



The State of New Hampshire
Department of Environmental Services



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Robert R. Scott, Commissioner

May 14, 2018

His Excellency, Governor Christopher T. Sununu
 and The Honorable Council
 State House
 Concord, NH 03301

REQUESTED ACTION

Approve Rockbottom Condominium Association's request to perform the following work on Lake Winnepesaukee in Meredith. File # 2018-00283. This project will not have significant impact on or adversely affect the values of Lake Winnepesaukee.

Relocate a 6 foot x 30 foot pier on 6 pilings and a permanent boat lift 6 feet easterly, remove 265 linear feet of wood apron to be replaced with an equal width of concrete, repair a 19 foot x 122 foot concrete wharf, a 7 foot x 36 foot concrete pier and an associated 26 foot x 31 foot flat-roofed boathouse, and replace 3 fender pilings on an average of 423 feet of frontage along Lake Winnepesaukee, in Meredith.

The New Hampshire Department of Environmental Services (NHDES) imposed the following conditions as part of this approval:

1. All work shall be in accordance with plans by David M. Dolan Associates, P.C. dated December 8, 2017 as received by the NH Department of Environmental Services (NHDES) on February 2, 2018.
2. This permit is not valid and effective until it has been recorded with the appropriate county Registry of Deeds by the applicant. Prior to starting work under this permit, the permittee shall submit a copy of the recorded permit to the NHDES Wetlands Program by certified mail, return receipt requested.
3. All development activities associated with this project shall be conducted in compliance with applicable requirements of RSA 483-B and N.H. Code of Administrative Rules Env-Wq 1400 during and after construction.
4. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
5. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area and shall remain in place until suspended particles have settled and water at the work site has returned to normal clarity.
6. All construction-related debris shall be placed outside of the areas subject to RSA 482-A. Any spoil material deposited within 250 feet of any surface water shall comply with RSA-483-B.
7. Any subdivision of the property frontage will require removal of a sufficient portion of the docking structures to comply with the dock size and density requirements in effect at the time of the subdivision.
8. Only those structures shown on the approved plans shall be installed or constructed along this frontage.
9. The repairs shall maintain the size, location, and configuration of the pre-existing structures.
10. Pilings shall be spaced a minimum of 12 feet apart as measured piling center to piling center.
11. No portion of the pier shall extend more than 30 feet from the shoreline at full lake elevation (Elevation 504.32).
12. This permit does not allow dredging for any purpose.

www.des.nh.gov

29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095

NHDES Main Line: (603) 271-3503 • Subsurface Fax: (603) 271-6683 • Wetlands Fax: (603) 271-6588

TDD Access: Relay NH 1 (800) 735-2964

13. The permittee may make repairs to the permitted structures, as necessary, prior to the permit expiration date, provided that prior to performing any repair the permittee notifies the NHDES Wetlands Program and the Conservation Commission, in writing, of the proposed start and completion dates.
14. This permit shall not preclude NHDES from initiating appropriate action if NHDES later determines that any of the structures depicted as "existing" on the plans submitted by or on behalf of the permitted were not previously permitted or grandfathered.

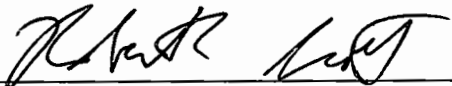
EXPLANATION

The NHDES Wetlands Bureau approved this project on April 13, 2018. NHDES supported its decision with the following findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(d), modification of docking system providing 5 or more 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(c) for nontidal projects, Requirements for Application Evaluation, has been considered in the design of the project.
5. NHDES Staff conducted a field inspection of the proposed project on April 5, 2018. The field inspection determined the requested repairs of the various structures and the relocation of the pier was necessary and practical.
6. The Department finds that because the project is not of significant public interest and will not significantly impair the resources of Lake Winnepesaukee a public hearing under RSA 482-A:8 is not required.
7. The applicant has an average of 423 feet of shoreline frontage along Lake Winnepesaukee.
8. A maximum of 6 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
9. The proposed docking facility will provide 6 slips as defined per RSA 482-A:2, VIII and, therefore, meets Rule Env-Wt 402.13.

Application file documents are being forwarded to the Governor and Executive Council in connection with their consideration of this matter pursuant to RSA 482-A:3,II.(a) as it is a major project in public waters of the state.

We respectfully submit this request for your consideration.



