

Wetlands Bureau Decision Report

Decisions Taken
01/01/2007 to 01/07/2007

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.

MINOR IMPACT PROJECT

2006-00499 BROCK-WILSON, JANE
NEW LONDON Lake Sunapee

Requested Action:

Permanently remove an existing docking structure and construct two 6 ft by 30 ft piling supported docks connected by a 6 ft by 10 ft permanent walkway, install two, 3 pile ice clusters, install one seasonal boatlift in the southern slip and one permanent boatlift in the center slip, repair 33 ft of existing retaining wall, and repair an existing 18 ft by 8 ft patio area on Lake Sunapee, New London.

Conservation Commission/Staff Comments:

No Comments from Con Com by May 26, 2006

APPROVE PERMIT:

Permanently remove an existing docking structure and construct two 6 ft by 30 ft piling supported docks connected by a 6 ft by 10 ft permanent walkway, install two, 3 pile ice clusters, install one seasonal boatlift in the southern slip and one permanent boatlift in the center slip, repair 33 ft of existing retaining wall, and repair an existing 18 ft by 8 ft patio area on Lake Sunapee, New London.

With Conditions:

1. All work other than the patio repairs shall be in accordance with dock plans by Watermark Marine Construction dated January 06, 2006, revision date June 02, 2006, as received by the Department on June 07, 2006. All patio repairs shall be in accordance with plans by Pellettieri Associates dated July 07, 2006, revision date November 08, 2006, as received by the Department on December 18, 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 recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, 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 the structures shown on the plans as existing on the plans were not in fact previously permitted or grandfathered.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
5. Area shall be regraded to original contours following completion of work.
6. Construction material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Repair shall maintain existing size, location and configuration.
8. 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.
9. This permit does not allow for maintenance dredging.
10. The dock shall not extend more than 30 ft lakeward at full lake elevation.
11. The minimum clear spacing between piles shall be 12 feet.
12. The seasonal boatlift shall be removed for the non-boating season.
13. 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 Env-Wt 303.03(d), construction of a docking system that exceeds design criteria for minimum impact docks classified under Env-Wt 303.04.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has an average of 230 feet of shoreline frontage along Lake Sunapee.
6. A maximum of 4 slips may be permitted on this frontage per Rule Env-Wt 402.12, Frontage Over 75'.

7. The proposed docking facility will provide 3 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.12.

2006-01816 KELLY, CHRIS/PAULA
CAMPTON Unnamed Stream

Requested Action:

Dredge and fill approximately 2,296 square feet of scrub-shrub wetlands along approximately 200 linear feet of intermittent stream to install two(2) 24-inch x 30-foot, three(3) 24-inch x 36-foot, and one(1) 24-inch x 32-foot culvert(s) for road access to the final phase of a 30-lot subdivision on ± 124 acres (Phase II).

APPROVE PERMIT:

Dredge and fill approximately 2,296 square feet of scrub-shrub wetlands along approximately 200 linear feet of intermittent stream to install two(2) 24-inch x 30-foot, three(3) 24-inch x 36-foot, and one(1) 24-inch x 32-foot culvert(s) for road access to the final phase of a 30-lot subdivision on ± 124 acres (Phase II).

With Conditions:

1. All work shall be in accordance with plans by Mountain Mapping dated November 2006, as received by the Department on November 22, 2006, and Subdivision Plans dated September 2006, as received by the Department on December 27, 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. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
6. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #5 of this approval.
7. 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.
8. Work shall be done during annual low flow.
9. 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.
10. Work shall be conducted in a manner so as to minimize turbidity and sedimentation.
11. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
12. There shall be no excavation or operation of construction equipment in flowing water.
13. Culverts shall be laid at original grade.
14. Proper headwalls shall be constructed within seven days of culvert installation.
15. 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).
16. 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.
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.
18. Post-construction photographs documenting the status of the completed project shall be submitted to the DES Wetlands Bureau within 60 days of the completion of construction.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(l), alteration or disturbance of less than 200 linear feet of intermittent stream.
2. Lots one(1) through five(5) were subdivided from tax map/lot 16/8-9 by Chris and Paula Kelly in 2005 (Phase I) with no associated wetland impacts, DES Subsurface Systems Bureau subdivision approval SA2006006735.
3. Topography restricts the possibility of extending Butterfly Street for access to the southern portion of the parcel.

4. The applicant revised the road layout to reduce the linear feet of intermittent stream impact.
5. The applicant has indicated additional access ways from Perch Pond Road are restricted.
6. NHFG Nongame and Endangered Wildlife Program indicated wood turtle is know to occur in the project vicinity and recommended the use of open bottomed culverts that are 1.2 times the bankfull width at perennial stream crossings and minimum 100-foot vegetated vernal pool buffers.
7. The proposed project will not impact perennial streams and no vernal pools were delineated.
8. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
9. The applicant has provided evidence, which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
10. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2006-02067 SANBORN DEVELOPMENT LLC
RAYMOND Unnamed Wetland

Requested Action:

Dredge and fill a total of 7,200 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a roadway with culvert crossings to access a 27-lot residential subdivision on a 28 acre parcel of land.

Conservation Commission/Staff Comments:

The Raymond Conservation Commission has reviewed the project and recommended an arch pipe culvert design which has been incorporated into the plan.

APPROVE PERMIT:

Dredge and fill a total of 7,200 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a roadway with culvert crossings to access a 27-lot residential subdivision on a 28 acre parcel of land.

With Conditions:

1. All work shall be in accordance with plans by Sublime Civil Consultants, Inc. dated August 7, 2006, as received by the Department on August 10, 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. 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 recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, for septic setback or other construction activities.
6. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. 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).
11. Work shall be done during low flow.
12. NH DES Wetlands Bureau Southeast Region staff shall be notified in writing prior to commencement of work and upon its completion.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h).

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

**2006-02360 COCA-COLA BOTTLING CO, OF NORTHERN NEW ENGLAND
LONDONDERRY Unnamed Wetland**

Requested Action:

Fill 17,520 sq. ft. of a previously constructed drainage/retention area described as an emergent wetland for construction of additional warehouse space, a new laboratory, additional parking spaces, and a new emergency access/egress out to Jack Bridge Road. The application has been deemed eligible for payment into the Aquatic Resource Mitigation fund as the form of compensatory mitigation.

Conservation Commission/Staff Comments:

The Conservation Commission recommended approval of the proposed project.

APPROVE PERMIT:

Fill 17,520 sq. ft. of a previously constructed drainage/retention area described as an emergent wetland for construction of additional warehouse space, a new laboratory, additional parking spaces, and a new emergency access/egress out to Jack Bridge Road. The application has been deemed eligible for payment into the Aquatic Resource Mitigation fund as the form of compensatory mitigation.

