

Wetlands Bureau Decision Report

Decisions Taken
04/30/2007 to 05/07/2007

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.

MAJOR IMPACT PROJECT

**2006-02041 WOLFEBORO, TOWN OF
WOLFEBORO Heath Brook**

Requested Action:

Dredge and fill 256 square feet of the Hawkins Brook Prime Wetland adjacent to Pleasant Valley Road to correct existing drainage issues.

APPROVE PERMIT:

Dredge and fill 256 square feet of the Hawkins Brook Prime Wetland adjacent to Pleasant Valley Road to correct existing drainage issues.

With Conditions:

1. All work shall be in accordance with plans by North Country Soil Services, as received by the Department on January 25, 2007.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. This permit is contingent upon the issuance of a Restoration Approval by NH DES Wetlands Bureau Compliance Section.
4. Work shall be done during low flow.
5. Newly permitted work shall be done concurrently with the restoration work.
6. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
7. 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.
8. No equipment shall enter jurisdictional areas.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. A post-construction report documenting the status of the restored jurisdictional area, including photographs shall be submitted to the Wetlands Bureau File Number 2006-02041 within 30 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.
13. The restoration areas shall be replicated in a manner satisfactory to the DES Wetlands Bureau or shall be replanted and re-established until a functional wetland is recreated to the Department's Satisfaction.

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(f), projects located in or adjacent to designated prime wetlands under RSA 482-A:15.
2. The applicant is proposing to dredge in order to clear the outlet of the existing culvert in order to eliminate failure of the existing drainage system.
3. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 4. The proposal is for the construction of a roadside drainage ditch. One may have existed in the past but it has been abandoned.
5. The applicant has provided evidence which demonstrates that his/her project, as approved and conditioned, is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
6. 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.
7. The detailed plans accurately locate the boundary of the wetlands and prime wetlands.
8. The erosion controls, water velocity controls, grass treatment swales, stabilization methods, culvert sizing and invert elevations will protect the ability of the wetlands to retain floodwaters and silt.
9. Based on the findings above, there is clear and convincing evidence this proposal will have no significant loss of values to the prime wetlands as set forth in RSA 482-A:1, and the project meets the criteria set forth in Rule Env-Wt 703.01 Criteria for

Approval.

Any party may apply for reconsideration with respect to any matter determined in this action within 20 days from the date of this notification. A motion for reconsideration must specify all grounds upon which future appeals may be based, and should include information not available to the Department when the decision was made. The Department may grant reconsideration if, in its opinion, good reason is provided in the motion.

MINOR IMPACT PROJECT

**2005-02503 MANTER, WALTER & ROSEMARIE
EPPING Unnamed Wetland**

Requested Action:

Approve name change request to: Prescott Orchards Land Development, LLC, PO Box 2008, Portsmouth, NH 03801 per request received February 10, 2007.

APPROVE NAME CHANGE:

Dredge and fill a total of 4,492 sq. ft. of wetlands to construct roadway crossings for a 119-lot subdivision on 344 acres, including: impact #1- 600 sq. ft. to install a 5' wide x 5' high x 45' long box culvert; impact #2- 1,552 sq. ft. to install a 40' long culvert, with diameter/width to be determined to the satisfaction of NH Fish & Game as conditioned below; impacts #3- 500 sq. ft., and #4-830 sq. ft., to install a 57" wide x 38" high x 53' long pipe arch culvert; impacts #5-500 sq. ft., and #6, 260 sq. ft., to install a 57" wide x 38" high x 48' long pipe arch culvert; and impact #7- 250 sq. ft. to install a 35" wide x 24" high x 48' long pipe arch culvert.

With Conditions:

1. All work shall be in accordance with revised plans by Jones and Beach Engineers, Inc. dated 3/17/2006, as received by the Department on 4/21/2006, except as conditioned below.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. This permit shall not be effective until it has been recorded with the Rockingham County Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
5. 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. There shall be no discharge of stormwater to wetlands located in Open Space areas "B", "C", or "T".
8. There shall be no riprap installed at culvert inlets or outlets, only native vegetative stabilization of the substrate or placement of smooth stone, and no stone shall be laid in the wetland or stream bottoms, in order to facilitate aquatic species passage. This permit shall be contingent upon receipt by DES of revised plans to reflect removal of the "riprap" notes from the plans, and plans appropriately relabeled as described above, prior to work occurring in the impact areas.
9. The dimensions of the 40' long culvert associated with impact #2 shall be determined as a result of coordination of the permittee with, and to the satisfaction of, the NH Fish & Game Non-Game and Endangered Wildlife Program, with the goal of providing meaningful aquatic passage at that crossing associated with Open Space area "C". The resulting plan revision(s) shall be submitted to DES prior to work occurring in wetlands at this location.
10. The location of the proposed basketball court shall be revised to increase the buffer distance to the vernal pool to a minimum of 100'. A copy of the revised plan reflecting this change shall be submitted to DES at the time of submission of other plan revisions associated with this page, as described in conditions #8 and #9.
11. This permit is contingent upon receipt and DES approval of stream diversion/ dewatering plan for work at crossing locations which involve perennial streams.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control

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

- 13. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
- 14. 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.
- 15. Silt fencing must be removed once the area is stabilized.
- 16. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
- 17. 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.
- 18. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
- 19. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
- 20. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
- 21. Proper headwalls shall be constructed within seven days of culvert installation.
- 22. 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).
- 23. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
- 24. Work shall be done during low flow.

