

Wetlands Bureau Decision Report

Decisions Taken
04/24/2006 to 04/30/2006

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 20 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to Brian Fowler, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

2004-01917 EPPING LLC
EPPING Piscassic River

Requested Action:

Approve name change to: Epping Retail Holdings, LLC, PO Box 119, Hampton NH 03843

APPROVE NAME CHANGE:

Fill approximately 318,515 sq.ft. of wetlands [7.31 acres of forested wetlands onsite and scrubshrub emergent wetlands along the side slopes of Route 125 south of the site] to develop a 48 acre parcel located southwest of the intersection of Routes 101 and 125 in Epping for a 282,733 square foot commercial retail development with associated parking, access road and stormwater management system with a project envelop of 28.58 acres. The applicant proposes to mitigate by restoring approximately 0.82 acres of wetland restoration onsite, 17.7 acres of preservation onsite and 109 acres of preservation offsite in Epping.

With Conditions:

1. All work shall be in accordance with revised plans by Jones and Beach Engineers, Inc. dated November 11, 2004, as received by the Department on February 8, 2005 except for the Mitigation proposal. The mitigation shall be done in accordance with application addendum dated April 7, 2006 and received April 11, 2006.
2. All work shall be done in with Site Specific Permit 68-37 was issued on June/29/04 and based on plans received by DES on 6/11/04. Any revisions to Alteration of Terrain requirements should be amended through the DES- Site Specific program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. 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.
5. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
9. Silt fencing must be removed once the area is stabilized.
10. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
11. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
12. 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.
13. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
14. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau. If the event dredged wetland soils or plants are to be used for restoration, DES staff shall be contacted.
15. Work shall be done during low flow.

MITIGATION

Wetland preservation:

16. This permit is contingent upon the execution of a conservation easement on 17.70 acres in the southern and western portion of the site and depicted on plans by Jones and Beach Engineers, Inc., revised April 5, 2006 entitled "Wetlands Key Plan".

17. This permit is contingent upon the execution of a conservation easement on 109 acres (Approximately 87.5 acres upland, 21.5 acres wetland) located on Blake Road in the northwest portion of Epping.

18. Copies of the two executed conservation easements shall be submitted to the DES Wetlands Bureau file 2004-1917 within 30 days prior to the start of any construction.

19. The conservation easements to be placed on the preservation areas shall be written to run with the land, and both existing and future property owners shall be subject to this easement.

20. A copy of the draft conservation easement language and the proposed easement holder for the 17.7 acres on-site shall be submitted to the file for DES review.

21. The 17.7 acres conservation easement area on-site shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction. The off-site conservation area shall be clearly marked as necessary for the Rockingham Land Trust to monitor the conservation land.

22. The Wetlands Bureau shall be notified of the placement of the 17.7 acre easement monuments to coordinate on-site review of their location prior to construction.

23. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.

24. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

RESTORATION ON-SITE

25. Wetlands restoration shall be carried out as specified in application addendum dated April 7, 2006 and excavation of 36,000 sq.ft. and buffer plantings will be done following the first growing season construction has started.

26. A restoration monitoring report documenting successful grading and planting by December 1st (for each year of ongoing construction for the duration of the permit) shall be submitted by the wetland scientist to the file and the Epping Conservation Commission.

27. A copy of the application addendum package shall be submitted to the Epping Selectmen and the Epping Conservation Commission within 10 days.

With Findings:

- 1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.02.

2005-02209 PARK AVENUE CORPORATION
DOVER Piscataqua River

Requested Action:

Construct a 6' x 60' permanent pier to a 3' x 50' ramp to a 6' x 20' float with an 8' x 30' float attached in a L configuration; overall dock structure length 130' providing two full-sized slips on 276 feet of frontage on the Piscataqua River.

Conservation Commission/Staff Comments:

Conservation Comments have been addressed.

Inspection Date: 03/31/2006 by Dori A Wiggin

APPROVE PERMIT:

Construct a 6' x 60' permanent pier to a 3' x 50' ramp to a 6' x 20' float with an 8' x 30' float attached in a L configuration; overall dock structure length 130' providing two full-sized slips on 276 feet of frontage on the Piscataqua River.

With Conditions:

- 1. All work shall be in accordance with revised plans by Ames MSC dated 2/22/2006, as received by the Department on 2/27/2006.
- 2. Any future work in jurisdiction as specified in RSA 482-A on this property will require a new application and approval by the Department of Environmental Services ("DES") Wetlands Bureau.

3. The decking of the dock shall have a minimum of 6 ft. clearance from the surface of the tidal marsh and shall have 3/4-inch spacing between the decking planks.
4. This permit shall not be effective until recorded at the Rockingham County Registry of Deeds Office by the permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau prior to construction.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain in until the area is stabilized.
6. 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.
7. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
8. Work shall be done during low tide.
9. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
10. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(a), projects in sand dunes, tidal wetlands, or bogs, except for the repair of existing structures pursuant to Wt 303.04(v).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01. The applicant currently has no docking structure on the property.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03. The permanent pier is designed at one foot of height for each foot of structure width, with 3/4 inch spacing between decking to prevent shading of the tidal vegetation; has a seasonal ramp and float; and is the minimum length necessary to reach usable water on the Piscataqua River.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) and (c), Requirements for Application Evaluation, has been considered in the design of the project. There were no NH Natural Heritage Bureau or NH Fish and Game hits for this project; this project has been reviewed by the Pease Development Authority Division of Ports and Harbors which determined that the project would have no negative effect on navigation in the channel; and the dock is located greater than 20 feet off the abutting property lines.
5. The Dover Conservation Commission stated in comments dated 9/28/2005, received by DES on 9/28/2005, that they would not be reviewing the application, because the (original) application was for two docks on the frontage. The frontage is in a Conservation Easement held by the Dover Conservation Commission, and the easement deed only allows for one dock to be constructed on the frontage. The applicant has since reduced the proposal to one dock.
6. The abutter VanLandingham submitted concerns in a letter dated 10/7/2005, received by DES on 10/11/2005, about the position of the upriver of the two proposed docks encroaching upon their frontage; the revised proposal of one dock located downriver addressed this issue.
7. This dock is consistent with other tidal dock approvals in the seacoast.
8. DES staff field inspection on March 31, 2006 with finds that the project impacts will not significantly impair the resources of this estuarine wetland ecosystem.

-Send to Governor and Executive Council-

2006-00017 LACONIA AIRPORT AUTHORITY
GILFORD Prime Wetland #13

Requested Action:

Request to fill (14.52 acres) 632,491.2 sq.ft. of wetlands, rerouting of 1,650 linear feet of Meadow Brook for safety improvements to the Laconia Airport as follows:

- 1) Construct, mark and light a new parallel taxiway approximately 4,478 feet long by 35 feet wide;
 - 2) Maintain existing parallel taxiway south of the runway;
 - 3) Create an additional 40 feet of turf runway safety area off the approach end to Runway 8 (Note: 200 foot RSA exists at present.)
- Accept substandard 240 foot long RSA for Runway 8 landings and maintain existing MALSF (a lighting system used to aid

Runway 8 approaches) in its existing location and configuration;

- 4) Shift Runway 8-26 by paving 360 feet beyond the existing end of Runway 26 and relocate the runway threshold 360 feet to the east;
- 5) Fill and grade 600 feet beyond the new end of Runway 26 to provide a standard runway safety area, paving 244 feet for additional runway and 150 feet for a blast pad, leaving the remaining 206 feet in turf;
- 6) Use 360 feet of the paved area on Runway 8 end as runway safety area for Runway 26 takeoffs, and use the 244 feet of paved safety area on Runway 26 as additional length for Runway 26 takeoffs only by implementing declared distances;
- 7) Reconstruct/groove, light, mark and sign existing length of Runway 8-26;
- 8) Remove existing deteriorated asphalt at several locations: closed former Runway 17-35, both shoulders of Runway 8-26, apron at former terminal;
- 9) Upgrade air navigation equipment from VASIs to PAPIs at both runway ends;
- 10) Construct segmented circle and lighted wind cone.
- 11) Implement Restoration at RA I and RA II,
- 12) Execute conservation easements upon future approval by DES - Wetlands Bureau
- 13) Carry out mitigation/restoration plans upon future approval by DES- Wetlands Bureau

Conservation Commission/Staff Comments:

Cons. Comm. has no objection and Selectmen support plan and Conservation Easement

APPROVE PERMIT:

Request to fill (14.52 acres) 632,491.2 sq.ft. of wetlands, rerouting of 1,650 linear feet of Meadow Brook for safety improvements to the Laconia Airport as follows:

- 1) Construct, mark and light a new parallel taxiway approximately 4,478 feet long by 35 feet wide;
- 2) Maintain existing parallel taxiway south of the runway;
- 3) Create an additional 40 feet of turf runway safety area off the approach end to Runway 8 (Note: 200 foot RSA exists at present.) Accept substandard 240 foot long RSA for Runway 8 landings and maintain existing MALSF (a lighting system used to aid Runway 8 approaches) in its existing location and configuration;
- 4) Shift Runway 8-26 by paving 360 feet beyond the existing end of Runway 26 and relocate the runway threshold 360 feet to the east;
- 5) Fill and grade 600 feet beyond the new end of Runway 26 to provide a standard runway safety area, paving 244 feet for additional runway and 150 feet for a blast pad, leaving the remaining 206 feet in turf;
- 6) Use 360 feet of the paved area on Runway 8 end as runway safety area for Runway 26 takeoffs, and use the 244 feet of paved safety area on Runway 26 as additional length for Runway 26 takeoffs only by implementing declared distances;
- 7) Reconstruct/groove, light, mark and sign existing length of Runway 8-26;
- 8) Remove existing deteriorated asphalt at several locations: close former Runway 17-35, both shoulders of Runway 8-26, apron at former terminal;
- 9) Upgrade air navigation equipment from VASIs to PAPIs at both runway ends;
- 10) Construct segmented circle and lighted wind cone.
- 11) Implement Restoration at RA I and RA II,
- 12) Execute conservation easements upon future approval by DES - Wetlands Bureau
- 13) Carry out mitigation/restoration plans upon future approval by DES- Wetlands Bureau

With Conditions:

1. Mitigation shall include as a minimum:
 - a. Wetland restoration or creation to replace wildlife habitat, flood storage and nutrient attenuation functions., including areas RAI (67,500 sq. ft.) and RA II (12,750 sq. ft.).
 - b. The 95.5 acres of proposed preservation land to be supplemented as possible in the future.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. The construction, stabilization and plantings of mitigation restoration areas RA I and RA II shall coincide with site construction.
4. The approved mitigation areas shall be properly constructed, monitored, and managed in accordance with approved final mitigation plans.
5. Wetland restoration areas shall be properly constructed, landscaped, monitored. The applicant must take any remedial actions

necessary to assure the creation of functioning wetland areas similar to those destroyed by the project. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing soil composition and depth, changing the elevation of the wetland surface, and changing the hydrologic regime.

