



DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

May 23, 2016

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

REQUESTED ACTION

Approve Peter N. & Margaret W. Ames Trust's request to perform the following work on Lake Winnepesaukee, in Gilford. File # 2015-01444. This project will not have significant impact on or adversely affect the values of Lake Winnepesaukee.

Amend permit to increase the width of four remaining 3 ft. wide piers to 4 ft.

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

1. All work shall be in accordance with plans by Steven J. Smith & Associates revision date January 14, 2009, as modified by Stoney Ridge Environmental, and received by the NH Department of Environmental Services (DES) on March 31, 2016.
2. This permit shall not be effective until it has been recorded with the appropriate county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to installation.
3. These shall be the only structures on this water frontage and all portions of the docking structures shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
4. All seasonal piers shall be removed from the lake for the non-boating season.
5. No portion of the piers shall extend more than 50 ft. from the shoreline at full lake elevation.
6. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

EXPLANATION

The DES Wetlands Bureau approved this project on April 21, 2016. DES supported its decision with the following findings:

1. This project is classified as a major project per Rule Env-Wt 303.02(d), modification or construction of a docking facility which provides more than 5 boat slips.
2. The applicant has approximately 1,210 ft. of frontage along Lake Winnepesaukee.

DES Web site: www.des.nh.gov

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

Telephone: (603) 271-3503 • Fax: (603) 271-6588 • TDD Access: Relay NH 1-800-735-2964

3. A maximum of 17 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
4. The applicant has 25 pre-existing slips on this commercially used frontage operating in a shallow, natural beach area.
5. The proposed modification maintains the pre-existing 25 slips on this frontage but in deeper water.
6. Public hearing is waived with the finding that the project impacts will not significantly impair the resources of Lake Winnepesaukee.
7. The Department approves the request for a waiver pursuant to Part Env-Wt 204, Waivers, of Rule Env-Wt 402.21, Modification of Existing Structures, to extend the docks while maintaining the same number of grandfathered slips.
8. The applicant submitted dated water depths supporting the need to lengthen the docks within this commercial facility.

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

Stoney Ridge

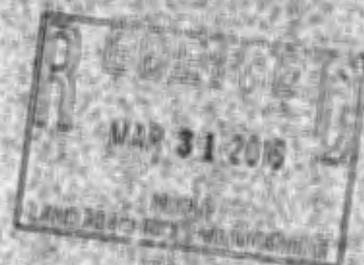
ENVIRONMENTAL LLC

March 25, 2016

Darlene Forst, Shoreland Supervisor
NHDES Wetlands Bureau
P.O. Box 95, 5 Hazen Drive
Concord, NH 03302-0095

**Re: Ames Farm Inn
2800 Lake Shore Road
Tax Map 266, Lot 107
Gilford, New Hampshire**

**Subject: NHDES Permit# 2015-01444
Amendment for Dock Widths**



Dear Ms. Forst:

On behalf of Ames Farm Inn, this letter transmits a request for an amendment to NHDES Permit # 2015-01444.

On August 3, 2015, the NHDES Wetlands Bureau issued Ames Farm Inn (AFI) a permit to extend their 11 existing seasonal docks to 50 feet in length. The intent of the permit was to ensure that the existing docks could access deep water in order to safely accommodate boat use at the Inn which has been in business for over 100 years. As you remember, the 11 existing grandfathered seasonal docks were of various widths and lengths with some of the docks as short as 24 feet in length. The water depths are extremely shallow at this location and in some instances there was not even 2 feet of water depth. After many meetings and discussions, the application was approved by the department and then approved by Governor and Council shortly after.