With Conditions:

1. All work shall be in accordance with plans by TF Moran dated August 14, 2006, as received by the Department on September 8, 2006.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on receipt by DES of a one time payment of \$52,394.00 dollars to the DES Aquatic Resource Mitigation (ARM) Fund. The payment shall be received by DES within 120 days of the date of the approval letter or the application will be denied.
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. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
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; 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. 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.
8. 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.
9. 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.
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. 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.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h), projects involving less than 20,000 sq. ft. of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Env-Wt 303.04(f);
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. Functions performed by the emergent wetland proposed for impact include stormwater detention and sediment/toxicant retention.
6. The applicant has avoided higher quality wetlands on the property and directed their impacts to an area that currently serves to collect runoff from the Coca Cola facility. These functions will be replaced with new drainage features.
7. The applicant has reviewed on-site options for mitigation and the department has determined that this project is acceptable for payment to the Aquatic Resource Mitigation (ARM) Fund.
8. The payment calculated for the proposed wetland loss in Londonderry equals \$52,394.00.
9. The Department decision is issued in letter form and upon receipt of the ARM fund payment, the Department shall issue a posting permit in accordance with Env-Wt 803.08(f).
10. The payment into the ARM fund shall be deposited in the DES fund for the Merrimack River watershed per RSA 482-A:29.

**2006-02563 H & B HOMES CORP
WINDHAM Unnamed Wetland**

Requested Action:

Dredge and fill a total of 7.600 sq. ft. of palustrine forested/ scrub-shrub/ emergent wetlands for the construction of a left-hand turning lane off northbound NH Route 28 at Northland Road, as required by the NHDOT, to provide safe access to a proposed residential subdivision.

Conservation Commission/Staff Comments:

"The Windham Conservation Commission reviewed the subject plan ... and had no issues with the left turn lane or the Dredge & Fill impacts associated with it."

APPROVE PERMIT:

Dredge and fill a total of 7.600 sq. ft. of palustrine forested/ scrub-shrub/ emergent wetlands for the construction of a left-hand turning lane off northbound NH Route 28 at Northland Road, as required by the NHDOT, to provide safe access to a proposed residential subdivision.

With Conditions:

1. All work shall be in accordance with plans by Benchmark Engineering, Inc. dated May 03, 2006, as received by the Department on September 27, 2006.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
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. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. NHDES Wetlands Bureau Southeast Region staff shall be notified in writing prior to commencement of work and upon its completion.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h).
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

**2006-02583 GRD REALTY LLC
DERRY Unnamed Wetland**

Requested Action:

Dredge and fill a total of 3,514 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a roadway with culvert crossings to access a 14-lot residential subdivision on a 56 acre parcel of land.

Conservation Commission/Staff Comments:

No report received from the Derry Conservation Commission. Information provided by agent states that Cons Comm had "... voted to sign the plans" and were not opposed to the project.

APPROVE PERMIT:

Dredge and fill a total of 3,514 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a roadway with culvert crossings to access a 14-lot residential subdivision on a 56 acre parcel of land.

With Conditions:

1. All work shall be in accordance with plans by Promised Land Survey, LLC dated August 29, 2006, as received by the Department on September 28, 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. 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 recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
6. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. 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).
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. NHDES Wetlands Bureau Southeast Region staff shall be notified in writing prior to commencement of work and upon its completion.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h).
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

**2006-02714 ZATZKIN, CHARLES & JOANNE
WOLFEBORO Lake Winnepesaukee**

Requested Action:

Disturb 450 sq ft of shoreline and install a two tiered retaining wall stabilization project along 52 linear ft of shoreline within 112 ft of total shoreline frontage in Wolfeboro on Lake Winnepesaukee.

DENY PERMIT:

Disturb 450 sq ft of shoreline and install a two tiered retaining wall stabilization project along 52 linear ft of shoreline within 112 ft of total shoreline frontage in Wolfeboro on Lake Winnepesaukee.

With Findings:

Standards of Approval

1. In accordance with Rule Env-Wt 302.03 (a)(1)&(2), the applicant shall submit a statement describing the impact of the proposed project design and provide evidence which demonstrates that, potential impacts have been avoided to the maximum extent practicable; and any unavoidable impacts have been minimized.
2. In accordance with RSA 483-B:3, Consistency Required, the Wetlands Bureau shall issue permits only when the proposed project are consistent with the policies of the Comprehensive Shoreland Protection Act ("CSPA").
3. Pursuant to Rule Env-Wt 302.04, (a)(2) The applicant shall demonstrate by plan and example that the alternative proposed by the applicant is the one with the least impact to wetlands or surface waters on site.
4. In accordance with Rule Env-Wt 302.04, (d)(1) The Department shall not grant a permit if there is a practical alternative that would have less adverse impact on the area and environments under the Department's jurisdiction.
5. As per Rule Env-Wt 404.04 (1), walls shall be permitted only where lack of space or other limitation of the site make alternative stabilization methods impractical.
6. As per Rule Env-Wt 404.04 (c), applications for rip-rap adjacent to great ponds or water bodies where the state holds fee simple ownership shall include a stamped surveyed plan showing the location of the normal high water shoreline and the footprint of the proposed project.
7. As per RSA 485-A:13, it is unlawful for persons to discharge wastewater into surface waters.
8. Pursuant Rule Env-Wt 404.02, the diversion of stormwater run-off to minimize erosion shall be used to the maximum extent practical.

Findings of Fact

9. On October 16, 2006, the Wetlands Bureau received a Standard Dredge and Fill Application to construct two rip-rapped terraces along 52 linear ft of shoreline on property identified as Town of Laconia Tax Map 47, Lot 71-20.
10. This project is classified as a minor impact project per Rule Env-Wt (k), projects that disturb between 50 and 200 linear feet, measured along the shoreline, of a lake or pond or its bank and do not meet the criteria of Wt 303.02
11. Photos submitted indicate a stable shoreline, not eroding from wave action, with unstable soils along the top of bank due to surface run-off from adjacent, nonconforming, impervious surfaces.
12. Plans propose to discharge untreated stormwater runoff directly to surface waters and do not divert stormwater run-off from Wetlands jurisdiction.
13. Restoring the existing non-conforming, impervious, surfaces or replacing them with permeable alternatives would be a less impacting solution.

Ruling in Support of the Decision

14. The applicant failed to submit a stamp surveyed plan as required per Rule Env-Wt 404.04.
15. The applicant has failed to provide documentation that the terracing of the shoreline and placement of rip-rap is the least impacting alternative and therefore the application is denied in accordance with Rule Env-Wt 302.04 (d) (1).
16. The proposal does not divert stormwater run-off from Wetlands jurisdiction to the maximum extent possible as required per Rule Env-Wt 404.02 and directs stormwater runoff towards surface waters in violation with RSA 483-A:13.

**2006-02736 CURTIS FAMILY TRUST
WOLFEBORO Lake Winnepesaukee**

Requested Action:

Add a 6 ft x 20 ft piling supported dock extension to an existing 6 ft x 30 ft piling supported permanent dock on 96 ft of frontage in Wolfeboro on Lake Winnepesaukee.

APPROVE PERMIT:

Add a 6 ft x 20 ft piling supported dock extension to an existing 6 ft x 30 ft piling supported permanent dock on 96 ft of frontage in Wolfeboro on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Lakeshore Construction as received by the Department on October 17, 2006.
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 6 ft x 50 ft pier shall be the only structures on this water frontage and all portions of the structure shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
4. No portion of the docking facility shall extend more than 50 feet from the shoreline at full lake elevation.
5. Unnecessary removal of vegetation shall be prohibited.
6. This permit does not allow for maintenance dredging.
7. 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.
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 authorized 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. Pilings shall be spaced a minimum of 12 feet apart as measured center to center.
12. 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 Env-Wt 303.03(d), modification to an existing docking system.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. As per 402.202(b)(2) the applicant provided documentation of insufficient water depths as justification of the request dock length.

