



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

Thomas S. Burack, Commissioner



March 10, 2016

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

REQUESTED ACTION

Approve Steve Hatem's request to perform the following work on Lake Winnepesaukee, in Gilford. File # 2015-03029. This project will not have significant impact on or adversely affect the values of Lake Winnepesaukee.

Remove 244 sq. ft. of fill and reduce structure dimensions resulting in a 44 ft. straight breakwater beginning 6 ft. off shore with a 6 ft. 9 inch x 39 ft. 8 inch cantilevered pier connected to a 6 ft. x 30 ft. piling pier by a 64 ft. 6 in. wharf, install a permanent boatlift, a 14 ft. x 30 ft. seasonal canopy, and two personal watercraft lifts, and drive a 3-piling ice cluster on an average of 150 ft. of frontage on Governor's Island, on Lake Winnepesaukee, in Gilford.

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

1. All work shall be in accordance with plans by Watermark Marine Construction dated October 5, 2015, as received by the NH Department of Environmental Services (DES) on November 9, 2015 and cross sections dated January 5, 2016 as received by the NH Department of Environmental Services (DES) on January 7, 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. This permit does not authorize the removal of trees or saplings within the waterfront buffer that would result in a tree and sapling point score below the minimum required per RSA 483-B:9, V, (a)(2)(D)(iv).
5. Work authorized shall be carried out such that there are no discharges in or to spawning or nursery areas during spawning seasons. Impacts to such areas shall be avoided or minimized to the maximum extent practicable during all other times of the year.
6. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
7. 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.
8. All removed fill and construction-related debris shall be placed outside of the areas subject to RSA 482-A. Any spoil material deposited within 250 ft. of any surface water shall comply with RSA-483-B.
9. Any subdivision of the property 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.

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

10. 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.
11. Pilings shall be spaced a minimum of 12 ft. apart as measured piling center to piling center.
12. All seasonal structures, including watercraft lifts, shall be removed for the non-boating season.
13. 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.
14. No portion of breakwater as measured at normal full lake (Elev. 504.32 ft.) shall extend more than 50 ft. from normal full lake shoreline.
15. The repairs shall maintain the size, location, and configuration of the pre-existing structures.
16. This permit does not allow dredging for any purpose.

EXPLANATION

The DES Wetlands Bureau approved this project on February 9, 2016. 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 breakwater.
2. The construction 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 150 ft. of shoreline frontage along Lake Winnepesaukee.
4. A maximum of 3 slips may be permitted on this frontage per Rule Env-Wt 402.13 Frontage Over 75 ft.
5. The proposed docking facility will provide 3 slips as defined per Rule Env-Wt 101.09 Boat slip, and therefore meets Rule Env-Wt 402.13.
6. Public hearing is waived with the finding that the project impacts will not significantly impair the resources of Lake Winnepesaukee.

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.

