This is a Major impact project per 303.02(c), Projects that involve alteration of nontidal wetlands, nontidal surface waters, and banks adjacent to nontidal surface waters in excess of 20,000 square feet in the aggregate.

2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The wetland impacts are proposed for road access and lot development to construct a cluster housing development. The purpose and need for the project is to provide high quality living space to satisfy current regional market demand.

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 project site was previously approved for a larger development and was partially developed before being abandoned. The wetlands proposed to be impacted have developed as a result of partially completed prior site development and temporary drainage control measures that were abandoned around 2008. Some areas were over-excavated in anticipation of road construction, the areas intercepted groundwater or captured site runoff resulting in the development of jurisdictional wetlands. To minimize impact to the site most of the exiting roadbed, drainage system, and sewer line will be utilized by the project. Wetland impacts are limited to areas that were excavated during the previous development. There is an extensive existing natural wetland system located at the north end of the site. There are no proposed impacts to the existing natural wetland area and the area is designated as open space areas and common space for the residences.

4. Proposed impacts have been minimized by restricting development to the previously developed portion of the site. Only the newly formed jurisdictional wetlands will be impacted by the project. The majority of the existing roadbed, drainage system, and sewer line will be utilized by this project. Site grading has been minimized by proposed construction of retaining walls. Stormwater will be discharged to an existing basin that will be modified to treat and discharge stormwater at a pre-development rate and quality.

5. A functional assessment was completed for the four wetland areas that are proposed to be impacted. The wetland areas are classified as Palustrine Emergent Persistent, seasonally flooded saturated, excavated (PEM1Ex) based on the USFWS Wetland Classification System. Wetland #1 supports groundwater discharge and sediment toxicant retention as principal functions. Wetland #2 was not found to have a principle function, Wetland #3 and #4 both support sediment/toxicant retention and possibly groundwater recharge. Wetland #4 discharges runoff to the large natural wetland that occupies the center of the property. Each of these functions is proposed to be managed through the implementation of the stormwater management system.

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6. The New Hampshire Natural Heritage Bureau has reviewed the project area and determined there are currently no recorded occurrences for sensitive species near this project area per letter dated January 5, 2017.
7. The United States Department of the Interior has reviewed the proposed project and determined there are no critical habitats identified within the proposed project area per letter dated May 17, 2017.
8. The Department of the Army, Corps of Engineers has reviewed the proposed project and determined the proposed project is ineligible for Programmatic General Permit and an individual permit is required. Mitigation is needed to compensate for proposed impacts and additional information relative to on-site vernal pools is required per letter dated July 20, 2017.
9. The New Hampshire Fish & Game has reviewed the proposed project impacts and indicated that a 100 foot vernal pool buffer should be left in an unmanaged natural condition and specified on the plan and as a deed restriction. Protective signage should be installed every 75 feet around the vernal pool indicating 'no-cut' protected area, and maintain a mature tree canopy within the protected area per letter dated July 11, 2017.
10. The applicant evaluated mitigation options including construction of a wetland in the immediate vicinity of Wetland area#1. The wetland construction option was not considered to be feasible due to required extensive grading and subsequent removal of an existing treeline buffer adjacent to NH Rte 11B.
11. Compensatory mitigation for permanent and secondary wetland impacts for US Army Corps of Engineers consists of a one-time payment of \$51,395.96 dollars (half of the \$102,797) into the Aquatic Resource Mitigation Fund ("ARM") and deed restrictions as described in the Declaration of Covenants, Restrictions, and Easements for The Gardens dated September 29, 2017. The area will be left conserved with only a walking trail maintained for the condominium owners. The parcel to the west adjacent to Sky View Lane is town owned conservation land so this parcel is in proximity to other protected area. Plantings have been included around the vernal pool and detention pond so they may restore into having some habitat value.
12. The City of Laconia Conservation Commission has reviewed the proposed project and provided additional comments and requirements which were provided to NHDES for the project dated January 11, June 13, and June 28, 2017.
13. Any significant changes to the proposed wetland impacts will require a permit amendment.

2017-01903

HUOT, KATHLEEN

ALTON LAKE WINNIPESAUKEE

Requested Action:

Remove a 2 foot x 40 foot piling pier and construct a 6 foot x 40 foot piling pier connected to an existing 4 foot x 47 foot 6 inch pier cantilevered off a 44 foot breakwater with an 8 foot 6 inch gap at the shoreline by a 5 foot 4 inch x 25 foot 3 inch walkway on an average of 100 feet of frontage along Lake Winnepesaukee on Rattlesnake Island, in Alton.

Conservation Commission/Staff Comments:

6/29/17 Con. Com. requests a "hold" on this application until they can conduct a site visit and issue comments.
7/17/2017 Con. Com. has no objections to issuance of permit.

APPROVE PERMIT

Remove a 2 foot x 40 foot piling pier and construct a 6 foot x 40 foot piling pier connected to an existing 4 foot x 47 foot 6 inch pier cantilevered off a 44 foot breakwater with an 8 foot 6 inch gap at the shoreline by a 5 foot 4 inch x 25 foot 3 inch walkway on an average of 100 feet of frontage along Lake Winnepesaukee on Rattlesnake Island, in Alton.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated September 25, 2017, as received by DES on September 27, 2017.
2. This permit is not valid and effective until it has been recorded with the appropriate county Registry of Deeds by the applicant. Prior to starting work under this permit, the permittee shall submit a copy of the recorded permit to the DES Wetlands Program by certified mail, return receipt requested.
3. All development activities associated with this project shall be conducted in compliance with applicable requirements of RSA 483-B and N.H. Code of Administrative Rules Env-Wq 1400 during and after construction.
4. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
5. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area and shall remain until suspended particles have settled and water at the work site has returned to normal clarity.

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6. All construction-related debris shall be placed outside of the areas subject to RSA 482-A.
7. Any subdivision of the property frontage will require removal of a sufficient portion of the docking structures to comply with the dock size and density requirements in effect at the time of the subdivision.
8. Only those structures shown on the approved plans shall be installed or constructed along this frontage. All portions of the structures, including the breakwater toe of slope, shall be at least 20 feet from the abutting property lines or the imaginary extension of those lines into the water.
9. Pilings shall be spaced a minimum of 12 feet apart as measured piling center to piling center.
10. No portion of the pier shall extend more than 40 feet from the shoreline at full lake elevation (Elev. 504.32).

