



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

June 16, 2014

Her Excellency, Governor Margaret Wood Hassan
and The Honorable Council
State House
Concord, NH 03301

REQUESTED ACTION

Approve Bluebird Realty Trust's request to perform the following work on Squam Lake, in Holderness. File # 2014-00271. This project will not have significant impact on or adversely affect the values of Squam Lake.

Construct three, 6 ft. x 24 ft. seasonal docks connected together by a 6 ft. x 54 ft. walkway in an "E" configuration accessed by a 6 ft. x 10 ft. walkway on an average of 397 ft. of shoreline frontage along Squam Lake, in Holderness.

The Department imposed the following conditions as part of this approval:

1. All work shall be in accordance with plans by New Hampshire Environmental Consultants as revised April 13, 2014, and received by the NH Department of Environmental Services (DES) on April 15, 2014.
2. This permit shall not be effective until it has been recorded with the Grafton 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 installation.
3. This shall be the only structure on this water frontage and all portions of the docking structure shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
4. The seasonal piers shall be removed from the lake for the non-boating season.
5. No portion of the piers shall extend more than 40 ft. from the shoreline at full lake elevation.
6. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

DES Web site: www.des.nh.gov

P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095

Telephone: (603) 271-3503 • Fax: (603) 271-6588 • TDD Access: Relay NH 1-800-735-2964

EXPLANATION

The DES Wetlands Bureau approved this project on May 15, 2014. DES supported its decision with the following findings:

1. This project is classified as a major project per Rule Env-Wt 303.02(d), construction of a docking facility that provides 5 or more slips.
2. The Applicant has an average of 397 ft. of frontage along Squam Lake.
3. A maximum of 6 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
4. The proposed docking facility will provide 6 slips as defined per RSA 482-A:2, VIII and, therefore, meets Rule Env-Wt 402.13.
5. Public hearing is waived with the finding that the project impacts will not significantly impair the resources of Squam Lake.
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.

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.



Thomas S. Burack
Commissioner



THE STATE OF NEW HAMPSHIRE
 DEPARTMENT OF ENVIRONMENTAL SERVICES
 LAND RESOURCES MANAGEMENT
 WETLANDS BUREAU

29 Hazen Drive, PO Box 95, Concord, NH 03302-0095
 Phone: (603) 271-2147 Fax: (603) 271-6588

Website: <http://des.nh.gov/organization/divisions/water/wetlands/index.htm>
 Application Status: <http://des.nh.gov/onestop/index.htm>

WETLANDS PERMIT APPLICATION

2014-00271	CK # 1680	\$ 680.00	DB
	<p>COMPLETE</p> <p>JAN 27 2014</p>		

1. REVIEW TIME: Check the applicable box to indicate your review time. Refer to Guidance Document A for a summary of the minimum impact criteria to determine if your review time is Standard or Expedited.

Standard Review (Minimum, Minor or Major Impact)

Expedited Review (Minimum Impact)

2. CHECKLIST: This checklist is provided to allow you to confirm all the required items are submitted. Please initial next to each item below to confirm these items, required for administrative review, are included in your application. Please note that your application and attachments will be returned to you if the below items are not provided. See no. 9 for instructions.

- Check for the application fee
- Completed application form with project description and required property owner signature or permission
- Completed U.S. Army Corps of Engineers New Hampshire Programmatic General Permit Appendix B
- Natural Heritage Bureau (NHB) report. NHB Report Number: NHB 13-3058
- Is the project within a ¼ mile of a designated river? Y N. If yes: Indicate river: _____ and provide confirmation a copy of the application was sent to the Local Advisory Committee (LAC)
- Color copy of a USGS map
- Photographs of the impact area
- Plans
- Copy of your tax map

Initial next to each item below to indicate items, required for technical review if applicable to your project, are included in your application.

