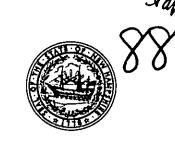


The State of New Hampshire

Department of Environmental Services

Robert R. Scott, Commissioner



August 12, 2022

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

REQUESTED ACTION

Approve Kim Marvin's request to perform the following work on Lake Winnipesaukee in Alton pursuant to NH Department of Environmental Services (NHDES) Wetlands Bureau permit #2021-03688, and in accordance with RSA 482-A:3. No comments were submitted by the Alton Conservation Commission regarding the project as proposed.

Dredge 29 cubic yards from 590 square feet of lakebed and impact 2,051 square feet of bank along 55 linear feet of shoreline to construct a 2,751 square foot dug-in 3-slip boathouse along an average of 494 feet of frontage along Lake Winnipesaukee on the eastern side of Little Barndoor Island in Alton.

NHDES imposed the following conditions as part of this approval:

- 1. In accordance with Env-Wt 307.16, all work shall be completed in accordance with the revised plans revision dated June 8, 2022, by Beckwith Builders, Inc., as received by the NH Department of Environmental Services (NHDES) on June 8, 2022, and proposed Boundary Line Adjustment plans received by NHDES on May 6, 2022.
- 2. This permit shall not be effective until the boundary line adjustment as shown on the proposed Boundary Line Adjustment Plan received by NHDES on May 6, 2022 has been completed and recorded in the Belknap County Registry of Deeds and a copy of the recorded plan has been provided to the department as evidence that Rule Env-Wt 307.16 shall be met.
- 3. This permit shall not be effective until it has been recorded in the Belknap County Registry of Deeds and a copy of the recorded permit has been provided to the department as required pursuant to RSA 482-A:3, and Env-Wt 314.02
- 4. Any future 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 as required to maintain compliance with Env-Wt 314.02 and Env-Wt 513.12.
- 5. In accordance with Env-Wt 515.05(c), construction impacts shall be limited to areas within 15 feet of the proposed boathouse footprint.
- 6. In accordance with Env-Wt 515.05(d), all disturbed areas shall be revegetated with native non-invasive species in accordance with Env-Wq 1412.05 relative to a planting matrix for restoring the waterfront buffer.
- 7. Only those structures shown on the approved plans shall be installed or constructed along this frontage as required per Env-Wt 513.22, (a).

His Excellency, Governor Christopher T. Sununu and The Honorable Council Page 2 of 3

- 8. All portions of the docking structures shall be located at least 20 feet from the abutting property lines and no watercraft shall be secured to the docking facility such that it crosses over the imaginary extension of the property lines over the surface water as required by RSA 482-A:3, XIII.
- 9. The boathouse shall be a single-story structure, ridgeline not to exceed 20 feet in height (Elev. 524.32) above normal high water (Elev. 504.32) in accordance with Env-Wq 1405.03, (c).
- 10. Work authorized shall be carried out in accordance with Env-Wt 307 such that appropriate turbidity controls are in place to protect water quality, that no turbidity escapes the immediate dredge area, and that appropriate turbidity controls shall remain until suspended particles have settled and water at the work site has returned to normal clarity.
- 11. In accordance with Env-Wt 307.10 (f), 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; and c) set back as far as possible from wetlands and surface waters, with a preferred undisturbed vegetated buffer of at least 50 feet and a minimum undisturbed vegetative buffer of 20 feet.
- 12. In accordance with RSA 482-A:1 and RSA 482-A:11 II, the owner understands and accepts the risk that if this facility requires dredging to maintain a minimum slip depth of 3 feet more frequently than once every 6 years or is shown to have an adverse impact on abutting frontages, it shall be subject to removal.
- 13. The use of this structure shall be limited to the docking and securing of watercraft as required to comply with Env-Wt 307.09.
- 14. No agitating or heating device shall be installed for the purpose of inhibiting the formation of ice in proximity to the approved structures unless it has been registered with the municipal clerk of the town in which such device shall be operated pursuant to RSA 270:34 Registration Required.
- 15. Pursuant to RSA 270:33, Heating, Agitating, or Other Devices in Public Waters; Safety Hazard, no agitating or heating device installed in accordance with RSA 270:34 shall inhibit or prevent the natural formation of ice in such a manner as to impede either the ingress or egress to or from the ice from any property other than that of the owner of the device.
- 16. All development activities associated with any project shall be conducted in compliance with applicable requirements of RSA 483-B and Env-Wq 1400 during and after construction as required pursuant to RSA 483-B:3.
- 17. All dredged and excavated material and construction-related debris shall be placed outside of those areas subject to RSA 482-A or RSA-483-B unless a permit for the deposition of materials within those areas has been obtained as required per RSA 482-A:3 or RSA 483-B:5-b respectively.
- 18. No activity shall be conducted in such a way as to cause or contribute to any violation of surface water quality standards specified in RSA 485-A:8 or Env-Wq 1700.
- 19. Pursuant to RSA 482-A:14, RSA 482-A:14-b, and RSA 482-A:14-c, NHDES is authorized to take appropriate compliance actions should it be determined that, based upon additional information which becomes available, any of the structures depicted as "existing" on the plans submitted by or on behalf of the permittee were not previously permitted or grandfathered.

