



The State of New Hampshire
Department of Environmental Services



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Robert R. Scott, Commissioner

October 10, 2018

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

OCT16'18 12.36 DAS

REQUESTED ACTION

Approve Denise and Ronald Bettencourt's request to perform the following work on Lake Winnepesaukee in Alton. File # 2017-02648. This project will not have significant impact on, or adversely effect, the values of Lake Winnepesaukee.

The applicants request that the permit be amended to allow construction of a 4 foot x 30 foot crib pier to be connected by a 4 foot x 12 foot walkway to an existing 47 linear feet of cantilevered pier and 42 linear feet of breakwater in a dog-leg configuration on an average of 106 feet of frontage along Lake Winnepesaukee, on Barndoor Island, in Alton.

The New Hampshire Department of Environmental Services (NHDES) imposed the following amended conditions as part of this approval:

1. All work shall be in accordance with revised plans by Ambrose Marine dated June 18, 2018, as received by the NHDES on July 27, 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 Bureau 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. 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.
5. 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.
6. 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 feet from the abutting property lines or the imaginary extension of those lines into the water.
7. Cribs shall not exceed 6 feet long x 6 feet wide, and shall be of sufficient height to support the docking structure above normal full lake level (Elev. 504.32).
8. Crib material shall be timber, concrete, or other non-toxic material, and of such size and spacing as necessary to completely contain the ballast.
9. The minimum clear spacing between cribs shall be 12 feet.

EXPLANATION

The NHDES approved this project on September 11, 2018. The NHDES supported its decision with the following findings:

1. This project is classified as a major project per Rule Env-Wt 303.02(d), modification of a docking structure associated with a breakwater.
2. The breakwater existing at this site is justified in accordance with Rule Env-Wt 402.07, Breakwaters.
3. The applicant has an average of 106 feet of shoreline frontage along Lake Winnepesaukee.
4. A maximum of 2 slips may be permitted on this frontage per Rule Env-Wt 402.13 Frontage Over 75'.
5. The proposed docking facility will provide 2 slips as defined per RSA 482-A:2, VIII and, therefore, meets Rule Env-Wt 402.13.
6. The NHDES 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.
7. The Applicants have submitted evidence that existing ledge precludes the driving of piling at this site.

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.

We respectfully submit this request for your consideration,



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 482-A CITY-WF 80-900

COMPLETE

		File No: <u>2017-02648</u>
	Date: _____	Check No: <u>2966</u>
	Initials: _____	Amount: <u>704.00</u>
	_____	Initials: <u>LSL</u>

1. REVIEW TIME Indicate your Review Time below. To determine review time, refer to Guidance Document A for instructions.

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

2. MITIGATION/REQUIREMENT

If Mitigation is required, a Mitigation Pre-Application meeting must occur prior to submitting this Wetlands Permit Application. To determine if Mitigation is Required please refer to the Determine if Mitigation is Required Frequently Asked Question.

Mitigation Pre-Application Meeting Date: Month: ___ Day: ___ Year: ___

- N/A - Mitigation is not required

3. PROJECT LOCATION

Separate wetland permit applications must be submitted for each municipality that wetland impacts occur within.

ADDRESS: 68 Big Barndoor Island TOWN/CITY: Alton

TAX MAP: 81 BLOCK: _____ LOT: 35 UNIT: _____

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

LOCATION COORDINATES (If known): Easting 1101007, Northing 384733

4. 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.

Build a 6x30' piling supported dock connected to an existing breakwater/dock by a 6x12' walkway in order to provide and additional boat slip.

5. SHORELINE FRONTAGE

- NA This does not have shoreline frontage. SHORELINE FRONTAGE: 105.5'

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 RESOURCES MANAGEMENT PERMIT APPLICATIONS ASSOCIATED WITH THIS PROJECT

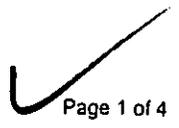
Please indicate if any of the following permit applications are required and if required, the status of the application. To determine if other Land Resources Management Permits are required, refer to the Land Resources Management Web Page.

Permit Type	Permit Required	File Number	Permit Application Status
Alteration of Terrain Permit Per RSA 485-A:17	<input 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 the Instructions & Required Attachments document for instructions to complete a & b below.