- Abutters list and copies of certified mail slips
- _____ Response to the two (2) minimum impact questions
- Attachment A - Response to the twenty (20) minor and major impact questions
- _____ Copies of comments, beyond the required NHB report, from NHB or the NH Fish and Game Department (NHFG)
- _____ Mitigation Agreement Form and materials
- _____ Copy of pre-application meeting notes or correspondence with Wetlands Bureau Staff
- _____ Property owner authorization for applicant and/or agent
- _____ Attachment B - Design Consideration & General Plan Requirements
- _____ Attachment C - Stream Crossing Requirements & Information
- _____ Function and Value Assessment

3. PROPERTY OWNER INFORMATION

NAME: Leschly, Nick & Karin

TRUST / COMPANY NAME: Bluebird Realty Trust

MAILING ADDRESS: [REDACTED]

TOWN/CITY: Weston STATE: MA ZIP CODE: 02493

EMAIL / FAX: PHONE: [REDACTED]

ELECTRONIC COMMUNICATION: By initialing here: KL, I hereby authorize DES to communicate all matters relative to this application electronically

OWNER PERMISSION: I hereby authorize the applicant and/or agent indicated below to act in my behalf as the applicant and/or my agent in the processing of this application, and to furnish upon request, supplemental information in support of this permit application.

Nick Leschly
Applicant name

NH Environmental Consultants LLC
Agent name

[Signature]
Property Owner Signature

11/1/13
Date

4. APPLICANT INFORMATION: Required only if application is different than property owner

NAME: COMPANY NAME:

MAILING ADDRESS:

TOWN/CITY: STATE: ZIP CODE:

EMAIL / FAX: PHONE:

ELECTRONIC COMMUNICATION: By initialing here _____, I hereby authorize DES to communicate all matters relative to this application electronically

5. AGENT INFORMATION

NAME: Matt Wood COMPANY NAME: NH Environmental Consultants LLC

MAILING ADDRESS: 95 Old Center Harbor Road

TOWN/CITY: Meredith STATE: NH ZIP CODE: 03253

EMAIL / FAX: mwood@nhenvironmentalconsultants.com PHONE: 603-387-9684

ELECTRONIC COMMUNICATION: By initialing here MW, I hereby authorize DES to communicate all matters relative to this application electronically

6. PROJECT LOCATION: A separate application must be filed with each municipality that jurisdictional impacts will occur in

ADDRESS: 42 Finistere Road TOWN/CITY: Holderness

TAX MAP: 235 BLOCK: LOT: 13-1 UNIT:

US GEOLOGICAL SURVEY TOPO MAP WATERBODY NAME: Squam Lake

LOCATION COORDINATES (if known): Latitude/Longitude UTM State Plane

7. 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 or your application risks being returned as incomplete

Install two 6' x 40' seasonal docks providing four boatslips.

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

Temporary = impacts that are not intended to remain after the project is completed.

After-the-fact = work completed prior to receipt of this application by DES

	Permanent Sq. Ft.	Permanent Lin. Ft.	Temporary Sq. Ft.	Temporary Lin. Ft.	After-the-fact Sq. Ft.	After-the-fact Lin. Ft.
Forested wetland						
Scrub-shrub wetland						
Emergent wetland						
Wet meadow						
Intermittent stream						
Perennial stream / river						
Lake or pond	480	12				
Tidal water						
Salt marsh						
Sand dune						
Prime wetland						
Prime wetland buffer						
Undeveloped Tidal Buffer Zone (TBZ)						
Previously-developed upland in TBZ						
Total:						

Surface water dredge and beach replenishment, provide the cubic yards of material: _____

Shoreline structures, provide the average shoreline frontage (linear feet), using the formula below:

$$(\text{Straight line distance pin to pin:}) + (\text{Actual natural navigable shoreline pin to pin}) / 2 = 397.2'$$

Stream and river culverts and bridges, provide the watershed size of the contributing watercourse: _____

8. RELATED FILES: List related files or approvals (Wetlands, Shoreland, Alteration of Terrain, Subsurface or other)

2013-1486

9. APPLICATION REQUIREMENTS: This application and attachments will be returned to you if items outlined in A - H.1 are not provided

A. **Fee** (RSA 482-A:3,I & Env-Wt 505.01(c))

Attach the application fee in the form of a check or money order payable to: "Treasurer-State of NH"