With Findings:

- 1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h), alteration of less than 20,000 square feet in the aggregate of non-tidal wetlands which do not meet the criteria of Env-Wt 303.04(p).
- 2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The wetlands must be crossed a some locations on the property to reach buildable uplands.
- 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03. The applicant has confined the crossings to the shortest routes, or has placed the proposed roadway between wetlands, resulting in impacts only to the outer wetland edges.
- 4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project:
 - a. the east-west wildlife travel corridors width has been increased to that requested by the Epping Conservation Commission;
 - b. the applicant has increased the culvert size and changed the design nature of the culverts and the associated substrate outlet stabilization, in accordance with the comments of NH Fish & Game Department with regard to aquatic species passage (particularly the Blandings turtle), or is conditioned herein to do so;
 - c. the applicant has provided 100' buffers from site disturbances to vernal pools, or is conditioned herein to do so.

2006-00600 BKP DYNASTY TRUST
WOLFEBORO Lake Winnepesaukee

Requested Action:

Amend permit to include tie-off pilings.

APPROVE AMENDMENT:

Amend permit to read: Construct two 6 ft x 30 ft piling piers connectetd by a 5 ft x 34 ft walkway over the bank in a U-shaped configuration with 3 tie off pilings within the center double boat slip on 225 ft of frontage in Wolfeboro on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by White Mountain Survey revised as received by the Department on May 1, 2007.
2. This permit shall not be effective until it has been recorded with the appropriate 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. Permanent piers shall not extend lakeward more than 30 ft from the reference line.
4. The minimum spacing for pile bents shall be 12 ft center to center.
5. No walkway or dock on the frontage shall exceed a 6 ft width without further approval from the Department.
6. Dock access stairs shall be constructed over the bank, and shall not be recessed into the bank.
7. Unnecessary removal of vegetation shall be prohibited.
8. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
9. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
10. Accessory structures on the frontage, such as decks, patios, gazebos, etc. within 50 ft of the reference line shall be subject to the following: must be at least 20 ft landward of the reference line, shall not exceed 20 ft in height, shall not exceed a 150 sq ft area, and shall not be constructed in slopes steeper than 25%.
11. 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.
12. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
13. If seasonal boatlifts or seasonal personal watercraft lifts are later installed, they shall require another permit, and will be installed in such a manner as to not exceed the already reached 4 boatslip limit.
14. These shall be the only structures on this water frontage and all portions of the docking structures shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
15. This permit does not authorize any dredging activities.
16. 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 provides for 4 boatslips.
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 225 feet of shoreline frontage along Lake Winnepesaukee.
4. A maximum of 4 slips may be permitted on this frontage per Rule Env-Wt 402.12, Frontage Over 75'.
5. The proposed docking facility will provide 4 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.12.

2006-01178 GOFFSTOWN, TOWN OF
GOFFSTOWN Black Brook

Requested Action:

Dredge and fill approximately 2,270 sq. ft. (includes 1,110 sq. ft. of temporary impacts) of stream bank for replacement of a bridge on Pollard Road and Black Brook. The previous bridge was destroyed in the May 2006 flood events and removed under an Emergency Authorization issued by DES. The previous bridge was an approximately 16 ft. wide x 8 ft. high x 41 ft. long aluminum box culvert. The replacement bridge will be an approximately 20 ft. wide x 9 ft. high x 50 ft. long pre-cast open bottom box culvert with a natural stream bed and associated footings, wingwalls and wingwall protection.

Conservation Commission/Staff Comments:

1. The Goffstown Conservation Commission recommended approval of the proposed project.
2. The previous Emergency Authorization for the bridge failure work was issued by DES on May 19, 2006.

APPROVE PERMIT:

Dredge and fill approximately 2,270 sq. ft. (includes 1,110 sq. ft. of temporary impacts) of stream bank for replacement of a bridge on Pollard Road and Black Brook. The previous bridge was destroyed in the May 2006 flood events and removed under an Emergency Authorization issued by DES. The previous bridge was an approximately 16 ft. wide x 8 ft. high x 41 ft. long aluminum box culvert. The replacement bridge will be an approximately 20 ft. wide x 9 ft. high x 50 ft. long pre-cast open bottom box culvert with a natural stream bed and associated footings, wingwalls and wingwall protection.

