



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

May 20, 2016

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

REQUESTED ACTION

Approve Meadow Brook Homeowner's Association Inc.'s request to perform the following work on Sunapee Lake, in Sunapee. File # 2016-00488. This project will not have significant impact on or adversely affect the values of Sunapee Lake.

Reconfigure existing seasonal docking facilities resulting in three docking structures, one having four 4 ft. x 21 ft. finger piers connected by a 4 ft. x 79 ft. wharf accessed by a 4 ft. x 12 ft. walkway, the second being a single 4 ft. x 30 ft. pier and the third having two 4 ft. x 26 ft. finger piers connected by a 4 ft. x 36 ft. wharf, enclosing a 26 ft. x 28 ft. boathouse on an average of 975 ft. of shoreline frontage in Fisher's Bay, on Lake Sunapee, in Sunapee.

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

1. All work shall be in accordance with plans by CLD Engineers dated February 2016, as received by DES on February 26, 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 permitted 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. All construction-related debris shall be placed outside of the areas subject to RSA 482-A.
6. Any subdivision of the property that results in the docking structures being located on a lot having less than 975 ft. of 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.
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 ft. from the abutting property lines or the imaginary extension of those lines into the water.
8. No portion of the piers shall extend more than 34 ft. from the shoreline at full lake elevation (Elev. 1093.15 ft.).
9. All seasonal structures shall be removed for the non-boating season.

DES Web site: www.des.nh.gov

P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095

Telephone: (603) 271-3501 • Fax: (603) 271-6683 • TDD Access: Relay NH 1-800-735-2964

EXPLANATION

The DES Wetlands Bureau approved this project on April 20, 2016. DES 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 facility providing 5 or more boat slips.
2. The applicant has an average of 975 feet of frontage along Lake Sunapee.
3. A maximum of 14 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
4. The modified docking facilities will continue to provide 14 slips as defined per RSA 482-A:2, VIII and therefore the project meets Rule Env-Wt 402.13.
5. The Department finds that the three consolidated docking structures will be less impacting to the lake and shoreline than the more numerous pre-existing structures.
6. Public hearing is waived with the finding that the project impacts will not significantly impair the resources of Lake Sunapee.

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.

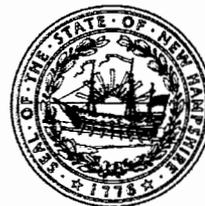

Thomas S. Burack
Commissioner



WETLANDS PERMIT APPLICATION

Water Division/ Wetlands Bureau
Land Resources Management

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



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

	<p>COMPLETE FEB 26 2016</p>	<p>2016-00488</p>
		<p>Check No: 810</p>
		<p>Amount: \$ 200.00</p>
		<p>Initials: LSL</p>

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: **EMILY LANE** TOWN/CITY: **SUNAPEE**

TAX MAP: **144** BLOCK: LOT: **7** UNIT:

USGS TOPO MAP WATERBODY NAME: **LAKE SUNAPEE** NA STREAM WATERSHED SIZE: NA

LOCATION COORDINATES (If known): **43.367257, -72.074081** 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.

The proposed work associated with the Wetlands Permit Application involves relocating a seasonal dock from its current location where the mean high water depth is too shallow, to a location further north where the water depth is deeper. This is to allow for improved boat access. The seasonal dock is post-sectional and will be easily attached to the existing set of boat slips.

4. SHORELINE FRONTAGE

NA This lot has no shoreline frontage. **SHORELINE FRONTAGE: 975 FEET**
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.

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 - 0362 .
- 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.: **GAMBLE, JAY**

TRUST / COMPANY NAME: **MEADOW BROOK HOMEOWNERS ASSOCIATION, INC** MAILING ADDRESS: **PO BOX 471**

TOWN/CITY: **SUNAPEE** STATE: **NH** ZIP CODE: **03782**

EMAIL or FAX: **jgamble@mtsunapee.com** PHONE: **603.763.6108**

ELECTRONIC COMMUNICATION: By initialing here: **JG** 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.:

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

9. AUTHORIZED AGENT INFORMATION

LAST NAME, FIRST NAME, M.I.: **HIRSHBERG, CHARLES, I** COMPANY NAME: **CLD ENGINEERS INC**

MAILING ADDRESS: **28 GATES ST, SUITE 100**

TOWN/CITY: **WHITE RIVER JUNCTION** STATE: **VT** ZIP CODE: **05001**

EMAIL or FAX: **CLDUV@cl dengineers.com** PHONE: **8026980370**

ELECTRONIC COMMUNICATION: By initialing here **CIH** 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 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

<input type="checkbox"/>  Property Owner Signature	JAY GAMBLE TREASURER - MBHOA BOARD OF DIRECTORS Print name legibly	2/23/2016 Date
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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.

