



The State of New Hampshire
Department of Environmental Services



Robert R. Scott, Commissioner

July 12, 2019

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

REQUESTED ACTION

Approve Winnepesaukee Weirs Piers, LLC's request to perform the following work on Lake Winnepesaukee in Laconia. File # 2019-00257. This project will not have significant impact on or adversely affect the values of Lake Winnepesaukee.

Install 6 seasonal boatlifts and a single 30 foot x 100 foot seasonal canopy, south of the existing fuel dock and positioned on the southeasterly section of the existing major docking facility and replace existing fender pilings and ice protection clusters along the lakeside portion of the commercial building and deck over public waters, in-kind, on 332 linear feet of frontage along Lake Winnepesaukee in Weirs Beach in Laconia.

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 revision dated May 6, 2019 and as received by the NH Department of Environmental Services (NHDES) on May 9, 2019.
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 DES 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. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
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 until suspended particles have settled and water at the work site has returned to normal clarity.
7. All construction-related debris shall be placed outside of the areas subject to RSA 482-A.
8. 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.
9. All seasonal structures, including boatlifts, shall be removed for the non-boating season.
10. The canopy, including the support frame and cover, shall be designed and constructed to be readily removed at the end of the boating season and the flexible canopy shall be removed for the non-boating season.
11. The canopy shall not exceed 20 feet in elevation from full lake elevation of 504.32.

12. No person undertaking any activity shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards in RSA 485-A and Env-Wq 1700.
13. 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 permittee were not previously permitted or grandfathered.
14. The repairs shall maintain the size, location, and configuration of the pre-existing structures.

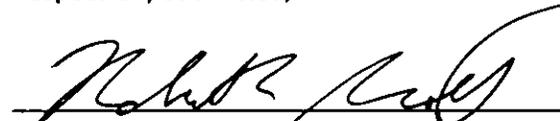
EXPLANATION

The NHDES approved this project on June 12, 2019. 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 or modification of major docking system defined by Env-Wt 101.57
2. 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 Rule Env-Wt 302.03.
3. The applicant has demonstrated by plan and example that each factor listed in Rule Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
4. 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.
5. The Department finds that compensatory mitigation shall not be required in accordance with Env-Wt 302.03(c)(2)(f) as the proposed 3,000 square foot seasonal canopy is a temporary structure.

Application file documents are being forwarded to the Governor and the 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.

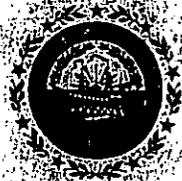
Respectfully submitted,


Robert R. Scott
Commissioner



WETLANDS PERMIT APPLICATION

Water Division/ Wetlands Bureau
Land Resources Management



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

RSA/Rule RSA482-A/Env-W-100-900

RECEIVED JAN 25 2019	COMPLETE JAN 25 2019	Initial Status	257-00257
			CR# 1426
			\$3,200.00
			PS

1. LAND RESOURCE MANAGEMENT REVIEW: Review Time below to determine review time to be to Guidance Document for various situations.

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

2. MITIGATION REQUIREMENT: Mitigation Pre-Application Meeting must occur prior to submitting this Wetlands Permit Application. For determining if a meeting is required, please refer to the Determining Mitigation Requirements document located on the website.

Mitigation Pre-Application Meeting Date: Month ___ Day ___ Year ___
 N/A - Mitigation is not required *Pre-App w/ DCF 11/30/18 PUG*

3. PROJECT LOCATION: Separate wetland permit applications must be submitted for each municipality that wetland impacts occur within.

ADDRESS: **263 Lakeside Avenue** TOWN/CITY: **Laconia**

TAX MAP: **146** BLOCK: **127** LOT: **030** UNIT: **000**

USGS TOPO MAP WATERBODY NAME: **Winnipesaukee** NA STREAM WATERSHED SIZE: NA

LOCATION COORDINATES (if known): **43:6084N / 71:4589W** Latitude/Longitude UTM

4. PROJECT DESCRIPTION: Provide a concise description of the project outlining the scope of work. Attach additional sheets as needed to provide a detailed explanation of the project. Do NOT reply. See attached in the space provided below.

We propose to install a 30 ft x 100 ft seasonal canvas canopy over the existing six (6) boat sales slips at the existing commercial marina facility (adjacent to the fuel dock) and install six (6) seasonal boatlifts. Of course seasonal structures shall be removed during the non-boating season...no other work is proposed under this permit application...