With Conditions:

1. All work shall be in accordance with plans and narratives prepared by the Town of Goffstown, Department of Public Works, plan sheets, Pollard Road Bridge Demolition Plan, Pollard Road Bridge Project 2007, Pollard Road Bridge Project 2007 Bridge and Road Details and Pollard Road Bridge Project 2007 Erosion Control, dated January 12, 2007, as received by DES on February 7, 2007 and narratives as received by DES on February 7, 2007.
2. This permit is contingent on the Town of Goffstown obtaining construction easements from affected landowners outside of the existing road right-of-way. The Town shall supply copies of the recorded easements to the DES Wetlands Bureau File No. 2006-01178 prior to the start of any construction.
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. The Permittee shall monitor the weather and will not commence work within flowing water, including the installation of cofferdams, when rain is in the forecast.
5. Work shall be done during low flow conditions.
6. 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.
7. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
8. Temporary cofferdams shall be entirely removed immediately following construction.
9. All in-stream work shall be conducted in a manner that minimizes the duration of construction in the watercourse.
10. There shall be no excavation or operation of construction equipment in flowing water.
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. 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. Any native material removed from the natural streambed for installation of the new bridge shall be stockpiled separately and reused to emulate a natural channel bottom. Any new materials used within the stream channel must be similar to the natural stream substrate and shall not include angular rip-rap.
14. Temporary wetland or bank impact areas shall be regraded to original contours.
15. Extreme precautions shall be taken within riparian areas to limit unnecessary removal of vegetation during access road construction and areas cleared of vegetation are to be revegetated with native species within three days of the completion of this project.
16. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands. Faulty equipment shall be repaired immediately.
17. 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.
18. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(1); projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks and do not meet the criteria for minimum impact under Wt 303.04(n).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The New Hampshire Fish and Game Department (NHFGD) identified that their records show the wood turtle (*Glyptemys insculpta*) occur near the project site. NHFGD stated that they do not expect any impacts to the species as a result of the proposed project.
6. The proposed replacement bridge is a larger open bottom structure.
7. The previous bridge was destroyed during the May 2006 flood events. The bridge stabilization and removal was authorized by DES through an Emergency Authorization issued in May 2006.

**2006-02330 LEONI, DOUGLAS
JACKSON Unnamed Stream Wetlands**

Requested Action:

Approve permit amendment to include the installation of septic and utility lines in the permit description and revise permit conditions to include a condition that states, "Utility and septic line installation shall not result in additional wetland or surface water impacts".

APPROVE AMENDMENT:

Dredge and fill approximately 2,795 square feet forested wetlands along 200 linear feet of intermittent stream to install utility and septic lines; and four(4) 30-inch x 30-foot CMP culverts; two(2) 36-inch x 30-foot CMP culverts; and a 48-inch x 30-foot CMP culvert for common driveway access to two(2) single family building lots.

With Conditions:

1. All work shall be in accordance with plans by Timothy Jones of Garland Lumber, as received by the Department on December 01, 2006, and revised plans received on January 16, 2007.
2. Utility and septic line installation shall not result in additional wetland or surface water impacts.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies tax map/lot numbers R8/27C and R8/27D shall contain condition #2 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittees for both lots (tax map/lot numbers R8/27C and R8/27D). A copy of the registered permit for both lots shall be submitted to the DES Wetlands Bureau.
6. Work shall be done during annual low flow conditions.
7. 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.
8. Work shall be conducted in a manner so as to minimize turbidity and sedimentation.
9. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
10. There shall be no excavation or operation of construction equipment in flowing water.
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. Proper headwalls shall be constructed within seven days of culvert installation.
13. 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).
14. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
15. Post-construction photographs documenting the status of the completed construction 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(1), projects that alter the course of or disturb less than

200 linear feet of intermittent stream.

2. Impacts permitted for access to the original 6-lot subdivision that resulted in the two(2) lots associated with this application were permitted under Wetlands and Non-Site Specific Permit # 1996-00490, which approved 4,840 square feet of forested wetland impact.
3. Wetlands and Non-Site Specific Permit # 1996-00490, conditions #3 and #4 were not complied with; and therefore, the applicants were unaware of the below restrictions when the lots were purchased. Condition #3 stated, "This permit shall not be effective until 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." Condition #4 stated, "The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #2 (There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.) of this approval.
4. One(1) of the seven(7) proposed crossings for common driveway access was previously permitted under Wetlands and Non-Site Specific Permit # 1996-00490 and never constructed.
5. The applicant has revised the originally proposed single family driveway access to tax map/lot R8/27C to common driveway access to tax map/lots R8/27C and R8/27D.
6. The proposed driveway will provide common access to two(2) lots of the original 6-lot subdivision.
7. The revised common driveway access reduces the square feet impact and eliminates a perennial stream crossing.
8. Plans stamped by a certified wetland scientist for tax map/lot R8/27-C were received by the Department on September 07, 2006.
9. Plans stamped by a certified wetland scientist for tax map/lot R8/27D were received by the Department on January 16, 2007.
10. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
11. 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.
12. 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.