Upon final approvals, the AFI extended the 7- 4 foot wide docks to the approved 50 feet. Ames Farm Inn obtained 4 foot widths for the dock extensions however, 4 of their seasonal docks are 3 feet in width. Ames Farm Inn contacted Stoney Ridge Environmental LLC (SRE) in October for assistance in determining if they would be allowed to use the 4 foot widths in place of the existing 3 foot wide seasonal docks. SRE met with NHDES Darlene Forst to discuss if the Inn could use the 4 foot widths. Darlene Forst noted that the request made sense and was reasonable and that the Ames Farm Inn should submit an amendment request to document the requested width increase.

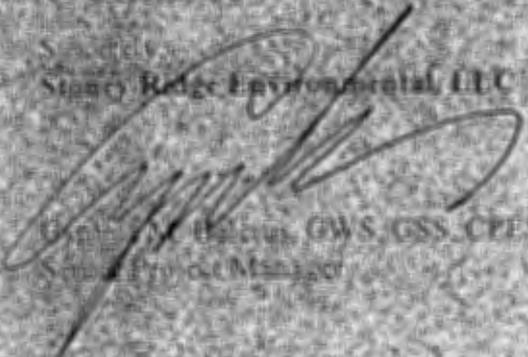
Stoney Ridge Environmental
2016
1000 The Green, Gilman, NH, Fax: 603-266-1007

In March 21, 2016, SRE met with both Rene Pelletier and Darlene Forest of the Wetlands Bureau to discuss the data needed and the location of the proposed aerotreatment. The following are conditions that will be based on the results of that meeting.

A final condition is to change the four, three foot wide seasonal docks to four, four foot wide seasonal docks 30 feet in length. This will result in an additional 200 sq. ft. of impervious for the winter seasonal docks. The docks and the new proposed aeration are shown on the accompanying plan. Along with the additional NHDES impact fee. These dock sizes are more in line with modern dock sizes and in fact are probably still on the narrow size when compared to the current. While the increase in the imperviousness is within what is allowable under the NHDES rules. The 200 sq. ft. of additional impact will bring the total impact permitted under DE-SR 7015-01444 to 192 sq. ft. of impact for the seasonal docks.

Thank you for taking the time to meet and discuss this project last week. If you have any questions or need additional information please don't hesitate to contact me.

Sincerely,
Stoney Ridge Environmental, LLC


Gregory M. Pelletier, GWS, GSS, CPESC
Senior Project Manager

Penney Adams
Rene Pelletier
Margaret Adams





WETLANDS PERMIT APPLICATION

Water Division/ Wetlands Bureau
Land Resources Management

Check the status of your application: <http://des.nh.gov/onestop>



RSA/Rule: Env-Wq 100-900

	<h2>COMPLETE</h2> <p>JUN 11 2015</p>	2015-01444
		3446
		\$ 982.00
		Emk

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: **2800 Lake Shore Road** TOWN/CITY: **Gilford**

TAX MAP: **266** BLOCK: LOT: **107** UNIT:

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

LOCATION COORDINATES (If known): 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 applicants are proposing to extend the length of 11 existing grandfathered seasonal docks. The current seasonal docks range from 24' to 36'. In current Lake conditions, the docks do not provide deep enough waters for safe docking or safe navigation. Instead of proposing a maintenance dredge the applicant is proposing to extend the docks to 50 feet in length to access deep enough water for safe navigation and docking. The resultant proposal is the least impacting alternative. This proposal will not create more boat slips.

4. RELATED PERMITS, ENFORCEMENT, EMERGENCY AUTHORIZATION, SHORELAND, ALTERATION OF TERRAIN, ETC...

5. 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 14 - 3712

b. Designated River the project is in ¼ miles of: _____ ; and
date a copy of the application was sent to Local River Advisory Committee: Month: ___ Day: ___ Year: ___