With Findings:

1. This project is classified as a major project per Rule Env-Wt 303.02(d), modification of a docking facility associated with a breakwater.
 2. The applicant has an average of 100 feet of frontage along Lake Winnepesaukee.
 3. A maximum of 2 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
 4. The proposed docking facility will provide 2 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.13.
 5. The maintenance of a breakwater to provide safe docking at this site is justified in accordance with Rule Env-Wt 402.06, Breakwaters.
 6. The Department finds that because the project is not of significant public interest and will not significantly impair the resources of Lake Winnepesaukee a public hearing under RSA 482-A:8 is not required.
- Send to Governor and Executive Council-

MINOR IMPACT PROJECT

2017-01883

FRANKLIN PIERCE UNIVERSITY

RINDGE PEARLY LAKE

Requested Action:

Dredge and fill 1,300 square feet (SF) of palustrine emergent wetland, 20 SF of perennial stream bed and 10 SF of perennial stream bank (impacting 16 linear feet of bed and bank) for the purpose of reconstructing a damaged section of Hodge Pond Trail to include an enhanced-iron sand filter for a broader effort to reduce phosphorus loading to Pearly Pond. In addition, temporarily impact 450 SF of palustrine forested wetland, 2,105 SF of palustrine emergent wetland and 25 SF (18 linear feet) of perennial stream bank for construction access and installation.

Conservation Commission/Staff Comments:

Per DHR, no historic properties affected.

APPROVE PERMIT

Dredge and fill 1,300 square feet (SF) of palustrine emergent wetland, 20 SF of perennial stream bed and 10 SF of perennial stream bank (impacting 16 linear feet of bed and bank) for the purpose of reconstructing a damaged section of Hodge Pond Trail to include an enhanced-iron sand filter for a broader effort to reduce phosphorus loading to Pearly Pond. In addition, temporarily impact 450 SF of palustrine forested wetland, 2,105 SF of palustrine emergent wetland and 25 SF (18 linear feet) of perennial stream bank for construction access and installation.

With Conditions:

1. All work shall be in accordance with plans by Comprehensive Environmental, Inc. (CEI) dated August 2017 as received by the NH Department of Environmental Services (DES) on September 26, 2017.
2. Not less than 5 state business days prior to starting work authorized by this permit, the permittee shall notify the DES Wetlands Program and the local conservation commission in writing of the date on which work under this permit is expected to start.
3. A certified wetlands scientist or qualified professional, as applicable, shall monitor the project during construction to verify

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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.

4. All in-stream work shall be conducted during low flow conditions and in a manner that will not cause or contribute to any violations of surface water quality standards in RSA 485-A or NH Code Admin. Rules Env-Wq 1700.
5. No excavation shall be done in flowing water. No construction equipment shall be operated in flowing water.
6. Area of temporary impact shall be regraded to original contours following completion of work.
7. 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.
8. Only native plant species shall be used to revegetate the riverbank.
9. Native live plantings shall be installed by September 15th on previously stabilized banks. Dormant willows shall be planted in the spring by June 1st or in the fall after September 15th and before October 30th.
10. The river banks and buffer plantings shall have at least 75% successful establishment after two (2) growing seasons. If it does not, it shall be replanted and re-established in a manner satisfactory to DES.
11. Any fill used shall be clean sand, gravel, rock, or other suitable material.
12. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
13. 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).
14. Materials used to armor the spillways and swale shall be surfaced with rounded, smooth stones similar to natural substrate and shall not include angular rip-rap.
15. 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.
16. 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.
17. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
18. 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).
19. Erosion control products shall be installed per manufacturers recommended specifications.
20. 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.
21. 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.
22. All refueling of equipment shall occur outside of surface waters or wetlands during construction. Machinery shall be staged and refueled in upland areas only.
23. Faulty equipment shall be repaired immediately prior to entering areas that are subject to RSA 482-A jurisdiction.
24. Prior to commencing work on a substructure located within surface waters, the permittee or permittee's contractors shall construct a cofferdam to isolate the substructure work area from the surface waters.
25. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once the cofferdam is fully effective, confined work can proceed without restriction.
26. Work within the stream, inclusive of work associated with installation of a cofferdam, shall be done during periods of low flow only. The permittee shall monitor local weather forecasts to avoid working during or following precipitation events.
27. 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.
28. 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.
29. The temporary cofferdam shall be entirely removed within 2 days after work within the cofferdam is completed and water has returned to normal clarity.
30. 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.
31. 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.
32. Where construction activities occur between November 30 and May 1, all exposed soil areas shall be stabilized within 1 day of establishing the grade that is final or that otherwise will exist for more than 5 days. Stabilization shall include placing 3

-inches of base course gravels, or loaming and mulching with tack or netting and pinning on slopes steeper than 3:1. Filter fabric shall be installed under the rip-rap.

33. 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. This is a Minor Project per Administrative Rule Env-Wt 303.03(h), as it proposes to alter less than 20,000 square feet of non-tidal wetlands and surface waters.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. This project is part of a broader effort to reduce phosphorus loading into Pearly Pond, decrease phosphorus and chlorophyll-a levels within the pond and ultimately remove Pearly Pond from the list of impaired waterbodies.
4. Funding for this project was provided in part by a Watershed Assistance Grant from the NH Department of Environmental Services with Clean Water Act Section 319 funds from the U.S. Environmental Protection Agency (project number: RI-16-CT-04).
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 Env-Wt 302.03.
6. Reconstruction of the trail crossing will improve hydraulic capacity of the crossing relative to the existing dilapidated stone masonry culvert.
7. Realignment and reconstruction of the trail (including the approaches to the crossing) will also be an improvement relative to the washed-out condition that exists today.
8. A pre-application meeting was held at DES on October 18, 2016. Meeting notes are included in the permit file (2017-01883).
9. Aquatic organism passage (AOP) was raised by DES at the pre-application meeting and in subsequent correspondence with the New Hampshire Fish and Game Department (NHFG).
10. It was noted at the pre-application meeting, and in subsequent correspondence, that based on intense, site-specific, study by Franklin Pierce University scientists at the project site (leading up to this proposal) fish passage has never been observed at this location.
11. The project, in accordance with the approved plans, is designed specifically to address phosphorus loading to downstream resources. Installation of a span structure at the crossing would not allow that goal to be achieved.
12. 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.
13. The project is designed to provide more controlled floodwater storage relative to existing conditions, though it will not increase flood storage at this location.
14. Per the approved project plans, mean annual high water is at elevation 98.00 feet. The crest of the sand-filter is designed at 98.5 feet. The project is designed to treat overflow from the wetland during storm events. The proposed riser outlet structure will engage at elevation 100.00 feet.
15. The maximum water surface elevation of the pond during the 25-year storm event is modeled to be 100.05 feet.
16. The crest of the sand filter, the surface of the sand filter and upstream slope approaching the surface of the trail will be surfaced with rounded stone. The downstream slope from the trail and all temporary wetland impact areas will be restored with native wetland grasses, herbs and shrubs.
17. DES Staff conducted a field inspection of the proposed project on December 12, 2016. The field inspection photos are available in the project file.
18. The construction sequence calls for a one year warranty period on the project. Beyond this, the project will require a future operation and maintenance plan to sustain phosphorus treatment.
19. The project has been designed for long term stabilization with regard to erosion and sedimentation, regardless of the efficacy of the filter media.

2017-01959

JONES, LAURIE

TUFTONBORO LAKE WINNIPESAUKEE

Requested Action:

Repair a 44 foot breakwater located 7 feet from the shoreline, reduce the 4 foot wide cantilevered pier to 47 feet 1 inch in length, drive 2 tie off piling and install 2 seasonal personal watercraft lifts on an average of 80 feet of frontage along Lake Winnepesaukee, on Rattlesnake Island, in Alton.