EXPLANATION

NHDES approved this project on July 08, 2022. NHDES supported its decision with the following findings:

1. This is a major impact project per Administrative Rule Env-Wt 513.25 (c) the project will result in 5 boat slips, including previously existing boat slips.

His Excellency, Governor Christopher T. Sununu and The Honorable Council
Page 3 of 3

- 2. The property identified as lot 17-4 on Alton Tax Map 81 has as an average of 567 feet of frontage along Lake Winnipesaukee on which there is a pre-existing dug-in boathouse.
- 3. The Applicant also owns the abutting property identified as lot 17-3 on Alton Tax Map 81.
- 4. The Applicant has proposed a lot line adjustment to transfer approximately 114 feet of frontage inclusive of the existing boathouse from lot 17-4 to lot 17-3 on Alton Tax Map 81 such that upon completion of the boundary line adjustment and construction there shall not be more than a single dug-in boathouse on each lot as need to comply with Part Env-Wt 515, Dug-In Basins and Boathouses.
- 5. Upon completion of the proposed a lot line adjustment the property identified as lot 17-4 on Alton Tax Map 81 will retain an average of 494 feet of frontage along Lake Winnipesaukee on which there will remain 2 slip permanent pier.
- 6. A maximum of 7 slips may be permitted on 494 feet of frontage per Rule Env-Wt 513.12, Frontage Requirements for Private and Non-commercial Docking Structures.
- 7. The proposed docking facility will provide 5 slips as defined per RSA 482-A:2, VIII, and therefore meets Rule Env-Wt 513.12.
- 8. The NHDES finds that because the project is not of significant public interest and will not significantly impair the resources of Lake Winnipesaukee a public hearing under RSA 482-A:8 is not required.
- 9. Neither the abutters nor the Wolfeboro Conservation Commission submitted any comments related to the project.
- 10. The NHDES finds that the project as proposed and conditioned meets the requirements of RSA 482-A and the Wetlands Program Code of Administrative Rules Chapters Env-Wt 100 900. No waivers of RSA 482-A or the Wetlands Program Code of Administrative Rules Chapters Env-Wt 100 900 were requested or approved under this permit action.

NHDES Wetlands Bureau permit #2021-03688 application documents are enclosed for review by the Governor and the Executive Council in consideration of this request and in accordance with RSA 482-A:3, II(a), as it is a major project located in New Hampshire public waters.

We respectfully request your approval of this item.

Robert R. Scott
Commissioner

Roberta Suly

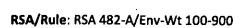


STANDARD DREDGE AND FILL WETLANDS PERMIT APPLICATION

Water Division/Land Resources Management

-Wetlands-Bureau-

Check the Status of your Application



APPLICANT'S NAME: MERTIN KITT TOWN NAME: Alter



A person may request a waiver of the requirements in Rules Env-Wt 100-900 to accommodate situations where strict adherence to the requirements would not be in the best interest of the public or the environment but is still in compliance with RSA 482-A. A person may also request a waiver of the standards for existing dwellings over water pursuant to RSA 482-A:26, III(b). For more information, please consult the <u>Waiver Request Form</u>.

