



The State of New Hampshire

Department of Environmental Services



Robert R. Scott, Commissioner

August 14, 2017

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

REQUESTED ACTION

Approve Ann M. Laporte's request to perform the following work on Squam Lake, in Center Harbor. File # 2017-00982. This project will not have significant impact on or adversely affect the values of Squam Lake.

Install a 6 ft. x 40 ft. seasonal pier to be connected to an existing 6 ft. x 40 ft. seasonal pier by a 6 ft. x 12 ft. walkway accessed by a 6 ft. x 6 ft. ramp, over the bank, and install a separate 6 ft. x 30 ft. seasonal pier accessed by a 6 ft. x 6 ft. ramp on an average of 815 ft. of frontage along Squam Lake, in Center Harbor.

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

1. All work shall be in accordance with revised plans by Don T. Carey dated July 11, 2017, as received by the NHDES on July 12, 2017.
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. This permit does not authorize the removal of trees or saplings within the waterfront buffer.
5. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
6. 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.
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. All portions of the structures, including the breakwater toe of slope, shall be at least 20 ft. from the abutting property lines or the imaginary extension of those lines into the water.
9. No portion of the piers shall extend more than 40 ft. from the shoreline at full lake elevation (Elev. 562.5).
10. All seasonal structures shall be removed for the non-boating season.

www.des.nh.gov

29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095
(603) 271-3503 • Fax: 271-7894 TDD Access: Relay NH 1-800-735-2964


EXPLANATION

The NHDES Wetlands Bureau approved this project on July 14, 2017. The NHDES supported its decision with the following findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(d), construction of docking facilities 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(a), Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has an average of 815 ft. of shoreline frontage along Squam Lake.
6. A maximum of 11 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
7. The proposed docking facility will provide 5 slips as defined per RSA 482-A:2, VIII and, therefore, meets Rule Env-Wt 402.13.
8. The Department finds that because the project is not of significant public interest and will not significantly impair the resources of Squam Lake, a public hearing under RSA 482-A:8 is not required.

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.


for Robert R. Scott
Commissioner



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

WETLANDS PERMIT APPLICATION

Land Resources Management

Wetlands Bureau

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



	<p>COMPLETE Administrative Use Only APR 10 2017</p>	<p>Administrative Use Only</p>	File No.: 2017-00982 Check No.: 18663 Amount: \$ 932.00 Initials: LSL
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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: **5 Owl's Head Road**

TOWN/CITY: **Center Harbor**

TAX MAP: **205**

BLOCK:

LOT: **2**

UNIT:

USGS TOPO MAP WATERBODY NAME: **Lake winnipesaukee**

NA

STREAM WATERSHED SIZE: **72 Sq. Miles**

NA

LOCATION COORDINATES (If known): **1,028,217 450,246**

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.

Install two 6 ft x 40 ft seasonal docks with a 6 ft x 12 ft cross walk in a U shaped configuration and install a 6 ft x 30 ft seasonal dock next to the existing beach area on the opposite side of the property for canoe and kayak access.

4. SHORELINE FRONTAGE

NA This lot has no shoreline frontage.

SHORELINE FRONTAGE: **900 Ft.**

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.

None Found

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 - 0574**

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

7. APPLICANT INFORMATION (Desired permit holder)

LAST NAME, FIRST NAME, M.I.: **LAPORTE ANN**

TRUST / COMPANY NAME: _____ MAILING ADDRESS: _____

TOWN/CITY: **Boston** STATE: **MA** ZIP CODE: **02116**

EMAIL or FAX: _____ PHONE: _____

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.: **CAREY DON T** COMPANY NAME: **Center Harbor dock AND Pier**

MAILING ADDRESS: **173 Lakeshore drive**

TOWN/CITY: **MULTONBORO** STATE: **NH** ZIP CODE: **03254**

EMAIL or FAX: **INFO@centerharbordocks.com** PHONE: **603-253-4000**

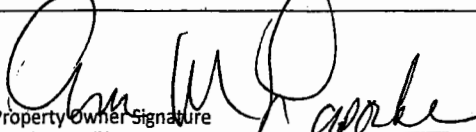
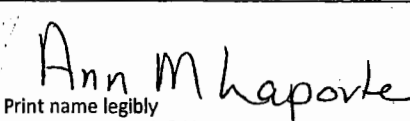
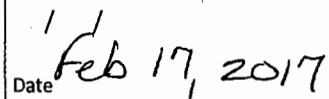
ELECTRONIC COMMUNICATION: By initialing here **DC**, I hereby authorize NHDES to communicate all matters relative to this application electronically

10. PROPERTY OWNER SIGNATURE

See the Instructions & Required Attachments document for clarification of the below statements

By signing the application, I am certifying that:

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 Print name legibly 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.