**2006-02738 DELONG, ROBERT
MOULTONBOROUGH Lake Winnepesaukee**

Requested Action:

Construct a "U-shaped" docking facility consisting of two 6 ft x 40 ft seasonal docks connected by a 6 ft x 12 ft seasonal walkway with a 12 ft x 30 ft seasonal canopy over the center slip, supported by two concrete anchoring pads on 150 ft of frontage in Moultonborough on Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con Comm recommends denial of this application per report rec'd 11/22/06 - np

DENY PERMIT:

Construct a "U-shaped" docking facility consisting of two 6 ft x 40 ft seasonal docks connected by a 6 ft x 12 ft seasonal walkway with a 12 ft x 30 ft seasonal canopy over the center slip, supported by two concrete anchoring pads on 150 ft of frontage in Moultonborough on Lake Winnepesaukee.

With Findings:

Standards for Approval:

1. In accordance with Rule Env-Wt 402.12, Frontage Over 75', to lessen congestion, improve public safety and navigation, protect neighboring property values, provide sufficient area for construction of facilities, provide adequate area for boat maneuvering, and protect health, safety, and general welfare, there shall be a minimum of 75' of water frontage on the property for the first two-slip structure, and an additional 75' of water frontage on the property for each additional boating slip or securing location on a structure for non-commercial use.
2. Pursuant to Rule Env-Wt 302.04, (a)(1) The applicant shall demonstrate by plan and example that there is a supported need for the proposed impact.
3. Pursuant to Rule Env-Wt 303.02, construction or modification of any major docking system is considered a Major project.

Findings of Fact:

4. On October 18, 2006 the Wetlands Bureau received an application to install a seasonal "U-shaped" docking structure providing 3 slips and seasonal canopy on 149.9 ft of frontage on property identified as Moultonborough Tax Map 221, Lot 29(the Property).
5. The Property was subdivided from a larger lot identified as Moultonborough Tax Map 18, Lot 74A formerly owned by Driftwood Realty and Trust.
6. On November 24, 1987 the Bureau issued a permit to Driftwood Realty and Trust to construct a 23 slip docking facility on an average of 1,635 ft of frontage. The frontages of Lots 74A, 74, and 69 on Moultonborough Tax Map 18 were considered in combination to account for the 1,635 ft of frontage needed to meet the requirements for the 23 slips requested.
7. Permit D-998 was conditioned so as to not allow further shoreline impact, nor allow for further alteration of wetlands for lot development exceeding the plans (the "Plans") dated November 13, 1987.
8. The docking facility as proposed would increase the total number of slips on the frontage considered for permit D-998 from 23 to 26.

Rulings in support of the Decision:

9. The addition of the proposed docking facilities would exceed the criteria of Rule Env-Wt 402.12 and therefore the application is denied.
10. Construction of the proposed docking facility would exceed the conditions of permit D-998.

MINIMUM IMPACT PROJECT

**2005-02641 TREMBLAY, JOHN & LORRIE
LEMPSTER Giles Brook**

Requested Action:

Confirm emergency authorization to replace existing bridge over Giles Brook servicing a single family home.

CONFIRM EMERGENCY AUTHORIZATION:

Replace existing bridge over Giles Brook servicing a single family home.

With Conditions:

1. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This project is classified as a Minimum impact project per Rule Env-Wt 303.04(x) Maintenance, repair, or replacement of a nondocking structure.
2. The project was necessary to replace the previously existing bridge that washed out as a result of a large storm event.
3. Emergency authorization for this work was issued by DES Wetlands Bureau Staff on November 4, 2005.
5. Review of the report submitted pursuant the emergency authorization indicates that work has been completed in accordance with the emergency authorization.

**2006-00509 BRUSSARD, DAVID & ANN
HAMPTON Atlantic Ocean**

Requested Action:

Impact a total of 5,275 sq. ft. (1,732 sq. ft. permanent & 3,543 sq. ft. temporary construction disturbance) within the previously developed tidal buffer zone for repairs and reconstruction of an existing stone rip-rap seawall and the installation of a wooden stairway to provide for safe beach access on 50.17 linear feet of shoreline frontage.

Conservation Commission/Staff Comments:

"The [Hampton] Conservation Commission does not oppose the granting of a wetlands permit for work at 1032 Ocean Blvd to repair the existing sea wall and construction of a wooden staircase."

APPROVE PERMIT:

Impact a total of 5,275 sq. ft. (1,732 sq. ft. permanent & 3,543 sq. ft. temporary construction disturbance) within the previously developed tidal buffer zone for repairs and reconstruction of an existing stone rip-rap seawall and the installation of a wooden stairway to provide for safe beach access on 50.17 linear feet of shoreline frontage.

With Conditions:

1. All work shall be in accordance with plans by AMES MSC Architects & Engineers dated February 21, 2006, as received by the Department on March 09, 2006.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Existing rocks which have fallen shall be used for repair. Additional rocks may be added as necessary to stabilize the slope provided the tow is in-line with rip-rap slopes on abutting frontages.
4. DES Wetlands Bureau Southeast Region staff shall be notified in writing prior to commencement of work and upon its completion.

**2006-00587 BROOKFIELD INVESTMENT GROUP, INC.
GOFFSTOWN Tributary To Mystic Brook**

Requested Action:

Dredge and fill approximately 1,025 sq. ft. of emergent wetlands and an associated intermittent/stream drainage ditch (approximately 205 linear ft.) for reconstruction/restoration of approximately 110 linear ft. of intermittent stream, parking lot access road crossing, stormwater treatment swale and plunge pool. Work in wetlands consists of removal of an existing 36 in. x 20 ft. CMP, removal of 22 ft. of an existing 36 in. CMP, construction a riprap plunge pool, construction of a 100 ft. vegetated stormwater treatment swale, reconstruction and restoration of approximately 110 linear ft. intermittent stream, wetlands and stream restoration plantings, installation of a 36 in. x 50 ft. HDPEP and associated headwalls and riprap outlet protection. The proposed work is in

response to a pending Wetlands Bureau enforcement action for riprap and culvert installation within the proposed impact area without out a permit from DES and for construction of a proposed industrial building site.

Conservation Commission/Staff Comments:

DES received comments from the Conservation Commission.

APPROVE PERMIT:

Dredge and fill approximately 1,025 sq. ft. of emergent wetlands and an associated intermittent/stream drainage ditch (approximately 205 linear ft.) for reconstruction/restoration of approximately 110 linear ft. of intermittent stream, parking lot access road crossing, stormwater treatment swale and plunge pool. Work in wetlands consists of removal of an existing 36 in. x 20 ft. CMP, removal of 22 ft. of an existing 36 in. CMP, construction a riprap plunge pool, construction of a 100 ft. vegetated stormwater treatment swale, reconstruction and restoration of approximately 110 linear ft. intermittent stream, wetlands and stream restoration plantings, installation of a 36 in. x 50 ft. HDPEP and associated headwalls and riprap outlet protection. The proposed work is in response to a pending Wetlands Bureau enforcement action for riprap and culvert installation within the proposed impact area without out a permit from DES and for construction of a proposed industrial building site.