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Conservation Commission/Staff Comments:
7/14/17 Con. Com. has no objections to issuance of the permit.

APPROVE PERMIT

Repair a 44 foot breakwater located 7 feet from the shoreline, reduce the 4 foot wide cantilevered pier to 47 feet 1 inch in length, drive 2 tie off piling and install 2 seasonal personal watercraft lifts on an average of 80 feet of frontage along Lake Winnepesaukee, on Rattlesnake Island, in Alton.

With Conditions:

1. All work shall be in accordance with revised plans by Winnepesaukee Marine Construction dated September 25, 2017, as received by DES on September 27, 2017.
2. This permit is not valid and effective until it has been recorded with the appropriate county Registry of Deeds by the applicant. Prior to starting work under this permit, the permittee shall submit a copy of the recorded permit to the DES Wetlands Program by certified mail, return receipt requested.
3. All development activities associated with this project shall be conducted in compliance with applicable requirements of RSA 483-B and N.H. Code of Administrative Rules Env-Wq 1400 during and after construction.
4. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area and shall remain until suspended particles have settled and water at the work site has returned to normal clarity.
5. All construction-related debris shall be placed outside of the areas subject to RSA 482-A.
6. Any subdivision of the property frontage will require removal of a sufficient portion of the docking structures to comply with the dock size and density requirements in effect at the time of the subdivision.
7. Only those structures shown on the approved plans shall be installed or constructed along this frontage.
8. Pilings shall be spaced a minimum of 12 ft. apart as measured piling center to piling center.
9. No portion of the pier shall extend more than 46 feet from the shoreline at full lake elevation (Elev. 504.32).
10. All seasonal watercraft lifts shall be removed for the non-boating season.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(m) installation of new tie-off piles which do not, by their presence, add boat slips to an existing docking system.
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.

2017-02890

ROTOBEC USA

LITTLETON Unnamed Wetland

Requested Action:

Dredge and fill 920 square feet of palustrine scrub-shrub wetland to expand an existing commercial facility within the Littleton Industrial Park.

Conservation Commission/Staff Comments:
Expedited review approved by NHDES Commissioner Robert Scott

APPROVE PERMIT

Dredge and fill 920 square feet of palustrine scrub-shrub wetland to expand an existing commercial facility within the Littleton Industrial Park.

With Conditions:

1. All work shall be in accordance with plans by HEB Engineers dated September 19, 2017, as received by the NH Department of Environmental Services (NHDES) on September 29, 2017.
2. This permit is not valid unless an Alteration of Terrain permit or other method of compliance with RSA 485-A:17 and Env-Wq 1500 is achieved, if applicable.
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. 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. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
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. Erosion control products shall be installed per manufacturers recommended specifications.
9. Work shall be done during low flow or dry conditions.
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.

With Findings:

1. This project is classified as a Minor Project per NH Administrative Rule Env-Wt 303.03(h), as wetland impacts are less than 20,000 square feet when taken in the aggregate with previously issued wetland permit #2014-03054.
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(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The NH Natural Heritage Bureau (NHB) reviewed the project on September 12, 2017 and determined that there are no recorded occurrences of sensitive species near the project area.
6. In a letter dated September 22, 2017, the applicant's agent requested expedited review of the application to NHDES Commissioner Robert Scott.
7. On September 29, 2017, NHDES Commissioner Robert Scott approved the request to expedite review of the wetland application since the project will further an important public interest by promoting economic development, creating new jobs, and no pending applications will be unreasonably disadvantaged.
8. In a letter dated October 4, 2017, the Ammonoosuc River Local Advisory Committee (LAC) stated that they reviewed the wetland file and have no comment.

MINIMUM IMPACT PROJECT

2017-01797

NH DEPT OF TRANSPORTATION DISTRICT 3

CAMPTON PEMIGEWASSET RIVER

Requested Action:

Replace a 12 in. x 55 ft. culvert with a 15 in. temporarily impacting 50 sq. ft. (5 linear ft.) of river bank. NHDOT project 1832H-6

Conservation Commission/Staff Comments:

Cons. Comm. - no comments

LAC- Recommned energy dissipation at outlet and use of biogradable erosion material prior to reestablishmnet of natural vegetation.

10/09/2017 to 10/15/2017

APPROVE PERMIT

Replace a 12 in. x 55 ft. culvert with a 15 in. temporarily impacting 50 sq. ft. (5 linear ft.) of river bank. NHDOT project 1832H-6

With Conditions:

1. All work shall be in accordance with plans by NHDOT District 1 dated 12/7/16 as received by the Department on Dec. 27, 2016.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
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, with a preferred undisturbed vegetated buffer of at least 50 feet and a minimum undisturbed vegetative buffer of 20 feet.
6. Within three days of the last activity in an area, all exposed soil areas, where construction activities are complete, 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 or netting /matting and pinning on slopes steeper than 2:1.
7. 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 or if temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching, mulching with tack on slopes steeper than 3:1 and stabilized by matting and pinning on slopes steeper than 2:1.
8. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
9. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
10. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
11. Proper headwalls shall be constructed within seven days of culvert installation.
12. Work shall be done during low flow.
13. Energy dissipation to be installed at the outlet and biodegradable erosion controls to be utilized.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(j), temporary alteration of a bank and is not a stream crossing.
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.

2017-02077

HAYES, JOHN/SUSIE

HOLDERNESS SQUAM LAKE

Requested Action:

Remove a 6 foot x 40 foot seasonal pier and install a 6 foot x 54 foot seasonal pier with a 6 foot x 18 foot "T" on approximately 203 feet of frontage along Squam Lake in Holderness.

Conservation Commission/Staff Comments:

7-17-17 - No historic properties affected per DHR.

APPROVE PERMIT

Remove a 6 foot x 40 foot seasonal pier and install a 6 foot x 54 foot seasonal pier with a 6 foot x 18 foot "T" on approximately 203 feet of frontage along Squam Lake in Holderness.

With Conditions:

1. All work shall be in accordance with revised plans by Wendy Decato Septic Designs dated September 20, 2017, as received by DES on September 21, 2017.
2. This permit is not valid and effective until it has been recorded with the appropriate county Registry of Deeds by the applicant. Prior to starting work under this permit, the permittee shall submit a copy of the recorded permit to the DES Wetlands Program by certified mail, return receipt requested.
3. All development activities associated with this project shall be conducted in compliance with applicable requirements of RSA 483-B and N.H. Code of Administrative Rules Env-Wq 1400 during and after construction.
4. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
5. Only those structures shown on the approved plans shall be installed or constructed along this frontage. All portions of the structures shall be at least 20 ft. from the abutting property lines or the imaginary extension of those lines into the water.
6. No portion of the pier shall extend more than 60 feet from the shoreline at full lake elevation (Elev. 562.50).
7. All seasonal structures shall be removed for the non-boating season.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a), construction of seasonal docking facility providing not more than 2 slips.
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 203 feet of shoreline frontage along Squam Lake.
6. A maximum of 3 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
7. The proposed docking facility will provide 1 slip as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.13.