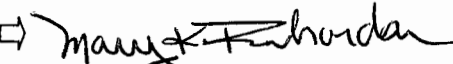
	Print name legibly	Date
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DIRECTIONS FOR CONSERVATION COMMISSION

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 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.

	Print name legibly	Town/City	Date
Town/City Clerk Signature		Center Harbor	4/6/17

DIRECTIONS FOR TOWN/CITY CLERK:

Per RSA 482-A:3, I

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.

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	/	/
Bank - Intermittent stream	/	/
Bank - Perennial stream / River	/	/
Bank - Lake / Pond	/	/
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	732 Sq. Ft. <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	732 Sq. Ft. / 30 Linier	/

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) _____ sq. ft. X \$0.20 = \$ _____

Temporary (seasonal) docking structure: **732** sq. ft. X \$1.00 = **\$ 732.00**

Permanent docking structure: _____ sq. ft. X \$2.00 = \$ _____

Projects proposing shoreline structures (including docks) add \$200 = \$ 200

Total = **\$ 932.00**

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



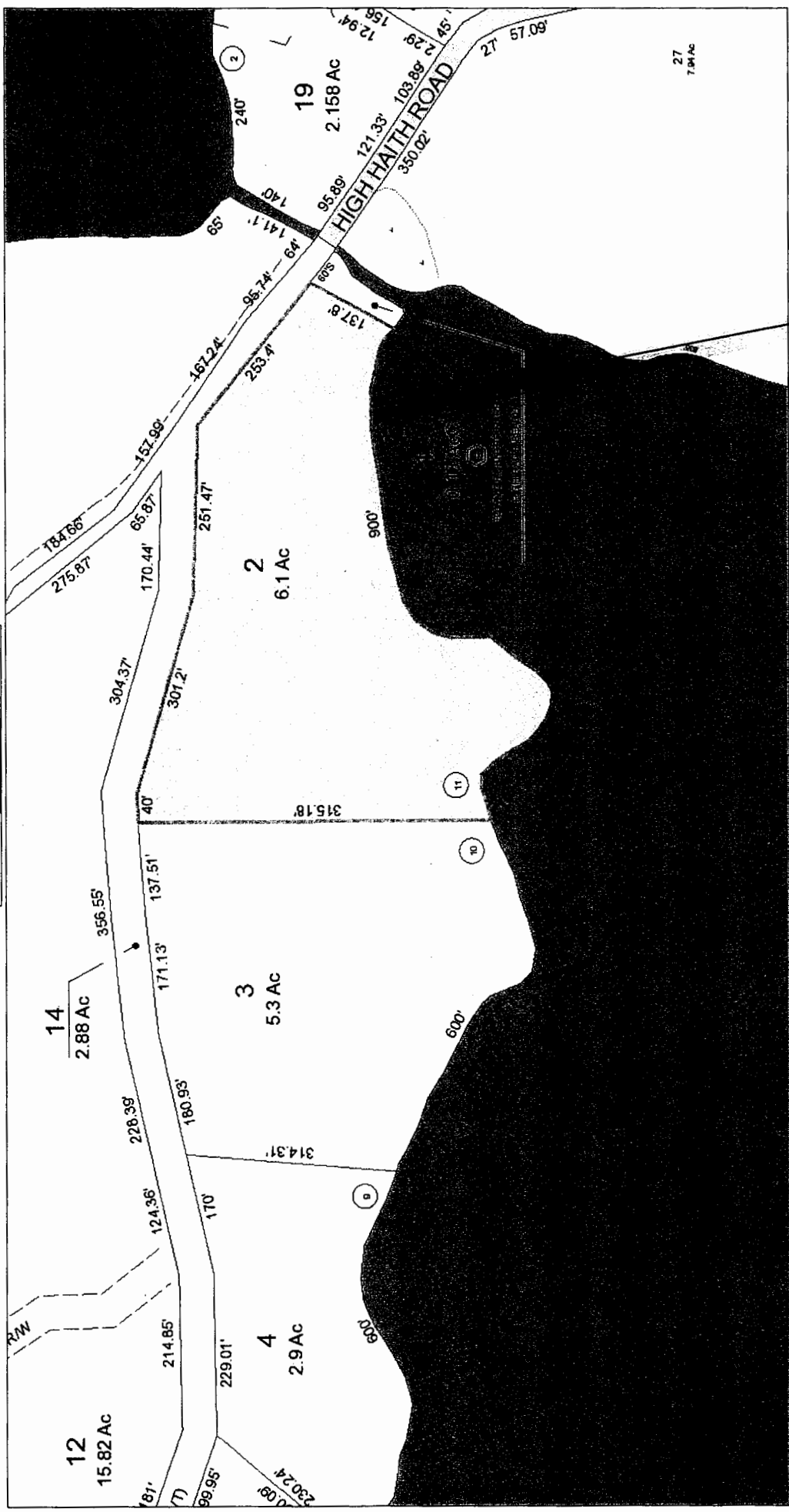
February 23, 2017

Center Harbor, NH

1 inch = 134 Feet



www.caj-tech.com



Date shown on this map is provided for planning and informational purposes only. The municipalities and CAJ Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this map.