5. SHORELINE FRONTAGE: NA - This does not have shoreline frontage SHORELINE FRONTAGE: **332 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.

6. RELATED NHDES LAND RESOURCE MANAGEMENT PERMIT APPLICATIONS ASSOCIATED WITH THIS PROJECT: If any of the following permit applications are required and require the sale of the application, the applicant must submit the Land Resource Management Permit application to the Land Resource Management Web Page.

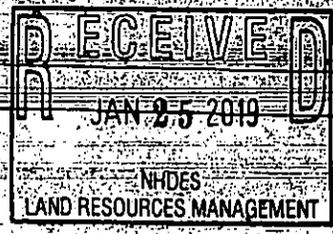
Permit Type	Permit Required	File Number	Permit Application Status
Alteration of Terrain Per RSA 485-A:17	<input checked="" type="checkbox"/> YES <input checked="" type="checkbox"/> NO	_____	<input type="checkbox"/> APPROVED <input type="checkbox"/> PENDING <input type="checkbox"/> DENIED
Individual Sewerage Disposal per RSA 485-A:2	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	_____	<input type="checkbox"/> APPROVED <input type="checkbox"/> PENDING <input type="checkbox"/> DENIED
Subdivision Approval Per RSA 485-A	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	_____	<input type="checkbox"/> APPROVED <input type="checkbox"/> PENDING <input type="checkbox"/> DENIED
Shoreland Permit Per RSA 483-B	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	_____	<input type="checkbox"/> APPROVED <input type="checkbox"/> PENDING <input type="checkbox"/> DENIED

7. NATURAL HERITAGE BUREAU DESIGNATED RIVERS: See instructions. Required attachments occur in instructions to complete a/b below.

a. Natural Heritage Bureau File ID: **NHB 18 - 3909**

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: ___

N/A



8. APPLICANT INFORMATION (Desired permit holder)

LAST NAME, FIRST NAME, M.I.: _____
TRUST / COMPANY NAME: OWNER IS APPLICANT: _____ 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. PROPERTY OWNER INFORMATION (if different than applicant)

LAST NAME, FIRST NAME, M.I.: _____
TRUST / COMPANY NAME: Winnepesaukee Welrs Pier, LLC 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.

10. AUTHORIZED AGENT INFORMATION

LAST NAME, FIRST NAME, M.I.: Goodwin, Paul COMPANY NAME: Watermark Marine Const.
MAILING ADDRESS: 1218 Union Avenue
TOWN/CITY: Laconia STATE: NH ZIP CODE: 03246
EMAIL or FAX: pwg@watermarkmarine.com PHONE: 603-293-4000

ELECTRONIC COMMUNICATION: By initialing here: PWG I hereby authorize NHDES to communicate all matters relative to this application electronically.

11. 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 abuffers 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 108 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.
12. The mailing addresses I have provided are up to date and appropriate for receipt of NHDES correspondence. NHDES will not forward returned mail.

	DANIEL LEMIEUX Print name legibly	01/04/2019 Date
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MUNICIPAL SIGNATURES

12. 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.

13. 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.

<i>Stacy Anders</i> Deputy	<i>Stacy Anders</i> Deputy	<i>Laconia</i>	<i>1-23-19</i>
Town/City Clerk Signature	Print name legibly	Town/City	Date

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.

14. IMPACT AREA		
For each jurisdictional area that will be 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	/ <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	/ <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	3,000 <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
Vernal Pool	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
TOTAL	/	/

15. 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 = \$ _____

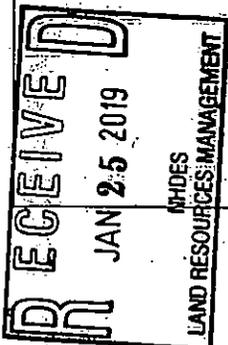
Temporary (seasonal) docking structure: **3,000** sq. ft. X \$1.00 = **\$ 3,000.00**