Minimum Impact Fee: Flat fee of \$ 200

OR

Minor or Major Impact Fee: Complete the application fee table below

Permanent impacts (non-docking):	_____ sq. ft.	X \$0.20 =	_____
Temporary impacts (non-docking):	_____ sq. ft.	X \$ 0.20 =	_____
Temporary (seasonal) docking structure:	480 sq. ft.	X \$1.00 =	480.00
Permanent docking structure:	_____ sq. ft.	X \$2.00 =	_____
Projects proposing shoreline structures add \$200 =			200
Total =			680.00
The Application Fee is the above calculated Total or \$200, whichever is greater =			680.00

B. **Appendix B**

Attach a completed U.S. Army Corps of Engineers New Hampshire Programmatic General Permit (PGP) Appendix B – Corps Secondary Impacts Checklist. Link: <http://des.nh.gov/organization/divisions/water/wetlands/documents/pgp-appendix-b.pdf>

C. **NHB Review**

Attach the required report and map provided from NHB indicating that NHB has reviewed your project.

Documentation can be obtained online at: https://www2.des.state.nh.us/nhb_datacheck/ or by phone (603) 271-2215 x 323

Attach copies of any additional comments/correspondence received from NHB and/or the NHFG

D. **Designated Rivers**

1. Is the project within a ¼ mile of a designated river? Y N

Designated river list and map link: <http://des.nh.gov/organization/divisions/water/wmb/rivers/desigriv.htm>

2. As required by RSA 482-A:3,I(d)(2), I have notified the Local River Advisory Committee (LAC) by sending a copy of the complete application and supporting materials via certified mail on: Month: ___ Day: ___ Year: ___

LAC Information & Contact link: <http://des.nh.gov/organization/divisions/water/wmb/rivers/lac/index.htm>

E. **USGS Map** (Env-Wt 501.02(a)(4) & 505.01(g))

Attach a copy of a U. S. Geological Survey topographic map upon which the property lines and project limits have been outlined (surveyed property boundaries not required). The map must be at an unaltered scale of 1:24,000 or 1" = 2,000 feet (1:25,000 metric map).

Topographic Map Links: <http://des.nh.gov/organization/divisions/water/wetlands/categories/technical.htm>

F. **Photographs** (Env-Wt 501.02(a)(3) & 505.01(i))

Attach legible and labeled color photographs clearly depicting the jurisdictional areas to be impacted, the resource outside of impact area, any shoreline structures and culvert inlet/outlets

G. **Plans** (Env-Wt 501.02)

Attach plans See Attachments B & C for detailed plan requirements.

H. 1. **Tax Map** (Env-Wt 501.02(a)(1) & 505.01(e))

Attach a legible copy or tracing of the tax map from the municipal office

9. APPLICATION REQUIREMENTS CONT'D:

2. **Abutter Notification** (Env-Wt 501.02(a)(1)& 505.01(f))

Confirm the submitted tax map illustrates the property of the applicant, the location of the proposed project on the property, and the location of properties of abutters (defined Env-Wt 101.03) with each lot labeled with the abutter's name(s) and mailing address(es); or provide a list of abutters' names and mailing addresses to cross-reference with the tax map

Exemption: Abutter notification shall not be required for logging operations, minimum impact agricultural projects, projects in utility rights-of-way, or public highway construction. (Env-Wt 501.01(c))

Permission: If jurisdictional impacts occur within 20 feet of an abutting property line or imaginary extension thereof over surface water signed permission letter(s) from the affected abutters must be included with this application (Env-Wt 304.04). This letter must be notarized if your project is a boat docking facility (RSA 482-A:3-XIII(c)). Notarized abutter permission is not required for maintenance projects.