General Location of proposed Dock



0 0.5 Mi
0 3000 Ft

Map provided by MyTopo.com

General Location of proposed dock

*N 10
98*



New Hampshire Natural Heritage Bureau

To: don carey
center harbor dock & pier
173 lake shore drive
moultonboro, NH 03254

Date: 2/24/2017

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 2/24/2017
NHB File ID: NHB17-0574

Applicant: don carey

Location: Tax Map(s)/Lot(s): Map - 205 Lot - 2
Center Harbor

Project Description: Install a sectional seasonal dock in a U configuration
consisting of 552 sq. ft.

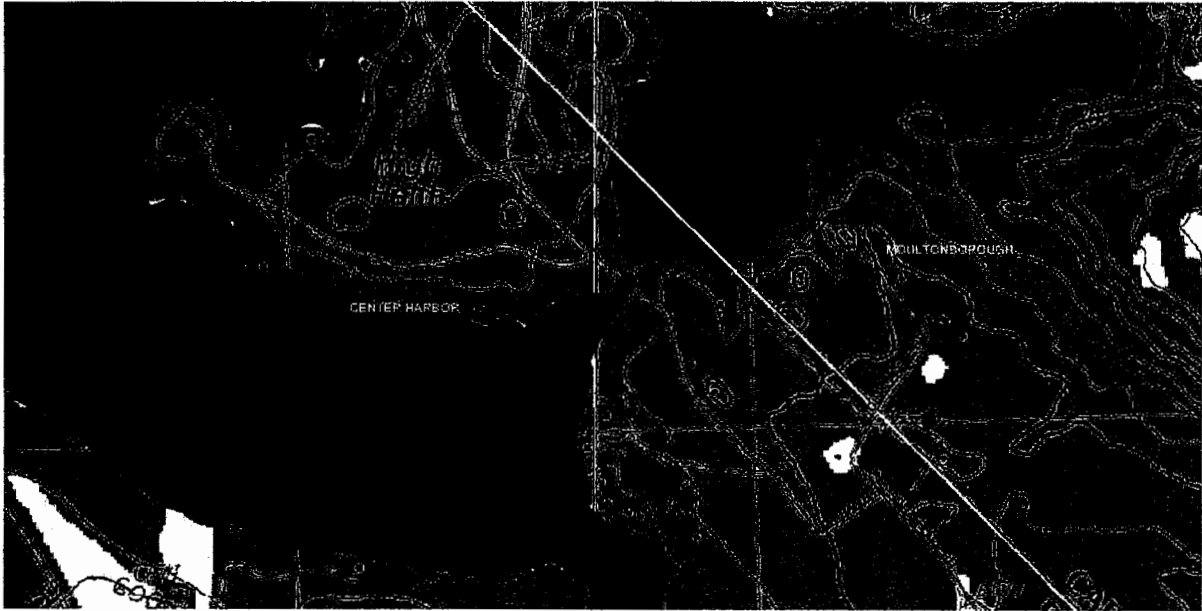
The NH Natural Heritage database has been checked for records of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government. We currently have no recorded 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 2/23/2018.



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB17-0574





0 foot Abutters List Report

Center Harbor, NH

February 23, 2017

Subject Property:

Parcel Number: 205-002-0000
CAMA Number: 205-002-0000
Property Address: 5 OWL'S HEAD ROAD

Mailing Address: SCOTTO, JR. ANTHONY & LAPORTE,
ANN M
[REDACTED]
BOSTON, MA 02116

Abutters:

Parcel Number: 205-001-0000
CAMA Number: 205-001-0000
Property Address: HIGH HAITH ROAD

Mailing Address: CENTER HARBOR, TOWN OF
PO BOX 140
CENTER HARBOR, NH 03226

Parcel Number: 205-003-0000
CAMA Number: 205-003-0000
Property Address: 27 OWL'S HEAD ROAD

Mailing Address: BEAL, MARGARET ET AL
[REDACTED]
CENTER HARBOR, NH 03226

Parcel Number: 205-014-00RD
CAMA Number: 205-014-00RD
Property Address: OWL'S HEAD RD