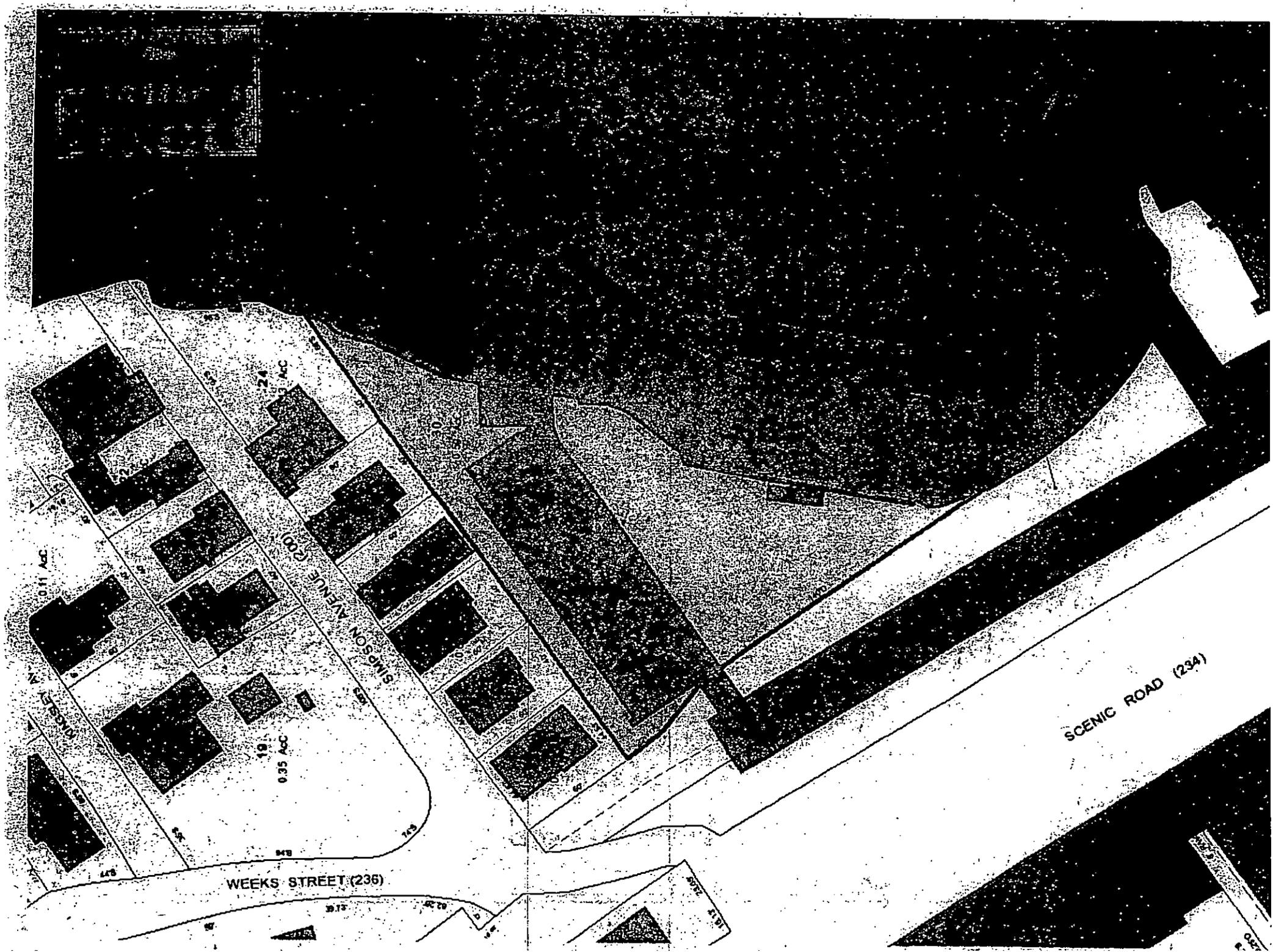
Permanent docking structure: _____ sq. ft. X \$2.00 = \$ _____

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

Total = \$ _____

The Application Fee is the above calculated Total or \$200, whichever is greater = **\$ 3,200.00**





WEEKS STREET (236)

SCENIC ROAD (234)

SIMMONS AVENUE (20)