I. **Need and Minimization & Avoidance** (Env-Wt 302.03, Env-Wt 302.04, 505.01)

Minimum: Attach statements demonstrating:

1. The need for the proposed project; and
2. That the proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction.

-OR-

Minor & Major: Attach statements in response to the 20 questions in Attachment B

J. **Mitigation**

Minor & Major Impact Projects ONLY: Does the project require compensatory mitigation? Y N

Projects that require mitigation are listed in section Env-Wt 302.03. Mitigation requirements are outlined in Chapter Env-Wt 800 of the Wetland Rules Env-Wt 100-900 Link: <http://des.nh.gov/organization/commissioner/legal/rules/index.htm#wetlands>

If yes: Attach a completed Mitigation Agreement Form and materials outlined on the form (Env-Wt 501.02(a)(6) & 501.06)

Link: <http://des.nh.gov/organization/divisions/water/wetlands/wmp/index.htm>

10. **PROPERTY OWNER SIGNATURE**

By signing the application, I am certifying that:

1. All abutters have been identified in accordance with RSA 482-A:3, I and Env-Wt 100-900.
2. I have read and provided the required information outlined in Env-Wt 302.04 for the applicable project type.
3. I have read and understand Env-Wt 302.03 and have chosen the least impacting alternative.
4. 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 101.44.
5. I have submitted a copy of the application materials to the NH State Historic Preservation Officer.
Link: <http://www.nh.gov/nhdhr/review/>
6. I authorize DES and the municipal conservation commission to inspect the site of the proposed project.
7. I have reviewed the information being submitted and that to the best of my knowledge the information is true and accurate.
8. 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.
9. I am aware that the work I am proposing may require additional state, local or federal permits which I am responsible for obtaining.
10. The mailing addresses I have provided are up to date and appropriate for receipt of DES correspondence. DES will not forward returned mail.

 Property Owner / Authorized Applicant / Authorized Agent	NICK LESLEY Print name legibly	11/11/13 Date
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Authorized applicant or agent signature acceptable with required property owner permission(s) in no. 3

11. **APPLICATION SUBMITTAL DIRECTIONS FOR APPLICANT**

1. If you are seeking expedited review, submit the original application form and accompanying items to the conservation commission for signature before submitting the application to the town/city clerk for mailing to DES. Standard review applications do NOT require conservation commission signature.
2. All applications require the original application form and accompanying items, with four copies, application fee and any required municipal fees (authorized by RSA 482-A:3, I) are submitted to the town/city clerk for their required signature and mailing via certified mail to DES. Municipal fees means an administrative fee not to exceed \$10 plus the cost of postage by certified mail

12. **CONSERVATION COMMISSION SIGNATURE:** Required for Expedited review only

Expedited review ONLY requires that the conservation commission's signature is obtained in the space below. The conservation commission signature should be obtained prior to submitting the original application and attachments and four copies to the town/city clerk for mailing to the DES. The Conservation Commission may refuse to sign. If the Conservation Commission does not sign this statement for any reason, then the application is not eligible for expedited review and the application will be reviewed in the standard review time frame.

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.

X

Authorized Commission Signature

Print name legibly

Date

13. TOWN / CITY CLERK: All applications require this section to be completed by the Town/City Clerk

As required by Chapter 482-A:3 (amended 1991), I hereby certify that the applicant has filed five application forms, five detailed plans, and five USGS location maps with the town/city indicated below and I have received and retained certified postal receipts (or copies) for all abutters identified by the applicant.