6. The Permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the approved mitigation areas are constructed in accordance with the mitigation plan. Monitoring shall be accomplished in a timely fashion and remedial measures taken if necessary. The Wetlands Bureau shall be notified in writing of the designated professional prior to the start of work and if there is a change of status during the project.

7. The Permittee shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.

8. The Permittee or a designee shall conduct a follow-up inspection after the first growing season, to review the success of the mitigation area and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year. Similar inspections, reports and remedial actions shall be undertaken in at least the second and third years following the completion of each mitigation site.

9. Wetland restoration areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.

10. Wetland soils from areas vegetated with purple loosestrife shall not be used in the wetland creation site. The potential for the establishment of the invasive species should be considered in other areas where spoils may be spread to limit its further establishment.

11. The Permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the mitigation areas during construction and during the early stages of vegetative establishment.

12. A post-construction report documenting the status of the completed project with photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.

Wetland preservation:

13. The conservation easements to be placed on the preservation areas shall be written to run with the land, and both existing and future property owners shall be subject to this easement.

14. The plan showing the limits of the conservation easement with a copy of the DES approved final easement language shall be recorded with the Registry of Deeds Office for each appropriate lot. A copy of the recording from the Belknap County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau.

15. The applicant shall prepare a report summarizing existing conditions within the conservation areas. Said report shall contain photographic documentation of the easement area, and shall be submitted to the DES and the grantee to serve as a baseline for future monitoring of the easement area.

16. The conservation easement area(s) shall be surveyed by a licensed surveyor, and marked by monuments [stakes].

17. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

18. Siltation/erosion controls shall be installed prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.

19. Erosion control and construction sequence notes on the approved plans shall be followed.

20. A professional engineer shall inspect the project to ensure compliance with approved plans and permit conditions.

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

22. 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.

23. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.

24. Silt fencing must be removed once the area is stabilized.

25. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

26. Stormwater management plan to show discharge of stormwater in treatment facility outside of wetlands.

27. This permit is contingent on issuance of a Water Quality Certificate by DES.

28. Laconia Airport Authority shall comply with the provisions of the Section 401 Water Quality Certification upon its issuance and

noncompliance shall be considered a violation of the conditions of this permit.

29. This permit is contingent on issuance of a permit by the DES-Site Specific program.

31. All work shall be in accordance with plans by Steven Smith and Associates.

32. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.

33. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the Permittee to schedule the pre-construction meeting, and the meeting shall be attended by the Permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.

With Findings:

1. The Laconia Airport was opened and has been continuously operated since 1941.

2. Recently, the Federal Aviation Agency and the NHDOT-Bureau of Aeronautics mandated that the runway, taxiway and related safety improvements be reconstructed to modernize the airport's facilities to better protect both the aviation and closely nearby ground use publics. The last general upgrade was completed about 20 years ago.

3. The improvements are generally intended to better manage take-off, landing approach and taxiway procedures so inadvertent flight-line errors do not result in unwanted contact between aircraft and/or any of the closely-nearby areas of frequent public use.

4. Due to the historic layout and construction for the airport and the ad-hoc nature of progressively more intense nearby commercial development since 1941, no alternative to the proposed construction is available that can properly achieve these safety objectives without impacting prime wetlands.

5. The Gilford Conservation Commission has carefully reviewed this conundrum situation and the proposed impacts to these wetlands as it is charged to do so under the statute and it has approved of the project and its associated prime wetlands impacts.

6. Agencies combined responsibilities to provide for the public safety must be carefully balanced against the imperatives associated with the preservation of prime wetlands. This balancing is bound to be difficult at times and this is one such time.

7. The situation represents a uniquely unusual conflict between the preservation of prime wetlands and the responsible protection of the public safety, a conflict the statute does not address.

8. By Declaratory Ruling of the Wetlands Council dated April 25, 2006 the Council finds this conflict must be resolved prudently and responsibly in favor of the public safety.

9. By unanimous vote on April 25, 2006, the Wetlands Council rulings provide the following:

a. "At this particular project site, the close proximity and frequent levels of intense human activity will be exposed to potentially unsafe conditions if the proposed construction is not permitted to go forward and that this potential is of such importance here than the usual level of overriding protection given to prime wetlands by RSA 482-A:11 must be waived in the responsible interest of providing for public's safety."

b. "In this unique and site-specific situation, the reduction in safety risk to the public frequently using the nearby commercially developed areas trumps the preservation of the prime wetlands involved. It is imprudent and possibly negligent to conclude otherwise."

c. "Accordingly, since no alternative exists and the Council agrees with the rebuttable presumption created by RSA 482-A:10, IX, the wetlands permit requested by the petitioners can be appropriately and responsibly issued by the NHDES Wetlands Bureau without special conditions, even though the Bureau cannot otherwise cite "clear and convincing evidence" to justify the associated compromise of the affected prime wetlands as usually required by RSA 482-A:11, IV. The NHDES Wetlands Bureau should refer to this Declaratory Ruling in the findings of fact section of its decision to support the issuance of the permit using it in place of the "clear and convincing evidence" it is required to cite in support of such prime wetland applications."

d. "The Council recognizes that this ruling on the surface appears to be a violation of RSA 482-A:11, IV, but the Council believes that because of the seriousness of the public safety issues in this particular case it must rest this special ruling on its fundamental responsibility under statute to consider and provide for the public's best interest, including its safety, in all that it does in a spirit of considerably balanced regulatory practice. The Council also believes that the NH Legislature should consider a modification of RSA 482-A:11 to address similar conflicts that may arise in the future."

e. "This ruling is specifically applicable to this particular prime wetland situation only, and should not be construed to apply to any other wetland application whatsoever. It is not the intent of this ruling to alter [sic] any existing, or to establish any new policy or

procedures for the wetlands Bureau relative to prime wetland issues."

2006-00074 **EHLEN, JAMES**
DURHAM Oyster River

Requested Action:

Construct a 6' x 75' permanent pier to a 3' x 30' ramp to a 10' x 20' float, in place of a previously grand-fathered structure, total overall structure length 107', providing two undersized slips on 475' of frontage.

Conservation Commission/Staff Comments:

Conservation Commission did not report.

Inspection Date: 03/31/2006 by Dori A Wiggin

APPROVE PERMIT:

Construct a 6' x 75' permanent pier to a 3' x 30' ramp to a 10' x 20' float, in place of a previously grand-fathered structure, total overall structure length 107', providing two undersized slips on 475' of frontage.

With Conditions:

1. All work shall be in accordance with revised plans by Pickering Marine dated 12/12/2005, as received by the Department on 1/12/2006.
2. Any future work in jurisdiction as specified in RSA 482-A on this property will require a new application and approval by the Department of Environmental Services ("DES") Wetlands Bureau.
3. The decking of the dock shall have a minimum of 6 ft. clearance from the surface of the tidal marsh and shall have 3/4-inch spacing between the decking planks.
4. This permit shall not be effective until recorded at the Rockingham County Registry of Deeds Office by the permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau prior to construction.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain in until the area is stabilized.
6. 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.
7. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
8. Work shall be done during low tide.
9. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
10. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
11. The float shall be constructed such as to rest on float stops at low tide to prevent the float from sitting on the mud at low tide.

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(a), projects in sand dunes, tidal wetlands, or bogs, except for the repair of existing structures pursuant to Wt 303.04(v).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01. The applicant currently has a deteriorated grandfathered non-conforming docking structure on the property that will be replaced with a dock which complies with current regulations.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03. The permanent pier is designed at one foot of height for each foot of structure width, with 3/4 inch spacing between decking to prevent shading of the tidal vegetation; has a seasonal ramp and float; and is the minimum length necessary to reach usable water on the Oyster River, and is a reduction in length and impact over the existing structure.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) and (c), Requirements for Application Evaluation, has been considered in the design of the project. There were no NH Natural Heritage Bureau or NH Fish

and Game hits for this project; this project has been reviewed by the Pease Development Authority Division of Ports and Harbors which determined that the project would have no negative effect on navigation in the channel; and the dock is located greater than 20 feet off the abutting property lines.

5. This dock is consistent with other tidal dock approvals in the seacoast.
6. DES staff field inspection on March 31, 2006 with finds that the project impacts will not significantly impair the resources of this estuarine wetland ecosystem.
7. The permit has been conditioned to include the installation of float stops concurrent with comments received from National Marine Fisheries Service.