Robert R. Scott
Commissioner



WETLANDS PERMIT APPLICATION

Land Resources Management

Wetlands Bureau

Check the status of your application: www.des.nh.gov/onestop



RSA/Rule: RSA 482-A/ Env-Wt 100-900

			File No: <u>2018-00383</u>
			Check No: <u>4021</u>
			Amount: <u>\$2,090.60</u>
			Initials: <u>LSL</u>

1. REVIEW TIME:
Indicate your Review Time below. Refer to Guidance Document A for instructions.

Standard Review (Minimum, Minor or Major Impact) Expedited Review (Minimum Impact only)

2. PROJECT LOCATION:
Separate applications must be filed with each municipality that jurisdictional impacts will occur in.

ADDRESS: **Pleasant Street** TOWN/CITY: **Meredith**

TAX MAP: **U17** BLOCK: LOT: **18** UNIT:

USGS TOPO MAP WATERBODY NAME: **Lake Winnepesaukee** NA STREAM WATERSHED SIZE: NA

LOCATION COORDINATES (If known): **N 422200 E 1032100** Latitude/Longitude UTM State Plane

3. PROJECT DESCRIPTION:
Provide a brief description of the project outlining the scope of work. Attach additional sheets as needed to provide a detailed explanation of your project. DO NOT reply "See Attached" in the space provided below.

repair/reface 265' +/- of existing wood-face concrete retaining wall/seawall; wood apron is to be removed, wall refaced with concrete; repair/resurface existing concrete patio (approx. 2,150 SF); remove existing 6' x 30' permanent dock on piling and construct a new 6' x 30' permanent dock on piling in a conforming location; install a permanent boat lift; replace 3 piling

4. SHORELINE FRONTAGE

NA This lot has no shoreline frontage. SHORELINE FRONTAGE: **423' +/-**

Shoreline frontage is calculated by determining the average of the distances of the actual natural navigable shoreline frontage and a straight line drawn between the property lines, both of which are measured at the normal high water line.

5. RELATED PERMITS, ENFORCEMENT, EMERGENCY AUTHORIZATION, SHORELAND, ALTERATION OF TERRAIN, ETC.


6. NATURAL HERITAGE BUREAU & DESIGNATED RIVERS:
See the Instructions & Required Attachments document for instructions to complete a & b below.

a. Natural Heritage Bureau File ID: **NHB 17 - 3707**

b. Designated River the project is in ¼ miles of: _____; and
date a copy of the application was sent to the Local River Management Advisory Committee; Month: ___ Day: ___ Year: ___

NA

shoreland@des.nh.gov or (603) 271-2147
NHDES Wetlands Bureau, 29 Hazen Drive, PO Box 95, Concord, NH 03302-0095
www.des.nh.gov

7. APPLICANT INFORMATION (Desired permit holder)			
LAST NAME, FIRST NAME, M.I.:			
TRUST / COMPANY NAME: Rockbottom, A Condominium		MAILING ADDRESS: [REDACTED]	
TOWN/CITY: Madison	STATE: CT	ZIP CODE: 06443	
EMAIL or FAX: c/o Agent		PHONE: c/o Agent	
ELECTRONIC COMMUNICATION: By initialing here: _____, I hereby authorize NHDES to communicate all matters relative to this application electronically			
8. PROPERTY OWNER INFORMATION (if different than applicant)			
LAST NAME, FIRST NAME, M.I.:			
TRUST / COMPANY NAME:		MAILING ADDRESS:	
TOWN/CITY:	STATE:	ZIP CODE:	
EMAIL or FAX:		PHONE:	
ELECTRONIC COMMUNICATION: By initialing here _____, I hereby authorize NHDES to communicate all matters relative to this application electronically			
9. AUTHORIZED AGENT INFORMATION			
LAST NAME, FIRST NAME, M.I.: Dolan, David M.		COMPANY NAME: David M. Dolan Associates, PC	
MAILING ADDRESS: POB 1581			
TOWN/CITY: Center Harbor	STATE: NH	ZIP CODE: 03226	
EMAIL or FAX: ddolan@doloansurvey.com		PHONE: (603) 253-8011	
ELECTRONIC COMMUNICATION: By initialing here DMD , I hereby authorize NHDES to communicate all matters relative to this application electronically			
10. PROPERTY OWNER SIGNATURE:			
See the Instructions & Required Attachments document for clarification of the below statements			
By signing the application, I am certifying that:			
<ol style="list-style-type: none"> 1. I authorize the applicant and/or agent indicated on this form to act in my behalf in the processing of this application, and to furnish upon request, supplemental information in support of this permit application. 2. I have reviewed and submitted information & attachments outlined in the Instructions and Required Attachment document. 3. All abutters have been identified in accordance with RSA 482-A:3, I and Env-Wt 100-900. 4. I have read and provided the required information outlined in Env-Wt 302.04 for the applicable project type. 5. I have read and understand Env-Wt 302.03 and have chosen the least impacting alternative. 6. Any structure that I am proposing to repair/replace was either previously permitted by the Wetlands Bureau or would be considered grandfathered per Env-Wt 101.47. 7. I have submitted a Request for Project Review (RPR) Form (www.nh.gov/nhdhr/review) to the NH State Historic Preservation Officer (SHPO) at the NH Division of Historical Resources to identify the presence of historical/ archeological resources while coordinating with the lead federal agency for NHPA 106 compliance. 8. I authorize NHDES and the municipal conservation commission to inspect the site of the proposed project. 9. I have reviewed the information being submitted and that to the best of my knowledge the information is true and accurate. 10. I understand that the willful submission of falsified or misrepresented information to the New Hampshire Department of Environmental Services is a criminal act, which may result in legal action. 11. I am aware that the work I am proposing may require additional state, local or federal permits which I am responsible for obtaining. 			
 Property Owner Signature		Brenna S. Lent Print name legibly	1/23/18 Date