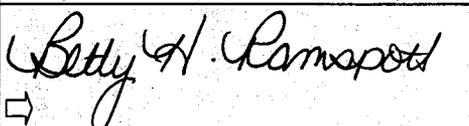
	Print name legibly	Date
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DIRECTIONS FOR CONSERVATION COMMISSION

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.

	Betty H. RAMSPORT	Sunapee	Feb 25, 2016
Town/City Clerk Signature	Print name legibly	Town/City	Date

DIRECTIONS FOR TOWN/CITY CLERK:

Per RSA 482-A:3, I

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	/ <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	20 / <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	3 <input type="checkbox"/> ATF	168 <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	3 /	188 /

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) _____ sq. ft. X \$0.20 = \$ _____

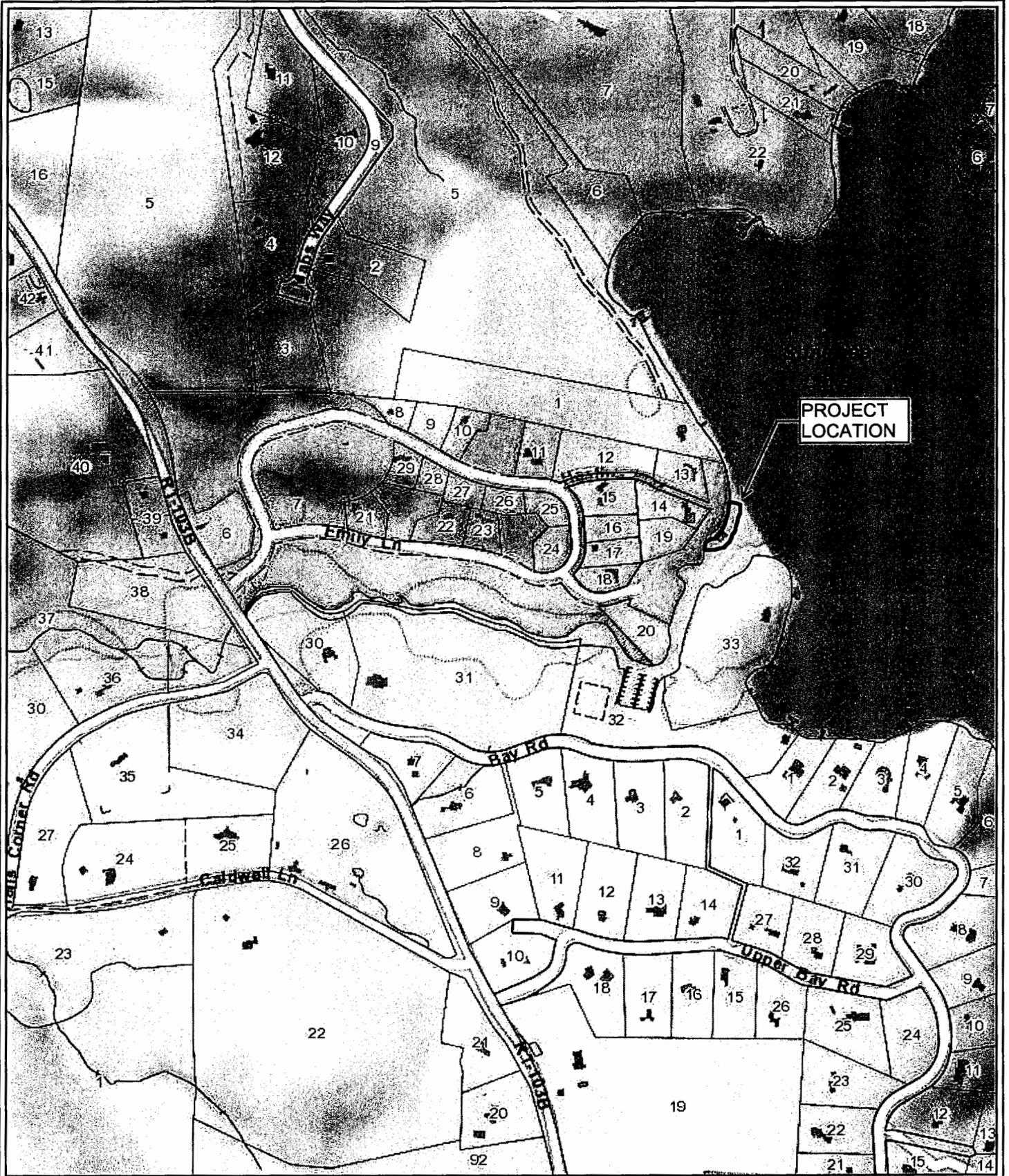
Temporary (seasonal) docking structure: **191** sq. ft. X \$1.00 = **\$ 191**