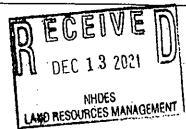
SEGIIONAL REQUIRED PLANNING FOR ALL PROJECTS (Envewe306:05; RSA 482-A.33; I(d)(2)) \$ Please use the Wetland Remitt Planning (1001) (WPP) II) the Natural Heritage Bureau (NHB) Data Checks Restoration Mapper on other sources to assist in Identifying key, reatures such as a priority resource at	Tool, the Aduatic
protected species or habitats, coastaliareas, designated rivers, or designated prime wetlands substantially se	SECTION :
Has the required planning been completed?	Yes 🔟 No
Does the property contain a PRA? If yes, provide the following information:	Yes 🔯 No
Does the project qualify for an Impact Classification Adjustment (e.g. NH Fish and Game Department (NHF&G) and NHB agreement for a classification downgrade) or a Project-Type Exception (e.g. Maintenance or Statutory Permit-by-Notification (SPN) project)? See Env-Wt 407.02 and Env-Wt 407.04.	₩ Yes ⊠ No
Protected species or habitat? O If yes, species or habitat name(s): NHB Project ID #: NHB213612	☑ Yes 図 No
Bog?	園 Yes 図 No
Floodplain wetland contiguous to a tier 3 or higher watercourse?	Yes ⊠ No
Designated prime wetland or duly-established 100-foot buffer? ,	Yes No
Sand dune, tidal wetland, tidal water, or undeveloped tidal buffer zone?	型 Yes 図 No
 Is the property within a Designated River corridor? If yes, provide the following information: Name of Local River Management Advisory Committee (LAC): A copy of the application was sent to the LAC on Month: Day: Year: 	☑ Yes ☑ No

NHDES-W-06-012

For dredging projects, is the subject property contaminated? • If yes, list contaminant:	図 Yes ⊠ No
Is there potential to impact impaired waters, class A waters, or outstanding resource waters?	☑ Yes 🏻 No
For stream crossing projects, provide watershed size (see <u>WPPT</u> or Stream Stats): N/A	
SEGTIO 1/2-(PROJECT DESCRIPATION (CONVENDENCY(I))) Provide a brief (description of the project and the propose of the project, outlining the scope of work to lead whether the projects are temporary to permanent, no Nonverty: See a tracked hypease use the space is below.	berpelformed provided
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D ECEIVED]
DEC 1.3 2021 UNAMO RESOURCES MANAGEMENT	·
7	
SEG N3EPROJEGE LOCATION Separate Market Submitted for each municipality within which wetland im	oaets.occur-
ADDRESS: Little Barndoor/Island	
TOWN/CITY: Altor	
TAX MAP/BLOCK/LOT/UNIT: ITAX Map 80 LLOT 17/4	
US GEOLOGICAL SURVEY (USGS) TOPO MAP WATERBODY NAME: LakesWinnipesaukee	
(Optional) LATITUDE/LONGITUDE in decimal degrees (to five decimal places): North West	

NHDES-W-06-012

SEGTION 4: APPLICANT (DESIRED/PERMIT HO) DER) II In the applicant size crust or a company, then complete			
NAME: MERVIOLISIE			
MAILING ADDRESS:	· · · · · · · · · · · · · · · · · · ·		
TOWN/CITY:		STATE,	ZIP CODE:
EMAIL ADDRESS.		<u> </u>	•
FAX:	PHONE:	,	
ELECTRONIC COMMUNICATION: By initialing here: relative to this application electronically.	, I hereby authorize NHD	ES to communica	te al I matters
SEGIONE - AUTHORIZED AGENTINFORMATION (Env	W43104(c))(
LAST NAME, FIRST NAME, M.I.: BECKWILLINGSOF		:	
COMPANY NAME: Beckwitch Builders line			
MAILING ADDRESS: 44111150/Street			
TOWN/CITY: Walfabara		STATE: NH	ZIP CODE: 03894
EMAIL ADDRESS: pson@beckwithbuilders com			
FAX: FAX:	PHONE: 603.569.6829		
ELECTRONIC COMMUNICATION: By initialing here II. I this application electronically.			
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ELECTRONIC COMMUNICATION: By initialing here to this application electronically.	, I hereby authorize NHDES	to communicate	all matters relative



SECTIONIZERESOURCE SPECIFIC CRITERIA ESTABLISHED IN Env. Wt 400 Env. Wt 500 Env. Wt 600 Env. Wt 700 C ETVAVABOOHAVEBIENMER(ETVÄVASIBIOI(ET)E)

Describe how the resource-specific criteria have been met for each chapter listed above (please attach information about stream crossings, coastal resources, prime wetlands, or non-tidal wetlands and surface waters):

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LAND RESOURCES MANAGEMENTS

SECTIONIS AVOIDANCE AND MINIMIZATION

Impacts within wetland jurisdiction must be avoided to the maximum extent practicable (Env-Wt 313.03(a)).* Any project with unavoidable jurisdictional impacts must then be minimized as described in the Wetlands Best Management Practice Techniques For Avoidance and Minimization and the Wetlands Permitting: Avoidance, Minimization and Mitigation Fact Sheet. For minor or major projects, a functional assessment of all wetlands on the project site is required (Env-Wt 311.03(b)(10)).*

Please refer to the application checklist to ensure you have attached all documents related to avoidance and minimization, as well as functional assessment (where applicable). Use the Avoidance and Minimization Checklist, the Avoidance and Minimization Narrative, or your own avoidance and minimization narrative.

