



The State of New Hampshire  
**Department of Environmental Services**



**Robert R. Scott, Commissioner**

June 11, 2018

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

**REQUESTED ACTION**

Approve Carol B. LaMarche 2001 Revocable Trust's request to perform the following work on Lake Winnepesaukee in Moultonborough. File # 2018-00373. This project will not have significant impact on or adversely affect the values of Lake Winnepesaukee.

Remove a 2 foot x 25 foot finger pier, install a 6 foot x 40 foot seasonal dock with a 6 foot x 12 foot access walkway southwest of an existing 64 linear foot "L" shaped breakwater, with a 6 foot gap at the shoreline, a 4 foot x 30.5 foot cantilevered pier accessed by a 6 foot x 30.5 foot cantilevered pier, a 6 foot walkway and stairs over the bank, a seasonal boatlift, and two seasonal personal watercraft lifts along the shoreline on an average of 154 feet of frontage along Lake Winnepesaukee, in Moultonborough.

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 revised plans by Watermark Marine Construction dated April 26, 2018 as received by NHDES on April 26, 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. The 2 foot wide finger pier shall be removed prior to the construction or installation of any new structure on the frontage.
4. 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.
5. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
6. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and shall remain in place until the area is stabilized. Temporary controls shall be removed once the area has been stabilized.
7. Only those structures shown on the approved plans shall be installed or constructed along this frontage. All portions of the structures shall be at least 20 feet from the abutting property lines or the imaginary extension of those lines into the water.
8. No portion of the new seasonal pier shall extend more than 40 feet from the shoreline at full lake elevation (Elev. 504.32).
9. All seasonal structures shall be removed for the non-boating season.

[www.des.nh.gov](http://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

10. 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.


#### EXPLANATION

The NHDES Wetlands Bureau approved this project on May 10, 2018. The 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 a docking structure associated with a breakwater.
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 154 feet of shoreline frontage along Lake Winnepesaukee.
6. A maximum of 3 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
7. The proposed docking facility modifications will result in a docking facility providing 3 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 Lake Winnepesaukee 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.

  
\_\_\_\_\_  
Robert R. Scott  
Commissioner



**WETLANDS PERMIT APPLICATION**  
 Land Resources Management  
 Wetlands Bureau



Check the status of your application: [www.des.nh.gov/onestop](http://www.des.nh.gov/onestop)

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

	<p><b>COMPLETE</b>                  Administrative Use Only                  FEB 09 2018</p>	<p>Administrative Use Only</p>	File No.: <b>2018-00373</b> Check No.: <b>730</b> Amount: <b>\$440.00</b> Initials: <b>DB</b>
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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: **18 Captain's Walk** TOWN/CITY: **Moultonborough**

TAX MAP: **278** BLOCK: **002** LOT: **000** UNIT: **000**

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

LOCATION COORDINATES (if known): **Easting: 1,066,382.22 Northing: 418,376.57**  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 a 6ft x 40ft seasonal dock to provide two additional slips at property.  
 Dock to be bolted to existing rock at shore.  
 No work to existing structures proposed.**

**4. SHORELINE FRONTAGE**

NA This lot has no shoreline frontage. SHORELINE FRONTAGE: **154.33ft**

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.**

**#2006-01458 and #2009-00061**

**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 **18** - **0192**
- 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.: **LaMarche, Jay and Carol**TRUST / COMPANY NAME: **Carol B. Lamarche 2001 Revocable Trust**

MAILING ADDRESS: [REDACTED]

TOWN/CITY: **Moultonborough**STATE: **NH**ZIP CODE: **03254**EMAIL or FAX: **N/A**PHONE: **N/A**ELECTRONIC COMMUNICATION: By initialing here: **N/A**, 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.: **LaMarche, Jay and Carol**TRUST / COMPANY NAME: **Carol B. Lamarche 2001 Revocable Trust**

MAILING ADDRESS: [REDACTED]

TOWN/CITY: **Moultonborough**STATE: **NH**ZIP CODE: **03254**EMAIL or FAX: **N/A**PHONE: **N/A**ELECTRONIC COMMUNICATION: By initialing here **N/A**, I hereby authorize NHDES to communicate all matters relative to this application electronically**9. AUTHORIZED AGENT INFORMATION**LAST NAME, FIRST NAME, M.I.: **Irving, Jamie C.**COMPANY NAME: **Watermark Marine Construction**MAILING ADDRESS: **1218 Union Avenue**TOWN/CITY: **Laconia**STATE: **NH**ZIP CODE: **03246**EMAIL or FAX: **jci@watermarkmarine.com**PHONE: **603-293-4000**ELECTRONIC COMMUNICATION: By initialing here **JCI**, I hereby authorize NHDES to communicate all matters relative to this application electronically**10. PROPERTY OWNER SIGNATURE:**

See the Instructions &amp; 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](http://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.