- a. Natural Heritage Bureau File ID: NHB 17 - 2097
- b. Designated River the project is in 1/4 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.: **Bettencourt, Ronald & Denise**

TRUST / COMPANY NAME:

MAILING ADDRESS:

TOWN/CITY:

STATE: **MA**

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:

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.: **Greer, Tobin**

COMPANY NAME: **Ambrose Marine**

MAILING ADDRESS: **PO Box 1323**

TOWN/CITY: **Meredith**

STATE: **NH**

ZIP CODE: **03253**

EMAIL or FAX: **tobin@marinenh.com**

PHONE: **(603)707-7394**

ELECTRONIC COMMUNICATION: By initialing here **TG**, 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 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.
12. The mailing addresses I have provided are up to date and appropriate for receipt of NHDES correspondence. NHDES will not forward returned mail.

Property Owner Signature

Ronald Bettencourt
Print name legibly

8/11/2017
Date

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:

Lisa Moyes
 Town/City Clerk Signature

Lisa Moyes
 Print name legibly

Alton
 Town/City

8/22/17
 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/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	252 /	/
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	<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	/	/

15. APPLICATION FEE: See the Instructions & Required Attachments document for further instruction.

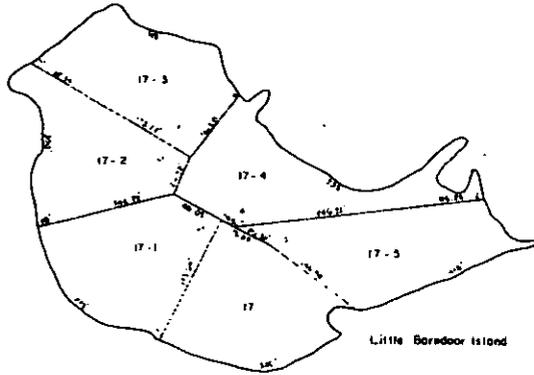
Minimum Impact Fee: Flat fee of \$ 200

Minor or Major Impact Fee: Calculate using the below table below

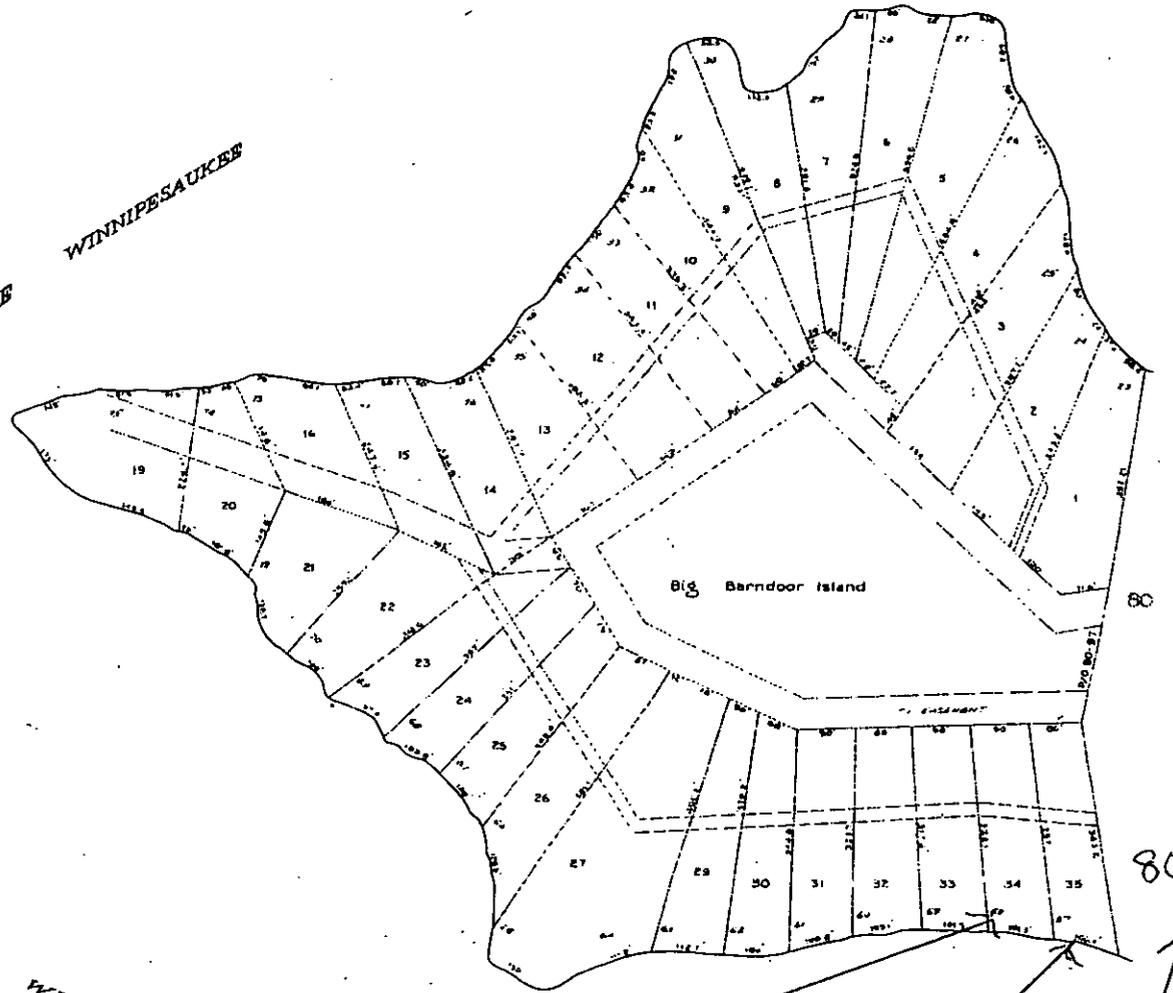
Permanent and Temporary (non-docking)	_____ sq. ft.	X \$0.20 =	\$ _____
Temporary (seasonal) docking structure:	_____ sq. ft.	X \$1.00 =	\$ _____
Permanent docking structure:	252 sq. ft.	X \$2.00 =	\$ 504
Projects proposing shoreline structures (including docks) add \$200 =			\$ 200
Total =			\$ 704

The Application Fee is the above calculated Total or \$200, whichever is greater = \$ 704

Bettencourt, Alton TM 81/35 (1 of 2)