*See Env-Wt 311.03(b)(6) and Env-Wt 311.03(b)(10) for shoreline structure exemptions.

SEGTION 9 A MITIGATION REQUIREMENT: (Env. Wt 3 11:02)

runavoldable urisdictional impacts require mitigation a mitigation pre-application imeeting must occur at leas out not more than 90 days prior to submitting this Standard Dredge and fill Permit Application :

Mitigation Pre-Application Meeting Date: Month: 🔞 Day: 🔯 Year: 🔯

(N/A - Mitigation is not required)

SECTION 10 THE PROJECT MEETS COMPENSATORY MITIGATION REQUIREMENTS (Env. Wt 313.01(a)(1)c)

Confirm that you have submitted a compensatory mitigation proposal that meets the requirements of Env-Wt 800 for all permanent unavoidable impacts that will remain after avoidance and minimization techniques have been exercised to the maximum extent practicable: 🖾 I confirm submittal.

(

N/A – Compensatory mitigation is not required)

NHDES-W-06-012 SECTION 11 IMPACT AREA (Env. Wt 311 04(g)) For each jurisdictional area that will; be/has been impacted provide square feet (SF) and (If applicable linear feet (LF) (or impact and note whether the impact is after the fact (ATF- ite work was started or completed without apermit) thor intermittent and ephemeral streams, the linear footage of impact is measured along the thread of the channe in the note Installationiofa stream crossing in an ephemeral stream may be undertaken without a permit per Rule-Env 309:02(d):ihowever other dredge or fill impacts should be included below: # For perennial streams/rivers, the linear footage for impactilis calculated by summing the lengths of disturbanc channelland bank Permanentsimpacts:are impacts that will remain after the project is complete (e.g. changes in grade or surface materials remporary impacts are impacts not intended to remain (and will be restored to pre-construction conditions) after the project is completed. **PERMANENT TEMPORARY** JURISDICTIONAL AREA SF LF **ATF** SF LF **ATF** Forested Wetland 46.5 1 5 2.4% Scrub-shrub Wetland U 13.63 1 **Emergent Wetland** 12 4 8 Wet Meadow ӹ 4 51 Vernal Pool H Designated Prime Wetland 固 掘場 12 物类 Duly-established 100-foot Prime Wetland Buffer 温度 1 Intermittent / Ephemeral Stream Lebi di 10 10.4 2/16 A 學可以 Perennial Stream or River 13 10.20 海外野 1 Lake / Pond 800 38 F 25.00 湿 Docking - Lake / Pond 10.0 6 4 羫 Docking - River 23 Boar louse Į, i **Bank - Intermittent Stream** 2574 暴發 10.35 Ŋ Bank - Perennial Stream / River 547 Padi 瓦 Temo 1 590 Bank / Shoreline - Lake / Pond Diedige 3169 mpagt B Tidal Waters 7 **双**接 囫 1000 Sec. 15 3 FOFE V 門際影 Tidal Marsh **F** 老漢化 Sand Dune Tidal 區 1863 ķ Undeveloped Tidal Buffer Zone (TBZ) ********* 1 1 S 12 Previously-developed TBZ **178.4** 网 Docking - Tidal Water 是包括 m 中管的 TOTAL SECTION 12 APPLICATION FEE (RSA 482-A 831) No Live MINIMUM IMPACT FEE: Flat fee of \$400. 圈 NON-ENFORCEMENT RELATED, PUBLICLY-FUNDED AND SUPERVISED RESTORATION PROJECTS, REGARDLESS OF IMPACT CLASSIFICATION: Flat fee of \$400 (refer to RSA 482-A:3, 1(c) for restrictions). MINOR OR MAJOR IMPACT FEE: Calculate using the table below: Permanent and temporary (non-docking): 4306 SF × \$0.40 = S 1723 Seasonal docking structure: SF. × \$2.00 = S Die Permanent docking structure: 2571 SF \times \$4.00 = \$ 10284 Projects proposing shoreline structures (including docks) add \$400 = \$ 400