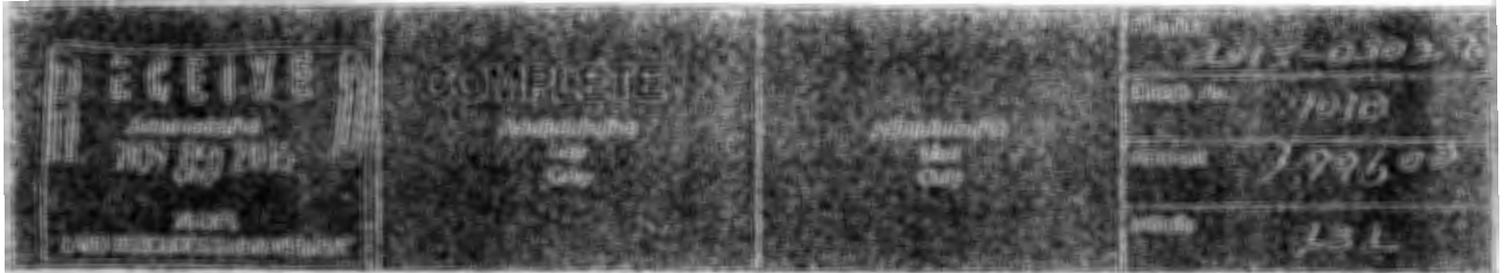

Thomas S. Burack
Commissioner

WETLANDS PERMIT APPLICATION

Water Division/ Wetlands Bureau
Land Resources Management

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

RSA/Rule: Env-Wq 100-900



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: 200 Edgewater Drive		TOWN/CITY: Gilford	
TAX MAP: 217	BLOCK: 018	LOT: 000	UNIT: 000
USGS TOPO MAP WATERBODY NAME: Lake Winnispesaukee		<input type="checkbox"/> NA	STREAM WATERSHED SIZE: <input checked="" type="checkbox"/> NA
LOCATION COORDINATES (If known): 43° 36' 36.99"N 71° 26' 08.25"W		<input checked="" type="checkbox"/> Latitude/Longitude	<input type="checkbox"/> UTM <input type="checkbox"/> 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.

Remove approximately 156ft² of rock fill from south and south western sides of existing breakwater. Remove approximately 88ft² of rock fill to create 6ft gap between breakwater and shoreline. Replace existing 6ft x 32ft seasonal crank-up dock with a 6ft x 30 pile supported dock. Rebuild existing +/- 12.5ft x 39.5ft breakwater supported dock and reduce size to +/- 6.5ft x 39.5ft. Install five pilings to support 14ft x 30ft seasonal canopy and permanent boatlift, (see plan for details). Rebuild shoreline deck with no change in location, configuration or dimensions and install two seasonal PWC lifts and a single three-pile ice cluster. No change in the number of boatslips is proposed.

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

#2011-01164, #2005-02782, #1995-01941

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 15 - 3185
- 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.: **Hatem, Steve**

TRUST / COMPANY NAME:

MAILING ADDRESS: [REDACTED]

TOWN/CITY: **Salem**STATE: **NH**ZIP CODE: **03079**

EMAIL or FAX:

PHONE:

ELECTRONIC COMMUNICATION: By initialing here: _____, 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:

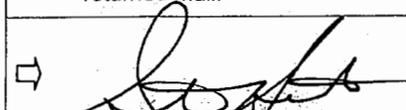
ELECTRONIC COMMUNICATION: By initialing here _____, I hereby authorize DES to communicate all matters relative to this application electronically

8. AUTHORIZED AGENT INFORMATIONLAST NAME, FIRST NAME, M.I.: **Irving, Jamie C.**COMPANY NAME: **Watermark Marine Construction**MAILING ADDRESS: **PO Box 6840**TOWN/CITY: **Laconia**STATE: **NH**ZIP CODE: **03247**EMAIL or FAX: **jci@docksource.com**PHONE: **603-290-4000**ELECTRONIC COMMUNICATION: By initialing here **JCI**, 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:

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 DES 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 DES correspondence. DES will not forward returned mail.



Property Owner Signature

Steven Hatem
Print name legibly

11/11/15
Date

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.

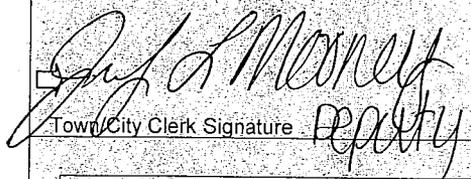
	Print name legibly	Date
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DIRECTIONS FOR CONSERVATION COMMISSION

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.

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.