2017-02272

GIANNELLI, ANTHONY/LISA

WAKEFIELD BELLEAU LAKE

Requested Action:

Install a 6 foot x 30 foot seasonal pier anchored to a 7 foot x 4 foot concrete pad, install a seasonal boatlift, dredge and backfill 120 square feet of palustrine forested wetland to install an 18 inch x 20 foot culvert, and impact 519 square feet of bank along 34 linear feet of shoreline to construct a 17.8 foot x 25 foot perched beach enclosed by a 1 foot wide retaining wall with 3 foot wide stairs to the water. on an average of 192 feet of frontage along Belleau Lake in Wakefield.

APPROVE PERMIT

Install a 6 foot x 30 foot seasonal pier anchored to a 7 foot x 4 foot concrete pad, install a seasonal boatlift, dredge and backfill 120 square feet of palustrine forested wetland to install an 18 inch x 20 foot culvert, and impact 519 square feet of bank along 34 linear feet of shoreline to construct a 17.8 foot x 25 foot perched beach enclosed by a 1 foot wide retaining wall with 3 foot wide stairs to the water. on an average of 192 feet of frontage along Belleau Lake in Wakefield.

With Conditions:

1. All work shall be in accordance with revised plans by Stoney Ridge Environmental, LLC dated July 20, 2017, as received by DES on October, 6, 2017.
2. This permit is not valid and effective until it has been recorded with the appropriate county Registry of Deeds by the

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applicant. Prior to starting work under this permit, the permittee shall submit a copy of the recorded permit to the DES Wetlands Program by certified mail, return receipt requested.

3. No impacts have been applied for or permitted lakeward of the normal highwater line for the purpose of constructing the perched beach.
4. All development activities associated with this project shall be conducted in compliance with applicable requirements of RSA 483-B and N.H. Code of Administrative Rules Env-Wq 1400 during and after construction.
5. Any further alteration of areas on this property that are subject to RSA 482-A jurisdiction will require a new application and further permitting.
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. 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.
8. 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.
9. All refueling of equipment shall occur outside of surface waters or wetlands during construction. Machinery shall be staged and refueled in upland areas only.
10. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
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. 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.
13. 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).
14. Any subdivision of the property frontage will require removal of a sufficient portion of the docking structures to comply with the dock size and density requirements in effect at the time of the subdivision.
15. Only those structures shown on the approved plans shall be installed or constructed along this frontage. All portions of the structures shall be at least 20 feet from the abutting property lines or the imaginary extension of those lines into the water except as authorized by the abutters to the east in the signed, written waivers of the 20 foot setback notarized on September 26 and 27 of 2017.
16. No portion of the docking structures shall extend more than 30 feet from the shoreline at full lake elevation (Elev. 492).
17. All seasonal structures, including watercraft lifts, shall be removed for the non-boating season.
18. Stone placed along the beach front for the purpose of retaining sand shall be placed above and landward of those rocks currently located along the normal high water line (Elevation 492). The rocks existing at the normal high water line shall remain undisturbed such that the natural shoreline remains visible and intact.
19. The steps installed for access to the water shall be located completely landward of the normal high water line.
20. No more than 10 cubic yards of sand shall be used and all sand shall be located above the normal high water line.
21. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
22. 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.
23. A combination of trees, shrubs and ground covers representing the density and species diversity of the vegetation present prior to construction shall be replanted beginning at a distance no greater than 5 feet landward from the beach area.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a) construction of a seasonal pier providing no more than 2 slips and Rule Env-Wt 303.04 (m) projects that disturb less than 50 linear feet, measured along the shoreline, of a lake or pond.
2. No impacts have been applied for or permitted lakeward of the normal highwater line for the purpose of constructing the perched beach.
3. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
4. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
5. The 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.
6. The applicant has an average of 192 feet of shoreline frontage along Belleau Lake.
7. A maximum of 3 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
8. The proposed docking facility will provide 2 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.13.
9. The applicant has provided a written waivers of the 20 foot setback signed by the affected abutters to the north notarized on September 26 and 27 of 2017.

EXPEDITED MINIMUM

2017-00377

PORTLAND PIPE LINE CORP

GORHAM

Requested Action:

An additional 470 square feet (13 linear feet) of permanent intermittent stream impacts and 5 linear feet of temporary impacts are needed to extend the repair area further upstream in order to reduce the potential for future exposure and damage to the crude oil pipeline.

APPROVE AMENDMENT

Dredge and fill 1,820 square feet within the bed and banks of an intermittent stream (impacting 66 linear feet) to repair an exposed crude oil pipeline. Temporarily impact 1,110 square feet of wetland for temporary access and work area.

With Conditions:

1. All work shall be in accordance with plans by Headwaters Hydrology, PLLC dated July 2017, as received by the NH Department of Environmental Services (DES) on September 28, 2017.
2. 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.
3. Stream work shall be done during low flow and dry conditions.
4. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
5. 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.
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. Erosion control products shall be installed per manufacturers recommended specifications.
8. 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.
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. Faulty equipment shall be repaired immediately prior to entering areas that are subject to RSA 482-A jurisdiction.
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.
13. The permittee/permittee's contractor shall regrade temporary impacts to pre-construction conditions and plant native species similar to those within the wetland prior to impact. The permittee shall implement corrective measure promptly if 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

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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.

5. On September 28, 2017, the applicant's agent requested a permit amendment to include an additional 470 square feet (13 linear feet) of permanent intermittent stream impacts and 5 linear feet of temporary impacts which are needed to extend the repair area further upstream in order to reduce the potential for future exposure and damage to the crude oil pipeline.

2017-02580

MASON, TOWN OF

MASON Unnamed Wetland

Requested Action:

Dredge and fill 350 square feet (SF) of palustrine scrub-shrub wetland to construct and addition to an existing highway department building with associated access. In addition, temporarily impact 800 SF for construction.

APPROVE PERMIT

Dredge and fill 350 square feet (SF) of palustrine scrub-shrub wetland to construct and addition to an existing highway department building with associated access. In addition, temporarily impact 800 SF for construction.

With Conditions:

1. All work shall be in accordance with plans by Bernie O'Grady dated July 29, 2017 last received by the NH Department of Environmental Services (DES) on October 11, 2017.
2. 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.
3. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
4. 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.
5. 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).
6. Erosion control products shall be installed per manufacturers recommended specifications.
7. Extreme precautions shall be taken within riparian areas to prevent unnecessary removal of vegetation during construction.
8. 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.
9. 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.
10. All refueling of equipment shall occur outside of surface waters or wetlands during construction. Machinery shall be staged and refueled in upland areas only.
11. Faulty equipment shall be repaired immediately prior to entering areas that are subject to RSA 482-A jurisdiction.
12. Topsoil in wetlands shall be stripped and segregated from subsoil during construction. Wetland topsoil shall be stockpiled separately from subsoil and shall be restored to the temporary impact areas following backfill.
13. Any fill used shall be clean sand, gravel, rock, or other suitable material.
14. 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).