-Send to Governor and Executive Council-

2006-00263 NH DEPT OF TRANSPORTATION
DOVER Unnamed Wetland Indian Brook

Requested Action:

Dredge and fill 20,475 sq.ft. of scrub shrub and emergent wetlands for construction of a Park & Ride facility including a small bus terminal building to help decrease congestion on the Spaulding Turnpike. Installation of two inlet structures at the existing Indian Brook Drive cross pipes will regulate peak storm water runoff events from exiting the site. Mitigation will be provided in the future through the Newington-Dover roadway construction project (NHDOT #11238). NHDOT #14287.

Inspection Date: 04/05/2006 by Lori L Sommer

APPROVE PERMIT:

Dredge and fill 20,475 sq.ft. of scrub shrub and emergent wetlands for construction of a Park & Ride facility including a small bus terminal building to help decrease congestion on the Spaulding Turnpike. Installation of two inlet structures at the existing Indian Brook Drive cross pipes will regulate peak storm water runoff events from exiting the site. Mitigation will be provided in the future through the Newington-Dover roadway construction project (NHDOT #11238). NHDOT #14287.

With Conditions:

1. All work shall be in accordance with plans by NHDOT dated 2/22/06, as received by the Department on 3/3/06.
2. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August 1992).
3. This permit is contingent on review and approval, by the DES Wetlands Bureau, of final stream diversion/erosion control plans. Those plans shall detail the timing and method of stream flow diversion during construction, and show temporary siltation/erosion/turbidity control measures to be implemented.
4. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
5. Construction equipment shall not be located within surface waters.
6. 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; and c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
7. 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.
8. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
9. 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.
10. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Matting and pinning shall stabilize slopes steeper than 3:1.
11. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control

Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

12. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
13. Standard precautions shall be taken to prevent import or transport of soil or seed stock from nuisance, invading species such as purple loosestrife or Phragmites.
14. Silt fencing must be removed once the area is stabilized.
15. The NHDOT shall follow the specific conditions relative to storm water management issues as outlined in memorandum dated April 13, 2006 and received by the department on April 13, 2006.
16. Prior to commencement of construction activities, a storm water pollution prevention plan will be prepared and a copy of the plan submitted to the DES Wetlands Bureau for review.
17. The NHDOT will provide mitigation for the lost wetland functions and values resulting from this project through the compensatory mitigation package developed for the Newington-Dover roadway project.
18. If the NHDOT project does not develop an approvable mitigation proposal for the entire Newington-Dover project and this project, mitigation for this park-n-ride facility will need to be provided separately or the permit may be revoked.

With Findings:

1. This is a major impact project per Rule Wt 303.02.
2. The review of alternatives was adequate and the site chosen satisfactorily addresses the project needs and minimizes jurisdictional impacts.
3. The southwestern portion of the site will drain under Indian Brook Drive through existing culverts and the rate of discharge will be restricted under Indian Brook Drive to handle the treatment of stormwater.
4. The staff field inspection reported the wetland areas perform limited functions and values and have been altered in the past further reducing their value.
5. The NHDOT has sufficiently addressed stormwater management issues and will require the operator of the park-n-ride facility to adhere to various measures as part of building in the regulated MS4 community.
6. The project as proposed will result in minor environmental impact.

2006-00535 LEBANON, CITY OF
WEST LEBANON Unnamed Wetland

Requested Action:

Dredge and fill 228,690 sq.ft. (5.25 acres) of mixed palustrine forested and scrub shrub wetlands previously cleared of trees and shrubs for a public industrial development project on the City of Lebanon airport property, consisting of construction of a 690 foot by 440 foot (7 acre) aircraft parking ramp. The area will provide T-hangar sites, auto parking, and apron space for either conventional hangars or three 30,000 sq.ft. corporate hangars.

Compensatory mitigation includes providing preservation of a wetland and upland area east of taxiway A by a conservation easement and restoration of wetland areas within the City of Lebanon to be determined by the applicant.

APPROVE PERMIT:

Dredge and fill 228,690 sq.ft. (5.25 acres) of mixed palustrine forested and scrub shrub wetlands previously cleared of trees and shrubs for a public industrial development project on City of Lebanon airport property, consisting of construction of a 690 foot by 440 foot (7 acre) aircraft parking ramp. The area will provide T-hangar sites, auto parking, and apron space for either conventional hangars or three 30,000 sq.ft. corporate hangars.

Compensatory mitigation includes providing preservation of a wetland and upland area east of taxiway A by a conservation easement and restoration of wetland areas within the City of Lebanon to be determined by the applicant.

With Conditions:

1. All work shall be in accordance with plans by Dufresne-Henry dated March, 2006 as received by the Department on March 13, 2006.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. This permit is contingent on approval by the DES Site Specific Program.
4. This permit is contingent on issuance of a Water Quality Certificate by DES.

5. City of Lebanon Municipal Airport will comply with the provisions of the Section 401 Water Quality certification upon its issuance and noncompliance shall be considered a violation of the conditions of this permit.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
11. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
13. The Lebanon Municipal Airport shall determine feasible restoration opportunities within the City of Lebanon and submit details, in accordance with Part Wt 805, to the DES Wetlands Bureau for review prior to construction.
14. The information relative to potential wetland restoration area(s) including landowner permission shall be submitted to the Wetlands Bureau no later than August 1, 2006.
15. The schedule for starting work at the identified wetland restoration area(s) shall coincide with site construction unless otherwise considered and authorized by the DES Wetlands Bureau.
16. The wetland restoration area(s) shall be properly constructed, monitored, and managed in accordance with final mitigation plans approved by the DES Wetlands Bureau.
17. Wetland restoration area(s) shall be properly constructed, landscaped, monitored and remedial actions taken that may be necessary to create functioning wetland areas. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing soil composition and depth, changing the elevation of the wetland surface, and changing the hydrologic regime.
18. The permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the wetland restoration area(s) are constructed in accordance with the mitigation plan. Monitoring shall be accomplished in a timely fashion and remedial measures taken if necessary. The Wetlands Bureau shall be notified in writing of the designated professional prior to the start of work and if there is a change of status during the project.
19. The permittee shall notify DES Wetlands Bureau and the local conservation commission in writing of their intention to commence wetland restoration activities no less than 5 business days prior to construction.
20. The permittee or a designee shall conduct a follow-up inspection after the first growing season, to review the success of the wetland restoration area(s) and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year. Similar inspections, reports and remedial actions shall be undertaken in at least the second and third years following the completion of each restoration site.
21. Wetland restoration area(s) shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.
22. The permittee shall delineate the wetlands within the restoration site(s), document the delineation with data forms, and depict the delineation as an overlay of the final as-built plans after at least five full growing seasons.
23. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the restoration area(s) during construction and during the early stages of vegetative establishment.
24. A post-construction report documenting the status of the completed restoration area(s) with photographs shall be submitted to the DES Wetlands Bureau within 60 days of the completion of construction.
25. This permit is contingent upon the execution of a conservation easement on the proposed area depicted on plans received April 14, 2006.
26. As the Lebanon Conservation Commission is not an acceptable easement holder for the preservation parcel that is owned by the

- City, the applicant shall determine an easement holder by August 1, 2006 and, in accordance with Rule Wt 501.02(a)(6), provide a statement from the proposed holder indicating that the proposed holder will accept the easement, as identified by RSA 477:47.
27. If an easement holder for the proposed conservation parcel is not secured by August 1, 2006, the applicant shall provide an alternative mitigation proposal to be approved by the DES Wetlands Bureau which may include alternative conservation parcels.
 28. Draft conservation easement language shall be submitted to the DES Wetlands Bureau and local Conservation Commission for review and approval.
 29. The conservation easement to be placed on the preservation area(s) shall be written to run with the land, and both existing and future property owners shall be subject to this easement.
 30. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office for each appropriate lot. A copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau.
 31. The applicant shall prepare a report summarizing existing conditions within the conservation area. Said report shall contain photographic documentation of the easement area, and shall be submitted to the DES Wetlands Bureau and the grantee prior to construction to serve as a baseline for future monitoring of the easement area.
 32. The conservation easement area(s) shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction.
 33. The DES Wetlands Bureau shall be notified of the placement of the easement monuments to coordinate on-site review of their location.
 34. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.
 35. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

With Findings:

1. The proposed project is considered major impact per Rule Wt 303.02.
2. Alternative sites have been reviewed and the proposed site provides access to the runway so hangar space can be provided to operating aircraft and the site addresses the future development needs for the region.
3. The wetland areas to be impacted consist of palustrine forested and scrub shrub areas that were previously cleared.
4. Staff field inspection reported that the wetland areas were properly delineated and evaluated and the areas have reduced value and function due to their current managed condition and their location to existing infrastructure.
5. The compensatory mitigation proposal was modified during the review process to include additions to the areas to be protected.
6. The area proposed for protection consists of a wetland area directly adjacent to the building restriction line and transitions into an upland area. The area is bisected by a proposed loop road.
7. Per Rule Wt 804.02, the upland buffer to a jurisdictional area proposed for protection is required to be 100 feet wide therefore the proposed preservation area is reduced in the total acreage that it provides.
8. The department recognizes the limited value of the area proposed for protection and acknowledges that the mitigation proposal may be modified depending on the applicant's ability to secure an easement holder.
9. Further review of potential wetland restoration and preservation areas within the City of Lebanon may be necessary to satisfy mitigation requirements for this project.

MINOR IMPACT PROJECT

2004-00159 BERNARD, DAVID P & FLORENCE J
HOOKSETT Unnamed Wetland

Requested Action:

Approve name change to: Berry Hill Estates, 62 Middle Dunstable Rd., Nashua, NH 03062

Conservation Commission/Staff Comments:

The Hooksett Conservation Commission reviewed this project, filed a report and is not opposed.