	Jennifer L Mooney	Gilford	11/3/15
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	/ <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	420 / <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	188 <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	188 /	420 /

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

Minimum Impact Fee: Flat fee of \$ 200

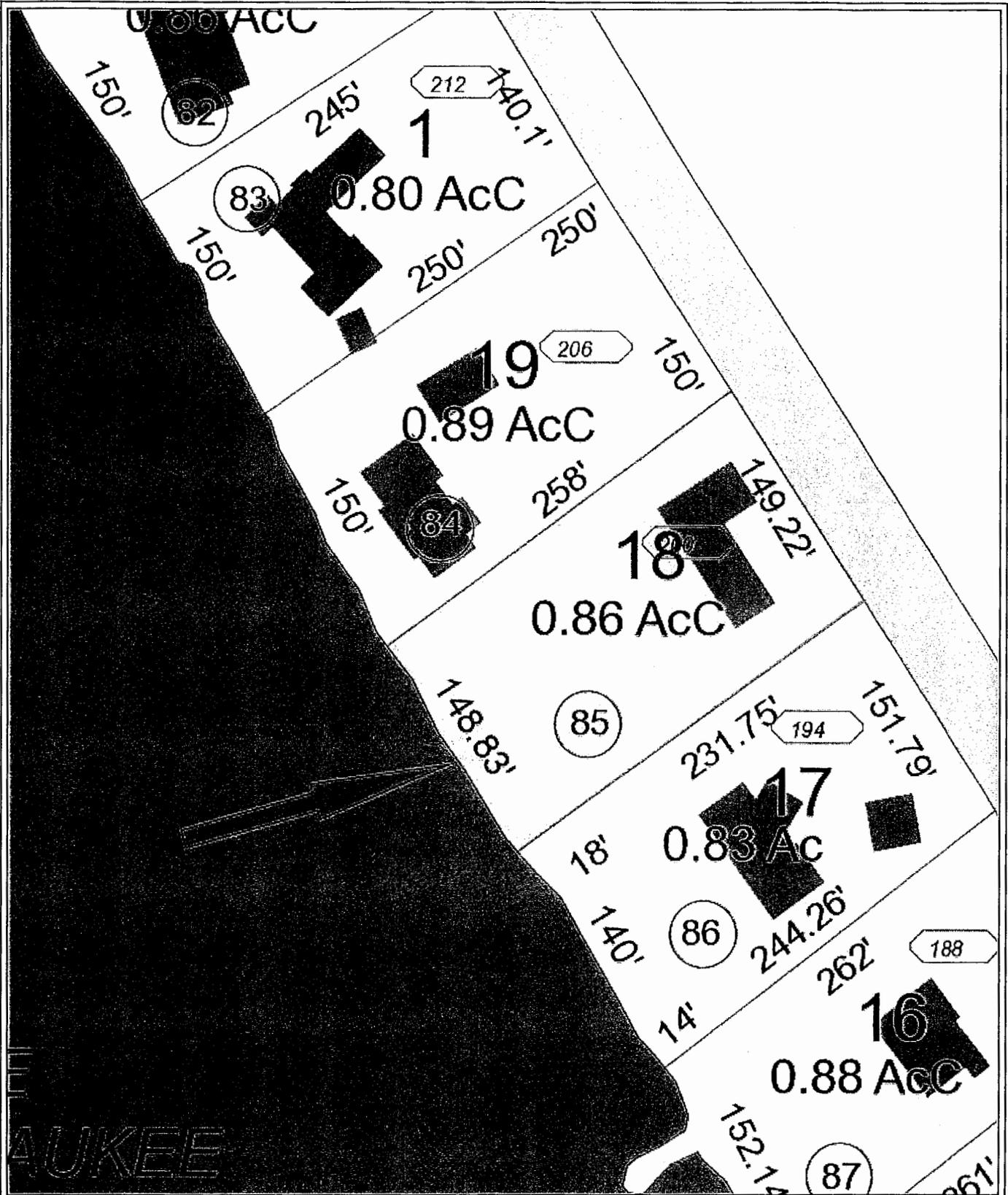
Minor or Major Impact Fee: Calculate using the below table below