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 nontidal wetland.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The Town of Mason has a need to improve infrastructure at their existing highway department building.
4. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
5. Alternative footprints are limited by small lot size, existing buildings and subsurface infrastructure. Impacts have been

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minimized to 350 square feet of permanent impact.

6. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
7. The Natural Heritage Bureau (NHB) report submitted with the application package (NHB17-2755) states that there are "no recorded occurrences for sensitive species near this project area".
8. No comments of concern were received by DES from abutters or local governing organizations.

2017-02632

PLYNN, DONNA

HAMPTON ATLANTIC OCEAN

Requested Action:

Impact 1,472 square feet within the previously-developed tidal buffer zone for the replacement of the existing patio, driveway, and walkways with permeable pavers.

APPROVE PERMIT

Impact 1,472 square feet within the previously-developed tidal buffer zone for the replacement of the existing patio, driveway, and walkways with permeable pavers.

With Conditions:

1. All work shall be in accordance with plans received by the NH Department of Environmental Services (NHDES) on September 11, 2017.
2. Not less than 5 state business days prior to starting work authorized by this permit, the permitted shall notify the NHDES W and the Hampton Conservation Commission in writing of the date on which work under this permit is expected to start.
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 RSA 483-B and N.H. Code Admin. Rules Env-Wq 1400 during and after construction.
5. 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.
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. Any fill used shall be clean sand, gravel, rock, or other suitable material.

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 impacts are necessary to replace existing impervious surfaces with permeable pavers; therefore, the need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The impacts occur within the previously-developed tidal buffer zone; 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.
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. No comments were submitted from the NHFG Nongame and Endangered Wildlife Program or the Natural Heritage Bureau.
6. The Hampton Conservation Commission signed the application waiving their right to intervene pursuant to RSA 482-A:11.

2017-02847

JENSEN, GRAHAM

OSSIPEE OSSIPEE LAKE

Requested Action:

Install a 4 foot x 36 foot seasonal pier on an average of 40 feet of frontage along Ossipee Lake in Ossipee.

APPROVE PERMIT

Install a 4 foot x 36 foot seasonal pier on an average of 40 feet of frontage along Ossipee Lake in Ossipee.

With Conditions:

1. All work shall be in accordance with plans by Graham Thomas Jensen dated September 15, 2017, as received by DES on October 5, 2017.
2. This permit is not valid and effective until it has been recorded with the appropriate county Registry of Deeds by the applicant. Prior to starting work under this permit, the permittee shall submit a copy of the recorded permit to the DES Wetlands Program by certified mail, return receipt requested.
3. All development activities associated with this project shall be conducted in compliance with applicable requirements of RSA 483-B and N.H. Code of Administrative Rules Env-Wq 1400 during and after construction.
4. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
5. Any subdivision of the property frontage will require removal of a sufficient portion of the docking structures to comply with the dock size and density requirements in effect at the time of the subdivision.
6. Only those structures shown on the approved plans shall be installed or constructed along this frontage. All portions of the structures shall be at least 20 ft. from the abutting property lines or the imaginary extension of those lines into the water except as authorized by the abutter to the north in the signed, written waiver of the 20 foot setback notarized on August 9, 2017.
7. No portion of the pier shall extend more than 36 feet from the waterline.
8. All seasonal structures, including watercraft lifts, shall be removed for the non-boating season.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a), construction of a seasonal pier providing not more than 2 slips.
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 provided a written waiver of the 20 foot setback signed by the affected abutter to the north notarized on August 9, 2017.

PERMIT BY NOTIFICATION

2017-02855

FOUR SEASONS CONDO RECREATION ASSN

LACONIA LAKE WINNIPESAUKEE

Requested Action:

Repair/replace in-kind the existing docking structures including the 61 ft. X 25 ft. X 43 ft."U"-shape piling dock; the 12 (3 ft. X 26.5 ft.) main dock fingers; the 24 main dock fender pilings; the 2 (4 ft. X 30 ft.) dock fingers; and the 4 ft. X 60 ft. access dock. Repair in-kind the 4 ft. X 69 ft. and the 6 ft. X 13 ft. access walkway sections; the 4 ft. X 16 ft. access stairs with 5.5 ft. X 8 ft. landing; and the 4 ft. X 30 ft. access stairs with walkway. Repair in-kind of the 8 ft. X 12 ft. storage shed.

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Conservation Commission/Staff Comments:
10/2/17 No Historic Properties affected, per DHR.

PBN IS COMPLETE

Repair/replace in-kind the existing docking structures including the 61 ft. X 25 ft. X 43 ft. "U"-shape piling dock; the 12 (3 ft. X 26.5 ft.) main dock fingers; the 24 main dock fender pilings; the 2 (4 ft. X 30 ft.) dock fingers; and the 4 ft. X 60 ft. access dock. Repair in-kind the 4 ft. X 69 ft. and the 6 ft. X 13 ft. access walkway sections; the 4 ft. X 16 ft. access stairs with 5.5 ft. X 8 ft. landing; and the 4 ft. X 30 ft. access stairs with walkway. Repair in-kind of the 8 ft. X 12 ft. storage shed.

With Findings:

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

2017-02859

SILVER SANDS MOTEL & MARINA INC

GILFORD LAKE WINNIPESAUKEE

Requested Action:

Repair/replace in-kind the existing marina docking structures including piling supports, fender pilings, and or dock pilings on piers #7 to #49 and #54 to #70 including the covered slip area at piers A and B; repair/replace in-kind the travel lift accessway pilings on piers #20 and #21; and the repair/replace in-kind of the timber supports with no piles on the Silver Sands Island slips on piers #74 to #79 according to the handwritten comments on enlargements of the Composite Plan Drawing originally by Steven J. Smith as received by NHDES on 09/20/2017. In addition this project includes the repair in-kind of the eastern side of the Silver Sands Jetty's 6 ft. X 291 ft. concrete walkway and walls and the fuel dock/office area terminus of the jetty walls measuring 63 ft. 4 inch X 32 ft. 4 inch X 63 ft. 4 inch according to the plan drawings by Watermark Marine Construction dated 09/04/2017 and 09/07/2017; all on frontage along Lake Winnepesaukee in Gilford.

PBN IS COMPLETE

Repair/replace in-kind the existing marina docking structures including piling supports, fender pilings, and or dock pilings on piers #7 to #49 and #54 to #70 including the covered slip area at piers A and B; repair/replace in-kind the travel lift accessway pilings on piers #20 and #21; and the repair/replace in-kind of the timber supports with no piles on the Silver Sands Island slips on piers #74 to #79 according to the handwritten comments on enlargements of the Composite Plan Drawing originally by Steven J. Smith as received by NHDES on 09/20/2017. In addition this project includes the repair in-kind of the eastern side of the Silver Sands Jetty's 6 ft. X 291 ft. concrete walkway and walls and the fuel dock/office area terminus of the jetty walls measuring 63 ft. 4 inch X 32 ft. 4 inch X 63 ft. 4 inch according to the plan drawings by Watermark Marine Construction dated 09/04/2017 and 09/07/2017; all on frontage along Lake Winnepesaukee in Gilford.