With Conditions:

1. All work shall be in accordance with plans by Woodland Design Group Inc., plan sheets 1 and 9 of 12, revision dated November 30, 2006, plan sheets 2, 3, 4, and 5 of 12, revision dated December 6, 2006 and plan sheets 7, 8 and 12 of 12, revision dated October 20, 2006, as received by the Department on December 8, 2006.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Work shall be done during low flow.
5. This permit is contingent on approval by the DES Subsurface Systems Bureau.
6. The permit is contingent on the applicant obtaining permission from the Town of Goffstown Public Works Department for any work associated with the Town owned culverts or stormwater drainage structures.
7. The permit is contingent on the receipt by DES of a final erosion, sedimentation and turbidity control plan. The plan shall be submitted and approved by DES prior to the start of work.
8. The proposed wetlands and stream restoration and adjacent treatment swale and plunge pool shall be completed by October 31, 2007.
9. Wetland restoration areas shall have at least 75% successful establishment of wetlands vegetation after one growing season, or it shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.
10. A post-construction report prepared by a qualified professional documenting the status of the completed restoration with photographs shall be submitted to the Wetlands Bureau within 60 days of the required restoration completion date (October 31, 2007) and within 60 days following one complete growing season.
11. 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.
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. 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.
15. 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.
16. 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.
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).
18. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid.

Faulty equipment shall be repaired immediately.

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.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(o) projects deemed minimum by the department based on the degree of environmental impact.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
4. The proposed impact area is a highly degraded/and eroded wetland and intermittent stream system that currently receives high flows from stormwater drainage that enters the site through a 36 in. CMP and leaves the site through a 36 in. CMP. It appears the only remaining open drainage is the existing degraded wetlands and stream on the property.
5. The proposed impacts will occur in the same area as the current Wetlands Bureau enforcement action for installation of a culvert and riprap within jurisdictional areas without a permit from DES.
6. The applicant installed a culvert for access to an adjacent upland area and installed riprap within the degraded wetland and drainage ditch to alleviate erosion occurring through the site from the excessive stormwater flows entering the site.
7. The applicant has proposed stormwater treatment structures and wetlands and intermittent stream restoration.
8. The proposed stormwater treatment and wetlands restoration will improve the quality the of the stormwater entering and leaving the property.
9. The previous non-permitted wetlands impacts will be removed and reconfigured for the new site design and wetlands restoration.
10. Portions of the proposed restoration work is in wetlands that is approximately 10 to 19 feet from abutting property lines, however, the work is required to address the pending Wetlands Bureau enforcement action.
11. The Goffstown Conservation Commission submitted comments regarding the ongoing enforcement case and pending permit application. They are concerned about additional work without first addressing the non-permitted impacts, inaccurate existing conditions plans, septic requirements, the impact area being referred to as a ditch not a brook, Town culvert ownership and site erosion and lack of erosion controls and needed stormwater detention.
12. The revised application plans depict the existing house on the site, provides onsite stormwater treatment and detention and calls for restoration of a large portion of the degraded stream and wetlands on the site.
13. The permit is contingent on approval by the DES Subsurface Systems Bureau.
14. The permit is contingent on the applicant obtain permission from the Town of Goffstown Public Works Department for any work associated with the Town owned culverts or stormwater drainage structures.
15. The permit is contingent on the receipt and approval by the department of a final erosion, sedimentation and turbidity control plan.

2006-01919 DUCK POND REALTY TRUST, DEEPAK SHARMA
SALEM Hitty Titty Brook

Requested Action:

Perform repair work necessary for the rehabilitation of deteriorated concrete sections of the Millville Dam on Hitty Titty Brook to be in compliance with requirements of the NH DES Dam Bureau.

Conservation Commission/Staff Comments:

"The Salem Conservation Commission wishes to advise that it has completed its review ... including a site walk, and has voted to recommend approval of the application and plans..."

APPROVE PERMIT:

Perform repair work necessary for the rehabilitation of deteriorated concrete sections of the Millville Dam on Hitty Titty Brook to be in compliance with requirements of the NH DES Dam Bureau.

With Conditions:

1. All work shall be in accordance with plans by HTE Northeast Inc. dated August 11, 1999 (last revised 2/16/06), as received by the Department on July 26, 2006.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. This permit is contingent on approval by the DES Dam Safety Program.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Work shall be done during low flow.
- 6a. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands.
- 6b. Faulty equipment shall be repaired prior to entering jurisdictional areas.
- 6c. 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.
- 6d. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

2006-02472 BERETON, BRUCE
WASHINGTON Unnamed Wetland

Requested Action:

Retain 215 square feet of fill and an existing 12-inch x 18 foot culvert for access to the single family building site.

APPROVE PERMIT:

Retain 215 square feet of fill and an existing 12-inch x 18 foot culvert for access to the single family building site.

With Conditions:

1. 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.
2. Headwalls shall be installed by March 1, 2007.
3. Sediment deposition areas located within jurisdiction shall be removed by March 1, 2007, and shall be placed out of DES's jurisdiction.
4. The restoration shall be completed under dry conditions.
5. The restoration shall be done according to the Restoration Plan and as conditioned by this Approval. Any changes or alterations to the Plan must be requested in writing and approved by DES in writing prior to implementing any such changes or alterations.
6. All persons involved in restoration activities on the Property shall have read and become familiar with the provisions of the Plan and this Approval prior to beginning restoration work on the Property. A copy of the Plan and this Approval shall be kept posted at the Property during the time restoration work continues on the Property.
7. Documentation confirming use of the appropriate seed mix shall be forwarded to DES.
8. No machinery shall enter DES jurisdictional areas on the Property during the restoration.
9. All material removed during restoration activities shall be removed down to the level of the original soils.
10. All material removed during restoration activities shall be placed out of DES's jurisdiction.
11. Siltation, erosion and turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
12. All steps shall be taken during the restoration necessary to ensure that no water quality violations occur on the Property.
13. Within three days following the last activity in the restoration area or where restoration activities are suspended for more than 3 days, all soils exposed by restoration activities shall be stabilized by seeding and mulching.
14. An initial monitoring report with photographs shall be provided to DES Compliance file 2006-02472, no later than June 1, 2007. The initial monitoring report shall include, but not be limited to, documentation of erosion control deployment, construction sequencing, restoration activities and status of restoration at time of initial monitoring report. Photographs should depict all stages of restoration sequencing.
15. A second monitoring report including photographs shall be provided to DES Compliance file 2006-02472, at the end of the first growing season but no later than September 1, 2007.
16. DES reserves its right to revoke this after-the-fact approval should restoration not be completed as specified in this approval.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-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 Env-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 Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. Applications received after the work is completed shall be subject to the same review as given any other application, per Rule Env-Wt 302.05.

**2006-02721 DEPALMA, PHILIP
MEREDITH Unnamed Wetland**

Requested Action:

Restore 40 square feet of previously disturbed wetland and dredge and fill 200 square feet including installation of a 12-inch x 23.5 foot culvert for access to a proposed building location.

APPROVE PERMIT:

Restore 40 square feet of previously disturbed wetland and dredge and fill 200 square feet including installation of a 12-inch x 23.5 foot culvert for access to a proposed building location.