LAKE WINNIPESAUKEE



LAKE WINNIPESAUKEE

LAKE WINNIPESAUKEE

Abutter
Lewicki
81/34

Project Location
Bettencourt

Abutter
Lukas
80/23

LEGEND
 PARCEL NUMBERS 1
 ADJACENT MAPS 2
 MATCH LINE

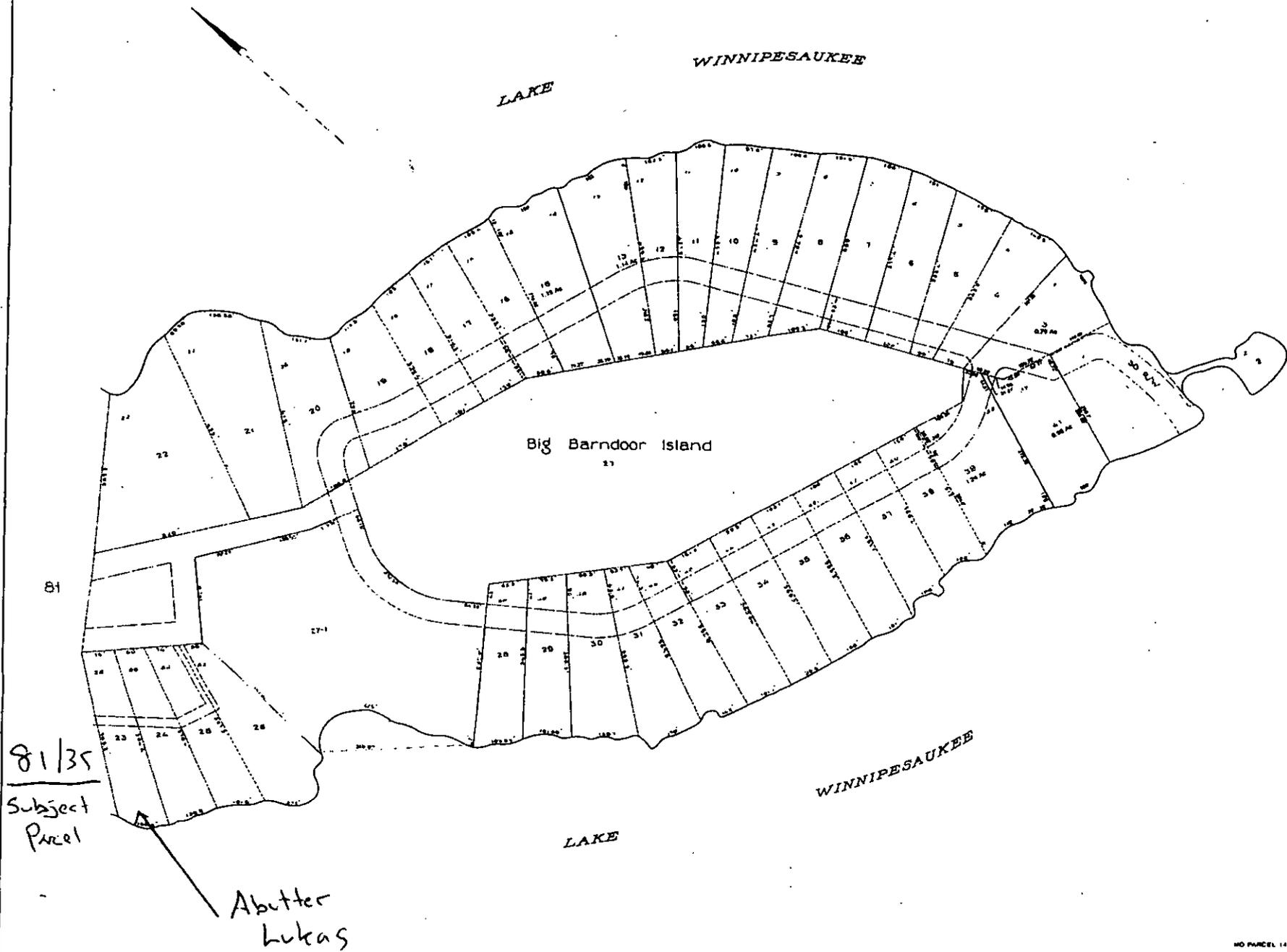
For Assessment Purposes
 Not to be used for Conveyance

RENDERED & REPRINTED BY
 CAI TECHNOLOGIES
 LITTLETON, CO 80120

PROPERTY MAP
 TOWN OF ALTON
 BELKNAP COUNTY, NEW HAMPSHIRE
 PREPARED BY
 JAMES W. SEWELL COMPANY OLD TOWN, MAINE
 SCALE 1 INCH = 100 FEET