MUNICIPAL SIGNATURES

11. CONSERVATION COMMISSION SIGNATURE

The signature below certifies that the municipal conservation commission has reviewed this application, and:

1. Waives its right to intervene per RSA 482-A:11;
2. Believes that the application and submitted plans accurately represent the proposed project; and
3. Has no objection to permitting the proposed work.

Print name legibly

Date

DIRECTIONS FOR CONSERVATION COMMISSION

1. Expedited review ONLY requires that the conservation commission's signature is obtained in the space above.
2. Expedited review requires the Conservation Commission signature be obtained prior to the submittal of the original application to the Town/City Clerk for signature.
3. The Conservation Commission may refuse to sign. If the Conservation Commission does not sign this statement for any reason, the application is not eligible for expedited review and the application will be reviewed in the standard review time frame.

12. TOWN / CITY CLERK SIGNATURE

As required by Chapter 482-A:3 (amended 2014), I hereby certify that the applicant has filed four application forms, four detailed plans, and four USGS location maps with the town/city indicated below.

Town/City Clerk Signature

Print name legibly

Town/City

Date

DIRECTIONS FOR TOWN/CITY CLERK:

Per RSA 482-A:3,

1. For applications where "Expedited Review" is checked on page 1, if the Conservation Commission signature is not present, NHDES will accept the permit application, but it will NOT receive the expedited review time.
2. IMMEDIATELY sign the original application form and four copies in the signature space provided above;
3. Return the signed original application form and attachments to the applicant so that the applicant may submit the application form and attachments to NHDES by mail or hand delivery.
4. IMMEDIATELY distribute a copy of the application with one complete set of attachments to each of the following bodies: the municipal Conservation Commission, the local governing body (Board of Selectmen or Town/City Council), and the Planning Board; and
5. Retain one copy of the application form and one complete set of attachments and make them reasonably accessible for public review.

DIRECTIONS FOR APPLICANT:

1. Submit the single, original permit application form bearing the signature of the Town/ City Clerk, additional materials, and the application fee to NHDES by mail or hand delivery.

shoreland@des.nh.gov or (603) 271-2147

NHDES Wetlands Bureau, 29 Hazen Drive, PO Box 95, Concord, NH 03302-0095

www.des.nh.gov

13. IMPACT AREA:

For each jurisdictional area that will be/has been impacted, provide square feet and, if applicable, linear feet of impact:

Permanent: impacts that will remain after the project is complete.

Temporary: impacts not intended to remain (and will be restored to pre-construction conditions) after the project is complete.