With Findings:

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

2017-02921

**C2 FINANCIAL SERVICES LLC
NASR, JACQUES/JIMMY**

BEDFORD Unnamed Wetland

2017-02975 RAYMOND, TOWN OF

RAYMOND Unnamed Wetland

Requested Action:

Impact a total of 337 square feet of forested wetland and intermittent stream to include 132 square feet of permanent impact at 205 square feet of temporary impact for the replacement of the existing 12-inch and 15-inch culverts beneath Green Road with a 18-inch culvert.

PBN IS COMPLETE

Impact a total of 337 square feet of forested wetland and intermittent stream to include 132 square feet of permanent impact at 205 square feet of temporary impact for the replacement of the existing 12-inch and 15-inch culverts beneath Green Road with a 18-inch culvert.

FORESTRY NOTIFICATION

2017-03013 REINER WOODLAND CONSERVATION TRUST

SALISBURY Unnamed Stream

COMPLETE NOTIFICATION

SALISBURY; TAX MAP(S)# 202/216; LOT(S)# 1/3,5

2017-03014 DION, DANIEL

PEMBROKE Unnamed Stream

COMPLETE NOTIFICATION

PEMBROKE; TAX MAP# 937; LOT# 1

2017-03025 RADZIEWICZ, JAMES

MARLOW Unnamed Stream

COMPLETE NOTIFICATION
MARLOW; TAX MAP# 402; LOT# 19

2017-03026 ZIMMERMAN, CHERYL

OSSIPEE Unnamed Stream

COMPLETE NOTIFICATION
OSSIPEE; TAX MAP 248; LOT(S) 21,22

2017-03032 MARSHALL, ROBERT/MARTHA

HEBRON Unnamed Stream

COMPLETE NOTIFICATION
HEBRON; TAX MAP# 18; LOT# 7

2017-03039 GUY JR, DOUGLAS

TEMPLE Unnamed Stream

COMPLETE NOTIFICATION
TEMPLE; TAX MAP# 2; LOT(S)# 71, 71-1, 71-4

2017-03062 BERTHA L HUCKINS REVOCABLE TRUST

STRAFFORD Unnamed Stream

COMPLETE NOTIFICATION
Strafford: Tax Map# 11, Lot# 4

2017-03068 K & R MAPLES LLC

LYNDEBOROUGH Unnamed Stream

COMPLETE NOTIFICATION
Lyndeborough: Tax Map# 237, Lot# 1

2017-03069 LAROUCHE, LAWRENCE

LYNDEBOROUGH Unnamed Stream

COMPLETE NOTIFICATION
Lyndeborough: Tax Map# 246, Lot# 9

UTILITY NOTIFICATION

2017-03047 VT TRANSCO

LITTLETON Unnamed Wetland

2017-03065 TRANSCANADA

COLEBROOK Unnamed Wetland

2017-03066 TRANSCANADA

COLUMBIA Unnamed Wetland

SHORELAND PERMIT

2012-02561 BALSAMS VIEW LLC

10/09/2017 to 10/15/2017

DIXVILLE GLORIETTE LAKE

Requested Action:

Request permit time extension.

APPROVE TIME EXTENSION

Impact 5,674 sq. ft. in order to construct a pervious patio to the south wing of the Balsams View Resort.

With Conditions:

1. All work shall be in accordance with plans by Horizons Engineering dated May 2016 and received by the NH Department of Environmental Services (DES) on May 12, 2016
2. No more than 22.2% 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 35,864 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.

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.

2017-01218

REMLAP PROPERTIES LLC

ALSTEAD WARREN LAKE

Requested Action:

Applicant requests an after the fact approval to retain impacts to 200 square feet of protected shoreland in order to expand parking area.

APPROVE PERMIT

Retain impacts to 200 square feet of protected shoreland in order to expand existing parking area.

With Conditions:

1. All work shall be in accordance with plans submitted by Ramsey, McLaren Planning and Engineering, LLC received by the NH Department of Environmental Services (NH DES) on September 22, 2017.

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2. No more than 12% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from the Department.
5. Native vegetation within an area of at least 887 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 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 Department from taking any enforcement or revocation action if Department 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 constructed project meets the minimum standards of RSA 483-B and the associated Administrative Rules Env-Wq 1400 et seq.

2017-02326

PAMELA S RUSH REVOCABLE LIVING TRUST

HAMPTON

Requested Action:

Impact 5,000 square feet (SF) of protected shoreland in order to construct a 2 story duplex and remove a concrete pad.

APPROVE PERMIT

Impact 5,000 square feet (SF) of protected shoreland in order to construct a 2 story duplex and remove a concrete pad.

With Conditions:

1. All work shall be in accordance with revised plans by Jones and Beach Engineers, Inc. dated September 20, 2017 and received by the NH Department of Environmental Services (DES) on September 21, 2017.
2. Neither the new primary structure 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 12.6% 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 2,252 SF within the Natural Woodland Buffer located between 50 and 150 feet 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,

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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. 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).
11. 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.
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.

2017-02433

KING, ALISON/PETER

HOLDERNESS LITTLE SQUAM LAKE

Requested Action:

Impact 4,962 square feet of protected shoreland in order to lift an existing house and install a concrete foundation, construct an entry foyer and basement access, remove sections of stone walkway, driveway, and deck, and install infiltration drains along drip edges.

APPROVE PERMIT

Impact 4,962 square feet of protected shoreland in order to lift an existing house and install a concrete foundation, construct an entry foyer and basement access, remove sections of stone walkway, driveway, and deck, and install infiltration drains along drip edges.

With Conditions:

1. All work shall be in accordance with plans by NH Environmental Consultants LLC revised through September 25, 2017 and received by the NH Department of Environmental Services (NHDES) on September 26, 2017.
2. No additional bedrooms shall be constructed until the project is approved by the NHDES 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 25.28% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from NHDES.
5. The proposed foundation shall not be located under the screen porch or extend closer to the reference line than the existing enclosed living space in the structure.
6. Native vegetation within an area of at least 2,460 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).
7. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
8. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
9. No 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.
10. Any fill used shall be clean sand, gravel, rock, or other suitable material.
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 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 NHDES from taking any enforcement or revocation action if NHDES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2017-02444

STONEWALL LANE 15 REALTY TRUST

MOULTONBOROUGH LAKE WINNIPESAUKEE

Requested Action:

Impact 13,000 square feet of protected shoreland in order to replace an existing residential structure, remove an existing bunkhouse, install a new septic system, construct a patio and two walkways, expand the existing driveway, install stormwater management and restore unaltered vegetation.