NO PARCEL 16, 28

Bettencourt, Alton TM 81/35



81/35
Subject Parcel

Abutter Lukas

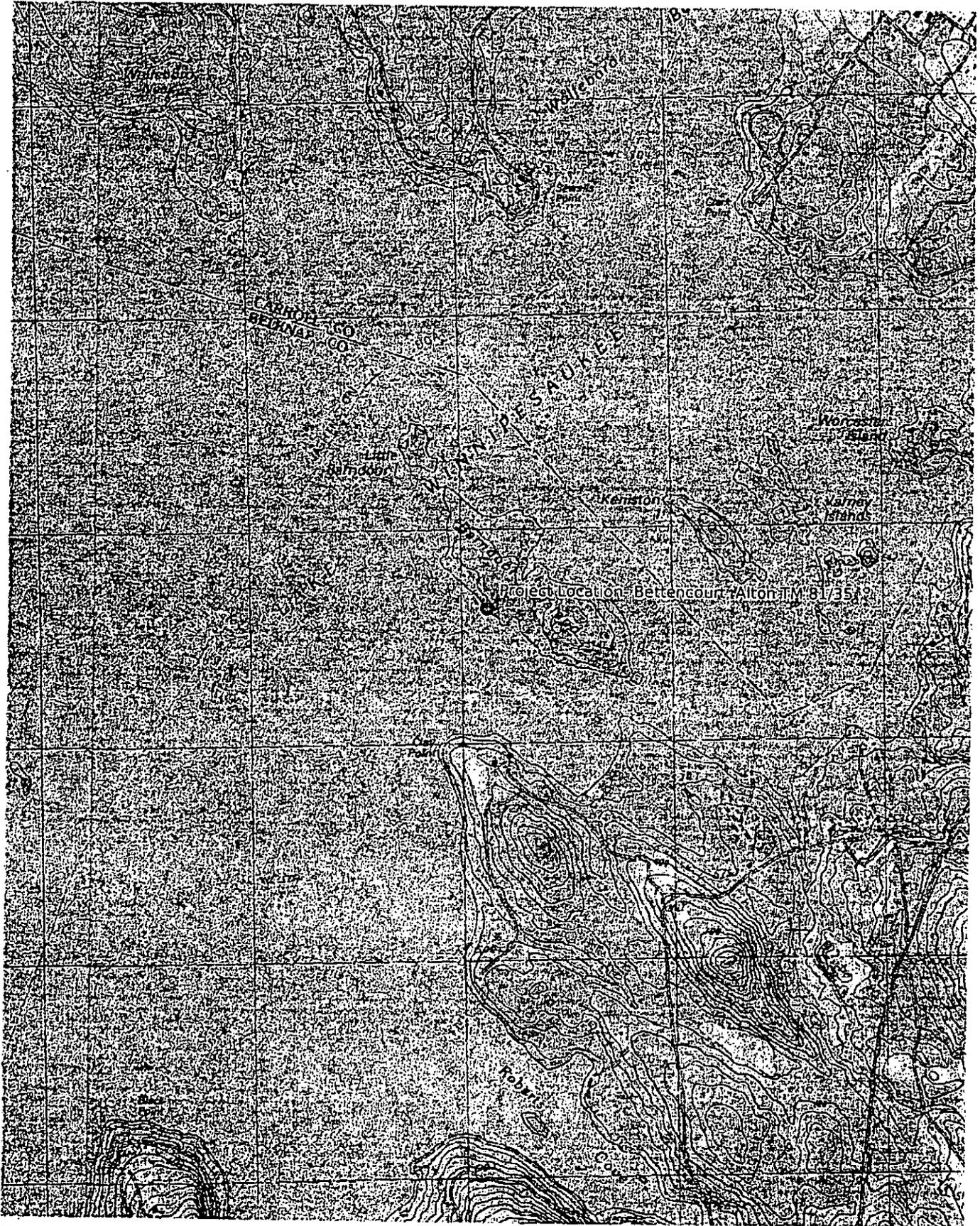
LEGEND
PARCEL NUMBERS 1
ADJACENT MAPS 2
MATCH LINE

For Assessment Purposes
Not to be used for Casework

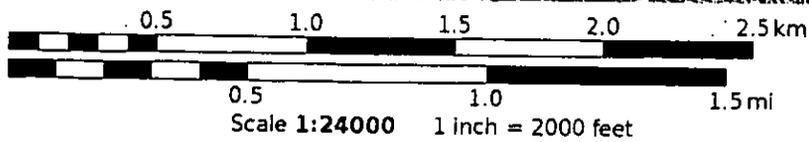
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CAI TECHNOLOGIES
LITTLETON NH 03559

PROPERTY MAP
TOWN OF ALTON
BELKNAP COUNTY, NEW HAMPSHIRE
PREPARED BY
JAMES W. SEWALL COMPANY OLD TOWN, MAINE
SCALE 1 INCH = 100 FEET

NO PARCEL 14, 48



Mercator Projection
WGS84
USNG Zone 19TCJ
CalTopo.com





New Hampshire Natural Heritage Bureau

To: Tobin Greer
Box 1323
Meredith, NH 03253

Date: 7/6/2017

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 7/6/2017
NHB File ID: NHB17-2097

Applicant: Tobin Greer

Location: Tax Map(s)/Lot(s): 81/35
Alton

Project Description: Add a piling supported dock to an existing dock and breakwater.