19
0.35 ACC

24
0.35 ACC

1011 ACC

035

48

76

48

87

39.13

42.79

50.77

51.91

62.21

Winnepesaukee Weirs Pier, LLC

Legend

- State
- County
- City/Town

RECEIVED
JAN 25 2019
NHDES
LAND RESOURCES MANAGEMENT

X: 1039293.601084
Y: 404037.299623

Map Scale

1: 24,000

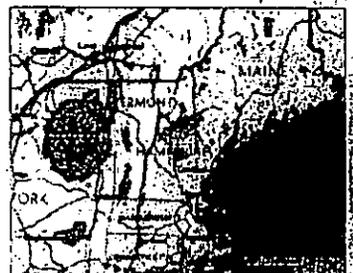


© NH GRANIT, www.granit.unh.edu

Map Generated: 12/28/2018

Notes

Laconia, NH





New Hampshire Natural Heritage Bureau

To: Paul Goodwin
Watermark Marine Construction
1218 Union Avenue
Laconia NH 03246

Date: 12/26/2018

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 12/26/2018

NHB File ID: NHB18-3909

Applicant: Winnepesaukee Weirs Pier
LLC

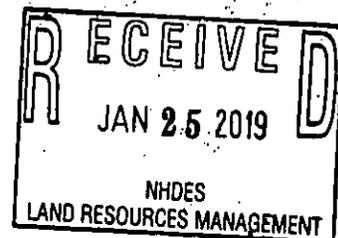
Location: Tax Map(s)/Lot(s): 146-127-030
Laconia

Project Description: install a 30 ft x 100 ft seasonal canvas canopy over
existing boat slips and rebuild/repair existing docking
structures and boathouse "in kind"

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.

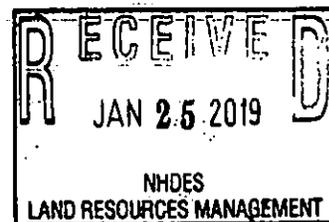
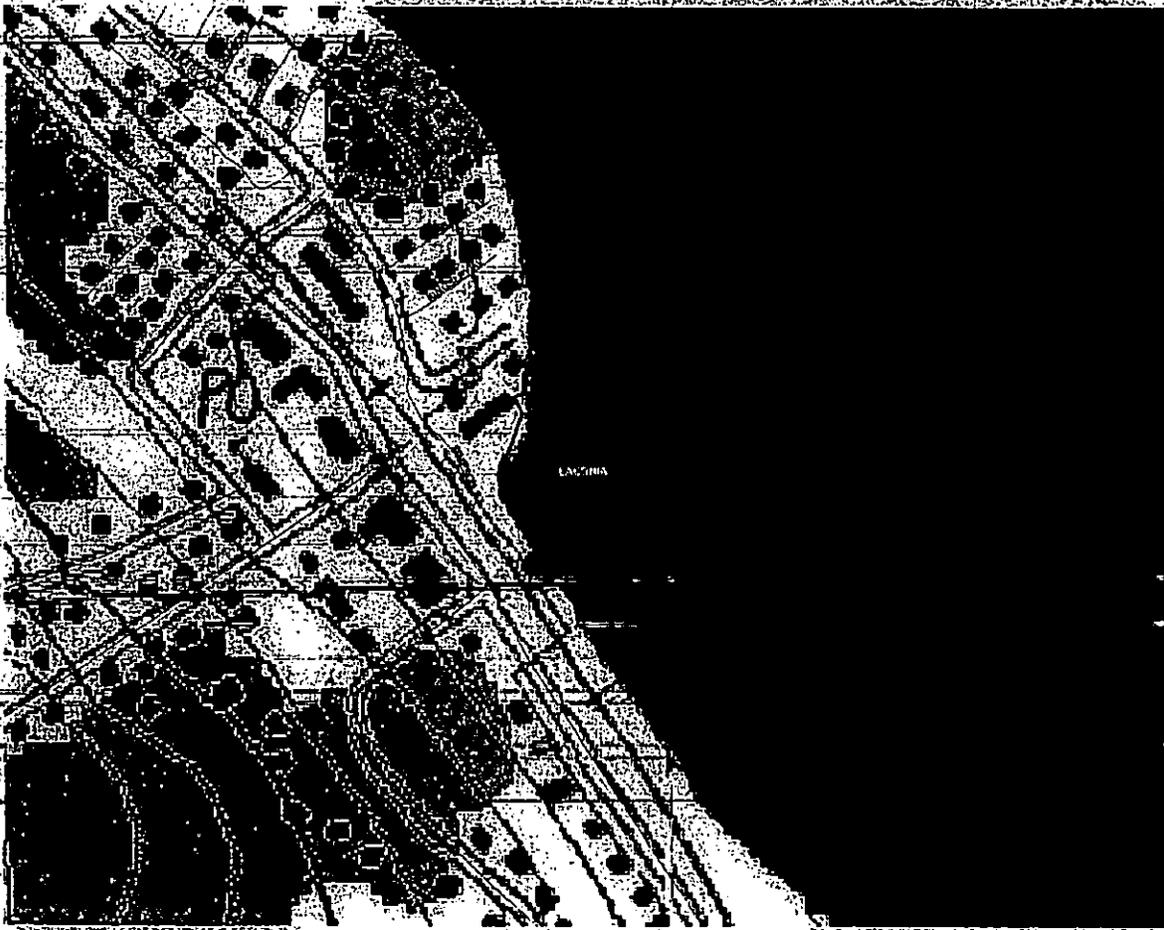
This report is valid through 12/25/2019.