APPROVE NAME CHANGE:

Dredge and fill a total of 7,650 sq. ft. of palustrine forested/scrub-shrub wetlands to construct a roadway to access a 112 unit older person development on a 61.488 acre parcel of land.

With Conditions:

1. All work shall be in accordance with plans by Keach-Nordstrom Associates, Inc. dated January 2004, as received by the Department on January 29, 2004.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit shall not be effective until it has been recorded with the Merrimack County Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for other construction activities.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
8. Proper headwalls shall be constructed within seven days of culvert installation.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), to dredge and fill a total of 7,650 sq. ft. of palustrine forested/scrub-shrub wetlands to construct a roadway to access a 112 unit older person development on a 61.488 acre parcel of land.
2. The need for the proposed impacts has been demonstrated by the applicant per 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 Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2005-00425 MCCARRON-PERRON, CATHLEEN
DEERFIELD Unnamed Wetland

Requested Action:

Dredge and fill a total of 13,557 square feet of palustrine wetlands for roadway construction over 6 locations for a 15-lot subdivision on 62 acres, including: 1) 2,400 sq. ft. of impact to install a 54' x 24" culvert; 2) 1,167 sq. ft. of impact to install a 54' x 15" culvert; 3) 3,655 sq. ft. to install a 104' long, 5'H x 3'W concrete box culvert; 4) 4,885 sq. ft. of impact for construction of a shared driveway/emergency access road, at wetland high point with no culvert; 5) 950 sq. ft. of impact to install 30' x 15" culvert; and 6) 500 sq. ft. to install a 25' x 15" culvert.

Approve as mitigation conservation easement on 3.8 acres (approximately 50% wetland and 50% upland) to be held and stewarded by the Rockingham County Conservation District.

Conservation Commission/Staff Comments:

Conservation Commission has reviewed project as it has progressed and commented on applicant's efforts to remediate an associated drainage problem, would rather have a cluster development.

APPROVE PERMIT:

Dredge and fill a total of 13,557 square feet of palustrine wetlands for roadway construction over 6 locations for a 15-lot subdivision on 62 acres, including: 1) 2,400 sq. ft. of impact to install a 54' x 24" culvert; 2) 1,167 sq. ft. of impact to install a 54' x 15" culvert; 3) 3,655 sq. ft. to install a 104' long, 5'H x 3'W concrete box culvert; 4) 4,885 sq. ft. of impact for construction of a shared driveway/emergency access road, at wetland high point with no culvert; 5) 950 sq. ft. of impact to install 30' x 15" culvert; and 6) 500 sq. ft. to install a 25' x 15" culvert.

Approve as mitigation conservation easement on 3.8 acres (approximately 50% wetland and 50% upland) to be held and stewarded by the Rockingham County Conservation District.

With Conditions:

1. All work shall be in accordance with revised plans by the H.L. Turner Group dated 4/12/2006, as received by the Department on 4/20/2006, entitled "McCarron Phase III Subdivision, Mc Carron Road Plan and Profile, Deerfield, NH", sheets C1.1, C1-C3; and per revised plans by Brown Engineering dated 3/31/2006, as received by the Department on 4/20/2006, entitled "Phase III Subdivision, of Land Prepared For Cathleen M. McCarron-Perron..Boundary Line Adjustment with... Ruffin".
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. This permit shall not be effective until it has been recorded with the Rockingham County Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
5. Record conservation easement plan by Brown Engineering dated 3/31/2006, as received by the Department on 4/20/2006, entitled "Phase III Subdivision, of Land Prepared For Cathleen M. McCarron-Perron..Boundary Line Adjustment with... Ruffin" for each appropriate lot within 10 days from receipt of this decision and submit a certified receipt from the Rockingham County Registry of Deeds to the DES Wetlands Bureau.
6. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
7. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #6 of this approval.
8. This permit is contingent upon receipt and DES approval of stream diversion/ dewatering plan for work at any crossing locations which involve perennial streams.
9. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
10. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
11. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
12. 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.
13. Silt fencing must be removed once the area is stabilized.
14. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
15. Unconfined work within the river, exclusive of work associated with installation of a cofferdam, shall be done during periods of low flow.
16. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a cofferdam is fully effective, confined work can proceed without restriction.
17. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
18. Temporary cofferdams shall be entirely removed immediately following construction.
19. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
20. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
21. 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.
22. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
23. Proper headwalls shall be constructed within seven days of culvert installation.

24. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August 1992).
25. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
26. Work shall be done during low flow.

Wetland preservation:

1. This permit is contingent upon the execution of a conservation easement on 3.8 acres as depicted on plans by dated 3/31/2006, as received by the Department on 4/20/2006, entitled "Phase III Subdivision, of Land Prepared For Cathleen M. McCarron-Perron..Boundary Line Adjustment with... Ruffin", to be held and stewarded by the Rockingham County Conservation District.
2. The conservation easements to be placed on the preservation areas shall be written to run with the land, and both existing and future property owners shall be subject to this easement.
3. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office for each appropriate lot. A copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau prior to the start of construction.
4. The applicant shall prepare a report summarizing existing conditions within the conservation area. Said report shall contain photographic documentation of the easement area, and shall be submitted to the DES and the grantee prior to construction to serve as a baseline for future monitoring of the easement area.
5. The conservation easement area shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction.
6. The Wetlands Bureau shall be notified of the placement of the easement monuments to coordinate on-site review of their location prior to construction.
7. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.
8. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), projects involving alteration of less than 20,000 sq. ft. of non-tidal wetlands impact in the aggregate. Phase III of this project at 13,557 sq. ft., in combination with the previous approval for Phase II (no Phase I impact) under 2004-2173 for 2,970 sq. ft. of impact, totals 16,797 sq. ft. of wetlands impact for the overall subdivision.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01. Wetlands must be crossed at some locations on this property in order to reach buildable uplands and provide emergency access.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03. The wetland crossings have been located at the narrowest locations, or combined into shared crossings, and lots have been combined to eliminate impacts. The applicant has provided appropriate compensatory mitigation in the form of a 3.8 acre conservation easement to be held by the Rockingham County Conservation District.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project. There were no NHI or NH Fish & Game listed species hits for this property; the applicant has designed the project to address a local drainage issue.

2005-00446 **TAYTAV PARTNERSHIP LLC**
DOVER **Unnamed Wetland**

Requested Action:

Amend original permit to temporarily impact 3,715 square feet of jurisdictional wet meadow for a 20 ft. wide sewer construction envelope with the following changes: temporarily impact an additional 1,500 sq. ft. for an approximate 30 ft. wide sewer construction envelope and permanently impact a total of 120 sq. ft. of wetland impact for the replacement of two deteriorated

culverts with new contech pipe arch culverts.

Conservation Commission/Staff Comments:

The Dover Conservation Commission endorses the project.

Inspection Date: 05/19/2005 by Eben M Lewis

APPROVE AMENDMENT:

Amend original permit to temporarily impact 3,715 square feet of jurisdictional wet meadow for a 20 ft. wide sewer construction envelope with the following changes: temporarily impact an additional 1,500 sq. ft. for an approximate 30 ft. wide sewer construction envelope and permanently impact a total of 120 sq. ft. of wetland impact for the replacement of two deteriorated culverts with new contech pipe arch culverts.

With Conditions:

1. All work shall be in accordance with the Proposed Utility Plan (Sheet C3) by Jones and Beach Engineers, Inc. dated September 10, 2002 and revised through February 25, 2005, as received by the Department on March 7, 2005 and Wetland Impact Plan (Sheet W1) by Jones & Beach Engineers, Inc. dated September 10, 2002 with revisions dated April 17, 2006, as received by the Department on April 26, 2006.
2. DES Coastal Region staff shall be notified in writing prior to commencement of work and upon its completion.
3. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for any other construction related activities.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Construction workspace shall be limited to the 20-ft. construction area as depicted on the approved plans, unless further authorization is received pursuant to condition #7 below.
7. All additional temporary workspace outside of the approved construction area shall be located at least 20 ft. from any wetland or watercourse or the further approval of the NHDES Wetlands Bureau shall be obtained prior to use of the workspace.
8. All wetlands approved to be impacted by construction of the pipeline shall be re-flagged during pre-construction preparation in accordance with the United States Army Corps of Engineers Wetlands Delineation Manual, Technical Report Y-87-1.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. Topsoil in wetlands shall be stripped and segregated from subsoil during construction. Wetland topsoils shall be stockpiled separately from subsoils and shall be restored following backfill.
11. Wetlands shall be restored to their pre-construction conditions within the right-of-way, including restoration of original grades, within 5 days of backfill.
12. Mulch within the restoration area shall be straw.
13. Seed mix within the restoration area shall be a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturers specifications. The receipt and contents of the wetland mix shall be supplied to NHDES within 10 days of application.
14. A post-construction report documenting status of wetlands restoration shall be submitted to the Wetlands Bureau within six weeks of the completion of construction.
15. The impact area shall be monitored and a written report documenting its condition shall be submitted to the Wetlands Bureau by August of the year following construction. The construction report shall include photographic documentation. The Wetlands Bureau shall require subsequent monitoring and may require corrective measures if the impact area is not adequately stabilized and restored.
16. Wetland restoration shall not be considered successful if sites are newly invaded by nuisance species such as common reed or purple loosestrife during the first full growing season following the completion of construction. The applicant shall work with DES to attempt to eradicate nuisance species newly found along the sewer main construction area during this same period.
17. Wetland restoration of temporary impact areas shall have at least 75% successful establishment of wetlands vegetation after

two (2) growing seasons, or they shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.

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

19. 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.

20. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h) to: Temporarily impact 3,715 square feet of jurisdictional wet meadow for a 20 ft. wide sewer construction envelope.
2. The need for the proposed impacts has been demonstrated by the applicant per 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 Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on 5/19/05. Field inspection determined that this project is consistent with other similar permitted projects.

2005-01365 MILL PINE VILLAGE LLC
CHESTER Unnamed Wetland

Requested Action:

Dredge and fill 4275 square feet of palustrine forested wetland including installation of a embedded 60-inch x 46-inch x 80 foot elliptical culvert in an intermittent stream for access in the development of 86.991 acres with a 38-unit residential subdivision. Mitigate the impacts through preservation of 14.31 acres along approximately 1000 linear feet of the Exeter River.

APPROVE PERMIT:

Dredge and fill 4275 square feet of palustrine forested wetland including installation of a embedded 60-inch x 46-inch x 80 foot elliptical culvert in an intermittent stream for access in the development of 86.991 acres with a 38-unit residential subdivision. Mitigate the impacts through preservation of 14.31 acres along approximately 1000 linear feet of the Exeter River.

With Conditions:

1. All work shall be in accordance with plans by Sublime Civil Consultants dated November 1, 2004, and revised through March 24, 2006 as received by the Department on March 29, 2006.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. The deed which accompanies the sales transaction for each of the units in this subdivision shall contain condition #4 of this approval.
6. 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.
7. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, NH to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
8. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
9. Work shall be done during low flow.
10. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and

remain until the area is stabilized.

11. Proper headwalls shall be constructed within seven days of culvert installation.
12. Native material removed from the streambed during culvert installation, shall be stockpiled separately and reused to emulate a natural channel bottom within the culvert. Any new materials used must be similar to the natural stream substrate and shall not include angular rip-rap.
13. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
14. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
15. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
16. Silt fencing must be removed once the area is stabilized.
17. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

Mitigation Conditions:

18. This permit is contingent upon the execution of a conservation easement on 14.31 acres as depicted on plans received March 29, 2006.
19. The conservation easements to be placed on the preservation areas shall be written to run with the land, and both existing and future property owners shall be subject to this easement.
20. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office. A copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau prior to the start of construction.
21. Signs to indicate the location of and restrictions on the area shall be posted every 150 feet along the boundary of the conservation area prior to construction.
22. The applicant shall prepare a report summarizing existing conditions within the conservation area. Said report shall contain photographic documentation of the easement area, and shall be submitted to the DES and the grantee prior to construction to serve as a baseline for future monitoring of the easement area.
23. The conservation easement area shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction.
24. The Wetlands Bureau shall be notified of the placement of the easement monuments to coordinate on-site review of their location prior to construction.
25. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.
26. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Wt 303.04(f).
2. The impacts for this phase and the prior phase of this subdivision total 11,065 square feet.
3. The impacts are for access to the buildable uplands on the lot and to connect to previously existing subdivision roads.
4. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
5. The proposed culvert is to be embedded into the existing substrate and the construction will attempt to recreate the stream channel within the culvert.
6. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
7. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
8. The applicant proposes to mitigate for the proposed impacts by preserving 14.31 acres of flood plain wetland and upland buffer along 1000 feet of the Exeter River.

9. The Chester Conservation Commission has agreed to act as the steward of the land with the town of Chester acting as the grantee.
10. The proposed mitigation exceeds the ratios as defined in Table 800-1.

**2005-02558 TRUSTEES OF DARTMOUTH COLLEGE, JOHN GRATIOT
HANOVER Girl Brook**

Requested Action:

Dredge and fill approximately 3,850 square feet of wetlands, further described as follows:

1. Dredge and fill 1,150 square feet along approximately 116 linear feet of Girl Brook for bank stabilization; and
2. Maintenance dredge 2,700 square feet (340 cubic yards) along approximately 100 linear feet of intermittent stream to remove deposited sediment; and
3. Replace failed 36-inch CMP culvert with a 36-inch x 15-foot HDPE corrugated culvert along a intermittent stream and install masonry headwalls; and
4. Replace failed 12-inch tile culvert along intermittent stream with a 36-inch x 216-foot HDPE culvert and install masonry headwalls.

APPROVE PERMIT:

Dredge and fill approximately 3,850 square feet of wetlands, further described as follows:

1. Dredge and fill 1,150 square feet along approximately 116 linear feet of Girl Brook for bank stabilization; and
2. Maintenance dredge 2,700 square feet (340 cubic yards) along approximately 100 linear feet of intermittent stream to remove deposited sediment; and
3. Replace failed 36-inch CMP culvert with a 36-inch x 15-foot HDPE corrugated culvert along a intermittent stream and install masonry headwalls; and
4. Replace failed 12-inch tile culvert along intermittent stream with a 36-inch x 216-foot HDPE culvert and install masonry headwalls.

With Conditions:

1. All work shall be in accordance with plans by Pathways Consulting, LLC dated August 26, 2006 and revised through February 10, 2006, as received by the Department on March 28, 2006
2. Work shall be done during low flow conditions.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. 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.
5. Work shall be conducted in a manner so as to minimize turbidity and sedimentation.
6. There shall be no excavation or operation of construction equipment in flowing water.
7. If necessary, prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
8. No work within the confined area shall proceed until the cofferdam is fully effective, and water flow is controlled.
9. Temporary cofferdams shall be entirely removed immediately following construction.
10. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
11. Dewatering of work areas or of dredge materials, if required, shall be conducted in a manner so as to prevent turbidity.
12. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
13. Proper headwalls shall be constructed within seven days of culvert installation.
14. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
15. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each

operator shall be trained in its use.

16. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

17. 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.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(k), projects that alter the course of or disturb less than 200 linear feet of a perennial stream or its banks.
2. The Hanover Conservation Commission noted their strong support of the project and suggested a 10-foot un-mowed setback from the top of slope at Holes 16 and 17.
3. The NH Department of Fish and Game requested a 25-foot buffer of native vegetation and that culverts be sized minimally at stream width.
4. Vegetated buffers along Girl Brook were provided to the greatest extent possible, at a width of 10 feet along the 17th fairway and 20 feet along the 16th fairway.
5. Increased vegetated buffers will deter future bank erosion.
6. The 36-inch culvert replacement is sized for a 25-year storm event. Appropriate masonry headwalls and properly placed and compacted backfill are proposed to avoid future culvert failure.
7. The 12-inch tile culvert upgrade requires a 48-inch culvert to accommodate a 25 year storm event; a 36-inch culvert and masonry headwalls are proposed in order to accommodate the necessary cover needed for maintenance equipment.
8. The applicant confirmed all jurisdictional areas were mapped by a Certified Wetland Scientist and are indicated on the plans.
9. Proposed scour holes are sized to handle a 100-year storm event and will act as energy dissipaters allowing uniform sheet flow.
10. This application is intended for the repair of damages associated with failed drainage structures; the applicant intends to submit a second application for long term bank restoration work.
11. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
12. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
13. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2005-02783 LACHANCE, ALBERT
NEW BOSTON Unnamed Wetland

Requested Action:

Dredge and fill 5,700 square feet of riverine and palustrine forested wetlands to install two (2), 4-foot(rise) x 4-foot(span) x 55-foot(length) concrete box culverts with wingwalls and outlet protection impacting 170 linear feet of intermittent stream (two, 85-foot braided channels) for the construction of an access road to four (4) lots of a 9-lot residential cluster subdivision on an approximately 45 acre parcel with approximately 27 acres of open space.

Conservation Commission/Staff Comments:

The Conservation Commission performed an inspection of the proposed project and submitted comments to the DES Wetlands Bureau (received December 5, 2005) stating that they are concerned with the amount of wetlands impacts. The Commission stated that they were in acceptance of the design for the proposed crossing if there was not an alternative location on the property. The Commission suggested exploring the possibility of accessing the property from Middle Branch Road at an area between two wetlands.

Inspection Date: 04/17/2006 by Christine Bowman

APPROVE PERMIT:

Dredge and fill 3,180 square feet of riverine and palustrine forested wetlands to install a 4-foot(rise) x 12-foot (span) x 32-foot (length) concrete box culvert with wingwalls and outlet protection impacting 112 linear feet of intermittent stream (two, 56-foot braided channels) for the construction of an access road to four (4) lots of a 9-lot residential cluster subdivision on an approximately

45 acre parcel with approximately 27 acres of open space.

With Conditions:

1. All work shall be in accordance with plans by Todd Land Use Consultants dated March 8, 2006, as received by the DES Wetlands Bureau on March 16, 2006.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. This permit shall not be effective until it has been recorded with the Hillsborough County Registry of Deeds by the Permittee and a copy of the registered permit has been received by the DES Wetlands Bureau.
4. The deed which accompanies the sales transaction of each lot in this subdivision shall contain condition #5 of this approval.
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
6. All work shall be done during low flow.
7. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
8. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
9. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August 1992).
10. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
11. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
12. Silt fence(s) must be removed once the area is stabilized.
13. The culvert shall be embedded and native material removed from the streambed during culvert installation shall be stockpiled separately and reused to emulate a natural stream channel bottom within the culvert. Any nonnative materials used must be similar to the natural stream substrate and shall not include angular rip-rap.
14. Temporary structures installed to channel flow through the work area during construction shall be entirely removed immediately following construction.
15. 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.
16. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
17. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands.
18. Faulty equipment shall be repaired prior to entering jurisdictional areas.
19. 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.
20. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.02(1), projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks and do not meet the criteria for minimum impact under Wt 303.04(n). For intermittent streams, this distance shall be measured along the thread of the channel.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01. The impacts are necessary for the construction of an access road to four (4) lots of a 9-lot subdivision.
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 DES Wetlands Bureau's jurisdiction per Wt 302.03. The subdivision was configured to minimize wetlands impacts by constructing a common access road and minimizing wetlands crossings. The length of the proposed culvert and associated outlet protection has been minimized while still maintaining compliance with Local road standards
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The subject parcel is bounded on the east by NH Route 77 (Weare Road), on the north by Middle Branch Road, and on the south by Lull Road. The Middle Branch of the Piscataquog River flows from west to east immediately north of and along Middle Branch

Road. The proposed access road is off of NH Route 77. Access to the four lots is not possible from Lull Road since that portion of the property does not directly abut Lull Road.