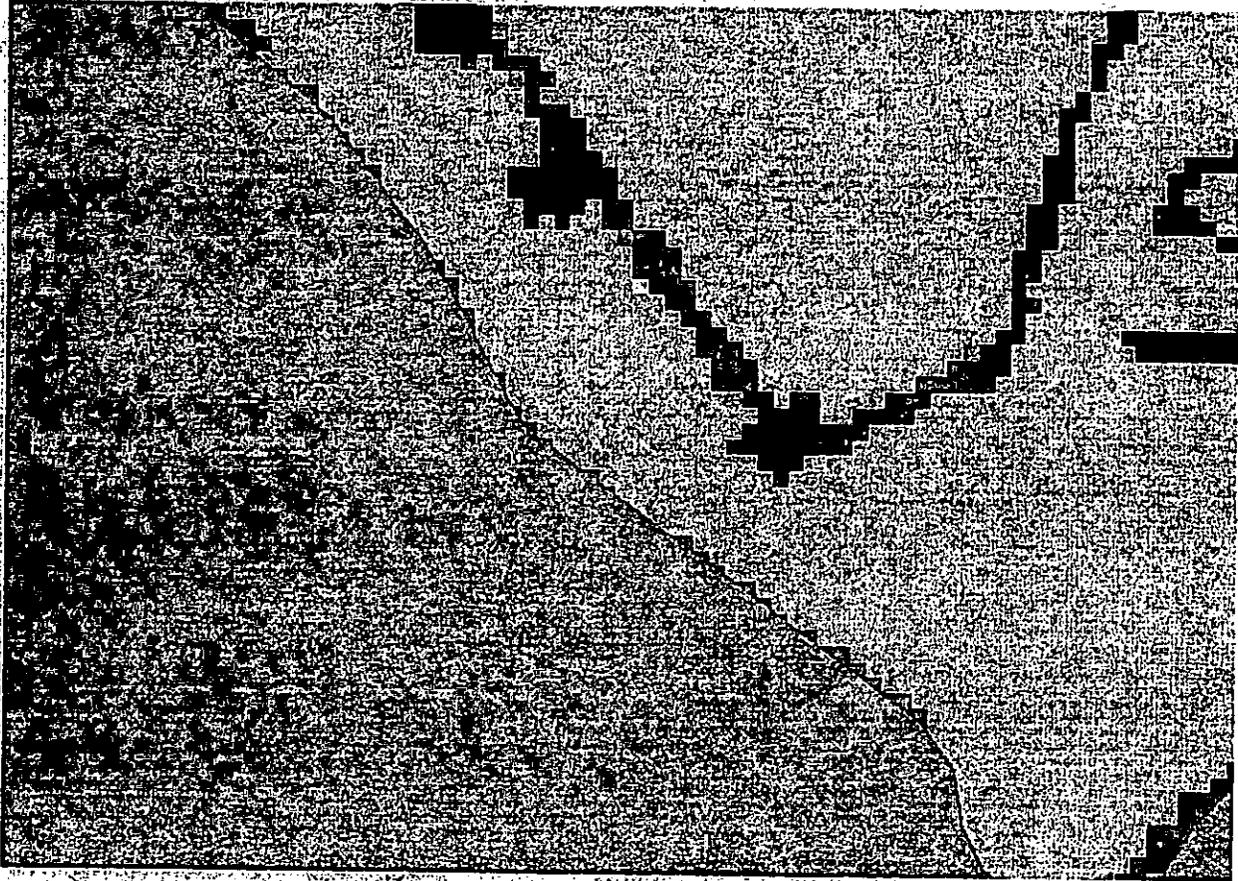
The NH Natural Heritage database has been checked for records of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government. We currently have no recorded 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 7/5/2018.



