



3010010-10007

The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

October 17, 2016

Her Excellency, Governor Margaret Wood Hassan
and The Honorable Council
State House
Concord, NH 03301

REQUESTED ACTION

Approve Robert M. Larocque's request to perform the following work on Lake Winnepesaukee, in Alton. File # 2016-01032. This project will not have significant impact on or adversely affect the values of Lake Winnepesaukee.

Install a 6 ft. x 30 ft. seasonal pier to be connected to an existing 38 ft. long breakwater with a 4 ft. x 30 ft. cantilevered dock by a 4 ft. x 12 ft. seasonal walkway and install two seasonal personal watercraft lifts in the south slip and a seasonal boatlift in the center slip on an average of 100 ft. of frontage along Lake Winnepesaukee, on Rattlesnake Island, in Alton.

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

1. All work shall be in accordance with plans received on September 13, 2016.
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 NH 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. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work 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 ft. from the abutting property lines or the imaginary extension of those lines into the water.
7. No portion of the pier shall extend more than 36 ft. from the shoreline at full lake elevation (Elev. 504.32 ft.).
8. All seasonal structures, including watercraft lifts, shall be removed for the non-boating season.

EXPLANATION

The NH DES Wetlands Bureau approved this project on September 15, 2016. The NH DES supported its decision with the following findings:

1. This project is classified as a major project per Rule Env-Wt 303.02(j), modification of a docking facility including a breakwater.
2. The modification of a breakwater to provide safe docking at this site is justified in accordance with Rule Env-Wt 402.06, Breakwaters.
3. The applicant has an average of 100 ft. 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 local Conservation Commission has no concerns with the proposed project.
7. 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.


Thomas S. Burack
Commissioner



WETLANDS PERMIT APPLICATION

Water Division/ Wetlands Bureau
Land Resources Management

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

ORIGINAL



Copy

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

<p>RECEIVED</p> <p>Administrative</p> <p>APR 29 2011</p> <p>DES</p> <p>LAND RESOURCES MANAGEMENT</p>	<p>COMPLETED</p> <p>Administrative</p> <p>APR 29 2011</p> <p>DES</p> <p>LAND RESOURCES MANAGEMENT</p>	<p>Administrative Use Only</p>	<p>File No: 2010-1032</p> <p>Check No: 114</p> <p>Amount: 43360</p> <p>Initials: [Signature]</p>
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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: **876 Rattlesnake Island** TOWN/CITY: **Alton**

TAX MAP: **076** BLOCK: **000** LOT: **070** UNIT:

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

LOCATION COORDINATES (if known): **N: 43°34'8.2310" W: 71°17'13.2315"** 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.

Proposing to install a 6ftx30 ft (180 sq ft) seasonal dock attached to a 4ftx7ft (max) concrete anchoring pad (28sq. ft) installed above full lake connecting to a 4ftx12ft (48 sq ft) seasonal walkway attached to the "existing permitted" cantilevered pier and breakwater to provide 2 boatslips forming a "U" shape dock on 100 ft of frontage. Proposing to install two PWC lifts and one seasonal boatlift. (Seas. structures to be removed during non-boating season)

4. SHORELINE FRONTAGE

NA This lot has no shoreline frontage. **SHORELINE FRONTAGE: 100**

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.

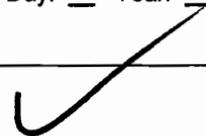
1996-01723, 000B-01309

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 16 - 0847**

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.: (Applicant Is Owner)

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

8. PROPERTY OWNER INFORMATION (if different than applicant)

LAST NAME, FIRST NAME, M.I.: LaRocque, Robert, M.

TRUST / COMPANY NAME:

MAILING ADDRESS: [REDACTED]

TOWN/CITY: Merrimack

STATE: NH

ZIP CODE: 03054

EMAIL or FAX: [REDACTED]

PHONE: [REDACTED]

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

9. AUTHORIZED AGENT INFORMATION

LAST NAME, FIRST NAME, M.I.:

COMPANY NAME:

MAILING ADDRESS:

TOWN/CITY:

STATE:

ZIP CODE:

EMAIL or FAX:

PHONE:

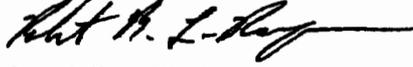
ELECTRONIC COMMUNICATION: By initialing here _____, I hereby authorize NHDES to communicate all matters relative to this application electronically

10. 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 be reviewed for the presence of historical/ archeological resources.
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

Robert M. Larocque
Print name legibly

3/25/2016
Date

shoreland@des.nh.gov or (803) 271-2147
NHDES Wetlands Bureau, 28 Hazen Drive, PO Box 95, Concord, NH 03302-0095
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.

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.

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 *Deputy*

Jennifer L Collins
Print name legibly

Atton
Town/City

4/15/2016
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.