*Jay R. LaMarche*  
*Carol B. LaMarche*  
 Property Owner Signature

JAY R. LAMARCHE, TRUSTEE  
 CAROL B. LAMARCHE, TRUSTEE  
 Print name legibly

1/22/2018

Date

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](http://www.des.nh.gov)

## 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.




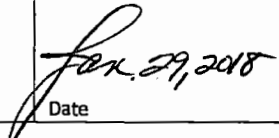
<input style="width: 20px; height: 15px;" type="checkbox"/>	Print name legibly	Date
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#### DIRECTIONS FOR CONSERVATION COMMISSION

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.

 Town/City Clerk Signature	 Print name legibly	 Town/City	 Date
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#### DIRECTIONS FOR TOWN/CITY CLERK:

Per RSA 482-A:3,1

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	/ <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
Lake / Pond	/ <input type="checkbox"/> ATF	240 / <input type="checkbox"/> ATF
Bank - Intermittent stream	/ <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
Bank - Perennial stream / River	/ <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
Bank - Lake / Pond	72' <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
Tidal water	/ <input type="checkbox"/> ATF	/ <input type="checkbox"/> ATF
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
<b>TOTAL</b>	<b>72'</b>	<b>240 /</b>

**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) 72 sq. ft. X \$0.20 = \$           

Temporary (seasonal) docking structure: 240 sq. ft. X \$1.00 = \$ 240.00

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

**Projects proposing shoreline structures (including docks) add \$200 = \$ 200.00**

**Total = \$ 440.00**

The Application Fee is the above calculated Total or \$200, whichever is greater = **\$ 440.00**

[shoreland@des.nh.gov](mailto: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](http://www.des.nh.gov)