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

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

Total = \$ _____

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



PROJECT LOCATION



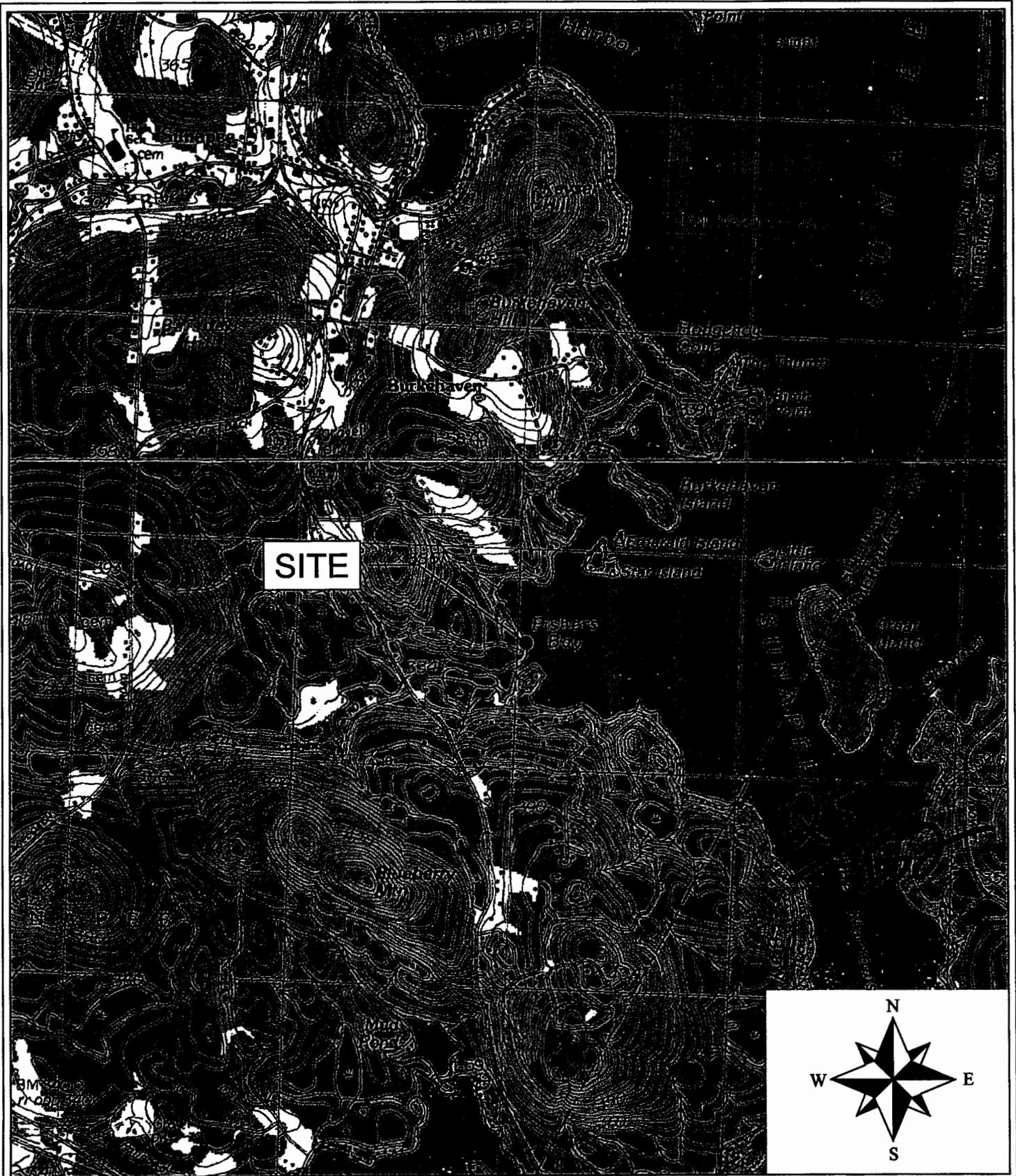
MEADOW BROOK HOME ASSOC.
 TAX MAP 144, LOT 7 SUNAPEE, NH
 1 Inch = 500 Feet
 February 04, 2016