DEC 1:3 202 NHDES

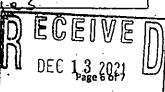
Irm@des.nh.gov or (603) 271-2147 AND RESOURCES MANAGEMENT DES Wetlands Bureau, 29 Hazen Drive, PO Box 95, Concord, NH 03302-0095 www.des.nh.gov

Total =

\$ 12/40

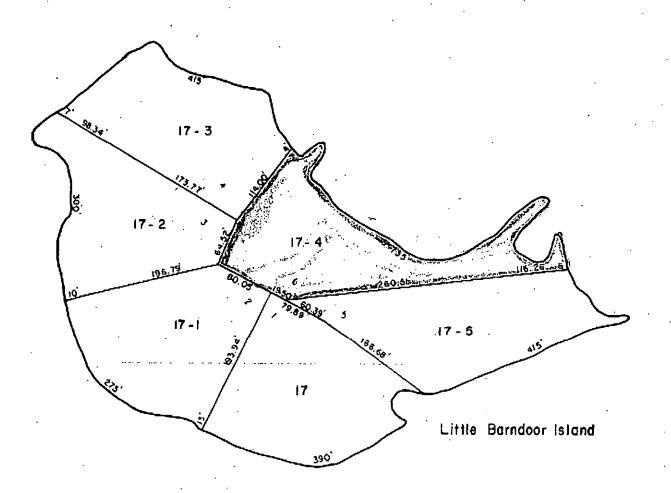
The appli	cation fee for minor or ma	or impact is the above calculat	ed total or \$400, whichever is g	reater = \$ Res
京中 1	13 PROJECT CLASSIFICATION FOR PROJECT CLASSIFICA	ON (Env-Wt 306.05)	10.22 (2.75)	
Minim	ım İmpact Project	Minor Project	Major Project	
	A REQUIRED GERIFICATION TO SERVICE TO SERVIC	or (chrweilin)		
Initials:	i pox neiow to certify.	 		
III	To the best of the signer's	knowledge and belief, all require	d notifications have been provided	d,
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Initials:	 Deny the appli Revoke any ap If the signer is 	false, incomplete, or misleading i cation. proval that is granted based on ti a certified wetland scientist, licer v Hampshire, refer the matter to	nformation constitutes grounds for the information. Insed surveyor, or professional eng the joint board of licensure and co	ineer licensed to
<u>19</u>	currently RSA 641. The signature shall Department to insp projects and minim	constitute authorization for the poect the site of the proposed proj	w Hampshire law for falsification in municipal conservation commission lect, except for minimum impact for the signature shall authorize only	on and the orestry SPN
Initials: 便高 重			erty owner signature shall constituted and does not object to the filing	
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AND DESCRIPTION AND ADDRESS.	بكنده لينبج بكراناهم فتنفس السياطات اساكمه بالكناهم	NATURE(Env.Woelfloal(i))#		
c require			t has filed four application forms	, four detailed
		urn the fown/city indicated held	DW	
lans, and	four USGS location maps w Y CLERK SIGNATURE:	· · · · · · · · · · · · · · · · · · ·	PRINT.NAME LEGIBLY:	