2006-02742 LEONARD, EARLENE
BROOKFIELD Kingswood Lake

Requested Action:

Repair and/or replace 98 linear ft of existing retaining wall "in kind" on 236 ft of frontage on Kingswood Lake in Brookfield.

APPROVE PERMIT:

Repair and/or replace 98 linear ft of existing retaining wall "in kind" on 236 ft of frontage on Kingswood Lake in Brookfield.

With Conditions:

1. All work shall be in accordance with plans by Tumbledown Construction as received by the Department on October 19, 2006.
2. Replacement wall shall maintain existing length and height.
3. The replacement wall shall be built within the footprint of the existing wall and shall not encroach further into the waterbody the existing wall.
4. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
5. 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.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
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. Dated photographic documentation of the replacement wall shall be submitted to the Wetlands Bureau as a notification of completion of the project.
9. 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(j) repair or replacement of retaining walls.
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.

2006-02784 LEFEBVRE, ROLAND
ALTON Lake Winnepesaukee

Requested Action:

Dredge and relocate 4 rocks from the lakebed to the area identified on the plan, dredge a total of 5.75 cubic yards from 224 sq ft located in 2 boat slips and the approach to the existing 17 ft x 30 ft dug in boathouse, install a PWC lift adjacent to the docking structure, and retain a 6 ft x 4 ft concrete anchoring pad for the seasonal dock, on an average of 154 ft of frontage on Lake Winnepesaukee, Alton.

APPROVE PERMIT:

Dredge and relocate 4 rocks from the lakebed to the area identified on the plan, dredge a total of 5.75 cubic yards from 224 sq ft located in 2 boat slips and the approach to the existing 17 ft x 30 ft dug in boathouse, install a PWC lift adjacent to the docking structure, and retain a 6 ft x 4 ft concrete anchoring pad for the seasonal dock, on an average of 154 ft of frontage on Lake Winnepesaukee, Alton.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction dated September 13, 2006, revision date March 24, 2007, as received by DES on April 03, 2007.
2. There shall be no impacts to the wetlands on the frontage as shown on the plans submitted with previous application #1999-00939.
3. This permit shall not be effective until it has been recorded with the County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
4. The existing seasonal dock shall be removed from the water during the non-boating season. Failure to remove the dock will be considered to be a violation of RSA 482-A.
5. 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.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. The PWC lift shall be of seasonal construction type which shall be removed for the non-boating season.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(g), removal of no more than 10 cubic yards of rock, gravel, sand, mud or other materials from public waters.
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.

2006-02930 MASCOMA RIVERMILL PROPERTIES LLC
LEBANON Mascoma River

Requested Action:

Dredge and fill 100 square feet (10 linear feet) of bank within the Mascoma River to replace an existing 6-inch PVC stormwater drainage pipe with an 18-inch HDPE pipe and stone discharge apron.

APPROVE PERMIT:

Dredge and fill 100 square feet (10 linear feet) of bank within the Mascoma River to replace an existing 6-inch PVC stormwater drainage pipe with an 18-inch HDPE pipe and stone discharge apron.

With Conditions:

1. All work shall be in accordance with plans by Pathways Consulting, LLC., dated February 09, 2007, and revised through February 16, 2007, as received by the DES Wetlands Bureau on February 23, 2007.
2. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
3. No stumps shall be removed within 50 feet of the reference line per RSA 483-B (see attached fact sheet).
4. No machinery shall enter the water.
5. All work shall be done from the top of the bank.
6. Appropriate erosion and siltation controls shall be installed prior to construction, maintained during construction, and remain until the area is stabilized. Silt fencing must be removed once the area is stabilized.
7. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
8. The applicant shall notify the DES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.
9. Extreme precautions shall be taken within riparian areas to limit unnecessary removal of vegetation during construction and areas cleared of vegetation to be revegetated with native like species within three days of the completion of this project
10. Excavated material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
11. All temporarily stockpiled material shall be placed out any area that is within the jurisdiction of the DES Wetlands Bureau.
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 minor impact project per Administrative Rule Env-Wt 303.03(1), alteration of less than 200 linear feet of a river channel or its banks.
2. No comments were submitted from the NHFG Nongame and Endangered Wildlife Program or the Natural Heritage Bureau.
3. The Lebanon Conservation Commission recommended approval of the proposed project with the recommendation of the use of stormwater treatment devices.
4. The applicant's agent has indicated the entire project will have a net decrease in the stormwater generated.
5. The applicant has provided a waiver request per Env-Wq 1410, to waive the information required with applications, per Env-Wq 1409.03.
6. The proposed impact will result from the replacement and upgrade of an existing drainage structure only.
7. The project will not impact any existing vegetation within the protected shoreland and photographic documentation of the entire 1,200 linear feet of shoreline was provided.
8. There will be no adverse effect to the environment or natural resources of the state, public health, or public safety; or on abutting properties that is more significant than that which would result from complying with the rule.
9. The waiver is granted in accordance with Env-Wq 1410.04(2)(b), as strict compliance with the rule will provide no benefit to the public and will cause an operational or economic hardship to the applicant.
10. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
11. 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.
12. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