With Conditions:

1. All work shall be in accordance with plans by Ames Associates dated October 2006, as received by the Department on October 24, 2006.
2. This permit is contingent on approval by the DES Subsurface Systems 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. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Proper headwalls shall be constructed within seven days of culvert installation.
7. All material removed during work activities shall be removed down to the level of the original hydric soils.
8. All material removed during work activities shall be placed out of DES's jurisdiction.
9. Mulch within the restoration area shall be straw.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. A post-construction report documenting the status of the restored jurisdictional area, including photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.

With Findings:

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

5. Applications received after the work is completed shall be subject to the same review as given any other application, per Rule Env-Wt 302.05.

**2006-02735 SOCIETY FOR THE PROTECTION OF NEW HAMPSHIRE FOREST
CONCORD Unnamed Wetland Mill Brook**

Requested Action:

Remove sediment from approximately 4033 square feet of scrub shrub wetland and create/restore 1000 square feet of wetland by removing existing foot path.

APPROVE PERMIT:

Remove sediment from approximately 4033 square feet of scrub shrub wetland and create/restore 1000 square feet of wetland by removing existing foot path.

With Conditions:

1. Sediment deposition areas located within jurisdiction shall be removed by August 15, 2007, and shall be placed out of DES's jurisdiction.
2. The restoration shall be completed under dry conditions.
3. The restoration shall be done according to the Plans and Narrative by West Environmental dated September 29, 2006, and as conditioned by this Approval. Any changes or alterations to the Plan must be requested in writing and approved by DES in writing prior to implementing any such changes or alterations.
4. All persons involved in restoration activities on the Property shall have read and become familiar with the provisions of the Plan and this Approval prior to beginning restoration work on the Property. A copy of the Plan and this Approval shall be kept posted at the Property during the time restoration work continues on the Property.
5. 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.
6. The permittee shall designate a wetland scientist who will be responsible for monitoring and ensuring that the restoration areas are completed in accordance with the approved 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 Wetland Scientist 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. Siltation, erosion and turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
9. There shall be no Green Ash (*Fraxinus pennsylvanica*) removed from the site.
10. Removal of sediment from within the downstream wetland area shall be by vacuum truck with no removal of shrubby vegetation from within that wetland.
11. No equipment shall enter DES jurisdictional areas on the Property during the restoration.
12. All material removed during restoration activities shall be removed down to the level of the original hydric soils.
13. All material removed during restoration activities shall be placed out of DES's jurisdiction.
14. All steps shall be taken during the restoration necessary to ensure that no water quality violations occur on the Property.
15. The permittee shall attempt to control species that appear on the "New Hampshire Prohibited Invasive Species List", and those found on the New Hampshire Restricted Invasive Species List", by measures agreed upon by the Wetlands Bureau if the species is found in the restoration areas during construction and during the early stages of vegetative establishment.
16. Documentation confirming use of the appropriate seed mix shall be forwarded to DES.
17. Within three days following the last activity in the restoration area or where restoration activities are suspended for more than 3 days, all soils exposed by restoration activities shall be stabilized by seeding and mulching.
18. An initial monitoring report with photographs shall be provided to DES Wetlands file 2006-02735, no later than September 1, 2007. The initial monitoring report shall include, but not be limited to, documentation of erosion control deployment, construction sequencing, restoration activities and status of restoration at time of initial monitoring report. Photographs should depict all stages of restoration sequencing.
19. A second monitoring report including photographs shall be provided to DES Wetlands Bureau file 2006-02735, at the end of

the first full growing season but no later than September 1, 2008.

With Findings:

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

2006-02794 CHESTER ROD AND GUN CLUB
CHESTER Towle Brook

Requested Action:

Impact a total of 1,180 square feet within the bed and banks of Towle Brook to include 775 square feet of temporary impact and 405 square feet of permanent impact for the removal of the existing 5-foot CMP culvert, installation of rip-rap slopes, and installation of a 18-foot wide by 32-foot long precast conspan bridge.

Conservation Commission/Staff Comments:

The Chester Conservation Commission did not comment on the project.
The Exeter River LAC did not comment on the project.

APPROVE PERMIT:

Impact a total of 1,180 square feet within the bed and banks of Towle Brook to include 775 square feet of temporary impact and 405 square feet of permanent impact for the removal of the existing 5-foot CMP culvert, installation of rip-rap slopes, and installation of a 18-foot wide by 32-foot long precast conspan bridge.

With Conditions:

1. All work shall be in accordance with the Proposed Culvert Replacement Plan by Gregsak Engineering, Inc. dated August 18, 2006 and revised through September 21, 2006, as received by the Department on October 25, 2006.
2. DES shall be notified in writing prior to commencement of work and upon its completion.
3. Work shall be done during seasonal low flow conditions only.
4. 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.
5. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
6. Prior to commencing work on a substructure located within surface waters, sandbag cofferdams shall be constructed to isolate the substructure work area from the surface waters.
7. 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.
8. Temporary cofferdams shall be entirely removed immediately following construction.
9. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. The 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. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands.

- 13. 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.
- 14. 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 Env-Wt 303.04(h), construction of a bridge with less than 3,000 square feet of impact within jurisdictional area.
- 2. Access to this portion of property was severed when the existing culvert crossing was washed out in a 2004 storm. Since that event there has been no access to the property, therefore, the need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
- 3. The proposed conspan bridge will allow Towle Brook significantly larger volumes of flow without constriction, restore the natural stream bottom, and ensure the avoidance of future downstream sedimentation, therefore the applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
- 4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