6. The DES Wetlands Bureau received comments from an abutter to the proposed project on November 30, 2005. The abutter stated that other alternatives, such as access from Middle Branch Road, would have less impact on wetlands. The abutter requested that prior to any permits being issued for the proposed project, a hearing or review of the plans take place to make sure that less intrusive alternatives have been considered.

7. The New Boston Conservation Commission performed an inspection of the proposed project and submitted comments to the DES Wetlands Bureau (received December 5, 2005) stating that they are concerned with the amount of wetlands impacts. The Commission stated that they were in acceptance of the design for the proposed crossing if there was not an alternative location on the property. The Commission suggested exploring the possibility of accessing the property from Middle Branch Road at an area between two wetlands.

8. The proposed project is within one-quarter mile of the Middle Branch of the Piscataquog River, a Designated River protected under RSA 483. The Piscataquog River Local Advisory Committee (PRLAC) submitted comments to the DES Wetlands Bureau (received January 4, 2006) stating that all efforts should be made to minimize scouring on the downstream side of the culvert which would carry sediment to the River. 9. The applicant's agent submitted four (4) alternative subdivision layouts for the proposed project to the DES Wetlands Bureau (received March 16, 2006). For each alternative layout, the applicant's agent considered the total square footage of the dredge and fill area, the total linear distance of the potential loss of wetland buffer, and the number of potential sediment and pollutant discharge points directly to the River or adjoining wetlands. The intent of this analysis was to weigh direct and indirect impacts to the wetlands resources which could affect water quality and wetland wildlife habitat functions. Three of the four scenarios presented involve access from Middle Branch Road.

10. DES Wetlands Bureau Staff conducted a field inspection of the proposed project on April 17, 2006. The location of the proposed crossing, alternative access points, and isolated wetlands on the subject parcel were observed during this inspection. Field inspection determined that the proposed crossing location minimizes direct and indirect impacts to wetlands and the Middle Branch of the Piscataquog River. Isolated wetlands were inspected for vernal pool activity and no evidence of activity was apparent on the day of the inspection.

11. The DES Wetlands Bureau finds that the applicant's agent sufficiently demonstrated that the proposed subdivision and access road layout minimizes direct and indirect impacts to the Middle Branch of the Piscataquog River and adjoining wetlands.

12. The DES Wetlands Bureau finds that a public hearing is not required since the project does not propose significant impact on resources protected by RSA 482-A and the project is not of substantial public interest, as required by RSA 482-A:8.

13. The applicant has proposed the installation of one (1) box culvert having a minimum effective flow area equaling 1.2 times the bankfull stream width of the two intermittent streams. The proposed culvert has an effective flow area of 36 square feet and will collect flow from both stream channels immediate to the impact site and avoid additional impacts that would be necessary to redirect flow to a narrower culvert or dual culverts.

14. The culvert will be embedded and native material (removed from the streambed during culvert installation) will be placed in the culvert to emulate a natural stream channel bottom within the culvert.

2005-02800 BARLOE HOMES LLC
CHICHESTER Unnamed Wetland

Requested Action:

Dredge and fill 1900 square feet of forested wetland and 25 feet of intermittent stream impact for access in the subdivision of 50 acres into a 5 single family residential lots.

APPROVE PERMIT:

Dredge and fill 1900 square feet of forested wetland and 25 feet of intermittent stream impact for access in the subdivision of 50 acres into a 5 single family residential lots.

With Conditions:

1. All work shall be in accordance with plans by Brown Engineering dated September 7, 2005, as received by the Department on November 23, 2006 and Cross Section Plans by LMD dated February 13, 2006, as received by the Department on April 28, 2006.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.

4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. Work shall be done during low flow.
7. This permit is contingent on review and approval, by the DES Wetlands Bureau, of final stream diversion/erosion control plans. Those plans shall detail the timing and method of stream flow diversion during construction, and show temporary siltation/erosion/turbidity control measures to be implemented.
8. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
9. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
10. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
11. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
12. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
13. Work within the stream, inclusive of work associated with installation of a cofferdam, shall be done during periods of low flow., High flows can be caused by seasonal runoff or precipitation; the permittee shall monitor local forecasts to review weather conditions.
14. No work within the confined area shall proceed until the cofferdam is fully effective, and water flow is controlled.
15. Temporary cofferdams shall be entirely removed immediately following construction.
16. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
17. Proper headwalls shall be constructed within seven days of culvert installation.
18. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
19. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
20. 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.
21. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
22. Silt fencing must be removed once the area is stabilized.
23. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(1), projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks and do not meet the criteria for minimum impact under Wt 303.04(n).
2. The proposed impacts are to access the buildable portions of the property.
3. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
4. The applicant has provided a bridge which will span over the existing perennial stream.
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 Wt 302.03.
6. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

**2006-00232 PAUGUS WOODS LLC, SPECTRUM INVESTMENTS GRP
LACONIA Unnamed Wetland**

Requested Action:

Dredge and fill a total of 4129 square feet including culvert installation for the construction of an emergency access road to service a previously approved subdivision.

APPROVE PERMIT:

Dredge and fill a total of 4129 square feet including culvert installation for the construction of an emergency access road to service a previously approved subdivision.

With Conditions:

1. All work shall be in accordance with plans by McCourt Engineering dated October 2005, and revised through April 5, 2006, as received by the Department on April 10, 2006.
2. This permit is contingent on approval by the DES Site Specific Program.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the units in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, NH to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
9. Work shall be done during low flow.
10. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Proper headwalls shall be constructed within seven days of culvert installation.
12. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
13. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
14. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Wt 303.04(f).
2. The construction of the emergency access road was illustrated conceptual plans that were submitted in support of permit application 2005-00217.
3. The City of Laconia planning board requires the Emergency Access way for fire protection.
4. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
5. Impact area 2 does not illustrate a culvert as there is a watershed break in this area and water does not currently flow across this area.
6. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

- 7. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
- 8. The Laconia Conservation Commission does not have any objections to the proposed project.

MINIMUM IMPACT PROJECT

2005-02749 LAUBER, BURTIS & JANE
ANTRIM Unnamed Wetland

Requested Action:

Dredge and fill 2,933 square feet of palustrine forested wetlands including 665 square feet to upgrade an existing Class VI road to Class V standards for access to the subdivision access road, and 2,268 square feet to construct a common driveway and install one (1) 15-inch x 42-foot culvert for access to two (2) lots, for a 10-lot residential subdivision on an approximately 63 acre parcel.

Conservation Commission/Staff Comments:

The Conservation Commission did not sign the application and did not submit comments.

APPROVE PERMIT:

Dredge and fill 2,933 square feet of palustrine forested wetlands including 665 square feet to upgrade an existing Class VI road to Class V standards for access to the subdivision access road, and 2,268 square feet to construct a common driveway and install one (1) 15-inch x 42-foot culvert for access to two (2) lots, for a 10-lot residential subdivision on an approximately 63 acre parcel.

With Conditions:

- 1. All work shall be in accordance with plans by Doughty Surveying, Inc. dated October 7, 2005, as received by the DES Wetlands Bureau on November 16, 2005 and plans by Doughty Surveying, Inc. dated January 4, 2006 (revised), as received by the DES Wetlands Bureau on March 29, 2006.
- 2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
- 3. This permit shall not be effective until it has been recorded with the Hillsborough County Registry of Deeds by the Permittee and a copy of the registered permit has been received by the DES Wetlands Bureau.
- 4. The deed which accompanies the sales transaction of each lot in this subdivision shall contain condition #5 of this approval.
- 5. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
- 6. All work shall be done during low flow.
- 7. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
- 8. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
- 9. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August 1992).
- 10. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
- 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. Proper headwalls shall be constructed within seven days of culvert installation.
- 13. Orange construction fencing shall be placed at the limits of construction adjacent to each wetland impact area to prevent accidental encroachment on wetlands.
- 14. Construction equipment shall be inspected daily for leaking fuel, oil, and hydraulic fluid prior to entering surface waters or wetlands.

15. Faulty equipment shall be repaired prior to entering jurisdictional areas.
16. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
17. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3,000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k), provided that no previous department permit has placed restrictions on the property of the applicant.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01. The impacts are necessary to upgrade an existing Class VI road to Class V standards for access to the subdivision access road for a 10-lot residential subdivision and construction of a common driveway to two (2) lots of the subdivision.
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 DES Wetlands Bureau's jurisdiction per Wt 302.03. The subdivision was configured to minimize wetlands impacts by constructing a common access road to the subdivision and a common driveway to access two (2) lots avoiding two larger, individual wetlands crossings.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has proposed putting 6.53 acres of the subject parcel into a land trust or restrictive easement for conservation purposes. The proposed conservation area contains a pond and a segment of Cochran Brook.
6. This permit is contingent on approval by the DES Subsurface Systems Bureau.

2006-00015 SKIFFINGTON HOMES
GILFORD Lake Winnepesaukee

Requested Action:

Repair existing piling supported "U-shaped" docking structure, and construct a 16.8 ft x 35 ft perched beach on 226.79 ft of frontage in Gilford on Lake Winnepesaukee.