TOWN OF HOLDERNESS

x *Ellen King*

Ellen King

1/24/14

Town/City Clerk Signature

Print name legibly

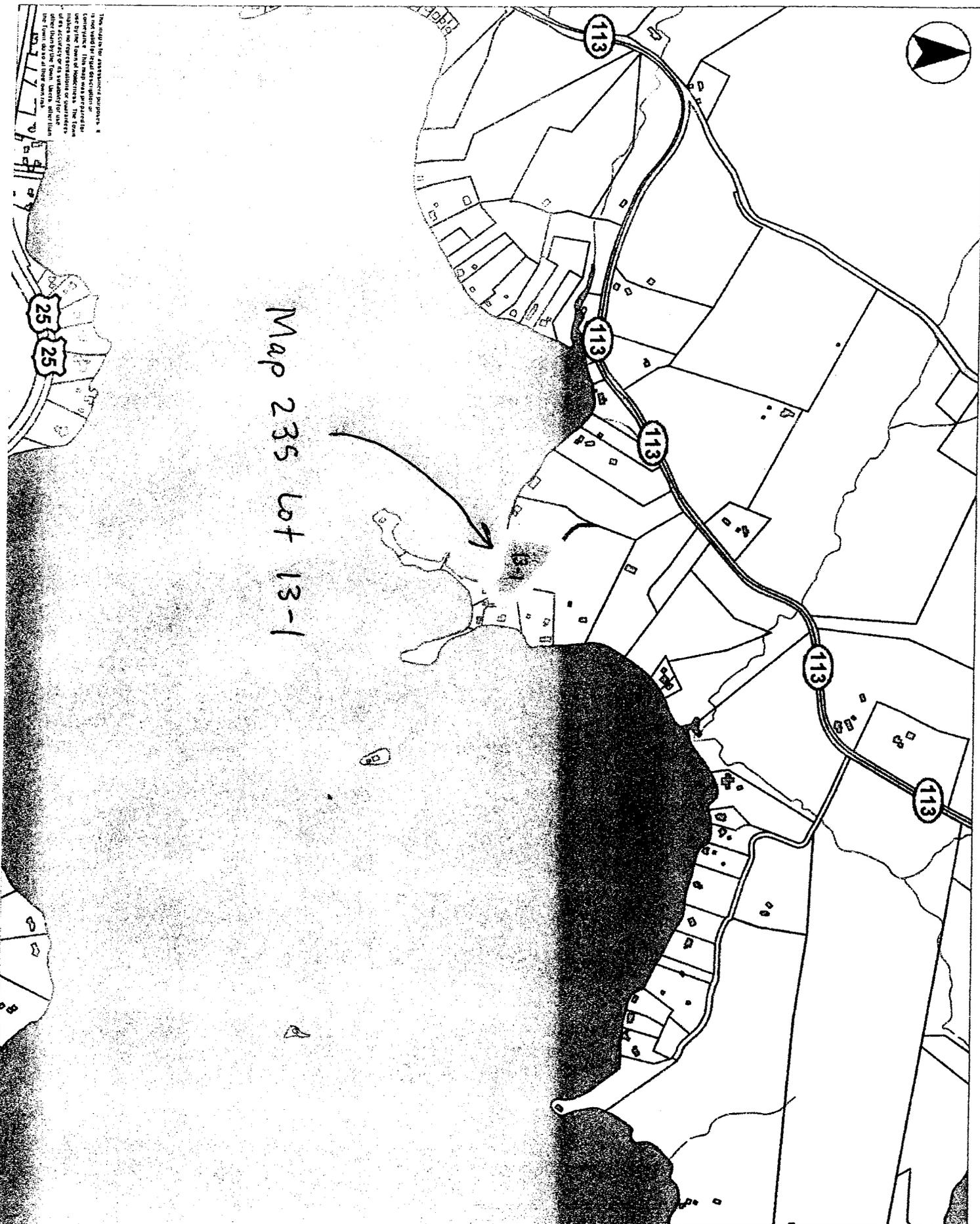
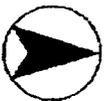
Date

Town/City

APPLICATION SUBMITTAL & MAILING DIRECTIONS FOR TOWN/CITY CLERK

Per RSA 482-A:3, I(d):

1. For applications where "Expedited Review" is checked on page 1, accept the application only if the Conservation Commission signature has been sought (Standard Review Applications do NOT require the Conservation Commission signature);
2. Collect from the applicant the postal receipts demonstrating that all abutters and the Local Advisory Committee were sent proper notice;
3. Collect any administrative fees, not to exceed \$10 plus the cost of postage by certified mail (RSA 482-A:3, I).
4. IMMEDIATELY sign the original application and four copies in the signature space provided above;
5. Retain one copy of the application form and attachments that will remain with the town/city clerk and will be made reasonably accessible to the public;
6. IMMEDIATELY distribute a copy of the application with attachments to the municipal Conservation Commission, the local governing body (Board of Selectmen or Town/City Council), and the Planning Board in accordance with RSA 482-A:3, I; and
7. IMMEDIATELY send (DO NOT HOLD FOR OTHER MUNICIPAL REVIEWS) the original application form and attachments and filing fee, by CERTIFIED MAIL to the NHDES Wetlands Bureau at the address indicated on the front of this application.