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 checked="" 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	28 sq. ft / <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	228 sq. ft. <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	28 sq ft /	228 sq. ft. /

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) 28 sq. ft. X \$0.20 = \$ 5.60

Temporary (seasonal) docking structure: 228 sq. ft. X \$1.00 = \$ 228.00

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

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

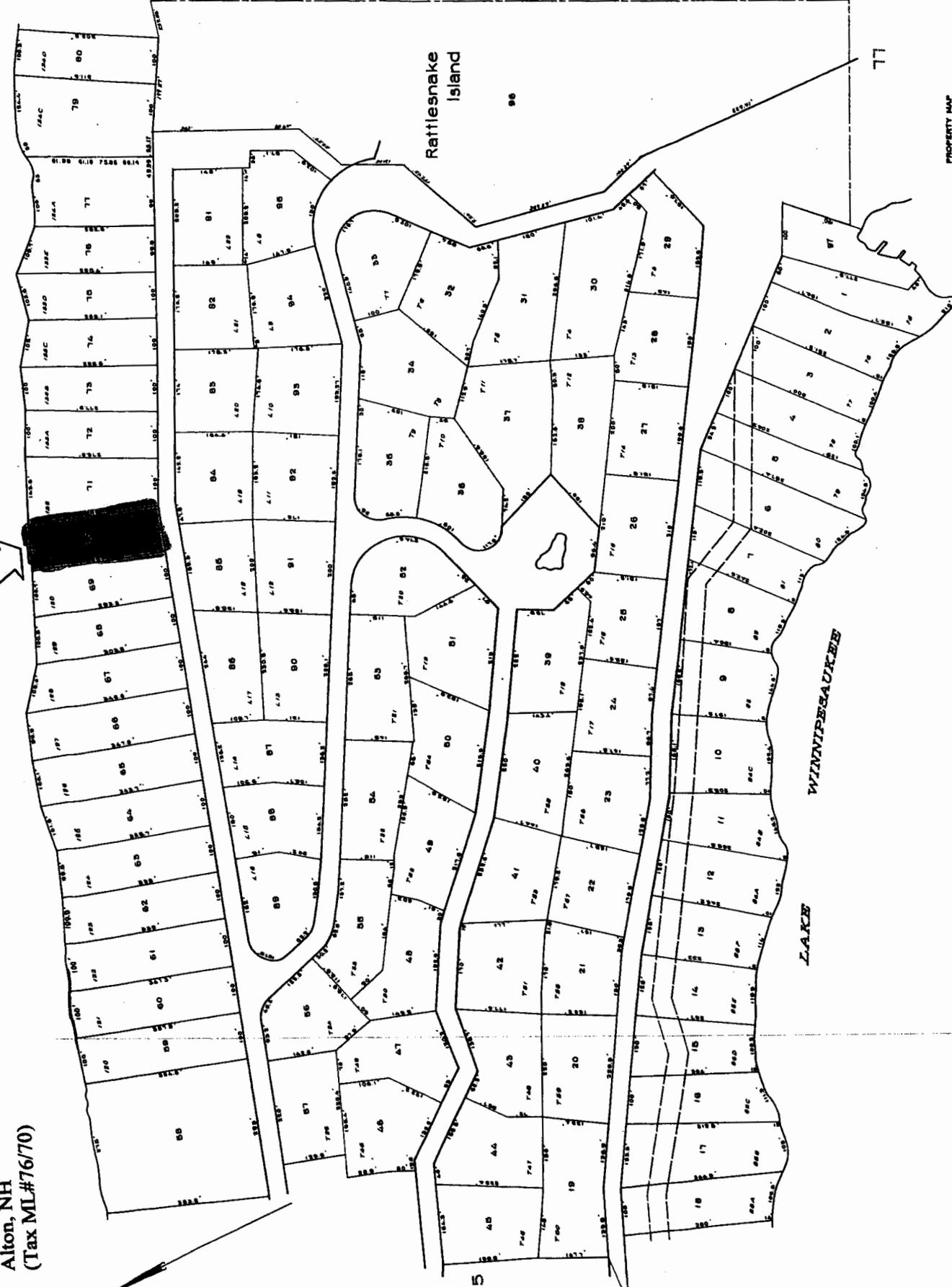
Total = \$ 433.60

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

Robert Larocque
 876 Rattlesnake Island
 Alton, NH
 (Tax ML#76/70)

WINDIPSAUKES
 LAKE
 SITE

Rattlesnake
 Island



78

75

77

LEGEND
 PARCEL NUMBERS 1
 ADJACENT MAPS 2
 MATCH LINE

REVISED & REPRINTED BY
 CAI TECHNOLOGIES
 LITTLETON NH 03561

PROPERTY MAP
 TOWN OF ALTON
 BELLEFLEUR COUNTY NEW HAMPSHIRE
 JAMES W. REWALL COMPANY OLD TOWN, MAINE
 SCALE 1 INCH = 100 FEET