FORESTRY NOTIFICATION

2006-03258 DRED, LEE GARDNER
DALTON Unnamed Stream

COMPLETE NOTIFICATION:
Dalton Tax Map 408, Lot# 6

2006-03259 LEE, NORMAN
DANVILLE Unnamed Stream

COMPLETE NOTIFICATION:
Danville Tax Map 1, Lot# 26 & 42

2006-03260 CLEASBY, DAVID
LANCASTER Unnamed Stream

COMPLETE NOTIFICATION:
Lancaster Tax Map R20, lot# 7

2006-03262 BERKACH GROUP REALTY TRUST, C/O CRAIG CHAMBERLAIN
GILSUM Unnamed Stream

COMPLETE NOTIFICATION:
Gilsum Tax Map 406, Lot# 70.1

2006-03263 PITTSFIELD, TOWN OF
PITTSFIELD Unnamed Stream

COMPLETE NOTIFICATION:
Pittsfield Tax Map R37, Lot# 5

2006-03264 **OBRIEN, PETER & MARGARET**
SANDWICH Unnamed Stream

COMPLETE NOTIFICATION:
Sandwich Tax Map R9, Lot# 48A

2006-03265 **GOUNDRY FAMILY TRUST**
RINDGE Unnamed Stream

COMPLETE NOTIFICATION:
Rindge Tax Map 9, Lot# 12

2006-03266 **DELO, MARTHA**
RICHMOND Unnamed Stream

COMPLETE NOTIFICATION:
Richmond Tax Map 5A, Lot# 24

2006-03268 **SILLARS, JANET & BROOK MCCANDLISH**
BRADFORD Unnamed Stream

COMPLETE NOTIFICATION:
Bradford Tax Map 4, Lot# 32

2006-03269 **CASWELL, LINDA**
LITTLETON Unnamed Stream

COMPLETE NOTIFICATION:
Littleton Tax Map 34, Lot# 19

2006-03271 **LALAME, BRIAN**
LANDAFF Unnamed Stream

COMPLETE NOTIFICATION:
Landaff Tax Map 3, Lot# 43

2006-03272 **DEWEY, ELIZABETH**
WESTMORELAND Unnamed Stream

COMPLETE NOTIFICATION:
Westmoreland Tax Map 3, 38, 38A & 76

2006-03273 **MEAD, MARIE**
BARRINGTON Unnamed Stream

COMPLETE NOTIFICATION:
Barrington Tax Map 8, Lot# 31

2006-03274 **HENSZEY, BENJAMIN**
LYME Unnamed Stream

COMPLETE NOTIFICATION:
Lyme Tax Map 414, Lot# 11.12

2006-03275 **SWANSON REVOC TRUST 50%, KENNETH & KAREN**
BOW Unnamed Stream

COMPLETE NOTIFICATION:
Bow Tax Map 27, Lot# 51

2006-03278 **TURGEON, BRIAN**
MILTON Unnamed Stream

COMPLETE NOTIFICATION:
Milton Tax Map 29, Lot# 5

2006-03279 **BUTTERS FAMILY TRUST, GERALD & ETTIE BUTTERS**
SANDWICH Unnamed Stream

COMPLETE NOTIFICATION:
Sandwich Tax Map R2, Lot# 23

2006-03280 **SPRAGUE, DONNA & MARJORIE HUNTOON**
DANBURY Unnamed Stream

COMPLETE NOTIFICATION:
Danbury Tax Map 412, Lot# 7

2006-03281 **BICKFORD, JANET**
SANDWICH Unnamed Stream

COMPLETE NOTIFICATION:
Sandwich Tax Map/Lot#; R1/39 & R2/54

2006-03282 **HAYEN, SALLY**
NORTHUMBERLAND Unnamed Stream

COMPLETE NOTIFICATION:
Northumberland Tax Map R15, Lot# 418

2006-03283 DUNNING JR, LLOYD
JAFFREY Unnamed Stream

COMPLETE NOTIFICATION:
Jeffrey Tax Map 253, Lot# 19

2006-03284 TILLOTSON CORPORATION, FREDERICK TILLOSON
COLEBROOK Unnamed Stream

COMPLETE NOTIFICATION:
Colebrook Tax Map R13, Lot# 1

2006-03285 PERKINS, DAVID
STRAFFORD Unnamed Stream

COMPLETE NOTIFICATION:
Strafford Tax Map 1, Lot# 18

2006-03286 ALGER, MARY ELLEN
NEW LONDON Unnamed Stream

COMPLETE NOTIFICATION:
New London Tax Map 24, Lot# 1

2006-03287 LIETO, LOUIS
DORCHESTER Unnamed Stream

COMPLETE NOTIFICATION:
Dorchester Tax Map 8, Lot# 398

2006-03289 SENTER SR, ROBERT & DORIS
GRAFTON Unnamed Stream

COMPLETE NOTIFICATION:
Grafton Tax Map 2, Lot# 827

2006-03290 KELLIHER, CHRISTOPHER & SUZANNE
BARRINGTON Unnamed Stream

COMPLETE NOTIFICATION:
Barrington Tax Map/Lot#: 225/58 & 233/25,26 & 27

2006-03291 BAMFORD, ERNEST & PAULINE
LOUDON Unnamed Stream

COMPLETE NOTIFICATION:
Loudon Tax Map 35, Lot# 2

2006-03292 MILLS, ERNEST & LISA
LOUDON Unnamed Stream

COMPLETE NOTIFICATION:
Loudon Tax Map 47, Lot# 12 & 20

2007-00004 DAVIDSON, ROBERT
WENTWORTH Unnamed Stream

COMPLETE NOTIFICATION:
Wentworth Tax Map 13, Lot# 3

2007-00005 LEWIS, THOMAS
MARLBOROUGH Unnamed Stream

COMPLETE NOTIFICATION:
Marlboro Tax Map 1, Lot# 18

2007-00012 YANKEE FOREST LLC, C/O WAGNER FOREST MGT
MILAN Unnamed Stream

COMPLETE NOTIFICATION:
Milan Tax Map 42, Lot# 02

2007-00013 MANCHESTER WATER WORKS
CANDIA Unnamed Stream

COMPLETE NOTIFICATION:
Candia Tax map 413, Lot3 51 & 84

OTHER BUSINESS

2006-02461 NEW IPSWICH, TOWN OF
NEW IPSWICH Tophet Swamp

Requested Action:

The Department of Environmental Services ("DES") Wetlands Bureau has reviewed your request to designate prime wetlands as described in RSA 482-A:15 Local Option, Prime Wetlands.

Based on review of the Town of New Ipswich Prime Wetland Report ("Report") dated July 2006 by Moosewood Ecological Services, LLC, as received by DES on July 27, 2006, DES has determined that the Report and associated maps identifying 18 wetlands as designated Prime Wetlands complies with the requirements of Administrative Rules Part Wt 701 Criteria and Evaluation, and Part Wt 702 Submission, and the request to designate these wetlands as prime wetlands as defined in RSA 482-A:15,I, and as protected under Administrative Rules Chapter Wt 700, is approved.

OTHER:

The Department of Environmental Services ("DES") Wetlands Bureau has reviewed your request to designate prime wetlands as described in RSA 482-A:15 Local Option, Prime Wetlands.

Based on review of the Town of New Ipswich Prime Wetland Report ("Report") dated July 2006 by Moosewood Ecological Services, LLC, as received by DES on July 27, 2006, DES has determined that the Report and associated maps identifying 18 wetlands as designated Prime Wetlands complies with the requirements of Administrative Rules Part Wt 701 Criteria and Evaluation, and Part Wt 702 Submission, and the request to designate these wetlands as prime wetlands as defined in RSA 482-A:15,I, and as protected under Administrative Rules Chapter Wt 700, is approved.

EXPEDITED MINIMUM

**2006-01807 BOLIVAR REALTY TRUST
NEWMARKET Unnamed Wetland**

Requested Action:

Withdraw application by request from NH Soil Consultants, Inc. letter dated December 28, 2006.

Inspection Date: 12/13/2006 by David A Price

WITHDRAW APPLICATION:

Withdraw application by request from NH Soil Consultants, Inc. letter dated December 28, 2006.

**2006-02560 BOW, TOWN OF
BOW Unnamed Stream Town Pond**

Requested Action:

Permanently impact 140 square feet and temporarily impact 1985 square feet of roadside wetland to reset existing culverts and realign the existing roadway.

APPROVE PERMIT:

Permanently impact 140 square feet and temporarily impact 1985 square feet of roadside wetland to reset existing culverts and realign the existing roadway.

With Conditions:

1. All work shall be in accordance with plans by Provan and Lorber Inc dated August 2006 and revised through November 28, 2006, as received by the Department on December 7, 2006.
2. The permittee shall notify the NH Division of Historic Resources of the proposed project prior to the commencement of construction.
3. Work shall be done during periods of non-flow.
4. Work shall be conducted during low water conditions.
5. 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.
6. No equipment shall enter the water.
7. All work shall be done from above the top of the bank.
8. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Proper headwalls shall be constructed within seven days of culvert installation.
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. 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).
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.
13. Catch basins shall be inspected and cleaned out on a semi-annual basis and after a 25-year storm event.