Permanent and Temporary (non-docking)	_____ sq. ft.	X \$0.20 =	\$ _____
Temporary (seasonal) docking structure:	420 sq. ft.	X \$1.00 =	\$ 420.00
Permanent docking structure:	188 sq. ft.	X \$2.00 =	\$ 376.00

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

Total = **\$ 996.00**

The Application Fee is the above calculated Total or \$200, whichever is greater = **\$ 996.00**

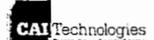


HATEM Property
 Gilford, NH
 1 Inch = 82 Feet
 September 30, 2015

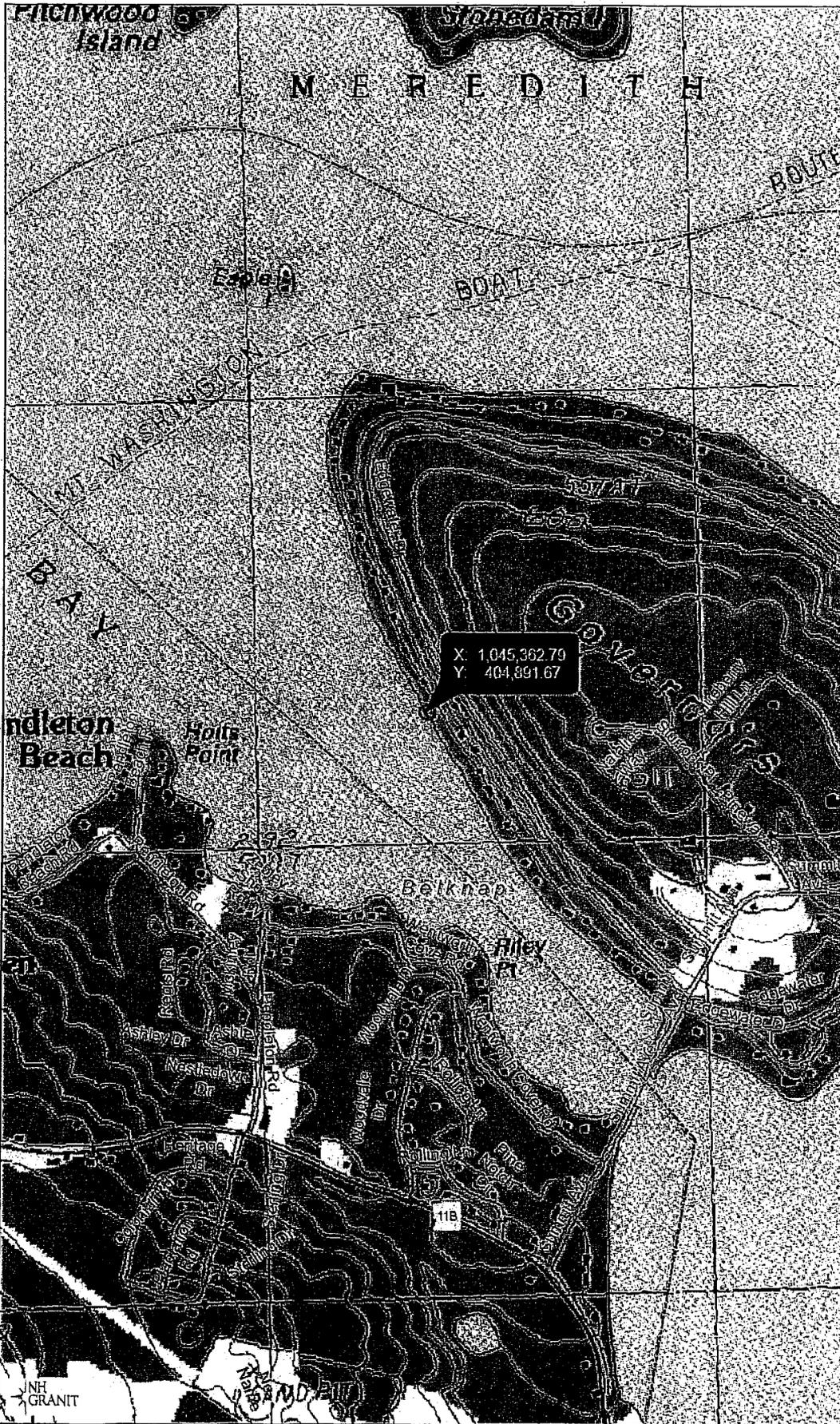


Data shown on this map is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this map.