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



Menvin Project Little Berndtoor Island Alton, NH

Tex Maps 21 Lot: 17-4

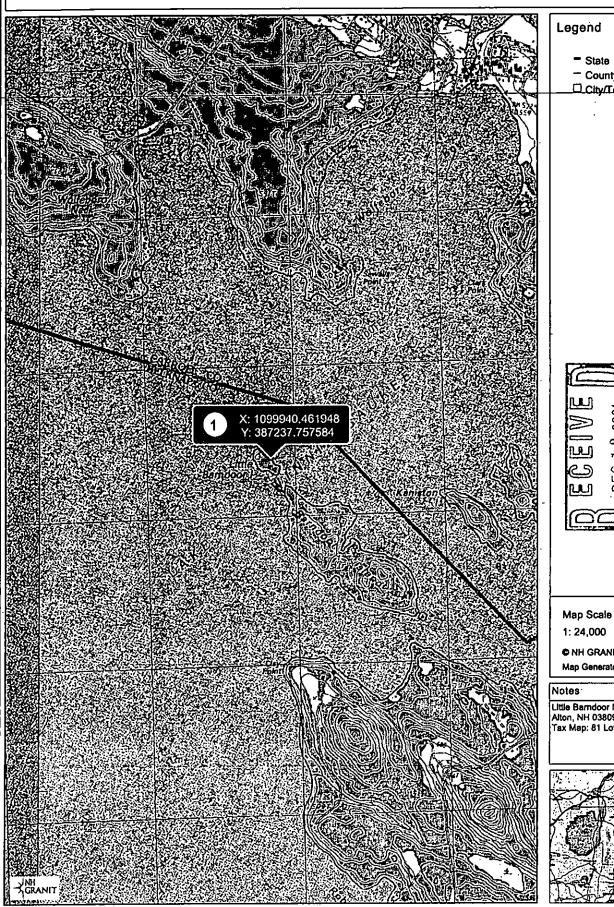


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NHOES LAND RESOURCES MANAGEMENT

USGS MAP



- County
- City/Town



ONH GRANIT, www.granit.unh.edu Map Generated: 10/21/2021

Little Barndoor Island Alton, NH 03809 Tax Map: 81 Lot: 17-4



New Hampshire Natural Heritage Bureau NHB DataCheck Results Letter

To: Jason Beckwith, Beckwith Builders

44 Libby Street

Wolfeboro, NH 03894

From: NH Natural Heritage Bureau

Date: 11/24/2021 (valid until 11/24/2022)

Re: Review by NH Natural Heritage Bureau of request submitted 11/16/2021

Permits: MUNICIPAL POR - Alton, NH, NHDES - Wetland Standard Dredge & Fill

Major, USACE - General Permit

NHB ID: NHB21-3612 Applicant: Jason Beckwith

Location: Alton

Little Barndoor Island

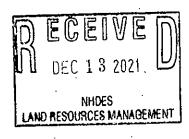
Project

Description: This project involves constructing a new 3 bay boathouse to be

constructed next fall 2022

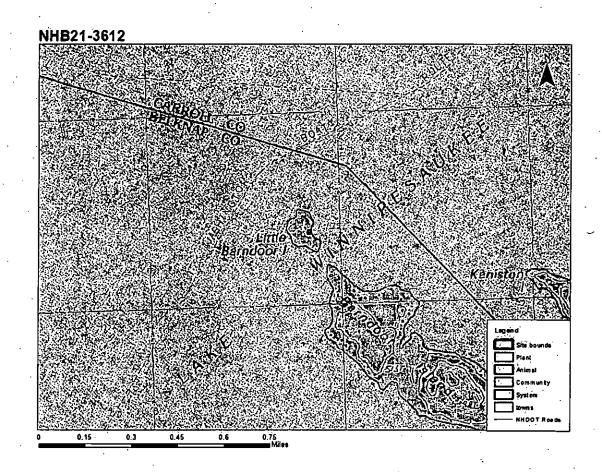
The NH Natural Heritage database has been checked by staff of the NH Natural Heritage Bureau and/or the NH Nongame and Endangered Species Program for records of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government.

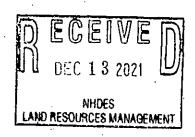
It was determined that, although there was a NHB record (e.g., rare wildlife, plant, and/or natural community) present in the vicinity, we do not expect that it will be impacted by the proposed project. This determination was made based on the project information submitted via the NHB Datacheck Tool on 11/16/2021 11:17:50 AM, and cannot be used for any other project.



New Hampshire Natural Heritage Bureau NHB DataCheck Results Letter

MAP OF PROJECT BOUNDARIES FOR: NHB21-3612





ABUTTERS LIST

SUBJECT PROPERTY: Tax Map 81 Lot 17-4, Little Barndoor Island, Alton, NH

Owner:

Marvin Family 2012 Trust

Marvin Kim & Baroyan Eric

Abutters:

Tax Map 81 Lot 17-3, 68 Little Barndoor Island, Alton, NH: Same Owner as Subject Property

Tax Map 81 Lot 17-5, 52 Little Barndoor Island, Alton, NH: Same Owner as Subject Property

Tax Map 81 Lot 17, 28 Little Barndoor Island, Alton, NH: Same Owner as Subject Property

Tax Map 81 Lot 17-1, 14 Little Barndoor Island, Alton, NH: Same Owner as Subject Property

Tax Map 81 Lot 17-2, 2 Little Barndoor Island, Alton, NH: Robert C & Jennifer W Purdy Trust Purdy Roberts C & Jennifer W Trustees