JURISDICTIONAL AREA	PERMANENT Sq. Ft. / Lin. Ft.	TEMPORARY Sq. Ft. / Lin. Ft.
Forested wetland	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Scrub-shrub wetland	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Emergent wetland	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Wet meadow	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Intermittent stream	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Perennial Stream / River	/	/
Lake / Pond	611 / 265	2750 / 265
Bank - Intermittent stream	/	/
Bank - Perennial stream / River	/	/
Bank - Lake / Pond	2,150 / 265	990 / 265
Tidal water	/	/
Salt marsh	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Sand dune	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Prime wetland	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Prime wetland buffer	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Undeveloped Tidal Buffer Zone (TBZ)	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Previously-developed upland in TBZ	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Docking - Lake / Pond	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Docking - River	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Docking - Tidal Water	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
TOTAL	2761 / 265	3740 / 265 <i>6501</i>

14. APPLICATION FEE: See the Instructions & Required Attachments document for further instruction

Minimum Impact Fee: Flat fee of \$ 200

Minor or Major Impact Fee: Calculate using the below table below

Permanent and Temporary (non-docking)	<u>6173</u> sq. ft.	X \$0.20 =	<u>\$ 1,234.60</u> ✓
Temporary (seasonal) docking structure:	<u> </u> sq. ft.	X \$1.00 =	<u>\$</u>
Permanent docking structure:	<u>328</u> sq. ft.	X \$2.00 =	<u>\$ 656.00</u> ✓
Projects proposing shoreline structures (including docks) add \$200 =			<u>\$ 200.00</u> ✓
	<i>6501</i>	Total =	<u>\$ 2,090.60</u>

The Application Fee is the above calculated Total or \$200, whichever is greater = \$