APPROVE PERMIT:

Repair existing piling supported "U-shaped" docking structure, and construct a 16.8 ft x 35 ft perched beach on 226.79 ft of frontage in Gilford on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by David M. Dolan as received by the Department on March 30, 2006.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
4. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line. Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
5. The steps installed for access to the water shall be located completely landward of the normal high water line.
6. No more than 10 cu yd of sand may be used and all sand shall be located above the normal high water line.
7. This permit shall be used only once, and does not allow for annual beach replenishment.
8. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
9. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
10. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
12. This permit does not allow for maintenance dredging.
13. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to

performing any repair.

14. Repairs shall maintain existing size, location and configuration, old piles shall be completely removed from the lakebed and placed outside Wetlands jurisdiction.

15. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.

16. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.

17. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.

18. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet)

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(d), construction of a beach.
2. The need for the proposed impacts has been demonstrated by the applicant per 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 Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2006-00636 LUCAS, SKY
SUNAPEE Lake Sunapee

Requested Action:

Repair two existing docking structures in kind, one consisting of a 4 ft by 52 ft dock with a 4 ft by 27 ft dock and a 4 ft by 25 ft dock in an "F" configuration and the other a 6 ft by 28 ft concrete pier accessed by a 4 ft by 15 ft walkway with a 4 ft by 38 ft finger and a 4 ft by 37 ft finger in a reverse "F" configuration, on Lake Sunapee, Sunapee.

Conservation Commission/Staff Comments:

Con Com has no objections

APPROVE PERMIT:

Repair two existing docking structures in kind, one consisting of a 4 ft by 52 ft dock with a 4 ft by 27 ft dock and a 4 ft by 25 ft dock in an "F" configuration and the other a 6 ft by 28 ft concrete pier accessed by a 4 ft by 15 ft walkway with a 4 ft by 38 ft finger and a 4 ft by 37 ft finger in a reverse "F" configuration, on Lake Sunapee, Sunapee.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction dated February 20, 2006, as received by the Department on March 24, 2006.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. This permit does not allow for maintenance dredging.
5. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.
6. Repairs shall maintain existing size, location and configuration.
7. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall

remain until the area is stabilized.

9. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.

10. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.

11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

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

FORESTRY NOTIFICATION

**2006-00794 G.W. WHITNEY HOLDINGS LTD, GEORGE WHITNEY
ALSTEAD Unnamed Stream**

COMPLETE NOTIFICATION:
Alstead Tax Map 37, Lot# 2

**2006-00795 YANKEE FOREST LLC, C/O WAGNER FOREST MGT
CAMBRIDGE Unnamed Stream**

COMPLETE NOTIFICATION:
Cambridge Tax Map 16-13, Lot# 3

EXPEDITED MINIMUM

**2003-02357 CANDAGE, ANTHONY & NICOLE
MEREDITH Lake Winnepesaukee**

Requested Action:
Approve name change to: Thomas P & Irena O Lavin, 22 Lancelot Lane, N Easton, Ma 02356 per request received 4/24/2006.

APPROVE NAME CHANGE:
Construct a 900 sq ft perched beach with 10 cy of sand in the same location as an existing sloped beach on 505 ft of frontage on Lake Winnepesaukee, Meredith.

With Conditions:

1. All work shall be in accordance with plans by Matthew Wood, as received by the Department on October 20, 2003.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.

4. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 504.32). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
5. The steps installed for access to the water shall be located completely landward of the normal high water line.
6. No more than 10 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
7. This permit shall be used only once, and does not allow for annual beach replenishment.
8. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
9. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.02.

2005-02349 THOMAS, LYNN
SPOFFORD Spofford Lake

Requested Action:

Construct two 6 ft by 30 ft seasonal docks connected by a 6 ft by 10 ft seasonal walkway providing three slips, construct a 570 sqft perched beach with less than 10 cubic yards of sand on and average of 193 ft of frontage on Spofford Lake, Spofford.

Conservation Commission/Staff Comments:

Con Com did not sign the Exp Application and submitted comments on the proposed project.

APPROVE PERMIT:

Construct two 6 ft by 30 ft seasonal docks connected by a 6 ft by 10 ft seasonal walkway providing three slips, construct a 570 sqft perched beach with less than 10 cubic yards of sand on and average of 193 ft of frontage on Spofford Lake, Spofford.

With Conditions:

1. All work shall be in accordance with plans by Clough Harbor and Associates dated February 14, 2006, revision date March 23, 2006, as received by the Department on April 07, 2006.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Seasonal pier shall be removed from the lake for the non-boating season.
6. No portion of the pier shall extend more than 30 feet from the shoreline at full lake elevation.
7. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
8. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 718.1). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
9. The steps installed for access to the water shall be located completely landward of the normal high water line.
10. No more than 10 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
11. This permit shall be used only once, and does not allow for annual beach replenishment.
12. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
13. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
14. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), construction of a docking structure that exceeds the design and construction criteria discussed at Wt 402.01 for minimum impact projects.
2. The need for the proposed impacts has been demonstrated by the applicant per 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 Wt 302.03.
4. The tree inventory and primary structure location as shown on the approved plan documents that the property is currently in compliance with the provisions of the Comprehensive Shorland Protection Act (RSA 483-B).

2006-00276 CONCORD COACH LINE
CONCORD Unnamed Wetland

Requested Action:

Regrade and reshape 2040 square feet of man made drainage ditch for the redevelopment of the site.

APPROVE PERMIT:

Regrade and reshape 2040 square feet of man made drainage ditch for the redevelopment of the site.

With Conditions:

1. All work shall be in accordance with plans by Civilworks Inc dated January 2, 2006, and revised through March 20, 2006, as received by the Department on April 3, 2006.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Work shall be done during periods of non-flow.
4. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. Silt fencing must be removed once the area is stabilized.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3,000 square feet in swamps or wet meadows.
2. The need for the proposed impacts has been demonstrated by the applicant per 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 Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2006-00386 BAKER, JOHN
SUGAR HILL Unnamed Wetland

Requested Action:

Dredge and fill approximately 168 square feet of wetlands to install a 15-inch x 20-foot culvert for driveway access to a single family residence.

Conservation Commission/Staff Comments:

Current lot and abutting 2 lots were subdivided in 2005006199, no wetland impacts. 06-345 further subdividing lot 2.1-3, not related to this file.

APPROVE PERMIT:

Dredge and fill approximately 168 square feet of wetlands to install a 15-inch x 20-foot culvert for driveway access to a single family residence.

With Conditions:

1. All work shall be in accordance with plans by Connecticut Valley Designs dated February 11, 2006, and revised through March 22, 2006, as received by the Department on April 07, 2006.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Work shall be done during low flow conditions.
4. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
7. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
8. Proper headwalls shall be constructed within seven days of culvert installation.
9. Culverts shall be laid at original grade.
10. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
11. Extreme precautions shall be taken within riparian areas to limit unnecessary removal of vegetation during access road construction and areas cleared of vegetation to be revegetated with native like species within three days of the completion of this project.
12. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(z), installation of culvert and associated fill to permit vehicular access to a single family residence.
2. Wetlands transverse the lot and parallel the road frontage and must be crossed to access the back portion of the lot.
3. The need for the proposed impacts has been demonstrated by the applicant per 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 Wt 302.03.
5. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**2006-00407 CARNEY, JOHN
HAMPSTEAD Big Island Pond**

Requested Action:

Repair/Replace existing boat ramp on 90 ft of frontage in Hampstead on Big Island Pond.

Conservation Commission/Staff Comments:

complaint Enforce # 2006-407 has been resolved through photos as received April 13, 2006. nonjurisdictional: ID as hazard trees.

APPROVE PERMIT:

Repair/Replace existing boat ramp on 90 ft of frontage in Hampstead on Big Island Pond.

With Conditions:

1. All work shall be in accordance with plans by John Carney as received by the Department on April 11, 2006.
2. Repair shall maintain existing size, location and configuration.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction,

and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Work shall be done during draw down.
6. Upland and bank areas landward of the boat ramp shall not be disturbed by regrading or filling, to minimize the potential for erosion of materials into Lake.
7. Where appropriate, landowner shall provide surface water runoff diversions to prevent future erosion.
8. The ramp approach shall be crowned so that drainage is directed away from the slope of the ramp.
9. Shall future boat launch repair be needed for the duration of this permit; the town Conservation Commission and NHDES Wetlands Bureau shall be notified in writing describing the work proposed.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.
2. The need for the proposed impacts has been demonstrated by the applicant per 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 Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2006-00435 GEBHART, JOHN
HAMPTON Hampton Harbor

Requested Action:

Impact a total of 185 sq. ft. within the 100-foot tidal buffer zone to include temporarily impacting 150 sq. ft. for the installation of municipal sewer line and permanently impact 35 sq. ft. for the installation of five (5) concrete piers associated with the construction of an addition and deck on the northeast side of the dwelling and stairs on the southwest side of the dwelling with 55 ft. of frontage on Hampton Harbor.

Conservation Commission/Staff Comments:

The Hampton Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Impact a total of 185 sq. ft. within the 100-foot tidal buffer zone to include temporarily impacting 150 sq. ft. for the installation of municipal sewer line and permanently impact 35 sq. ft. for the installation of five (5) concrete piers associated with the construction of an addition and deck on the northeast side of the dwelling and stairs on the southwest side of the dwelling with 55 ft. of frontage on Hampton Harbor.

With Conditions:

1. All work shall be in accordance with plans by John Gebhart dated January 2006, as received by the Department on April 12, 2006.
2. DES staff shall be notified in writing prior to commencement of work and upon its completion.
3. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Areas of temporary impact shall be regraded to original contours upon completion of work.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(b) Projects in previously-developed upland areas within 100 feet of the highest observable tide line.