RECEIVED
 FEB 26 2016

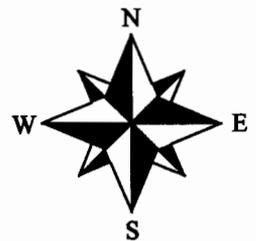
NHDES
 LAND RESOURCE MANAGER

www.cai-tech.com
 CAI Technologies

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.



SITE



PROJECT #:	DATE:
15-0214	2/4/16
DWG. NO.:	SCALE:
USGS	1"=2000'

TAX MAP/LOT# 144/07
WETLAND APPLICATION
EMILY LANE
SUNAPEE, N.H.
USGS MAP OF SITE

CONSULTING ENGINEERS
 28 Gates Street Suite 100
 White River Junction, VT 05001
 (802) 698-0370 Fax: (877) 895-4949

OWNER:
MEADOWBROOK
HOMEOWNERS ASSOC.
104 EMILY RD
SUNAPEE, NH 03782



NEW HAMPSHIRE NATURAL HERITAGE BUREAU
NHB DATACHECK RESULTS LETTER

To: CLD Engineers Vermont Office, CLD Engineers
28 Gates Street, Suite #100
White River Junction, VT 05001

From: NH Natural Heritage Bureau

Date: 2/19/2016 (valid for one year from this date)

Re: Review by NH Natural Heritage Bureau of request submitted 2/4/2016

NHB File ID: NHB16-0362

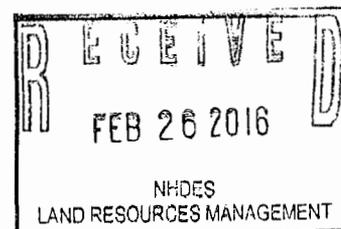
Applicant: CLD Engineers Vermont
Office

Location: Sunapee
Tax Maps: 144/07

Project Description: Removal of one seasonal dock to be relocated further north and attached to an existing set of boat slips where water depth is more adequate for docking. Dock is mobile and will be connected to existing dock via interlocking panels. No shoreline impacts, or lake bottom disturbance is proposed.

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.