With Findings:

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

**2006-02814 COMMONS DEVELOPMENT
PLYMOUTH Unnamed Wetland**

Requested Action:

Restore 250 square feet of previously disturbed man made ditch and dredge and fill 648 square feet of man made ditch wetland for access in the proposed re-development of an existing commercial lot.

APPROVE PERMIT:

Restore 250 square feet of previously disturbed man made ditch and dredge and fill 648 square feet of man made ditch wetland for access in the proposed re-development of an existing commercial lot.

With Conditions:

1. All work shall be in accordance with plans by SFC Engineering Partnership dated October 24, 2006, as received by the

Department on December 6, 2006.

2. The permittee shall notify the NH Division of Historic Resources of the proposed project prior to the commencement of construction.
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. Work shall be done during periods of non-flow.
5. 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.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Proper headwalls shall be constructed within seven days of culvert installation.
8. All material removed for restoration activities shall be removed down to the level of the original hydric soils.
9. Mulch within the restoration area shall be straw.
10. 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.
11. A post-construction report documenting the status of the restored jurisdictional area, including photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.
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 Env-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 Env-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 Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The elevation of the lot is above the 100-year flood plain for this area, even though this lot is illustrated within the 100-year flood plain on the tax map.
6. The Department of Transportation is unwilling to grant an access permit for the existing access.

**2006-02873 ACWORTH, TOWN OF
ACWORTH Cold River**

Requested Action:

Request Amendment to use Construction Specification 704, dated December, 2006.

Request to remove woody debris and approximately 3,513 cubic yards of woody debris at DSR # 12, removal of woody debris along approximately 140 linear feet at DSR # 14 and removal of woody debris at DSR #40 along approximately 5,050 linear feet of the Cold River, Request to remove wood debris at DSR # 50 along approximately 725 linear feet and remove woody debris at DSR 61 along 1175 linear feet of the Cold River, as identified by the Town of Acworth and qualified by a federal agency's multi-disciplinary team to be funded as part of the USDA- NRCS Emergency Watershed Protection (EWP) program in response to the October 2005 flooding and as identified in Construction Specifications 704, 705, 706, 708, and 709.

APPROVE AMENDMENT:

Approve Amendment request to use revised Construction Specification 704, dated December 2006.

Request to remove woody debris and approximately 3,513 cubic yards of woody debris at DSR # 12, removal of woody debris along approximately 140 linear feet at DSR # 14 and removal of woody debris at DSR #40 along approximately 5,050 linear feet of

the Cold River, Request to remove wood debris at DSR # 50 along approximately 725 linear feet and remove woody debris at DSR 61 along 1175 linear feet of the Cold River, as identified by the Town of Acworth and qualified by a federal agency's multi-disciplinary team to be funded as part of the USDA- NRCS Emergency Watershed Protection (EWP) program in response to the October 2005 flooding and as identified in Construction Specifications 704, 705, 706, 708, and 709.

With Conditions:

1. All work shall be in accordance with plans by the USDA Natural Resources Conservation Service (NRCS) entitled "Channel and Streambank Obstruction Removal, Town of Acworth, DSR Site 12, 14, 40" and Construction Specifications 704, 705, 706, 708, and 709 submitted in support of the permit application as received by DES Wetlands Bureau on November 27, 2006. For DSR sites 58 and 61 all work shall be in accordance with plans by the USDA Natural Resources Conservation Service (NRCS) entitled "Channel and Streambank Obstruction Removal, Town of Acworth, DSR Site 58, 61" and Construction Specifications 704, 705, 706, 708, and 709 submitted in support of the permit application as received by DES Wetlands Bureau on November 27, 2006.
2. Prior to commencing work, the applicant shall submit a "Pollution Control Plan" and "Debris Disposal Plan" to the DES Wetlands Bureau for review and approval.
3. The applicant shall obtain temporary construction easements or written agreements from affected landowners prior to the start of work.
4. The applicant shall notify the DES Wetlands Bureau, the Town Board of Selectman, the Town Conservation Commission, and the Cold River Local Advisory Committee at least two (2) days prior to the start of work.
5. A finalized plan set and follow-up report with photographic documentation shall be filed with the DES Wetlands Bureau within 14 days of the completion of work.
6. Work shall be inspected by NRCS to ensure that appropriate protective measures are properly implemented, including those outlined in the plans and documents supporting this permit application and the conditions of this authorization.
7. All work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
8. All in-stream work shall be conducted in a manner that minimizes the duration of construction in the river. In-stream work shall not exceed (5) consecutive days in total unless specifically authorized by the DES wetlands bureau.
9. The permittee and/or their contractor shall monitor the weather and shall not commence work within flowing water, including the installation of cofferdams, when rain is forecast.
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. Discharge from dewatering work areas shall be to sediment basins that are located in uplands, and lined with hay bales or other acceptable sediment trapping liners.
12. Material shall be dewatered in sedimentation basins located outside of the jurisdiction of the DES Wetlands Bureau. The dewatering area shall be lined with siltation and erosion controls to prevent runoff from entering jurisdictional areas.
13. There shall be no excavation or filling conducted in flowing water.
14. Extreme precautions shall be taken to limit unnecessary removal of vegetation within riparian areas.
15. Cleared areas that will be revegetated shall be replanted with similar native (noninvasive) species.
16. Erosion control structures must be removed once the area is stabilized.
17. Temporary structures installed to isolate the work area and channel flow through the work area during construction shall be entirely removed immediately following construction.
18. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands.
19. Faulty equipment shall be repaired prior to entering jurisdictional areas.
20. 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.
21. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet). All refueling of equipment shall occur outside of surface waters or wetlands during construction.

With Findings:

1. This revised Construction Specification 704 was reviewed and approved by DES, by DES Rivers Coordinator, by the Fish and Game Department and by NRCS to allow cost effective emergency remediation.

Requested Action:

Request to amend permit to include Construction Specification 703 dated December, 2006.

Request to remove woody debris along approximately 12,450 linear feet at DSR # 51, approximately 2,050 linear feet at DSR # 52, and approximately 2,590 linear feet at DSR # 53 all located on Mill Brook and as identified by the Town of Westmoreland and qualified by a federal agency's multi-disciplinary team to be funded as part of the USDA-NRCS Emergency Watershed Protection (EWP) program in response to the October 2005 flooding and as identified in Construction Specifications 704, 705, 706, 708, 709.

APPROVE AMENDMENT:

Approve Amendment to reference Construction Specification 703, dated December, 2006.

Request to remove woody debris along approximately 12,450 linear feet at DSR # 51, approximately 2,050 linear feet at DSR # 52, and approximately 2,590 linear feet at DSR # 53 all located on Mill Brook and as identified by the Town of Westmoreland and qualified by a federal agency's multi-disciplinary team to be funded as part of the USDA-NRCS Emergency Watershed Protection (EWP) program in response to the October 2005 flooding and as identified in Construction Specifications 704, 705, 706, 708, 709.