www.cai-tech.com



HATEM Property



Legend

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

010 / 111

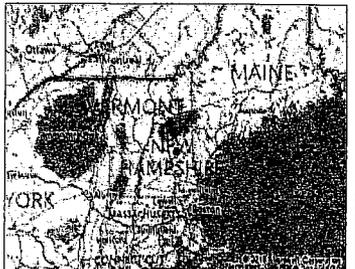
Map Scale
1: 12,792



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Map Generated: 10/13/2015

Notes

Steve Hatem
 [Redacted] Gilford
 TM/L #217-018-000
 NH Stateplane NAD83 (feet)
 X: 1,045,362.79
 Y: 404,891.67





New Hampshire Natural Heritage Bureau

To: Jamie Irving
Watermark Marine Construction
PO Box 6840
Laconia , NH 03247

Date: 9/30/2015

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 9/30/2015
NHB File ID: NHB15-3185

Applicant: Steve Hatem

Location: Tax Map(s)/Lot(s): 217-018-000
Gilford

Project Description: Rebuild existing dockage, install ice protection cluster and repair breakwater...

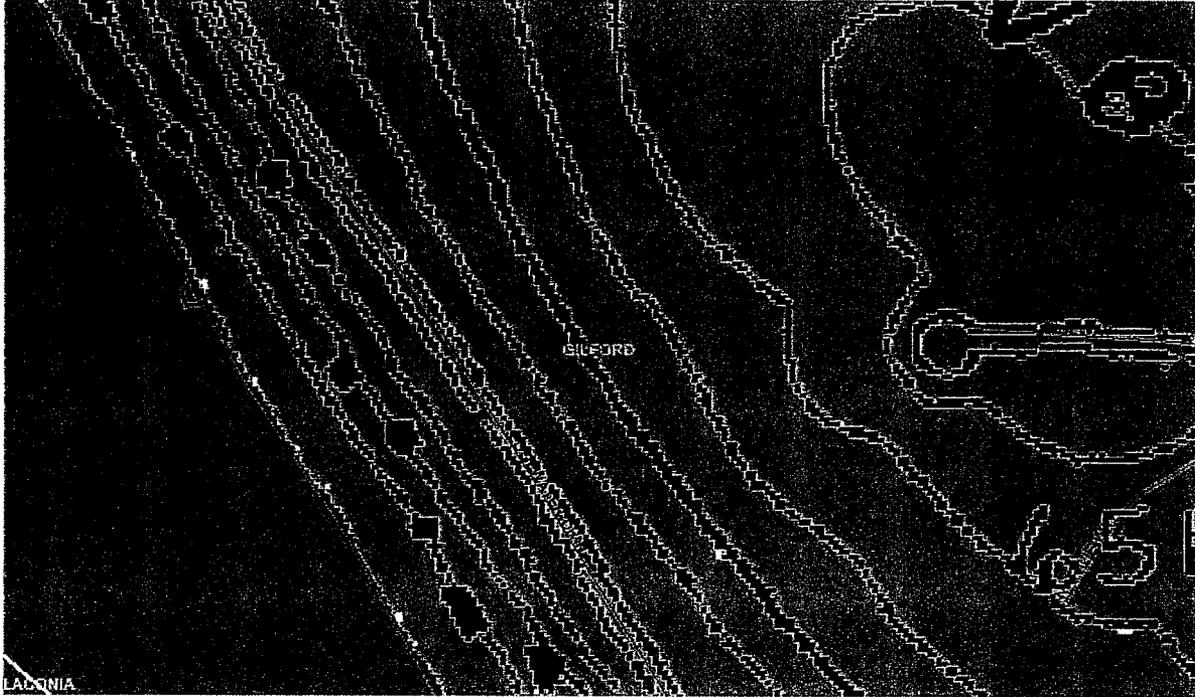
The NH Natural Heritage database has been checked for records of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government. We currently have no recorded 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 9/29/2016.