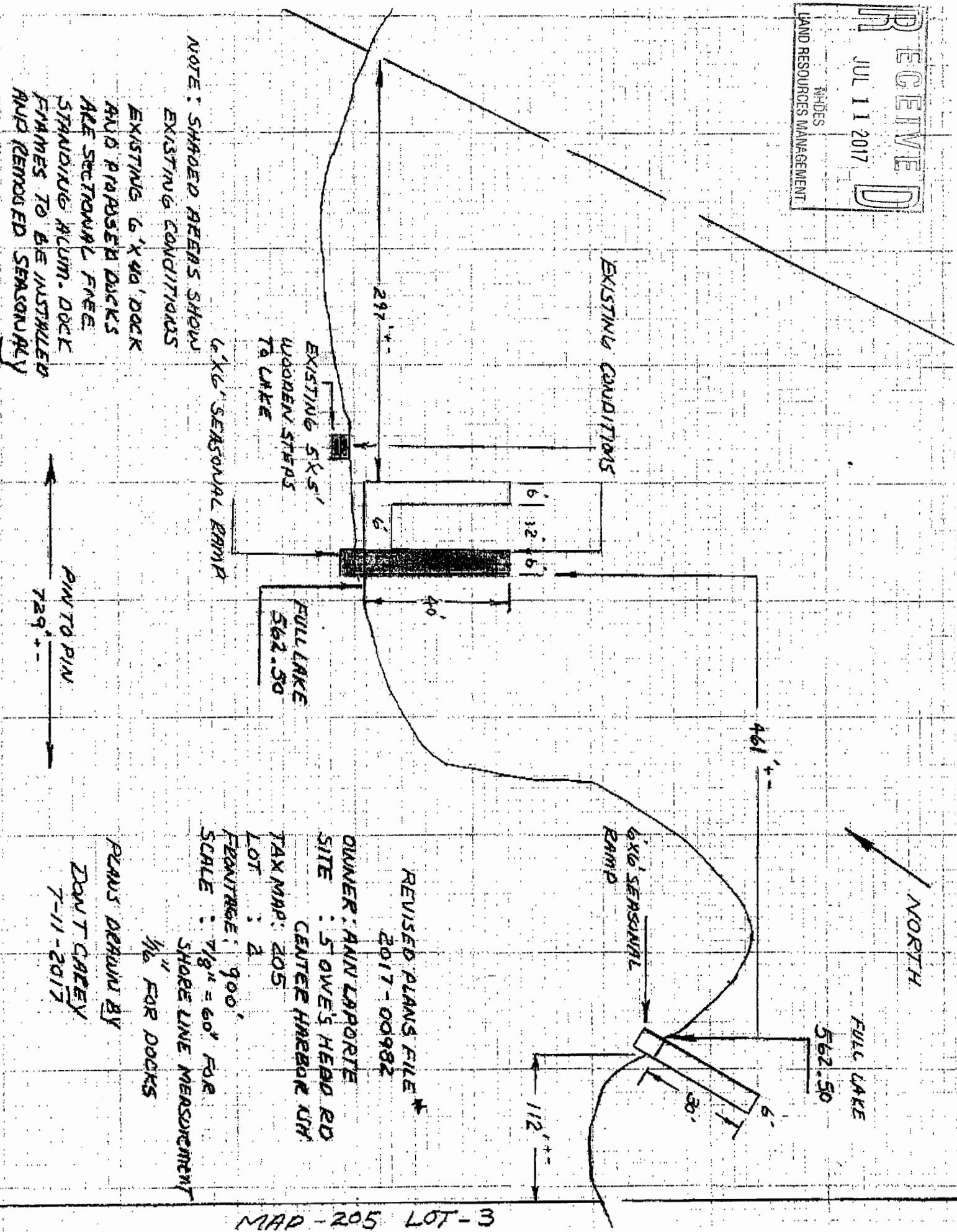
Mailing Address: GEPHART, JOHN W
[REDACTED]
DRYDEN, NY 13053



www.cai-tech.com

Data shown on this report is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this report.

RECEIVED
 JUL 11 2017
 NHDES
 LAND RESOURCES MANAGEMENT



NOTE: SHROED BEERS SHOW
 EXISTING CONDITIONS
 EXISTING 6' X 16' DOCK
 AND PARALLEL DOCKS
 ARE SECTONAL FINE
 STAINING ALUM. DOCK
 FRAMES TO BE INSTALLED
 AND REMOVED SEASONALLY

REVISED PLANS FILE ★
 2017-00982
 OWNER: ANN LARORTE
 SITE : 5 OWES HEAD RD
 CENTER HARBOR NH
 TAX MAP: 205
 LOT : 2
 FRONTAGE: 900'
 SCALE : 7/8" = 60' FOR
 SHORE LINE MEASUREMENT
 1/8" FOR DOCKS

PLANS DRAWN BY
 DWIGHT CAREY
 7-11-2017

MAP-205 LOT-3