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01, as this owner wishes to connect to the Town of Hampton sewer line.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03, as the no impact alternative would result in future septage issues and surface water contamination.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. Pursuant to Wt 304.04, the applicant obtained written concurrence from the abutter identified as Owen Carter, Hampton Tax Map 298 Lot 8, for those impacts within 20-feet of his property.

2006-00436 CARTER, OWEN
HAMPTON Hampton Harbor

Requested Action:

Temporarily impact a total of 70 sq. ft. within the 100-foot tidal buffer zone for the installation of municipal sewer line to a single family residential dwelling with 40 ft. of frontage on Hampton Harbor.

Conservation Commission/Staff Comments:

The Hampton Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Temporarily impact a total of 70 sq. ft. within the 100-foot tidal buffer zone for the installation of municipal sewer line to a single family residential dwelling with 40 ft. of frontage on Hampton Harbor.

With Conditions:

1. All work shall be in accordance with plans by Owen Carter dated February 3, 2006, as received by the Department on April 12, 2006.
2. DES staff shall be notified in writing prior to commencement of work and upon its completion.
3. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Areas of temporary impact shall be regraded to original contours upon completion of work.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(b) Projects in previously-developed upland areas within 100 feet of the highest observable tide line.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01, as this owner wishes to connect to the Town of Hampton sewer line.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03, as the no impact alternative would result in future septage issues and surface water contamination.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. Pursuant to Wt 304.04, the applicant obtained written concurrence from the abutters identified as John and Linda Gebhart, Hampton Tax Map 298 Lot 5, for those impacts within 20-feet of their property.

2006-00668 TAFT, SCOTT & KAREN
ALTON BAY Lake Winnepesaukee

Requested Action:

Install two tie of piles in the southern slip on an existing 8 ft by 29 ft piling supported dock with an 8 ft by 16 ft wharf along the shore on an average of 115 ft of frontage on Lake Winnepesaukee, Alton.

Conservation Commission/Staff Comments:
Con Com signed Exp Application

APPROVE PERMIT:

Install two tie of piles in the southern slip on an existing 8 ft by 29 ft piling supported dock with an 8 ft by 16 ft wharf along the shore on an average of 115 ft of frontage on Lake Winnepesaukee, Alton.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated March 7, 2006, as received by the Department on March 29, 2006.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(m), installation of new tie-off piles which do not add boat slips.

**2006-00669 BROWN TRUST, MARGARET
ALTON Lake Winnepesaukee**

Requested Action:

Permanently remove a 6 ft by 30 ft permanent dock and 2, three pile ice clusters, construct a 6 ft by 40 ft seasonal dock attached to a 3 ft by 7 ft concrete pad installed behind the natural undisturbed shoreline, providing two boatslips on an average of 214 ft of frontage on Lake Winnepesaukee, Alton.

Conservation Commission/Staff Comments:
Con Com signed Exp Application

APPROVE PERMIT:

Permanently remove a 6 ft by 30 ft permanent dock and 2, three pile ice clusters, construct a 6 ft by 40 ft seasonal dock attached to a 3 ft by 7 ft concrete pad installed behind the natural undisturbed shoreline, providing two boatslips on an average of 214 ft of frontage on Lake Winnepesaukee, Alton.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated February 08, 2006, revision date April 25, 2006, as received by the Department on April 25, 2006.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. Construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
5. Seasonal pier shall be removed from the lake for the non-boating season.
6. No portion of the pier shall extend more than 40 feet from the shoreline at full lake elevation.

7. The concrete pad shall be install behind the natural undisturbed shoreline.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(o), projects deemed minimum by the Department based on the degree of environmental impact.
2. The applicant is removing a permanent docking structure and installing a seasonal docking structure.

2006-00708 SERENE BOATHOUSE GROUP, PAUL KELLEHER
LACONIA Lake Winnepesaukee

Requested Action:

Repair an existing 185 ft by 39 ft 12 slip boathouse in kind on Lake Winnepesaukee, Laconia.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

NH NHI will not be submitting comments and NH Fish and Game has not submitted comments by April 25, 2006

APPROVE PERMIT:

Repair an existing 185 ft by 39 ft 12 slip boathouse in kind on Lake Winnepesaukee, Laconia.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated March 10, 2006, as received by the Department on April 3, 2006.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. Construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
5. Repair shall maintain existing size, location and configuration.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

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

2006-00756 CAMP TECUMSEH
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Repair an existing docking facility consisting of a 24 ft by 54 ft piling supported dock attached to a 12 ft by 108 ft piling supported dock with three attached 3 ft by 16 ft seasonal fingers and a 3 ft by 32 ft seasonal finger attached to the side, and the entire structure attached to a 10 ft by 53 ft concrete supported wharf on Lake Winnepesaukee, Moultonborough.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

NH NHI will not be submitting comments, and NH Fish and Game has not submitted comments by April 27, 2006

APPROVE PERMIT:

Repair an existing docking facility consisting of a 24 ft by 54 ft piling supported dock attached to a 12 ft by 108 ft piling supported dock with three attached 3 ft by 16 ft seasonal fingers and a 3 ft by 32 ft seasonal finger attached to the side, and the entire structure attached to a 10 ft by 53 ft concrete supported wharf on Lake Winnepesaukee, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated March 8, 2006, as received by the Department on April 06, 2006.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. This permit does not allow for maintenance dredging.
6. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.
7. Repairs shall maintain existing size, location and configuration.
8. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

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

GOLD DREDGE

2006-00867 WONDOLOWSKI, DAVID
(ALL TOWNS) Unnamed Stream

2006-00869 DAVIS, ROGER
(ALL TOWNS) Unnamed Stream

2006-00870 DAVIS, SANDRA
(ALL TOWNS) Unnamed Stream

2006-00881 SEEHORST, GUSTAVE
(ALL TOWNS) Unnamed Stream

2006-00891 HOAGE, WAYNE
(ALL TOWNS) Unnamed Stream

LAKES-SEASONAL DOCK NOTIF

2006-00854 BAXTER, HEIDI
WOLFEBORO Lake Wentworth

COMPLETE NOTIFICATION:
Wolfeboro Tax Map# 191-24 Lot# 24 Lake
Wentworth

2006-00856 WALLACE, JUNE
RINDGE Pearly Pond

COMPLETE NOTIFICATION:
Rindge Tax map# 039 Lot# 037 Block# 0003
Pearly Pond

2006-00857 SHAFFER, CHARLES & MARTHA
WAKEFIELD Pine River Pond

COMPLETE NOTIFICATION:
East Wakefield Tax Map# 77 Lot# 01 Pine River
Pond

2006-00883 SMITH, RONALD
TILTON Winnisquam Lake

COMPLETE NOTIFICATION:
Tilton Tax Map# U2 Lot# 42 Winnisquam Lake

2006-00890 ROBEY, JOSHUA
WAKEFIELD Belleau Lake

COMPLETE NOTIFICATION:

E. Wakefield Tax Map# 31 Lot# 6 Belleau Lake

2006-00899 AVERY, ROBERTA
GILMANTON Sawyer Lake

COMPLETE NOTIFICATION:
Gilmanton Tax Map 12, Lot# 3-1 Sawyer Lake

ROADWAY MAINTENANCE NOTIF

2006-00839 NH DEPT OF TRANSPORTATION
DOVER Unnamed Stream

2006-00840 NH DEPT OF TRANSPORTATION
ROLLINSFORD Unnamed Stream

2006-00842 NH DEPARTMENT OF TRANSPORTATION
UNITY Unnamed Stream

2006-00887 NH DEPT OF TRANSPORTATION
PITTSFIELD Unnamed Stream

2006-00894 NH DEPT OF TRANSPORTATION
TUFTONBORO Unnamed Stream

PERMIT BY NOTIFICATION

2005-01974 SMITH, DOROTHY
WAKEFIELD Great East Lake

**2006-00671 BISHOP OF PROTESTANT EPISCOPAL CHURCH OF NH, ALL S
WOLFEBORO Unnamed Stream**

Requested Action:

Dredge and fill 865 square feet for access including installation of a 18-inch x 25 foot culvert for access to a proposed building site.

PBN IS COMPLETE:

Dredge and fill 865 square feet for access including installation of a 18-inch x 25 foot culvert for access to a proposed building site.

**2006-00683 RIPANTI, ANDREW
DEERING Unnamed Wetland**

Requested Action:

Application Withdrawn

WITHDRAW APPLICATION:

Application Withdrawn

**2006-00823 COLEMAN, JAMES & ANNA
MEREDITH Black Cat Island**

Requested Action:

Install PWC lift

PBN IS COMPLETE:

Install PWC lift

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(ad), PWC lift installation.

**2006-00824 MAKSY, DEREK
MEREDITH Lake Winnepesaukee**

Requested Action:

install 4 ft x 24 ft seasonal pier on less than 65 ft of frontage.

PBN IS COMPLETE:

install 4 ft x 24 ft seasonal pier on less than 65 ft of frontage.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a), construction of a seasonal pier that meets the rules under 402.

2006-00825 MAKSY, DEREK
MEREDITH Lake Winnepesaukee

Requested Action:

Install a 4'x24' seasonal pier on 65 ft of frontage.

PBN IS COMPLETE:

Install a 4'x24' seasonal pier on 65 ft of frontage.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a), construct a seasonal pier that meets all the rules under 402.

2006-00844 ELSESSER, RICHARD
ACWORTH Farm Pond

Requested Action:

Maintenance dredge 10,000 square feet of an existing man-made farm pond.

Conservation Commission/Staff Comments:

The Conservation Commission signed the application but did not submit comments.

PBN IS COMPLETE:

Maintenance dredge 10,000 square feet of an existing man-made farm pond.

With Findings:

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