APPROVE PERMIT

Impact 13,000 square feet of protected shoreland in order to replace an existing residential structure, remove an existing bunkhouse, install a new septic system, construct a patio and two walkways, expand the existing driveway, install stormwater management and restore unaltered vegetation.

Temporary Waiver Granted: Temporarily reduce the area of the Natural Woodland below that required per RSA 483-B:9, V, (b) for the purposes of constructing a conforming primary structure. Post-construction restoration planting required.

With Conditions:

1. All work shall be in accordance with plans by Ames Associates revised through September 19, 2017 and received by the NH Department of Environmental Services (NHDES) on September 21, 2017.
2. Neither the new primary structure nor the proposed septic system may be constructed until the system is approved by the NHDES 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 22.5% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from NHDES.
5. Prior to the occupancy of the residential structure the Permittee shall provide documentation, including photos, showing that all restoration plantings have occurred, to the NHDES Wetlands Bureau.
6. Following planting, all planted vegetation within the woodland buffer shall be retained in an unaltered state in order to comply with RSA 483-B:9, V(b)(2). The regeneration of ground cover in the planted area shall not be suppressed by the use of bark mulch or other materials; hay mulch may be used temporarily to establish vegetation.
7. The plantings shall be inspected at the beginning and end of the growing season for a period of 3 years after initial plantings have been completed during which time any failed plantings shall immediately be replaced by the owner of the property.
8. At the completion of the 3 year monitoring period the Owner of the property shall submit a report including photographs of the planted buffer to the Department.
9. Native vegetation within an area of at least 2,580 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).
10. 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.
11. 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.
12. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or

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

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

14. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

15. The 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).

16. 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.

17. This permit shall not preclude NHDES from taking any enforcement or revocation action if NHDES 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. In accordance with RSA 483-B:9, V, (i) The commissioner shall have the authority to grant waivers from the Minimum Shoreland Protection Standards section (RSA 483-B:9). Such authority shall be exercised if the commissioner deems that strict compliance with RSA 483-B:9 will provide no material benefit to the public and have no material adverse effect on the environment or the natural resources of the state.

2. The proposed temporary removal of unaltered vegetation is necessary in order to remove a nonconforming structure and replace it with a conforming structure behind the primary building setback given the locations of lot boundaries.

3. Post-construction the woodland buffer shall be restored with native plantings to contain 25% unaltered vegetation between 50 and 150 feet from the reference line.

2. The waiver request submitted demonstrates that strict compliance with RSA 483-B:9 V. (b)(2)(A) will not provide material benefit to the public and will have no material adverse effect on the environment or the natural resources of the state, and therefore, the requirements for a waiver in accordance with RSA 483-B:9, V, (i) have been met.

2017-02450

PINARD, DORIS/NORMAND

CANTERBURY NEW POND

Requested Action:

Impact 2,416 square feet within the protected shoreland for the purpose of expanding the size of an existing driveway, constructing a new walkway and stairway and installing a stormwater infiltration trench and infiltration steps.

APPROVE PERMIT

Impact 2,416 square feet within the protected shoreland for the purpose of expanding the size of an existing driveway, constructing a new walkway and stairway and installing a stormwater infiltration trench and infiltration steps.

With Conditions:

1. All work shall be in accordance with revised plans by Bryan L. Bailey Associates, Inc., dated October 10, 2017, and received by the NH Department of Environmental Services (NHDES) on October 10, 2017.

v).

2. No more than 27.0% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.

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

4. All development activities associated with this project shall be conducted in compliance with applicable requirements of RSA 483-B and N.H. Code Admin. Rules Env-Wq 1400 during and after construction.

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

9. This permit does not authorize or approve of any impact that might occur in areas subject to 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 N.H. Code Admin. Rules Env-Wt 100 - 900 and obtaining any permit that may be required by RSA 482-A prior to construction, excavation, or fill in any area that is subject to RSA 482-A jurisdiction.

With Findings:

1. The applicant is proposing to install an infiltration trench and infiltration steps as designed within the NHDES Homeowners Guide to Stormwater Management. The proposed stormwater management plan infiltrates an impervious area greater than the proposed increase in impervious area, and therefore, meets the requirements of RSA 483-B:9, V(g)(2).

2017-02483

FRANCOEUR REALTY TRUST

SOMERSWORTH LILY POND

Requested Action:

Impact 4,230 square feet (SF) of the protected shoreland in order to construct a 2 bedroom single family structure and install a septic system.

APPROVE PERMIT

Impact 4,230 square feet (SF) of the protected shoreland in order to construct a 2 bedroom single family structure and install a septic system.

With Conditions:

1. All work shall be in accordance with revised plans by Trittech Engineering Corporation dated September 20, 2017 and received by the NH Department of Environmental Services (DES) on September 21, 2017.
2. Neither the new primary structure 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 15.9% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
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. 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).
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.

2017-02514

GAGNON, DONALD

LACONIA LAKE WINNIPESAUKEE

10/09/2017 to 10/15/2017

Requested Action:

Impact 35,095 square feet of protected shoreland in order to replace an existing residential structure and driveway in new footprints, installation of a natural stone retaining wall, sheds, and associated structures.

APPROVE PERMIT

Impact 35,095 square feet of protected shoreland in order to replace an existing residential structure and driveway in new footprints, installation of a natural stone retaining wall, sheds, and associated structures.

With Conditions:

1. All work shall be in accordance with plans by Terrain Planning and Design LLC revised through September 25, 2017 and received by the NH Department of Environmental Services (NHDES) on September 25, 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. No more than 15% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from NHDES.
4. Native vegetation within an area of at least 8,724 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. 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).
6. Cleared areas within the waterfront buffer legally developed prior to July 1, 2008 may be maintained but not enlarged.
7. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
8. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
9. No 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.
10. Any fill used shall be clean sand, gravel, rock, or other suitable material.
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 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 NHDES from taking any enforcement or revocation action if NHDES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2017-02728

MARSHALL JR, ROBERT

STRATHAM SQUAMSCOTT RIVER

Requested Action:

Impact 1,260 square feet (SF) of the protected shoreland in order to construct a 1,260 sf addition on to an existing 1,625 sf house.

APPROVE PERMIT

Impact 1,260 square feet (SF) of the protected shoreland in order to construct a 1,260 sf addition on to an existing 1,625 sf house.

With Conditions:

1. All work shall be in accordance with plans by Atlantic Survey Co. LLC dated June 2017 and received by the NH Department of Environmental Services (DES) on September 11, 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. No more than 5% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. 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).
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.

2017-02730

MOHAN, CHARLES

EAST WAKEFIELD BALCH POND

Requested Action:

Impact 380 square feet of protected shoreland in order to install a 14 foot x 18.5 foot porch, a 16 foot x 4 foot deck and a staircase.

Conservation Commission/Staff Comments:

Work has already begun, but has not been completed.

APPROVE PERMIT

Impact 380 square feet of protected shoreland in order to install a 14 foot x 18.5 foot porch, a 16 foot x 4 foot deck and a staircase.