NA

6. APPLICANT INFORMATION (Desired permit holder)		
LAST NAME, FIRST NAME, M.I.: Ames, Peter N.		
TRUST / COMPANY NAME: Peter N. & Margaret W. Ames Trust	MAILING ADDRESS: [REDACTED]	
TOWN/CITY: Stoneham	STATE: MA	ZIP CODE: 02180
EMAIL or FAX: [REDACTED]	PHONE: [REDACTED]	
ELECTRONIC COMMUNICATION: By initialing here: <u>Pha</u> I hereby authorize DES to communicate all matters relative to this application electronically		
7. 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 DES to communicate all matters relative to this application electronically		
8. AUTHORIZED AGENT INFORMATION		
LAST NAME, FIRST NAME, M.I.: Balcus, Cynthia M.	COMPANY NAME: Stoney Ridge Environmental	
MAILING ADDRESS: 229 Prospect Mountain Road		
TOWN/CITY: Alton	STATE: NH	ZIP CODE: 03809
EMAIL or FAX: cbalcus@stoneyridgeenv.com	PHONE: 603-776-5825	
ELECTRONIC COMMUNICATION: By initialing here <u>Pha</u> I hereby authorize DES to communicate all matters relative to this application electronically		
9. PROPERTY OWNER SIGNATURE:		
See the Instructions & Required Attachments document for clarification of the below statements		
By signing the application, I am certifying that:		
<ol style="list-style-type: none"> 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. I have reviewed and submitted information & attachments outlined in the Instructions and Required Attachment document. All abutters have been identified in accordance with RSA 482-A:3, I and Env-Wt 100-900. I have read and provided the required information outlined in Env-Wt 302.04 for the applicable project type. I have read and understand Env-Wt 302.03 and have chosen the least impacting alternative. 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. I have submitted a Request for Project Review (RPR) Form (www.nh.gov/rh3hr/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. I authorize DES and the municipal conservation commission to inspect the site of the proposed project. I have reviewed the information being submitted and that to the best of my knowledge the information is true and accurate. 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. I am aware that the work I am proposing may require additional state, local or federal permits which I am responsible for obtaining. The mailing addresses I have provided are up to date and appropriate for receipt of DES correspondence. DES will not forward returned mail. 		
<input checked="" type="checkbox"/> <i>Peter N. Ames</i>	<i>Peter N. Ames</i>	<i>03/31/2015</i>
Property Owner Signature	Print name legibly	Date

shoreland@des.nh.gov or (603) 271-2147
 NH-DES Wetlands Bureau, Concord, NH 03303-0095
www.des.nh.gov

MUNICIPAL SIGNATURES

10. 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.

<input style="width: 100%; height: 100%;" type="text"/>	<input style="width: 100%; height: 100%;" type="text"/>	<input style="width: 100%; height: 100%;" type="text"/>
	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 reviewed in the standard review time frame.

11. 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.

<input style="width: 100%; height: 100%;" type="text"/>			
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 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.

12. 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	782 /	/
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	782 /	/

13. 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: **782** sq. ft. X \$1.00 = **\$ 782.00**