New Hampshire Natural Heritage Bureau

MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB18-3909



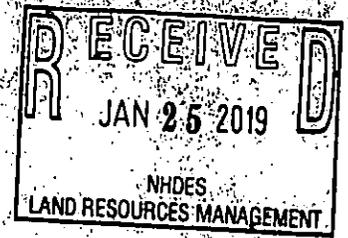
Department of Resources and Economic Development
Division of Forests and Lands
(603) 271-2214 fax: 271-6488

DRED/NHB
172 Pembroke Road
Concord NH 03301



10 foot Abutters List Report

Laconia, NH
October 12, 2018



Subject Property:

Parcel Number: 146-127-30
CAMA Number: 146-127-30
Property Address: 263 LAKESIDE AV

Mailing Address: WINNIPESAUKEE WEIRS PIER LLC

Abutters:

Parcel Number: 146-127-31
CAMA Number: 146-127-31
Property Address: LAKESIDE AV

Mailing Address: LACONIA CITY OF WEIRS RR
STATION/WEIRS DOCK

Parcel Number: 146-127-31
CAMA Number: 146-127-31.001
Property Address: LAKESIDE AV Unit 001

Mailing Address: WINNIPESAUKEE FLAGSHIP CORP

Parcel Number: 146-127-31
CAMA Number: 146-127-31.002
Property Address: LAKESIDE AV Unit 002

Mailing Address: WINNIPESAUKEE FLAGSHIP CORP

Parcel Number: 146-200-24
CAMA Number: 146-200-24
Property Address: 17 SIMPSON AV

Mailing Address: MARCHETTI PATRICIA L

Parcel Number: 146-200-25
CAMA Number: 146-200-25
Property Address: 15 SIMPSON AV

Mailing Address: BERRY SCOTT & MARCHETTI PATRICIA

Parcel Number: 146-200-26
CAMA Number: 146-200-26
Property Address: 9 SIMPSON AV

Mailing Address: KAZANOWSKI DIANE P

Parcel Number: 146-200-27
CAMA Number: 146-200-27
Property Address: 7 SIMPSON AV

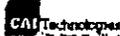
Mailing Address: RILLAHAN BRIAN & DOREEN