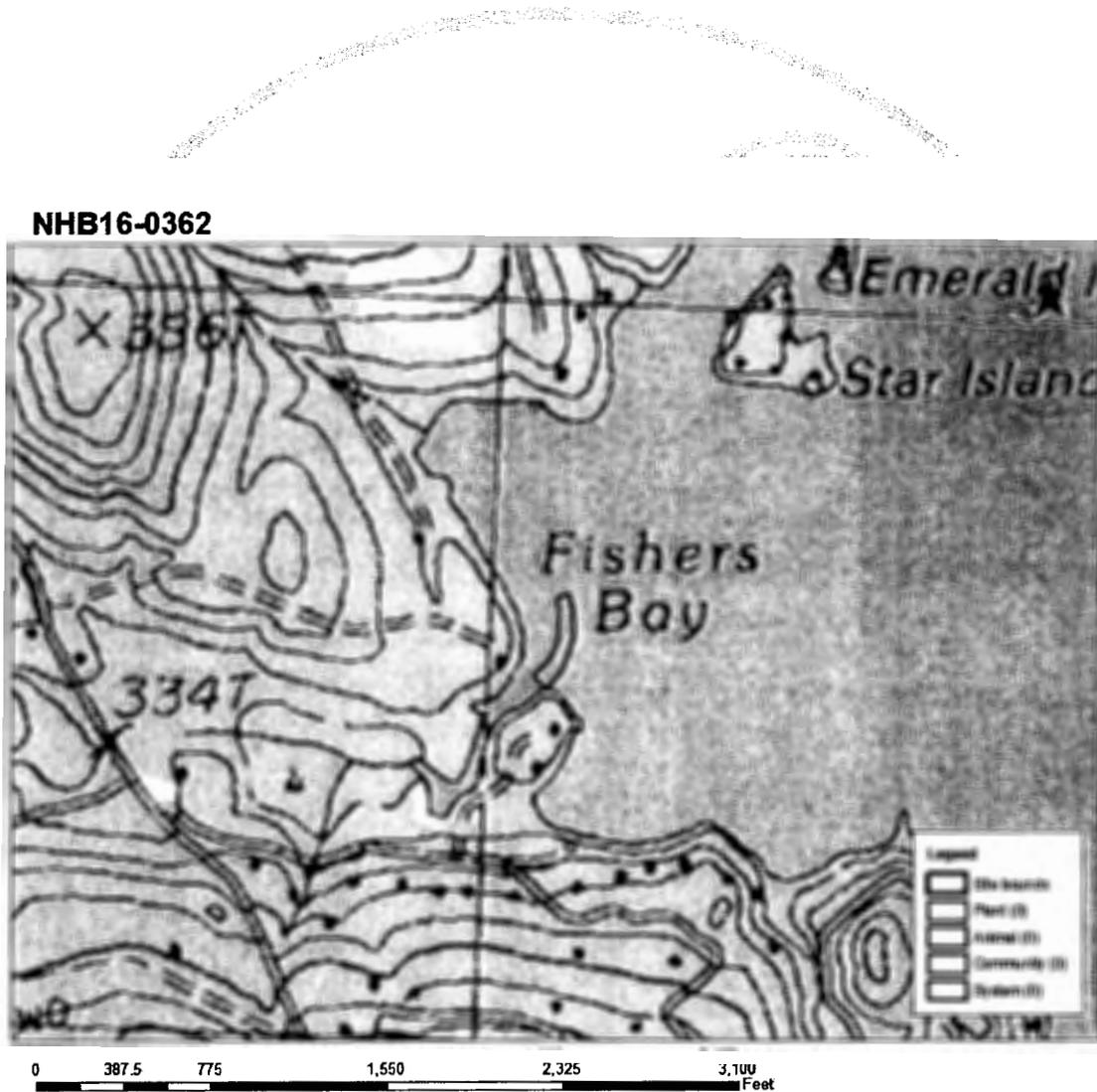
It was determined that, although there was a NHB record (e.g., rare wildlife, plant, and/or natural community) present in the vicinity, we do not expect that it will be impacted by the proposed project. This determination was made based on the project information submitted via the NHB Datacheck Tool on 2/4/2016, and cannot be used for any other project.

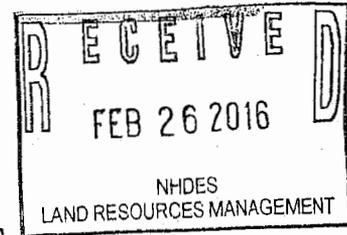




NEW HAMPSHIRE NATURAL HERITAGE BUREAU
NHB DATA CHECK RESULTS LETTER

MAP OF PROJECT BOUNDARIES FOR: **NHB16-0362**





Abutters List
Subject Property
MEADOWBROOK HOMEOWNERS
ASSOCIATION
TAX MAP 144 LOT 7
P.O. BOX 461
SUNAPEE, NH 03782-0461