76

LAROCQUE



Legend

- State
- County
- City/Town
- Interstates
- Turnpikes
- US Routes
- State Routes
- Local Roads

010
112

Map Scale

1: 12,000

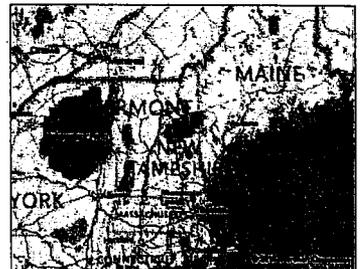


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Map Generated: 3/22/2016

Notes

Robert M. LaRoucq
876 Rattlesnake Island
Alton, NH (TML#78/070)





New Hampshire Natural Heritage Bureau

To: Michelle Wilson
PO Box 6840
Laconia, NH 03247

Date: 3/22/2016

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 3/22/2016

VALID ONLY FOR NOTIFICATION OR MINIMUM EXPEDITED APPLICATIONS SUBMITTED TO
THE NHDES WETLANDS BUREAU

NHB File ID: NHB16-0847

Applicant: Robert M. LaRouque

Location: Tax Map(s)/Lot(s): 76,70
Alton

Project Description: Proposing to install a seasonal 6 ft x 30 ft dock connected to a 4 ft x 7 ft (max) anchoring concrete pad with a 4 ft x 12 ft walkway to existing previously permitted cantilever dock /Breakwater. Also proposing to install 2 seasonal PWC lifts and 1 seasonal boat lift.

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 3/21/2017



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB16-0847



ABUTTER'S LIST
OWNER: LaRocque
Site: 876 Rattlesnake Island, Alton
TML#76/70

Theodore M. Brown
Doreen B. Brown
[REDACTED]
Lee, MA 01238

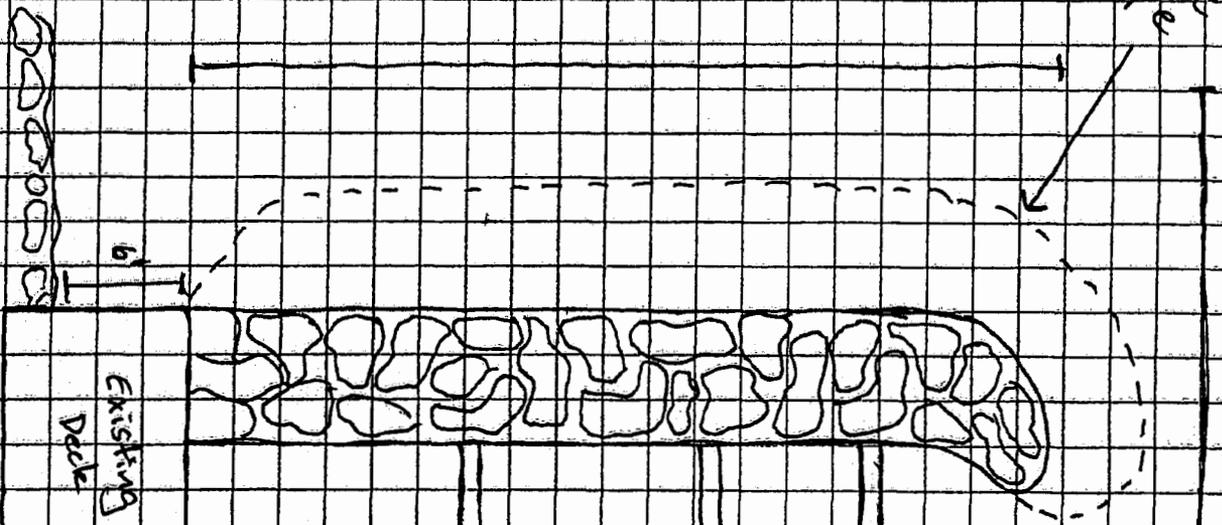
TML#
76/069

Nixon Family Revocable Trust
Scott E. Nixon Trustee
Audrey D, Nixon Trustee
[REDACTED]
Merrimack, NH 03054

TML#
76/071

3' slope
to deck

38'



Existing Deck

Deck Support 12.5'

Deck Support 25'

Deck Support - 30'

Proposed Seasonal
4' X 12'

Proposed Seasonal
6' X 30'

504.32

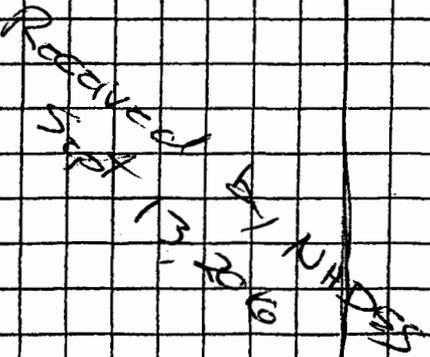
Approximate
Toe of Slope

1:1.5 Slope (Risk to Run) (B)

150' from shore

(A)

Lake Bottom



Approximate Full Lake
504.32 Shoreline