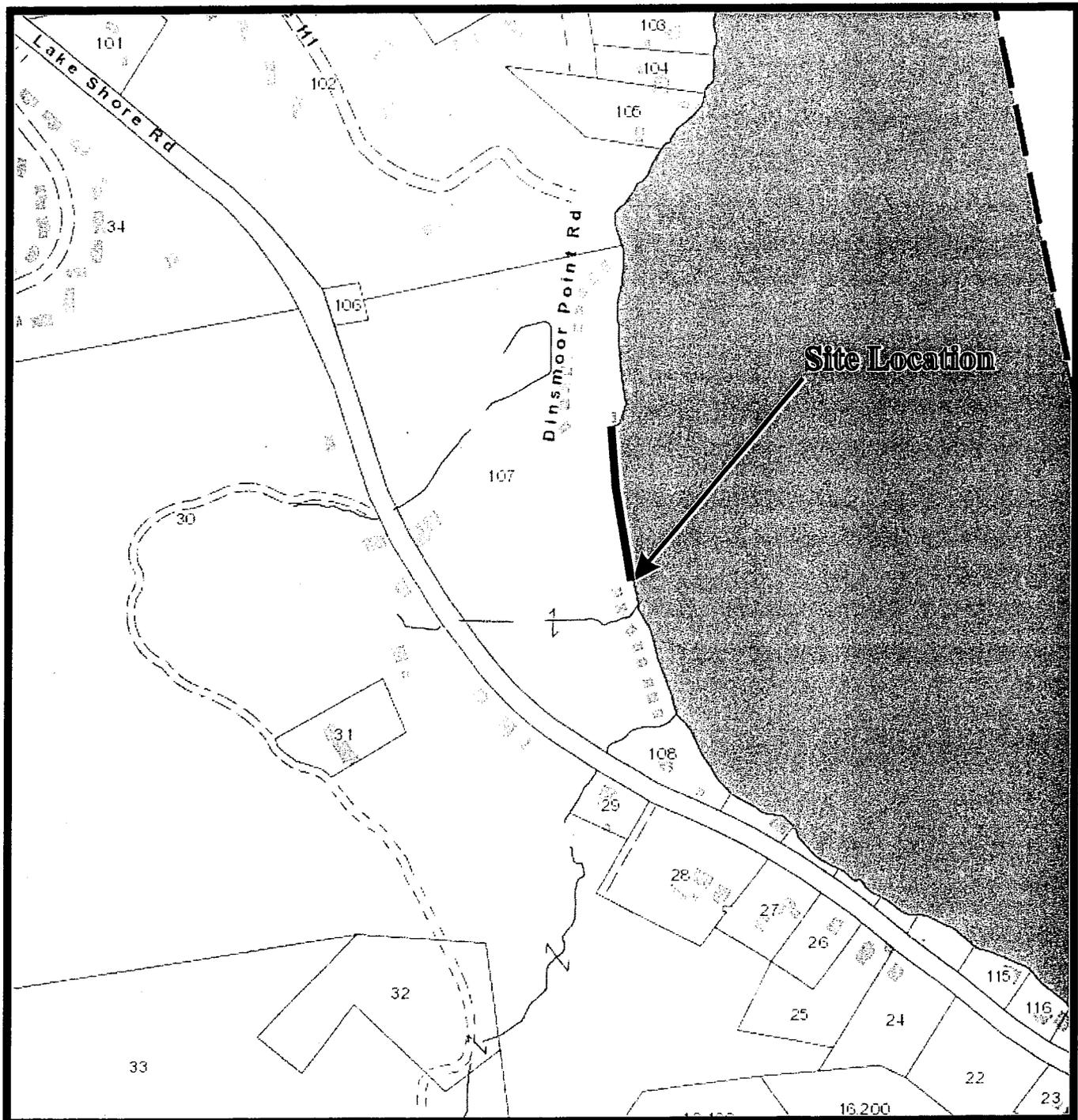
Permanent docking structure: _____ sq. ft. X \$2.00 = \$ _____