PROPERTY MAP
MEREDITH
 NEW HAMPSHIRE

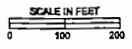


LEGEND

ADJUTING MAP NO. **R11**
 PARCEL NUMBER **74**
 SUBDIVISION LOT NO. **24**
 STREET ADDRESS NO. **47**

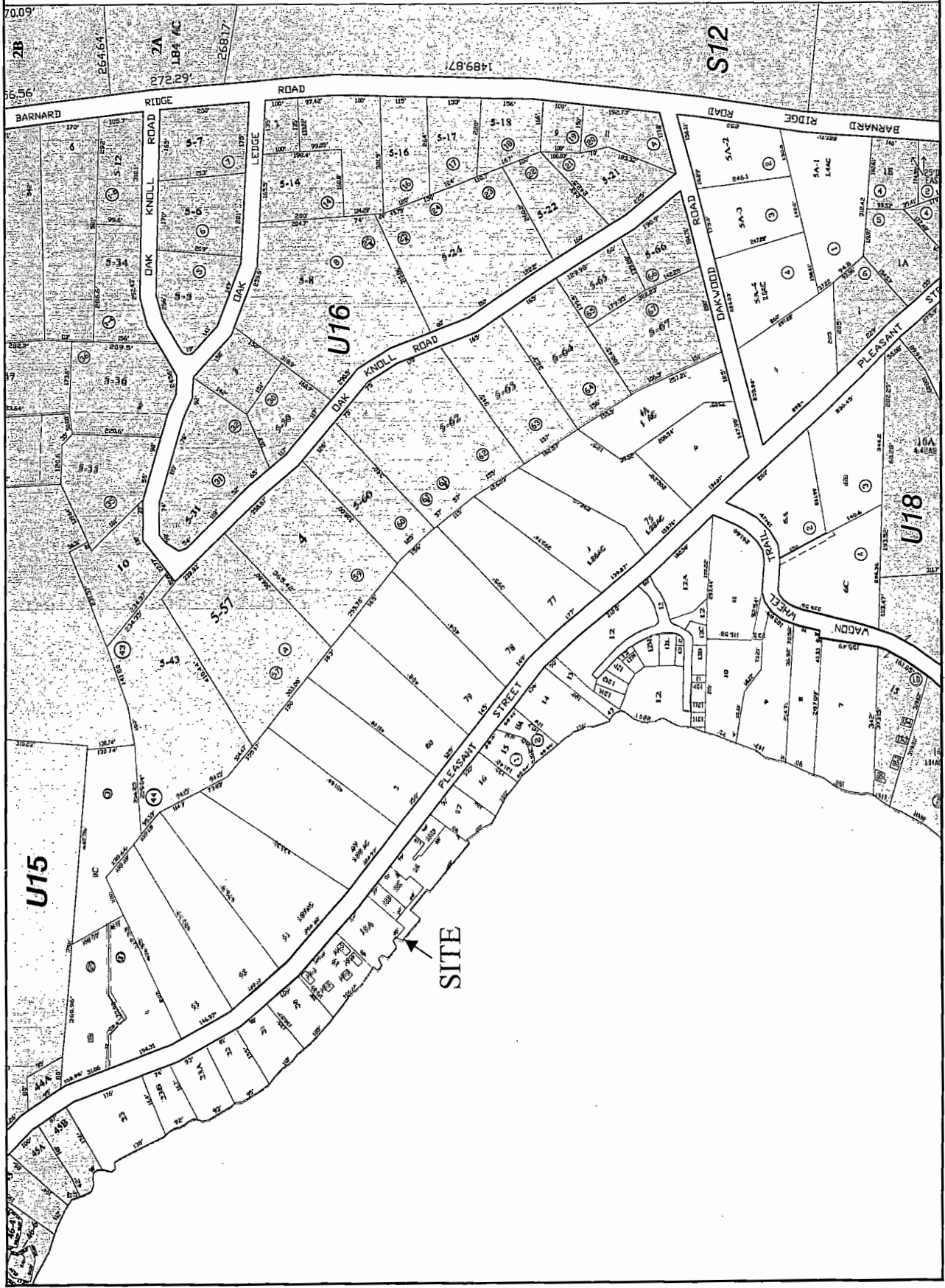
MET DIMENSIONS 156
 PROPERTY LINES
 RIGHT OF WAY
 EASEMENT

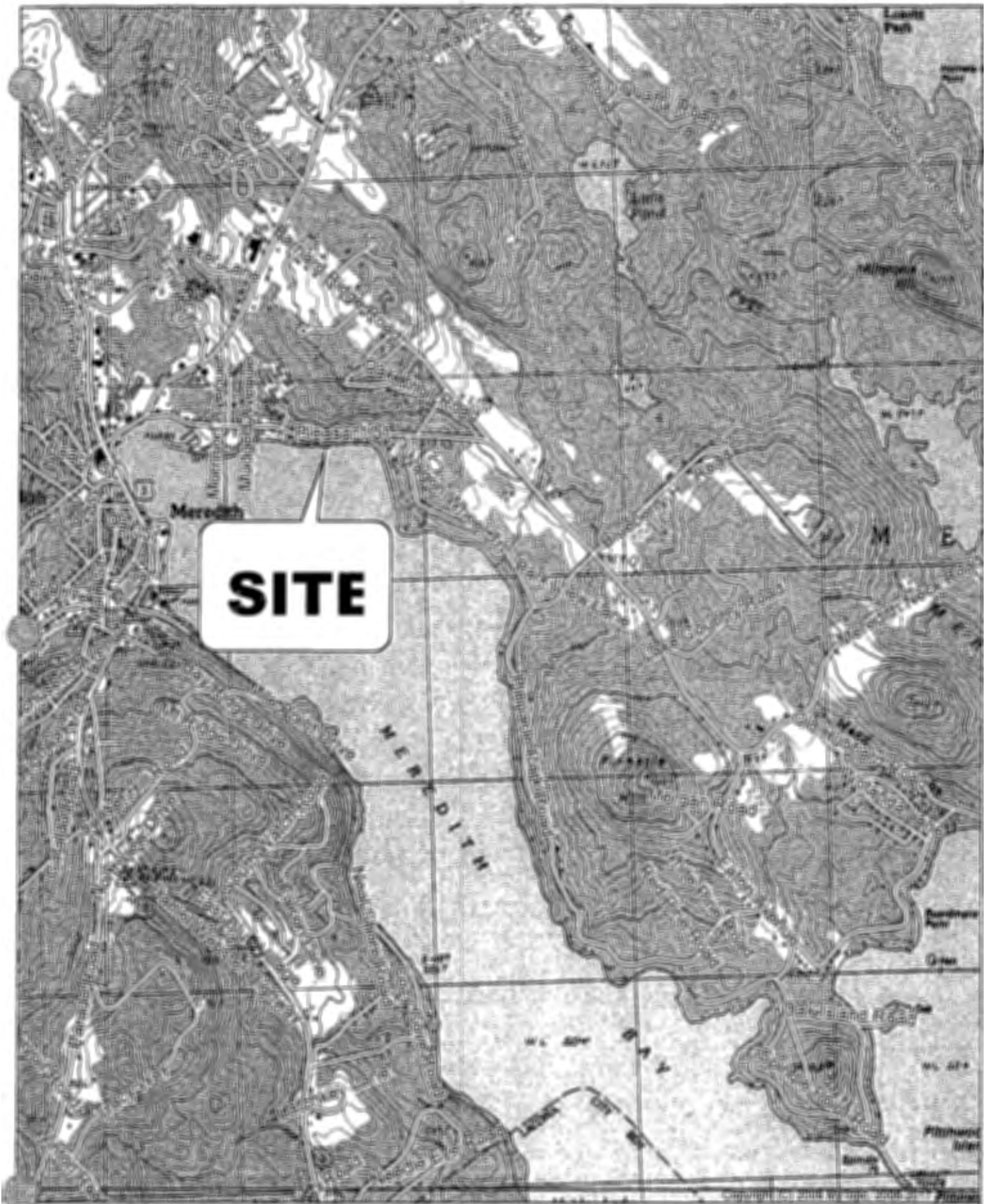
DEVISED TO APRIL 1, 2011
 FOR AN ADJUTING RESPONSE ONLY
 NOT FOR PROJECT CONVEYANCE