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB15-3185





O' Abutters List Report

Gifford, NH
September 30, 2015

Subject Property:

Parcel Number: 217-018-000
CAMA Number: 217-018-000
Property Address: 200 EDGEWATER DR

Mailing Address: HATEM, STEVEN J & DIANE M
[REDACTED]
SALEM, NH 03079

Abutters:

Parcel Number: 217-017-000
CAMA Number: 217-017-000
Property Address: 194 EDGEWATER DR

Mailing Address: MCDONALD, JOSEPH III TT-JOHNSON
TRST C/O MCDONALD & KANYUK
[REDACTED]
CONCORD, NH 03301

Parcel Number: 217-019-000
CAMA Number: 217-019-000
Property Address: 206 EDGEWATER DR

Mailing Address: WHITE, DAVID W & BRENDA J
[REDACTED]
GILFORD, NH 03249

9376 5640 0000 0795 4376

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Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	3.95

Postmark Here: **NOV 2 2015**

Sent To: **David and Brenda White**
[REDACTED]
Gilford, NH 03249

PS Form 3800, August 2006 See Reverse for Instructions

4366 0000 0795 4366

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Postage	\$	
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	3.95

Postmark Here: **NOV 2 2015**

Sent To: **Joseph McDonald**
c/o McDonald & Kanyuk
[REDACTED]
Concord, NH 03301

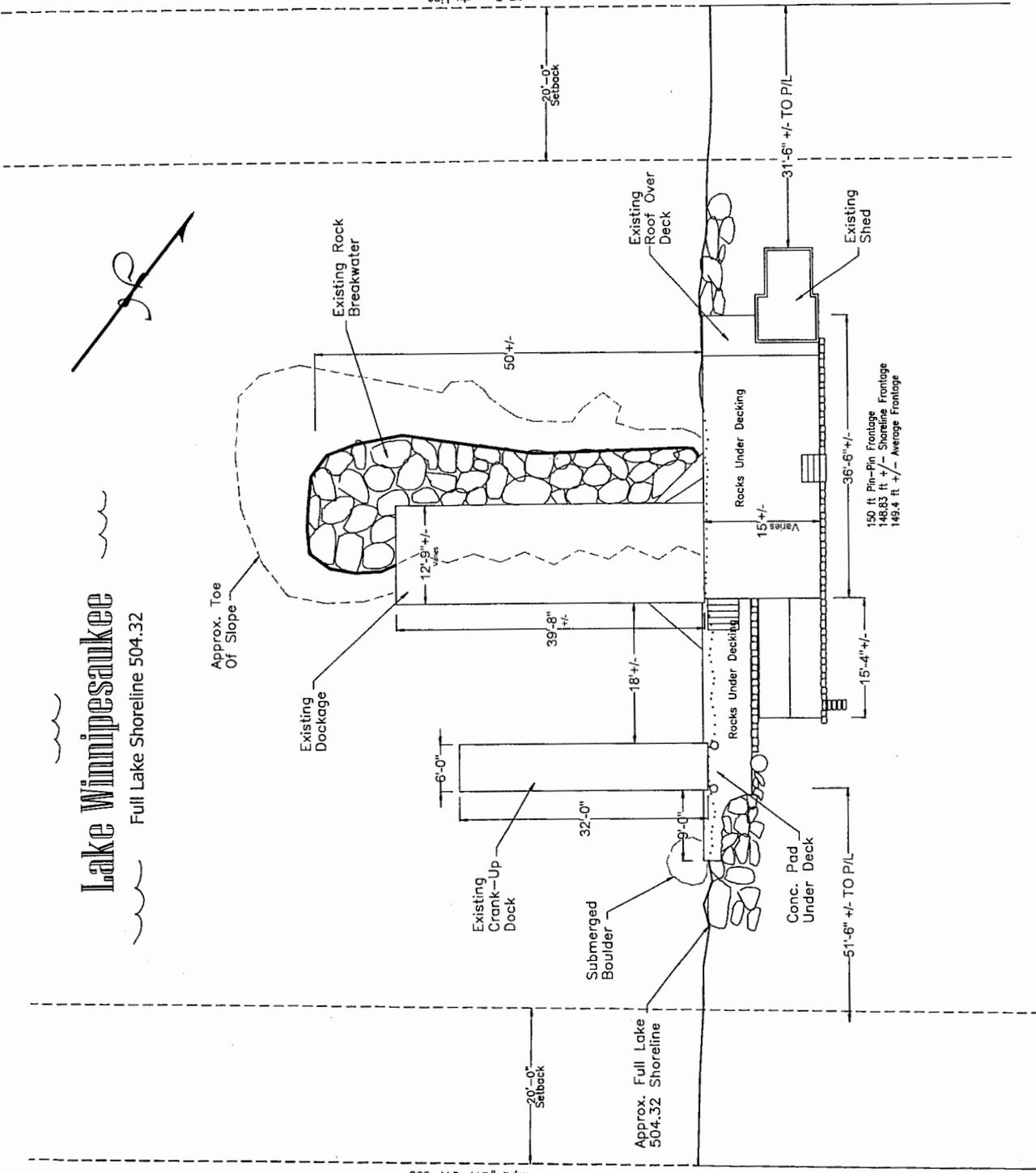
PS Form 3800, August 2006 See Reverse for Instructions