# LaMarche Property

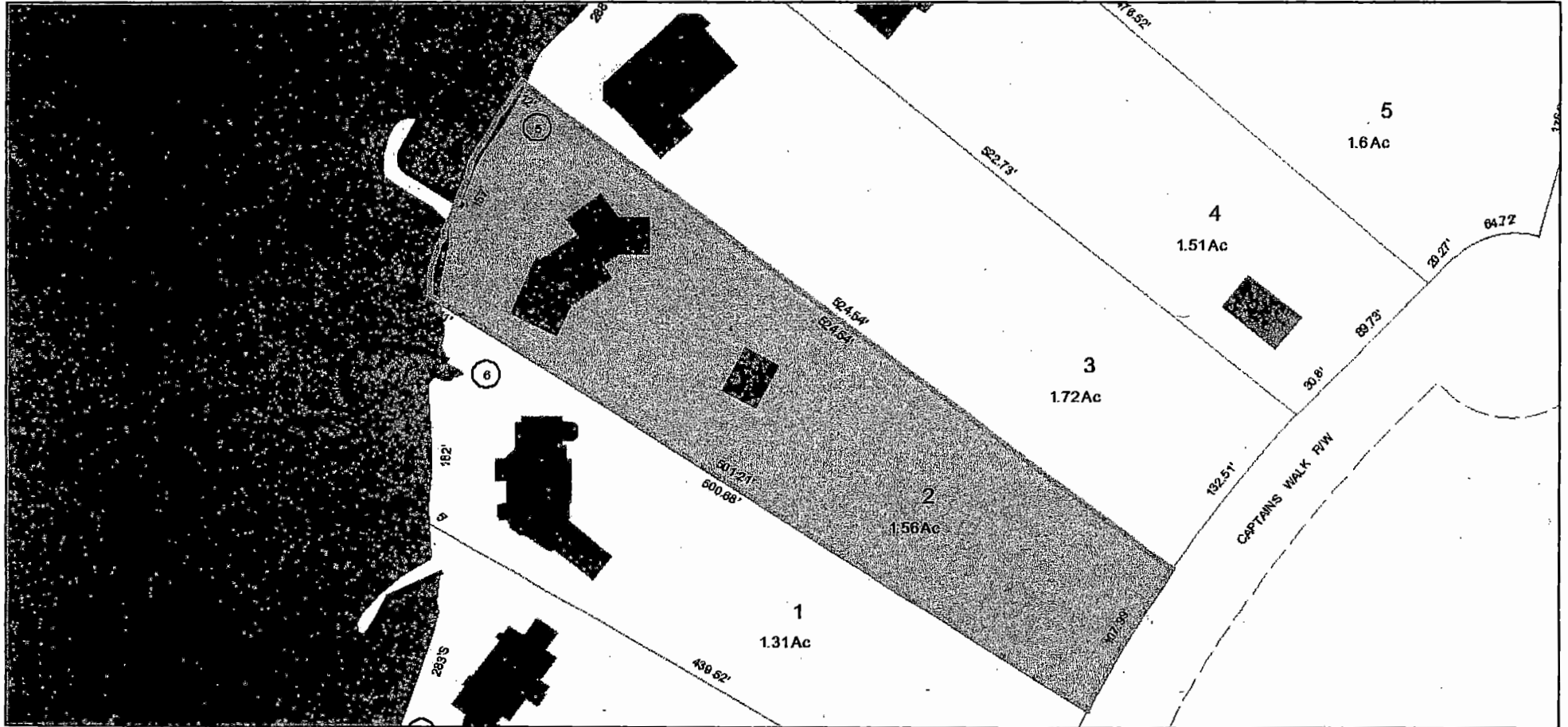
Moultonborough, NH



January 15, 2018

1 inch = 100 Feet

[www.cai-tech.com](http://www.cai-tech.com)



	PROPERTYLINE		CAi Polys
	PWATER		
	PVTRD-RW		
	Buildings		

Data shown on this map 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 map.

# LaMarche Property



## Legend

- State
- County
- City/Town

Map Scale

1: 10,000



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Map Generated: 1/15/2018

## Notes

Jay and Carol LaMarche  
18 Captain's Walk, Moultonborough  
TM/L #278-002-000  
Easting: 1,066,382.22  
Northing: 418,376.57







## New Hampshire Natural Heritage Bureau

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**To:** Jamie Irving  
Watermark Marine Construction  
PO Box 6840  
Laconia, NH 03247

**Date:** 1/11/2018

**From:** NH Natural Heritage Bureau

**Re:** Review by NH Natural Heritage Bureau of request dated 1/11/2018

NHB File ID: NHB18-0192

Applicant: Jay and Carol Lamarche

Location: Tax Map(s)/Lot(s): 278-002-000  
Moultonborough

Project Description: Install a 6ft x 40ft seasonal crank-up dock while  
maintaining existing breakwater and breakwater dockage.

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 1/10/2019.



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB18-0192



**Abutter List**

TM/L #278-002-000

Jay and Carol LaMarche  
Site

#278-001-000

Sharon Sanford  
[REDACTED]  
Southborough, MA 01772

#278-003-000

Jean Ellen and Kevin Sullivan  
[REDACTED]  
Cohasset, MA 02025

7017 0530 0000 4295 6221

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Certified Mail Fee	\$ 3.45
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$ .47
Total Postage and Fees	\$ 3.92

LAKEPORT NH, 03246  
JAN 29  
Postmark Here  
U.S. POSTAL SERVICE

Sharon Sanford  
[REDACTED]  
Southborough, MA 01772

PS Form 3800, April 2013 PSN 7530-02-000-9047 See reverse for instructions

7017 0530 0000 4295 6221

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Certified Mail Fee	\$ 3.45
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$ .47
Total Postage and Fees	\$ 3.92