Projects proposing shoreline structures (including docks) add \$200 = \$ 982.00

Total = **\$ 982.00**

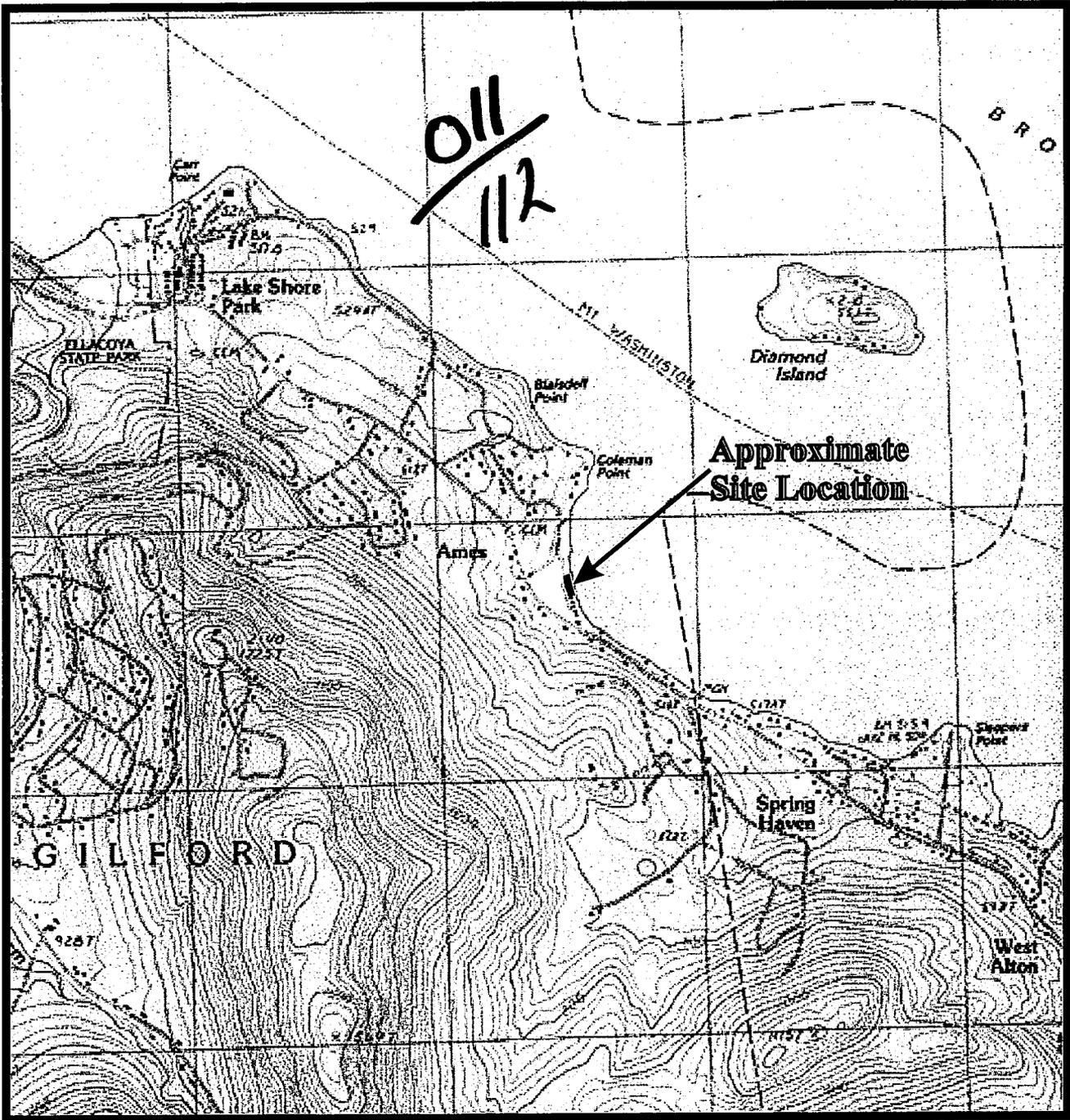
The Application Fee is the above calculated Total or \$200, whichever is greater = **\$ 982.00**

Tax Map
Dock Extension Project
2800 Lake Shore Road - Tax Map 266, Lot 107
Gilford, New Hampshire



Site Locus
Dock Extension Project
Lake Shore Road - Tax Map 266, Lot 107
Gilford, New Hampshire

SRE # 12-053



Scale 1:24,000





New Hampshire Natural Heritage Bureau

To: Deidra Benjamin
229 Prospect Mountain Road
Alton, NH 03809

Date: 9/30/2014

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 9/30/2014
NHB File ID: NHB14-3712

Applicant: Peter N. and Margaret W.
Ames

Location: Tax Map(s)/Lot(s): Map 266, Lot 107
Gilford

Project Description: The applicant proposes to extend existing docks and install more docks.