Requested Action:

Relocate submerged crib material and navigational hazard to a location adjacent to the existing, submerged "L-shaped" crib, remove a 5 ft x 42 ft piling pier and a 4 ft x 42 ft 3 in piling pier and install two 6 ft x 50 ft piling piers and install a boatlift within one of the existing slips on 243 ft of frontage in New London on Lake Sunapee.

APPROVE PERMIT:

Relocate submerged crib material and navigational hazard to a location adjacent to the existing, submerged "L-shaped" crib, remove a 5 ft x 42 ft piling pier and a 4 ft x 42 ft 3 in piling pier and install two 6 ft x 50 ft piling piers and install a boatlift within one of the existing slips on 243 ft of frontage in New London on Lake Sunapee.

With Conditions:

1. All work shall be in accordance with dock plans received by the Department on April 18, 2007 and crib relocation plans received April 18, 2007.
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. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
4. This permit does not allow for maintenance dredging.
5. This permit 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 these "existing structures" were not previously permitted or grandfathered.
6. 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.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
8. Pilings shall be spaced a minimum of 12 feet apart as measured center to center.
9. The seasonal boatlift shall be removed from the lake bed for 5 months during the non-boating season.
10. Relocated crib material shall not be stacked on top of the submerged L-shaped crib, and shall be placed in like water depths.
11. 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 providing no more than 4 boat slips.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2007-00093 SUNRISE LAKE ESTATES ASSOCIATION INC, JERRI WAITT
MIDDLETON Sunrise Lake

Requested Action:

Install 55 linear feet of retaining wall and replenish 4606 sq ft of beach area with 20 cu yd of sand, and improve drainage to help control runoff on 66 ft of frontage on Sunrise Lake, Middleton.

Conservation Commission/Staff Comments:

No Con Com comments by 03/19/07

APPROVE PERMIT:

Install 55 linear feet of retaining wall and replenish 4606 sq ft of beach area with 20 cu yd of sand, and improve drainage to help control runoff on 66 ft of frontage on Sunrise Lake, Middleton.

With Conditions:

1. All work shall be in accordance with plans by Jerri Waitt dated March 28, 2007, as received by DES on April 03, 2007.
2. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.
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. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
5. The steps installed for access to the water shall be located completely landward of the normal high water line.
6. No more than 20 cu yd of sand may be used and all sand shall be located above the normal high water line.
7. This permit shall be used only once, and does not allow for annual beach replenishment.
8. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
9. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
10. 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(f), replenishment of a beach that uses no more than 20 cubic yards of sand.
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.

2007-00095 SUNRISE LAKE ESTATES ASSOCIATION INC, JERRI WAITT
MIDDLETON Sunrise Lake

Requested Action:

Replenish 4995 sq ft of existing sloped community beach with 20 cubic yards of sand on Sunrise Lake, Middleton.

Conservation Commission/Staff Comments:

No comments by Con Com received by 03/20/07

APPROVE PERMIT:

Replenish 4995 sq ft of existing sloped community beach with 20 cubic yards of sand on Sunrise Lake, Middleton.

With Conditions:

1. All work shall be in accordance with plans by Jerri Waitt dated December 10, 2006, as received by DES on January 11, 2007.
2. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.
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. No more than 20 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
5. This permit shall be used only once, and does not allow for annual beach replenishment.
6. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
7. 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(f), replenishment of a beach that uses no more than 20

cubic yards of sand.

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.

**2007-00195 LAWSON, CHARLES & CYNTHIA
NEW LONDON Pleasant Lake**

Requested Action:

Stabilize and restore 40 linear ft of existing retaining wall "in-kind" in New London on Pleasant Lake.

APPROVE PERMIT:

Stabilize and restore 40 linear ft of existing retaining wall "in-kind" in New London on Pleasant Lake.

With Conditions:

1. All work shall be in accordance with cross section as received by the department on April 20, 2007 and revised top view plans as received by DES on May 2, 2007.
2. The replacement wall shall maintain existing length, height and configuration.
3. The replacement wall shall be constructed within the foot print of the existing wall and shall not encroach further onto the waterbody than the existing wall.
4. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
5. 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.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
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. Dated photographic documentation of the replacement wall shall be submitted to the Wetlands Bureau as a notification of completion of the project.
9. The vegetation plan shall be implemented and maintained after wall completion.
10. Unnecessary removal of vegetation shall be prohibited.
11. 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(j) repair or replacement of existing retaining walls
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.