Map 235 Lot 13-1



- Parcel
- MI Highway
- Interstate
- US Highway
- State Highway
- Town Line
- MI Town
- Road Centerline
- Map Lines
- PNTRD-RW
- RW
- UTILITY
- Road ROWs
- Buildings
- Partial Streams
- Map Streams
- Open Water

The details for any particular property is not valid for legal description or conveyance. This map was prepared for use by the Town of Holderness. The Town is not responsible for the accuracy of other than the information shown on this map. Other than the information shown on this map, the Town does not warrant, either in writing or otherwise, the accuracy of any other information.

1300 2600 ft

Printed on 01/23/2014 at 01:05 PM

CA BELA

W561

Owls Head

Sturt

Center Harbor

Mouse Island

W561

297

LAKE

Knap Island

Bowman Island

WALKNAP CO
STURTON CO

Great Island

Laurel Island

Holmes

296

Three Sisters

Mooney Island

Bowman Island

97

32' 30"

The Hubbles

Mohney Point

SQUAWNAW
Perch Island

Sunset Point

295

294

Livermore Cove

Livermore Cove

Point Finlerry

Potato Island

SITE

SHANNON

Pipers Cove

White Oak Pond

293

Shedbus Cove

Shedbus Cove

Point Finlerry

Potato Island

W561

Cotton Cove

Shepherd Hill

Pipers Cove

SHANNON

HOLLIS

W566

35'

Cotton Cove

Cotton Cove

Point Finlerry

Potato Island

W561

Cotton Cove

Shepherd Hill

Pipers Cove

SHANNON

HOLLIS

HOLLIS

W566

292

Cotton Cove

Cotton Cove

Point Finlerry

Potato Island

W561

Cotton Cove

Shepherd Hill

Pipers Cove

SHANNON

HOLLIS

HOLLIS

W566

291

Cotton Cove

Cotton Cove

Point Finlerry

Potato Island

W561

Cotton Cove

Shepherd Hill

Pipers Cove

SHANNON

HOLLIS

HOLLIS

W566

290

Cotton Cove

Cotton Cove

Point Finlerry

Potato Island

W561

Cotton Cove

Shepherd Hill

Pipers Cove

SHANNON

HOLLIS

HOLLIS

W566

289

Cotton Cove

Cotton Cove

Point Finlerry

Potato Island

W561

Cotton Cove

Shepherd Hill

Pipers Cove

SHANNON

HOLLIS

HOLLIS

W566



New Hampshire Natural Heritage Bureau

To: Matthew Wood
95 Old Center Harbor Road
Meredith, NH 03253

Date: 10/13/2013

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 10/13/2013
NHB File ID: NHB13-3058

Applicant: Matthew Wood

Location: Tax Map(s)/Lot(s): Map 235 Lot 13-1
Holderness

Project Description: Install two 6' x 40' seasonal docks

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 10/12/2014.



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB13-3058



7012 3050 0000 4124 6979

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only, No Insurance Coverage Provided)
For delivery information, visit our website at www.usps.com

OFFICIAL USE
TAMPA FL 33626

Postage	\$0.46	0253	
Certified Fee	\$3.10		
Return Receipt Fee (Endorsement Required)	\$0.00		Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00		
Total Postage & Fees	\$3.56		01/23/2014

Sent To *Karen Mulroes / David Williams*
 Street, Apt. No., or PO Box No. [REDACTED]
 City, State, ZIP+4 *Tampa FL 33626*

7012 3050 0000 4124 6962

U.S. Postal Service
CERTIFIED MAIL RECEIPT
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OFFICIAL USE
CONCORD NH 03301

Postage	\$	\$0.46	0253	
Certified Fee		\$3.10		
Return Receipt Fee (Endorsement Required)		\$0.00		Postmark Here
Restricted Delivery Fee (Endorsement Required)		\$0.00		
Total Postage & Fees	\$	\$3.56		01/23/2014

Sent To *Walter R. Field USPS*
 Street, Apt. No., or PO Box No. [REDACTED]
 City, State, ZIP+4 *Concord NH 03301*

Map 235 Lot 13

Map 235 Lot 10

Abutters