

**NH Department of Environmental Services (DES)
 Response to Public Comment and List of Substantive Changes for
 Section 401 Water Quality Certification (WQC # 2006-013)
 NHDOT project: Newington – Dover, 11238, NHS-027-1(37)
 February 3, 2010**

On December 9, 2009, the New Hampshire Department of Environmental Services (DES) issued a draft Section 401 Water Quality Certification (WQC # 2006-013) for public comment for the NHDOT Project to reconstruct and widen a 3.5 mile section of the Spaulding Turnpike in Newington and Dover [Newington – Dover, 11238, NHS-027-1(37)]. The public comment period ended on January 22, 2010. The only comments received were from the City of Dover Community Services Department. The following represents DES’ response to comments. To facilitate review, comments are numbered (i.e., Comment A1, Comment B2, etc.) with DES’ response provided immediately below each comment in bold, italicized font. Immediately following the response to comments is a list of substantive changes made to the draft 401 Certification.

A. Comments from City of Dover Community Services Department

Comment A1: (General) – “The City of Dover Community Services Department has brought to the attention of NHDOT and their consultant CLD that the existing discharge to Little Bay from run off of the Spaulding Turnpike is blocked and needs maintenance. The blockage is creating an adverse impact to the adjacent property owners as stormwater backs up and spreads out of the existing channel in the salt marsh and create a nuisance. Several property owners have contacted the City of Dover complaining about the issue. To date the response from NHDOT is that it intends to direct the drainage for the proposed project to Pomeroy Cove on the other side of Dover Point. That implies they intend to abandon the malfunctioning drainage outlet for the residents and the City to deal with. This isn't an appropriate response in our view.

While the City doesn't oppose the proposal on the table, it does feel that NHDOT has an obligation to maintain its existing infrastructure before given permission expand infrastructure. We would appreciate any assistance the City of Dover can obtain to address this issue as part of this process.”

DES Response:

DES sent the City’s comments to the NH Department of Transportation (NHDOT) and received the following reply on February 1, 2010 from Mr. Chris M. Waszczuk, P.E, Administrator of the NH Bureau of Turnpikes:

“The Department will address any runoff attributed to the Turnpike as part of the project. I have been made aware of one culvert that is located alongside parcel D90, which has a collapsed headwall and is partially clogged with gravel and debris. The Bureau of Turnpikes will undertake some maintenance work this spring/summer to clear the culvert of the debris and stabilize the headwall area with stone. More permanent work will be accomplished as part of the construction project.

Should there be other problem areas attributed to the Turnpike drainage, I would like to be made aware of, so that the project's design can consider and address.”

List of Substantive Changes Made to Draft 401 Certification

Section	Description of Substantive Changes Made to Draft
	There were no substantive changes made to the draft 401 Water Quality Certification issued for public comment.