MINIMUM IMPACT PROJECT

**2006-02363 LARSON, DONALD
MEREDITH Lake Winnepesaukee**

Requested Action:

Temporarily impact a total of 40 sq ft of lake bed to install a submarine cable to supply electricity to Beaver Island from Big Beaver Island on Lake Winnepesaukee in Meredith.

APPROVE AMENDMENT:

Temporarily impact a total of 40 sq ft of lake bed to install a submarine cable to supply electricity to Beaver Island from Big Beaver Island on Lake Winnepesaukee in Meredith.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated October 28, 2006, as received by the Department on November 3, 2006.
2. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
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 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.
5. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
6. No more than 5 cubic yards of material shall be disturbed.
7. Cable shall be partially buried to avoid becoming a boating hazard.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(ae), Installation of residential utility lines and associated temporary impacts to permit utility services for a single family building lot.
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.

**2006-02837 CLOUTIER, NORMAN
TAMWORTH Unnamed Wetland**

Requested Action:

Dredge and fill 19,816 square feet of wet meadow for pond construction.

APPROVE PERMIT:

Dredge and fill 19,816 square feet of wet meadow for pond construction.

With Conditions:

1. All work shall be in accordance with plans by Forest Land Improvement dated August 2006, and revised through March 2007, as received by the Department on April 02, 2007.
2. All work shall be done in during low flow conditions.
3. Appropriate erosion, siltation and turbidity controls shall be installed prior to construction, shall be maintained during construction, and shall remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Machinery shall not be located within surface waters, where practicable.
5. Machinery shall be staged and refueled in upland areas.
6. Dredged spoils shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. 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.

8. Within three calendar 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(p), construction of a pond with less than 20,000 square feet of wetlands impact.
2. The Tamworth Conservation Commission voted to support the application.
3. The NHFG Nongame and Endangered Wildlife Program stated wood turtle, a state species of concern, are known to use a variety of wetland types for three season use and the Nongame and Endangered Wildlife Program does not recommend the conversion of emergent, scrub-shrub, and forested wetlands to lower quality open water habitat.
4. Natural Heritage Bureau review has indicated the project will not impact an exemplary natural community or community with occurrences of state or federally listed Endangered or Threatened species.
5. The applicant's agent has confirmed the proposed pond construction will impact wet meadow wetlands only and will not impact streams, very poorly drained soils, or prime wetlands.
6. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
7. 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.
8. 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.

**2007-00291 GALUZZO, COURTNEY
NEWBURY Unnamed Wetland**

Requested Action:

Request to dredge and fill approximately 1120 sq.ft. of wetlands adjacent to the proposed house and driveway on a lot dominated by poorly drained wetlands adjacent to Blodgetts Brook.

DENY PERMIT:

Request to dredge and fill approximately 1120 sq.ft. of wetlands adjacent to the proposed house and driveway on a lot dominated by poorly drained wetlands adjacent to Blodgetts Brook.

With Findings:

1. The parcel was subdivided as as house site in 1973.
2. The applicant states that the proposed impacts are necessary in order to build a house and appropriate amenities on the site.
3. The applicant states that the proposed house and driveway location is the least wetland impacting area.
4. The applicant states that most of the parcel is poorly drained wetland.
5. The applicant states that the "driveway is designed as a 'horseshoe' shape in the interest of safety."
6. The DES - Subsurface Bureau requires into a septic system to be located at least 50 feet for septic setback.
7. Pursuant to Env-Wt 505.03 (e) Expedited minimum impact permit conditions require that No fill shall be done to achieve septic setback and f) provides that no "No fill shall be done for lot development."
8. The fill as proposed would provide the necessary setback for the applicant's septic system.
9. A retaining wall could be constructed at the toe of the driveway to further reduce the amount of fill in wetlands and to minimize the impact to the wetlands.
10. Env-Wt 302.04(e) provides that the department shall not grant a permit if the project proposes fill of a wetland to achieve septic setback from wetland to meet department or local requirements.

2007-00680 **MITCHELL, PETER**
CHESTERFIELD **Unnamed Stream**

Requested Action:

Dredge and fill approximately 3,000 sq. ft. (approximately 1,400 temporary impact) of intermittent stream and emergent wetlands to retain and repair an existing access road/driveway for a proposed single family residence. Work in wetlands consists of retaining twin 30 in. x 20 ft. CMP culverts, construction of new headwalls and removal of approximately 1,400 sq. ft. of sediment from the culvert inlets and outlets.

APPROVE PERMIT:

Dredge and fill approximately 3,000 sq. ft. (approximately 1,400 temporary impact) of intermittent stream and emergent wetlands to retain and repair an existing access road/driveway for a proposed single family residence. Work in wetlands consists of retaining twin 30 in. x 20 ft. CMP culverts, construction of new headwalls and removal of approximately 1,400 sq. ft. of sediment from the culvert inlets and outlets.