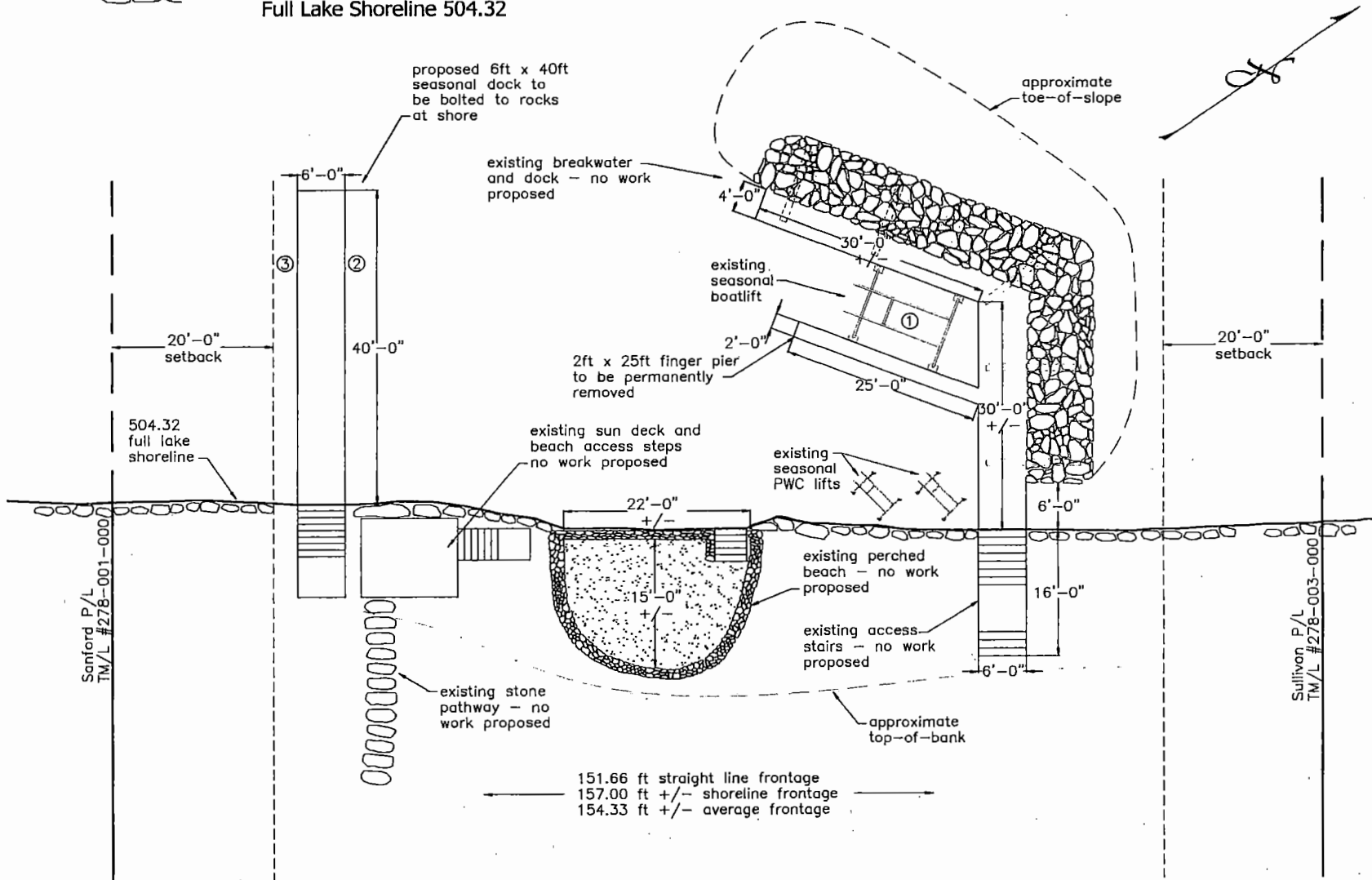
LAKEPORT NH, 03246  
JAN 29  
Postmark Here  
U.S. POSTAL SERVICE

Jean Ellen and Kevin Sullivan  
[REDACTED]  
Cohasset, MA 02025

PS Form 3800, April 2013 PSN 7530-02-000-9047 See reverse for instructions

# Lake Winnepesaukee

Full Lake Shoreline 504.32



**RECEIVED**  
 APR 26 2018  
 NHDES  
 LAND RESOURCES MANAGEMENT

REV: 04/26/18 LaMarche Property  
 Moultonborough, NH  
 01/15/18 1" = 20'