Tax Map 139-005-000

✓ ADAMS INDENTURE OF TRUST,
AVIS N
C/O JOHN B NEWHALL
[REDACTED]
MANCHESTER, MA 01944-1448

Tax Map 144-001-000

✓ RADEMACHER QLFD RES TRUST,
VIRGINIA N WALTERS QLFD RES
TRUST, ANN N
[REDACTED]
HILTON HEAD ISLAND, SC 29928

Tax Map 144-003-000

✓ KELLNER, SYLVIA SMYTHE &
JEFFREY M
[REDACTED]
SPRINGBORO, OH 45066

Tax Map 144-005-000

✓ BOYCE, BRADFORD C, WILLIAM
B & ROBERT J
[REDACTED]
DURANGO, CO 81301-5856

Tax Map 144-006-000

✓ RUDLOFF, ROSEMARY
[REDACTED]
PROVINCETOWN, MA 02657

Tax Map 144-008-000

✓ GAMBLE JR, JULIUS P
[REDACTED]
SUNAPEE, NH 03782

Tax Map 144-009-000

✓ TERRIER, ARLENE
[REDACTED]
OCALA, FL 34473

Tax Map 144-010-000

✓ KWAN, ANDREW & LINDA NG
[REDACTED]
OLD GREENWICH, CT 06870

Tax Map 144-011-000

✓ REED, SCOTT M. & JENNIFER L.
[REDACTED]
SUNAPEE, NH 03782



Tax Map 144-012-000

✓ 8 MEADOWBROOK TRUST
CHRISTOPHER L GOOTKIND

██████████
WINCHESTER, MA 01890

Tax Map 144-013-000

✓ 19 HEATHER WAY TRUST
BARBARA
COCKRILL GOOTKIND

██████████
WINCHESTER, MA 01890

Tax Map 144-014-000

✓ FARMER, HARLOW & LIAN, NINA

██████████
HOUSTON, TX 77024

Tax Map 144-015-000

✓ 68 EMILY LANE REALTY TRUST
GARY J & AGATHA S HAGOPIAN

██████████
SUNAPEE, NH 03782

Tax Map 144-016-000

✓ HAGOPIAN, GARY J & A SUE

██████████
SUNAPEE, NH 03782

Tax Map 144-017-000

✓ R AND E REALTY TRUST
ELIZABETH M & RICHARD N
SHERR, TRUSTEES

██████████
HOLLISTON, MA 01746

Tax Map 144-018-000

✓ KATZ, MATTHEW &
FITZGERALD, BARBARA

██████████
LONGMEADOW, MA 01106

Tax Map 144-019-000

✓ LAROZA, GREGORY A &
DEBORAH C

██████████
BEDFORD, NH 03110

Tax Map 144-020-000

✓ CAIN, DAVID B & JANET C

██████████
SUNAPEE, NH 03782-0461

Tax Map 144-021-000

✓ TERRIER, DONALD O & ARLENE

██████████
OCALA, FL 34473

Tax Map 144-022-000

✓ CAIN, DAVID B & JANET C

██████████
SUNAPEE, NH 03782-0461

DUPLICATE

Tax Map 144-023-000

✓ BALCH, WILLIAM P & LAURIE J

██████████
SUNAPEE, NH 03782



Tax Map 144-024-000

✓ DEYETT, MICHAEL & CONNIE
[REDACTED]
GEORGES MILLS, NH 03751

Tax Map 144-025-000

✓ CARNEY LIVING TRUST,
MICHAEL S
MICHAEL S CARNEY, TRUSTEE
[REDACTED]
SUNAPEE, NH 03782

Tax Map 144-026-000

✓ CAPIELLO, DAVID M & DIANE
[REDACTED]
WESTFIELD, NJ 07090

Tax Map 144-027-000

✓ MALONEY, MICHAEL J & CARA L
[REDACTED]
HICKSVILLE, NY 11801

Tax Map 144-028-000

✓ GAHERTY, WILLIAM F.
[REDACTED]
SUNAPEE, NH 03782

Tax Map 144-029-000

✓ NICHOLS, ANDREW & LOUISE
[REDACTED]
SUNAPEE, NH 03782

Tax Map 144-030-000

✓ COOPER REVOC TRUST, BEN &
BARBARA BENNIE & BARBARA
COOPER, CO TRUSTEES
[REDACTED]
SUNAPEE, NH 03782

Tax Map 144-031-000

✓ BINZEL REVOC TRUST, GEORGE
[REDACTED]
SUNAPEE, NH 03782

Tax Map 144-032-000

✓ FISHERS BAY COMMUNITY
ASSOC
FISHERS BAY
SUNAPEE, NH 03782

Tax Map 144-033-000

✓ MATTOON, CAROLYN O.
[REDACTED]
SHARON, CT 06069