Parcel Number: 146-200-28
CAMA Number: 146-200-28
Property Address: 3 SIMPSON AV

Mailing Address: RILLAHAN BARBARA J & RILLAHAN
BRIAN

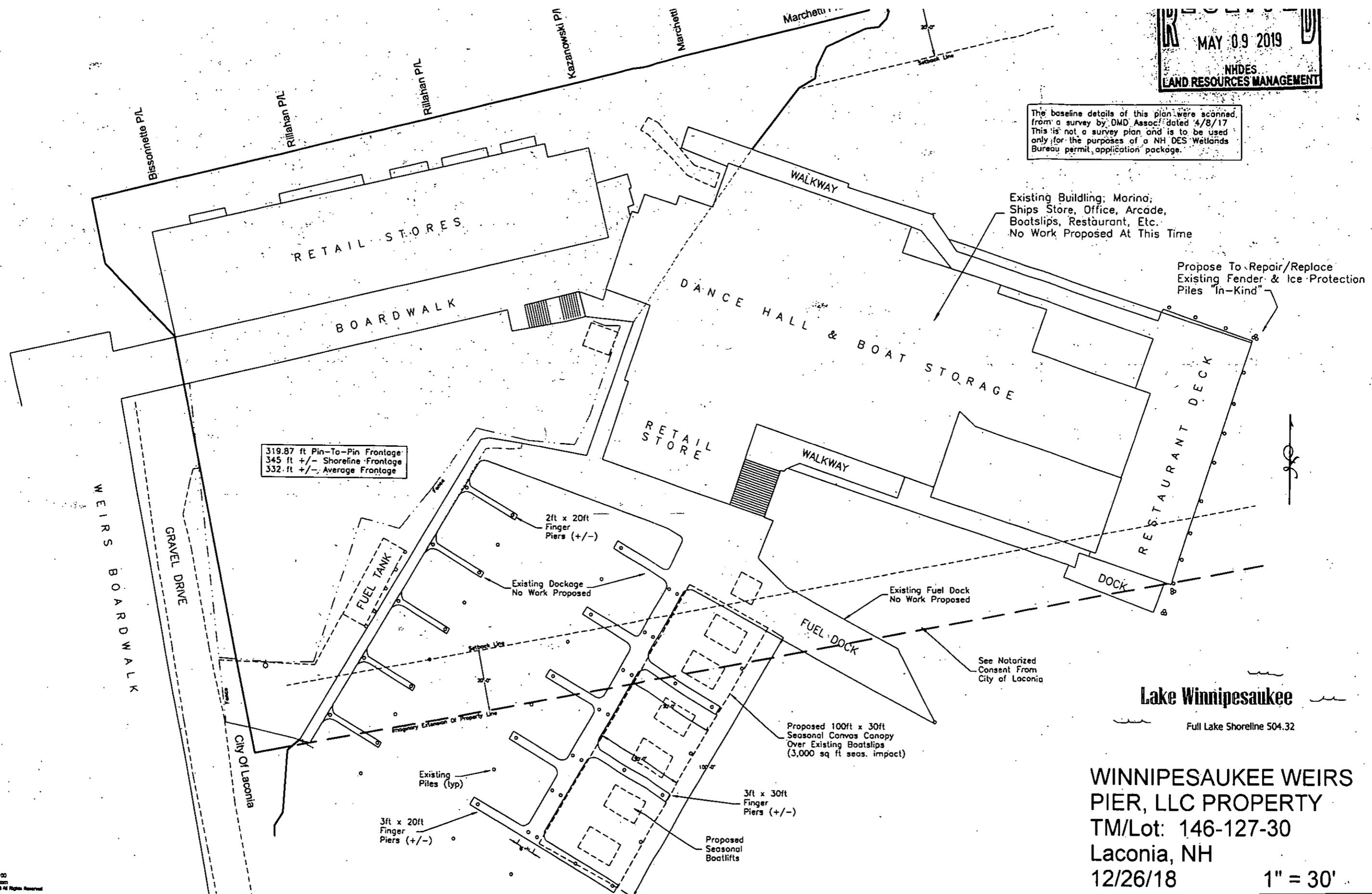
Parcel Number: 146-200-29
CAMA Number: 146-200-29
Property Address: 1 SIMPSON AV

Mailing Address: BISSONNETTE RAYMOND B &
CONSTANCE M



www.cai-tech.com

The baseline details of this plan were scanned from a survey by DMD Assoc. dated 4/8/17. This is not a survey plan and is to be used only for the purposes of a NH DES Wetlands Bureau permit application package.



319.87 ft Pin-to-Pin Frontage
345 ft +/- Shoreline Frontage
332. ft +/- Average Frontage

Existing Building: Marina;
Ships Store, Office, Arcade,
Boatslips, Restaurant, Etc.
No Work Proposed At This Time

Propose To Repair/Replace
Existing Fender & Ice Protection
Piles "In-Kind"

2ft x 20ft
Finger
Piers (+/-)

Existing Dockage
No Work Proposed

Existing Fuel Dock
No Work Proposed

See Notarized
Consent From
City of Laconia

Proposed 100ft x 30ft
Seasonal Canvas Canopy
Over Existing Boatslips
(3,000 sq ft seas. impact)

3ft x 30ft
Finger
Piers (+/-)

Proposed
Seasonal
Boatlifts

3ft x 20ft
Finger
Piers (+/-)

Existing
Piles (typ)