John E. O'Donnell & Associates
 632 Bald Hill Road
 New Gloucester, Maine 04260

U17





Name: CENTER HARBOR
Date: 10/26/17
Scale: 1 inch = 2,000 ft.

Location: 043° 38' 04.2229" N, 071° 28' 29.9405" W
Rockbottom Lodges
85 Pleasant Street, Meredith



New Hampshire Natural Heritage Bureau

To: David Dolan
PO Box 1581
Center Harbor, NH 03226

Date: 12/12/2017

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 12/12/2017

NHB File ID: NHB17-3707

Applicant: David Dolan

Location: Tax Map(s)/Lot(s): Tax MAp U17 Lot 18
Meredith

Project Description: repair/reface 265' +/- of existing wood-face concrete retaining wall/seawall; wood apron is to be removed, wall refaced with concrete; repair/resurface existing concrete patio (approx. 2,150 SF); remove existing 6' x 30' permanent dock on piling and construct a new 6' x 30' permanent dock on piling in a conforming location; install a permanent boat lift; replace 3 piling

The NH Natural Heritage database has been checked for records of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government. We currently have no recorded occurrences for sensitive species near this project area.

A negative result (no record in our database) does not mean that a sensitive species is not present. Our data can only tell you of known occurrences, based on information gathered by qualified biologists and reported to our office. However, many areas have never been surveyed, or have only been surveyed for certain species. An on-site survey would provide better information on what species and communities are indeed present.

This report is valid through 12/11/2018.



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB17-3707



DEPARTMENT OF ENVIRONMENTAL SERVICES
LAND RESOURCES MANAGEMENT

WETLANDS BUREAU PERMIT APPLICATION

Jeffrey D. & Brenna S. Lent
Tax Map U17 Lot 18
85 Pleasant Street
Meredith, Belknap County, NH

Abutter's List

Map	Lot	Lot Owner
Owner of Record:		
U17	18	Rockbottom Condominium Association c/o Jeffrey D. & Brenna S. Lent [REDACTED] Madison, CT 06443
Owner's Agent:		
		David M. Dolan, L.L.S. David M. Dolan Associates, P.C. PO Box 1581 Center Harbor, NH 03226
Town Clerk:		
		Kerri Parker, Town Clerk 41 Main Street Meredith, NH 03253
Abutters:		
U17	17	William J. King et al [REDACTED] Meredith, NH 03253
U17	18A	Jeffrey D. & Brenna S. Lent [REDACTED] Madison, CT 06443
U17	18B	Cronin Family Irrevocable Trust [REDACTED] Beverly, MA 01915
U17	18C	Jeffrey D. & Brenna S. Lent [REDACTED] Madison, CT 06443

U17	18D	SSS Revocable Trust [REDACTED] Meredith, NH 03253
U17	19	Loon Watch Condominium c/o Robert Andrews [REDACTED] Concord, NH 03301
U17	19-2	John D. Peterson [REDACTED] Meredith, NH 03253
U17	19-3	Cheryle Andrews Living Trust [REDACTED] North Port, FL 34287
U17	19-4	Matthew J. & Jenette M. Piekarski [REDACTED] Milford, NH 03055
U17	19-5	Gregory & Warren Winter [REDACTED] Concord, MA 01742
U17	19-1	Blaise & Cheryle Winter [REDACTED] Highland Village, TX 75077