With Conditions:

1. All work shall be in accordance with plans by Charles B. Mohan received by the NH Department of Environmental Services (NHDES) on September 11, 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. No more than 7.4% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from NHDES.
4. Native vegetation within an area of at least 4,665 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,

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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).

11. 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.

12. This permit shall not preclude NHDES from taking any enforcement or revocation action if NHDES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2017-02757

ADAMS, MIRIAM
EDELMAN, DAVID

MOULTONBOROUGH LAKE WINNIPESAUKEE

Requested Action:

Impact 31,000 square feet (SF) of protected shoreland in order to relocate an existing nonconforming cottage to the southwest and construct a new residence in the previous location of the cottage. Both structures will meet building setbacks. Modify the existing driveway footprint, construct a patio on the south side of the residence, install a septic system and well, install a walkway between the house and driveway.

APPROVE PERMIT

Impact 31,000 square feet (SF) of protected shoreland in order to relocate an existing nonconforming cottage to the southwest and construct a new residence in the previous location of the cottage. Both structures will meet building setbacks. Modify the existing driveway footprint, construct a patio on the south side of the residence, install a septic system and well, install a walkway between the house and driveway.

With Conditions:

1. All work shall be in accordance with plans by Ames Associates dated September 9, 2017 and received by the NH Department of Environmental Services (DES) on September 13, 2017.
2. Neither the new primary structure 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 7.5% 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 20,250 SF within the Natural Woodland Buffer located between 50 and 150 feet 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.

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

2017-02758

BROSS, ROBERT

HILLSBOROUGH FRANKLIN PIERCE LAKE

Requested Action:

Impact 4,026 square feet of protected shoreland in order to construct a shed, garage, grading, and gravel driveway removal.

APPROVE PERMIT

Impact 4,026 square feet of protected shoreland in order to construct a shed, garage, grading, and gravel driveway removal.

With Conditions:

1. All work shall be in accordance with plans by Higginson Land Services dated August 21, 2017 and received by the NH Department of Environmental Services (NHDES) on September 13, 2017.
2. No additional bedrooms shall be constructed until the project is approved by the NHDES Subsurface Systems Bureau.
3. No more than 28.8% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from NHDES.
4. No native vegetation shall be removed from within the Natural Woodland Buffer located between 50 and 150 ft. landward of the reference line 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. The proposed stormwater management structures shall be installed and maintained to effectively absorb and infiltrate stormwater.
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 NHDES from taking any enforcement or revocation action if NHDES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2017-02768

ANGELONE, PHILIP

MOULTONBOROUGH LAKE WINNIPESAUKEE

10/09/2017 to 10/15/2017

Requested Action:

Impact 5,900 square feet of protected shoreland in order to construct a residential structure, driveway, and and septic system.

APPROVE PERMIT

Impact 5,900 square feet of protected shoreland in order to construct a residential structure, driveway, and and septic system.

With Conditions:

1. All work shall be in accordance with plans by Allen & Major Associates, Inc. dated August 24, 2017 and received by the NH Department of Environmental Services (NHDES) on September 13, 2017.
2. Neither the new primary structure nor the proposed septic system may be constructed until the system is approved by the NHDES 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 12.7% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from NHDES.
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).
11. 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.
12. This permit shall not preclude NHDES from taking any enforcement or revocation action if NHDES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2017-02795

VITALE, JOHN/SUSAN

NEW DURHAM MERRYMEETING LAKE

Requested Action:

Impact 5,434 square feet of protected shoreland in order to replace a residential structure partially in the same footprint, construct a new septic system and well, and reconfigure the driveway.

APPROVE PERMIT

Impact 5,434 square feet of protected shoreland in order to replace a residential structure partially in the same footprint, construct a new septic system and well, and reconfigure the driveway.

With Conditions:

1. All work shall be in accordance with plans by Varney Engineering, LLC revised through October 2, 2017 and received by the NH Department of Environmental Services (NHDES) on October 4, 2017.
2. Neither the new primary structure nor the proposed septic system may be constructed until the system is approved by the NHDES Subsurface Systems Bureau.
3. The proposed catch basin and infiltration features shall not be installed unless specifically approved by the NHDES Subsurface Systems Bureau.
4. 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.
5. No more than 15.1% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from NHDES.
6. Native vegetation within an area of at least 2,062 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).
7. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
8. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
9. No 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.
10. Any fill used shall be clean sand, gravel, rock, or other suitable material.
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 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 NHDES from taking any enforcement or revocation action if NHDES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2017-02800

DAVID H FARINELLA TRUST

STRAFFORD BOW LAKE

Requested Action:

Impact 17,635 square feet (SF) of shoreland protection in order to construct a primary structure, driveway, well and septic system on a lot.

APPROVE PERMIT

Impact 17,635 square feet (SF) of shoreland protection in order to construct a primary structure, driveway, well and septic system on a lot.

10/09/2017 to 10/15/2017

With Conditions:

1. All work shall be in accordance with plans by Berry Surveying and Engineering dated September 8 and received by the NH Department of Environmental Services (DES) on September 15, 2017.
2. Neither the new primary structure 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 9.5% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
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).
11. 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 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.
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.

2017-02811

207 OCEAN BOULEVARD LLC

SEABROOK ATLANTIC OCEAN

Requested Action:

Impact 18,477 square feet (SF) of protected shoreland in order to replace an existing commercial building with a new similar size building that includes a restaurant, market and apartments in the same footprint. The project will reduce stormwater runoff by infiltrating all of the roof area of the new building which is 7,956 sf or 52% of the impervious surface.

APPROVE PERMIT

Impact 18,477 square feet (SF) of protected shoreland in order to replace an existing commercial building with a new similar size building that includes a restaurant, market and apartments in the same footprint. The project will reduce stormwater runoff by infiltrating all of the roof area of the new building which is 7,956 sf or 52% of the impervious surface.

With Conditions:

1. All work shall be in accordance with plans by Millennium Engineering, Inc. dated July 7, 2017 and received by the NH Department of Environmental Services (DES) on September 18, 2017
2. Neither the new primary structure 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 82.3% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless

additional approval is obtained from DES.

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. The proposed (stormwater management structures) shall be installed and maintained to effectively absorb and infiltrate stormwater.
10. Photographs documenting the construction of the proposed (stormwater management structures) shall be submitted to the Department prior to any party taking up occupancy of the new residential primary structure.
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.

2017-02979

REGIEN, CINDY/GUIDO

SALEM ARLINGTON LAKE

Requested Action:

Impact 1,164 square feet of protected shoreland in order to construct an addition and expand the existing driveway.

APPROVE PERMIT

Impact 1,164 square feet of protected shoreland in order to construct an addition and expand the existing driveway.

With Conditions:

1. All work shall be in accordance with plans by Meisner Brem Corporation dated October 2, 2017 and received by the NH Department of Environmental Services (NHDES) on October 10, 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. No more than 12% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from NHDES.
4. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
9. 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).
10. 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.

10/09/2017 to 10/15/2017

11. This permit shall not preclude NHDES from taking any enforcement or revocation action if NHDES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