With Conditions:

1. All work shall be in accordance with plans by the USDA Natural Resources Conservation Service (NRCS) entitled "Channel and Streambank Obstruction Removal, Town of Westmoreland, DSR Site #51, 52, 53" and Construction Specifications 704, 705, 706, 708, and 709 submitted in support of the permit application as received by the DES Wetlands Bureau on November 17, 2006.
2. Prior to commencing work, the applicant shall submit a "Pollution Control Plan" and "Debris Disposal Plan" to the DES Wetlands Bureau for review and approval.
3. The applicant shall obtain temporary construction easements or written agreements from affected landowners prior to the start of work.
4. The applicant shall notify the DES Wetlands Bureau, the Town Board of Selectman, the Town Conservation Commission, at least two (2) days prior to the start of work.
5. A finalized plan set and follow-up report with photographic documentation shall be filed with the DES Wetlands Bureau within 14 days of the completion of work.
6. Work shall be inspected by NRCS to ensure that appropriate protective measures are properly implemented, including those outlined in the plans and documents supporting this permit application and the conditions of this authorization.
7. All work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
8. All in-stream work shall be conducted in a manner that minimizes the duration of construction in the river. In-stream work shall not exceed five (5) consecutive days in total unless specifically authorized by the DES Wetlands Bureau.
9. The permittee and/or their contractor shall monitor the weather and shall not commence work within flowing water, including the installation of cofferdams, when rain is forecast.
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. Discharge from dewatering of work areas shall be to sediment basins that are located in uplands and lined with hay bales or other acceptable sediment trapping liners.
12. Material shall be dewatered in sedimentation basins located outside of the jurisdiction of the DES Wetlands Bureau. The dewatering area shall be lined with siltation and erosion controls to prevent runoff from entering jurisdictional areas.
13. There shall be no excavation or filling conducted in flowing water.
14. Extreme precautions shall be taken to limit unnecessary removal of vegetation within riparian areas.
15. Cleared areas that will be revegetated shall be replanted with similar native (noninvasive) species.
16. Erosion control structures must be removed once the area is stabilized.
17. Temporary structures installed to isolate the work area and channel flow through the work area during construction shall be entirely removed immediately following construction.
18. Construction equipment shall be inspected daily for leaking fuel, oil, and hydraulic fluid prior to entering or working near surface waters or wetlands.
19. Faulty equipment shall be repaired prior to entering or working near jurisdictional areas.
20. 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.

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

With Findings:

1. The amended Construction Specification 703 was reviewed and approved by DES, DES Rivers Coordinator, Fish and Game Department and NRCS to ensure cost effective emergency remediation.

**2006-03085 GOODE, JOHN & DIANA
MEREDITH Lake Winnepesaukee**

Requested Action:

Excavate and fill 4 cubic yards from 54 sq ft of bed and bank to install a submarine cable from the mainland to Bear Island in Lake Winnepesaukee, Meredith.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Excavate and fill 4 cubic yards from 54 sq ft of bed and bank to install a submarine cable from the mainland to Bear Island in Lake Winnepesaukee, Meredith.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated November 20, 2006, as received by the Department on December 06, 2006.
2. Appropriate siltation and erosion 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.
3. 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.
4. 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.
5. Area shall be regraded to original contours following completion of work.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
8. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
10. 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 Env-Wt 303.04(o), projects deemed minimum impact by the department based on the degree of environmental impact.
2. NH NHI and NH Fish and Game will not be submitting comments.

**2006-03087 TOWN OF MEREDITH, C/O ISLAND SERVICE CORP
MEREDITH Lake Winnepesaukee**

Requested Action:

Excavate and fill 4 cubic yards from 45 sq ft of bed and bank to install a submarine cable from the mainland to Bear Island in Lake Winnepesaukee, Meredith.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Excavate and fill 4 cubic yards from 45 sq ft of bed and bank to install a submarine cable from the mainland to Bear Island in Lake Winnepesaukee, Meredith.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated November 20, 2006, as received by the Department on December 06, 2006.
2. Appropriate siltation and erosion 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.
3. 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.
4. 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.
5. Area shall be regraded to original contours following completion of work.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
8. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
10. 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 Env-Wt 303.04(o), projects deemed minimum impact by the department based on the degree of environmental impact.
2. NH NHI and NH Fish and Game will not be submitting comments.

2006-03146 ROCKYWOLD-DEEPHAVEN CAMPS INC
HOLDERNESS Squam Lake

Requested Action:

Repair an existing 16 ft by 21 ft rock and concrete support for a 16 ft by 32 ft 6 in permanent dock on 8,780 ft of frontage on Squam Lake, Holderness.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Repair an existing 16 ft by 21 ft rock and concrete support for a 16 ft by 32 ft 6 in permanent dock on 8,780 ft of frontage on Squam Lake, Holderness.

With Conditions:

1. All work shall be in accordance with plans by David Driscoll dated November 20, 2006, as received by the Department on December 14, 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 recorded permit shall be submitted to the DES Wetlands Bureau, by certified mail, return receipt requested, prior to construction.
3. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that the structures as shown on the application and plan were not previously permitted or grandfathered.
4. Repair shall maintain existing size, location and configuration.
5. 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.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
7. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
8. Appropriate siltation and erosion 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. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
10. 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 Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

GOLD DREDGE

2006-03257 ABBOTT, GERALD
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc: Bath Con Comm

TRAILS NOTIFICATION

2006-03115 MERRILL 1981 TRUST, RICHARD
LOUDON

COMPLETE NOTIFICATION:
Loudon Tax Map 26, Lot# 7 & 9

2006-03140 **WARREN, SD**
OSSIPEE Red Brook

COMPLETE NOTIFICATION:
Ossipee Tax Map 44, Lot# 1

2006-03261 **CHASE, ARTHUR & CAROL**
SANDWICH Unnamed Stream

COMPLETE NOTIFICATION:
Sandwich Tax Map/Lot#: R5 / 21 & R4 / 30A

2006-03267 **LOTTERO, ROBERT**
LANCASTER Unnamed Stream

COMPLETE NOTIFICATION:
Lancaster Tax Map R3, Lot# 5 & 6

2006-03270 **RUNNELS LANDING CONDOMINIUM ASSOC, BOB EARLEY**
HOLLIS Unnamed Stream

COMPLETE NOTIFICATION:
Hollis Tax Map 5, Lot# 31

2006-03276 **KLATT, ERIC**
FARMINGTON Unnamed Stream

COMPLETE NOTIFICATION:
Farmington Tax Map/Lot#: R45/1 & R46/6

PERMIT BY NOTIFICATION

2006-03067 **MILLS COVE REALTY ON WINNIPESAUKEE, BRIAN FORTIER**
ALTON Lake Winnepesaukee

Requested Action:
Construct a 6 ft x 40 ft seasonal pier with a 3 ft x 7 ft concrete pad

PBN IS COMPLETE:
Construct a 6 ft x 40 ft seasonal pier with a 3 ft x 7 ft concrete pad

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a), installation of a seasonal pier.

2006-03156 NEWPORT, TOWN OF
NEWPORT Sugar River

Requested Action:

Stabilize 40 linear feet of eroding riprap bank along the Sugar River to protect existing sewer infrastructure.

PBN IS COMPLETE:

Stabilize 40 linear feet of eroding riprap bank along the Sugar River to protect existing sewer infrastructure.

With Findings:

1. The applicant provided evidence/information that the proposed project does meet the criteria of Env-Wt 506.01(7).