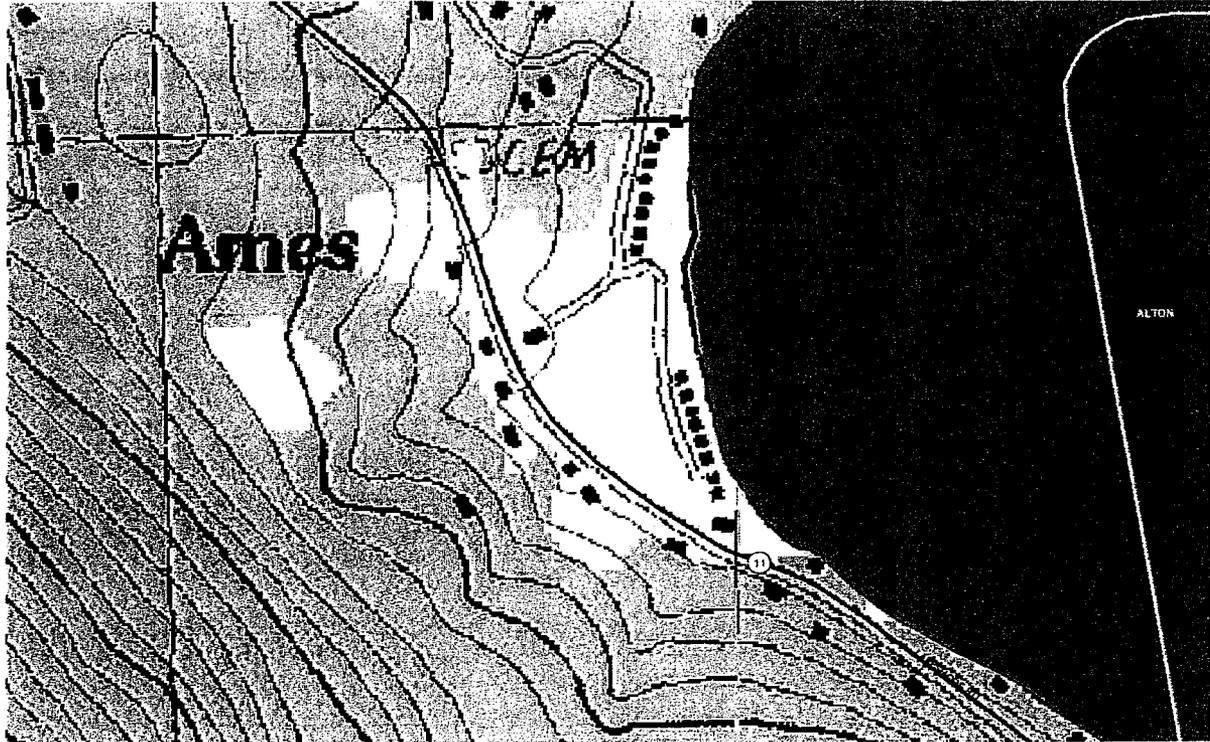
The NH Natural Heritage database has been checked for records of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government. We currently have no recorded 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 9/29/2015.



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB14-3712



List of Abutters
Dock Extension Project
2800 Lake Shore Road - Tax Map 266, Lot 107
Gilford, New Hampshire

Tax Map 266, Lot 108
Joseph Z. & Elaine R. Shank
[REDACTED]
Townsend, MA 01469

Tax Map 266, Lot 106
Town of Gilford
[REDACTED]
Gilford, NH 03249

Tax Map 266, Lot 102
Diamond View Associates Inc.
C/O: Carolyn Parsons
[REDACTED]
York, ME 03909

Site/Owner
Peter N. And Margaret W. Ames Trust
[REDACTED]
Stoneham, MA 02180

Environmental Consultant
Attn: Cynthia M. Balcius, CWS, CSS, CPESC
Stoney Ridge Environmental LLC
229 Prospect Mountain Road
Alton, NH 03809
Phone: (603) 776-5825