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB17-2097



Ambrose Marine Construction
PO box 1323
Meredith, NH 03253
603.279.4444
info@marinenh.com



Abutter List
Ronald & Denise Bettencourt

Subject Property

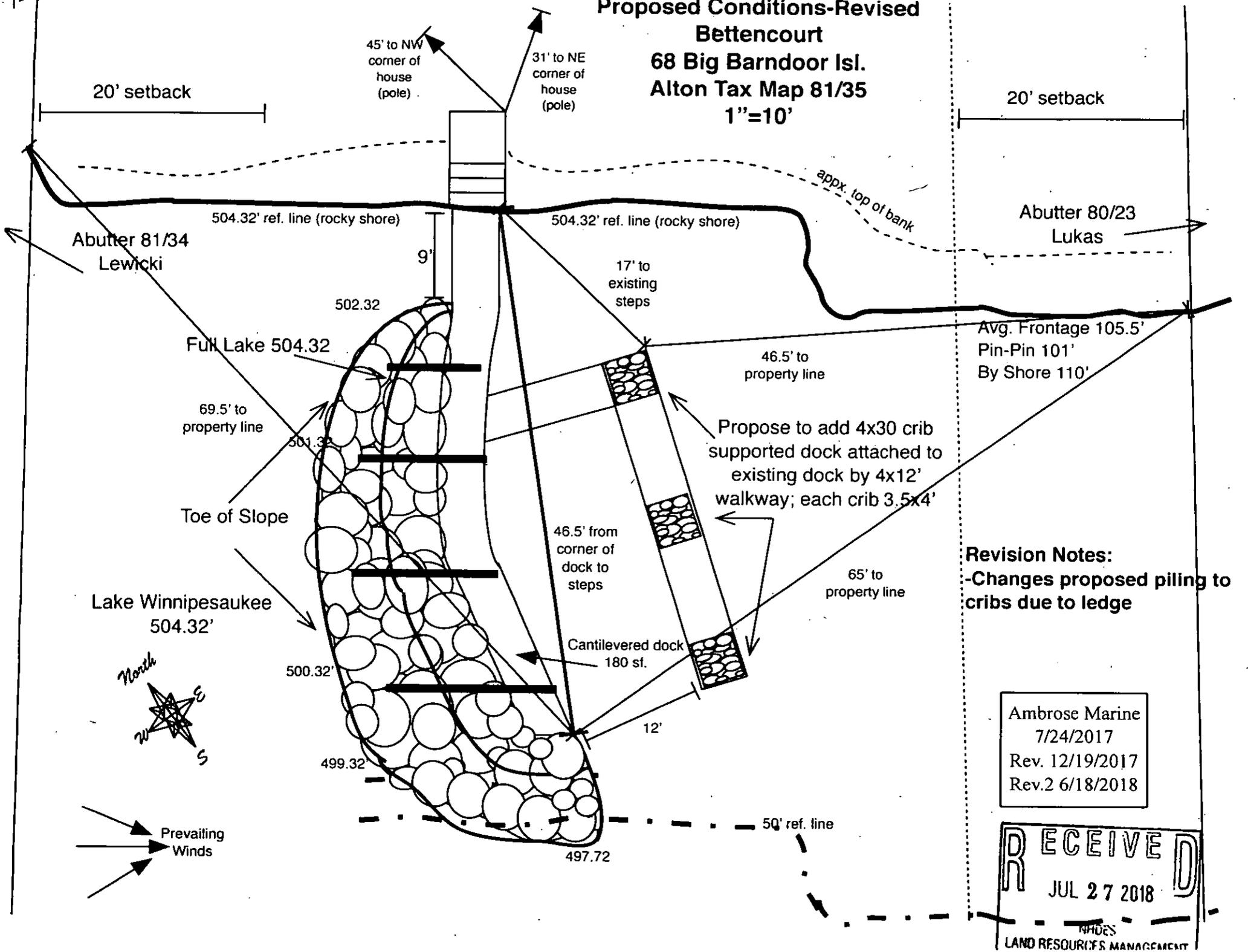
68 Big Barndoor Island, Alton Tax Map 81/35
Ronald & Denise Bettencourt

Abutters

1)64 Big Barndoor Island, Alton Tax Map 81/34
Michael & Debra Lewicki

2)72 Big Barndoor Island, Alton Tax Map 80/23
Gregory & Cristina Lukas

**Proposed Conditions-Revised
Bettencourt
68 Big Barndoor Isl.
Alton Tax Map 81/35
1"=10'**



Revision Notes:
-Changes proposed piling to cribs due to ledge

Ambrose Marine
7/24/2017
Rev. 12/19/2017
Rev.2 6/18/2018

RECEIVED
JUL 27 2018
LAND RESOURCES MANAGEMENT