With Conditions:

1. All work shall be in accordance with plan sheets titled, "Boundary & Easement Plan" by David A. Mann, Land Surveyor, revision dated October 4, 2006, "Proposed Sewage Disposal System" by Forest designs, dated May 1, 2007 and the culvert and headwall drawing by Peter E. Mitchell, dated May 3, 2007, as received by DES on May 3, 2007.
2. 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.
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. Work shall be done during low flow.
5. Proper headwalls shall be constructed.
6. 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.
7. Temporary wetlands impact areas shall be regraded to original contours.
8. Temporary wetlands impact areas shall be restored with materials similar to natural wetlands and surface water materials (i.e., organic soils and round stone) and seeded with a native wetlands seed mix. No riprap shall be used in the wetlands, surface waters or banks.
9. Culverts shall be installed at natural grade and shall not impede flows.
10. A post-construction report documenting the status of the crossing and restoration area with photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction and no later than November 1, 2007.
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. 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.
14. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired immediately.
15. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(z), installation of a culvert or bridge and associated

- fill to permit vehicle access to a piece of property for a single family building lot or for noncommercial recreational uses.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
 3. The New Hampshire Fish & Game Department, Nongame and Endangered Wildlife Program, did not submit comments regarding the proposed project.
 4. The Chesterfield Conservation Commission signed the application waiving their right to intervene on the proposed project.

FORESTRY NOTIFICATION

2007-00803 HUMBOLDT, RIKI
HENNIKER Unnamed Stream

COMPLETE NOTIFICATION:
Henniker Tax Map 1, Lot# 752-B

2007-00817 SCHWAEGLER, BRUCE
ORFORD Indian Pond Brook

COMPLETE NOTIFICATION:
Orford Tax Map 8-27, Lot# 4 & 5

2007-00855 CONNECTICUT LAKES TIMBER COMPANY, C/O LYME TIMBER
CLARKSVILLE Unnamed Stream

COMPLETE NOTIFICATION:
Clarksville Tax Map R6, Lot# 2

2007-00856 CONNECTICUT LAKES TIMBER COMPANY, C/O LYME TIMBER
PITTSBURG Unnamed Wetland

COMPLETE NOTIFICATION:
Pittsburg Tax Map 1, Lot# 26

2007-00867 AZMY, GAMIL
WEBSTER Unnamed Stream

COMPLETE NOTIFICATION:
Webster Tax Map 7, Lot# 46

2007-00869 WESTON, HOWARD
WEARE Unnamed Stream

COMPLETE NOTIFICATION:
Weare Tax Map 402, Lot# 49

2007-00874 MOVELLE, GERALD
HAVERHILL Unnamed Stream

COMPLETE NOTIFICATION:
Haverhill Tax Map 419, Lot# 4

2007-00876 WILLOUGHBY, RONALD
NORTH HAVERHILL Unnamed Stream

COMPLETE NOTIFICATION:
No. Haverhill Tax Map 413, Lot# 64

EXPEDITED MINIMUM

2006-02894 PAGE, HARLAN
NEWBURY Lake Sunapee

Requested Action:
Rebuild and/or replace existing boathouse "in-kind" accessed by right of way in Newbury on Lake Sunapee.

APPROVE PERMIT:
Rebuild and/or replace existing boathouse "in-kind" accessed by right of way in Newbury on Lake Sunapee.

With Conditions:

1. All work shall be in accordance with plans by James Goin as received by the Department on March 30, 2007.
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. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
4. This permit does not allow for maintenance dredging.
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 there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.
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. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.
9. Repairs shall maintain existing size, location and configuration.
10. All construction related material and debris removed shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Existing rocks within existing cribbing shall be reused for any crib rebuild.
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 minimum impact project per Administrative Rule Env-Wt 303.04(v), repair/replacement of existing docking structures.
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.

**2007-00468 CENTER STRAFFORD CEMETERY ASSOCIATION, CARL BROWN
STRAFFORD Unnamed Wetland**

Requested Action:

Fill a total of 1,180 sq. ft. of wetland in two locations to construct a driveway for access to an existing cemetery.

Conservation Commission/Staff Comments:

Con. Com. signed expedited application.

Inspection Date: 04/02/2007 by David A Price

APPROVE PERMIT:

Fill a total of 1,180 sq. ft. of wetland in two locations to construct a driveway for access to an existing cemetery.

With Conditions:

1. All work shall be in accordance with revised plans by Norway Plains Associates, Inc. dated April 11, 2007, as received by the Department on April 30, 2007.
2. 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.
3. 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 and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
4. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
5. 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.

With Findings:

1. This is a minimum project pursuant to Administrative Rule Env-Wt 303.04(f), projects involving alteration of less than 3,000 sq. ft. of wetland.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The existing driveway access for the cemetery is located in a substandard sight distance condition with NH Route 126. The existing driveway will be utilized in conjunction with the proposed driveway as one-way traffic.
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 provided DES with written concurrence from the abutter for work within 20 ft. of the abutting property line in accordance with Env-Wt 304.04(a).

LAKES-SEASONAL DOCK NOTIF

2007-00896 CHAUVETTE, KEVIN
NEW DURHAM Merry Meeting Lake

COMPLETE NOTIFICATION:
New Durham, NH Tax map 38 Lot 33
Merry Meeting Lake

2007-00897 WIELER, JAMES
MEREDITH Waukewan Lake

COMPLETE NOTIFICATION:
Meredith, NH Tax map UO5 Lot 50
Lake Waukewan

2007-00898 CAIL, RANDALL
GILFORD Lake Winnepesaukee

COMPLETE NOTIFICATION:
Gilford, NH Tax map 219 Lot 6.2
Lake Winnepesaukee

2007-00902 WILLIAMS, EDWARD
NORTH SANDWICH Miles Pond

COMPLETE NOTIFICATION:
North Sandwich NH Tax Map# R3 Lot#42J(House Lot) 53(Surrounding shoreline) Miles Pond

ROADWAY MAINTENANCE NOTIF

2007-00901 TOWN OF ALTON
ALTON Unnamed Stream

COMPLETE NOTIFICATION:
The Town of Alton is proposing to upgrade Powder Mill Road. The Routine Roadway Activities include replacement of existing damaged culverts in kind,in place,and routine ditch maintenance.

PERMIT BY NOTIFICATION

2007-00670 SALEM, TOWN OF
SALEM Unnamed Stream

Requested Action:

Impact a total of 1,600 square feet of road side drainage wetlands for the replacement of eleven (11) culverts beneath North Main Street and East Broadway for the roadway reconstruction.

Conservation Commission/Staff Comments:

The Salem Conservation Commission signed the PBN.

PBN IS COMPLETE:

Impact a total of 1,600 square feet of road side drainage wetlands for the replacement of eleven (11) culverts beneath North Main Street and East Broadway for the roadway reconstruction.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04((x)) Maintenance, repair, or replacement of a nondocking structure such as a culvert, headwall, bridge, dam, residential utility line, or rip-rap slope of less than 50 linear feet.

2007-00672 HEBERT, JONATHAN
NEWPORT Unnamed Wetland

Requested Action:

Dredge and fill 206 square feet of intermittent stream to install a 15-inch x 17-foot culvert for driveway access to a single family building lot.

PBN IS COMPLETE:

Dredge and fill 206 square feet of intermittent stream to install a 15-inch x 17-foot culvert for driveway access to a single family building lot.

With Findings:

1. The Conservation Commission signed the PBN waiving their right to intervene pursuant to RSA 482-A:3:11.
2. This project meets the criteria of NH Administrative Rule Env-Wt 506.01(a)(8), the installation of a culvert or bridge and associated fill to permit vehicular access to a piece of property for a single family building lot for noncommercial, recreational, uses that meets the criteria in Env-Wt 303.04(z).
3. The subdivision resulting in the subject parcel occurred in the 1980's.

2007-00700 PELHAM, TOWN OF
PELHAM Unnamed Wetland

Requested Action:

Impact approximately 65 square feet of forested wetland for the in kind replacement of an 12-inch RCP culvert with an 12-inch HDPE culvert beneath Pelham Road which will be done concurrently with the roadway reconstruction of Pelham Road.

Conservation Commission/Staff Comments:

The Pelham Conservation Commission signed the PBN application.

PBN IS COMPLETE:

Impact approximately 65 square feet of forested wetland for the in kind replacement of an 12-inch RCP culvert with an 12-inch

HDPE culvert beneath Pelham Road which will be done concurrently with the roadway reconstruction of Pelham Road.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04((x)) Maintenance, repair, or replacement of a nondocking structure such as a culvert, headwall, bridge, dam, residential utility line, or rip-rap slope of less than 50 linear feet.

2007-00722 GODDARD, GLEN
GILFORD Camp Island

Requested Action:

Repair/replace existing permanent "L-shaped" dock on 475 ft of frontage on Camp Island in Gilford on Lake Winnepesaukee.

PBN IS COMPLETE:

Repair/replace existing permanent "L-shaped" dock on 475 ft of frontage on Camp Island in Gilford on Lake Winnepesaukee.

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.

2007-00838 DESTINATION PARADISE LLC, NORTHERN NIGHTS INN
WHITEFIELD Blood Pond Creek

Requested Action:

Construct a "T-shaped" docking facility.

PBN DISQUALIFIED:

Construct a "T-shaped" docking facility.

With Findings:

1. Pursuant to Rule Env-Wt 402.04(b)(3) nonstandard configured docks on rivers and streams as defined pursuant to Rule Env-Wt 402.01(a) do not qualify for the Permit By Notification process.