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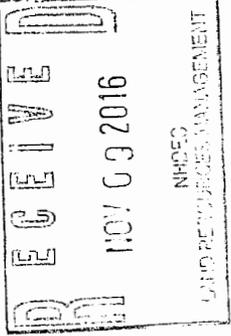
Lake Winnepesaukee

Full Lake Shoreline 504.32



McDONALD Property Line
TM/L #217-017-000

WHITE Property Line
TM/L #217-019-000



Watermark Marine Construction
Laconia, Meredith & Sunapee, NH
(603) 293-4000/Fax (603) 524-8100
On The Web: www.docksource.com



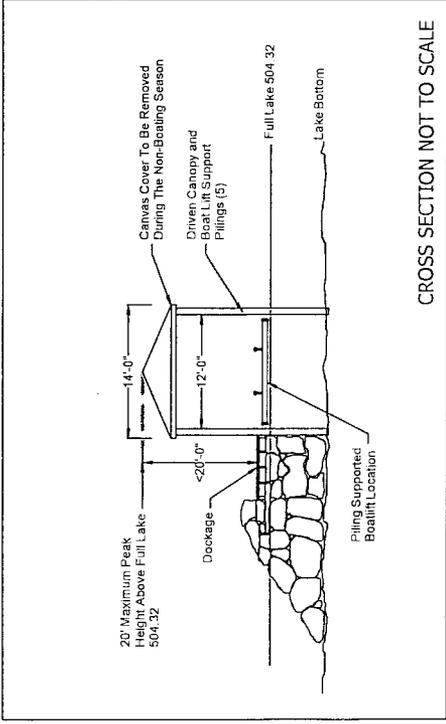
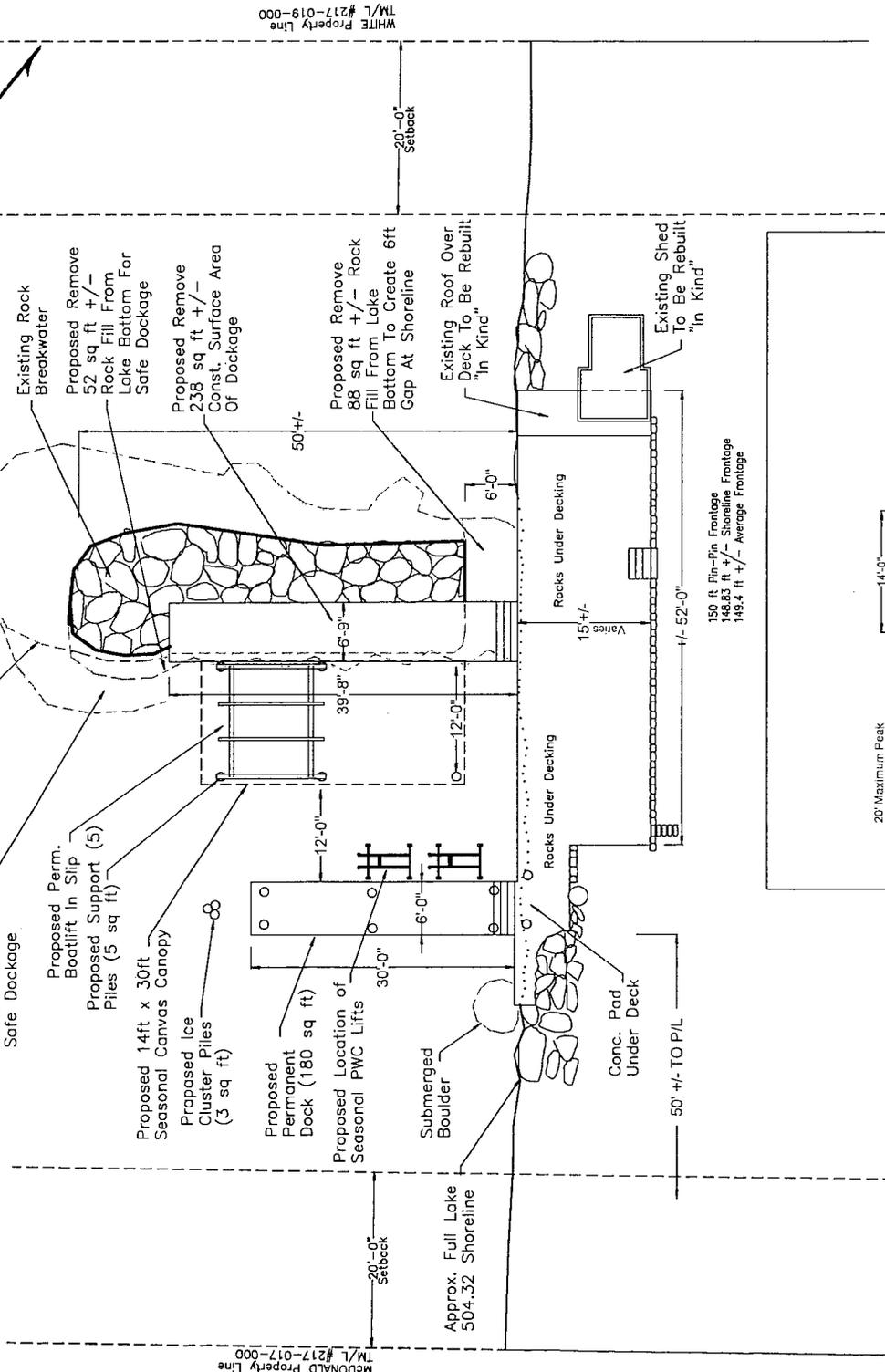
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HATEM PROPERTY
Existing Conditions
Gilford, NH
10/05/15 1" = 20'

Lake Winnepesaukee

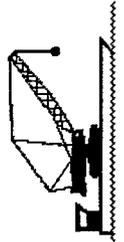
Full Lake Shoreline 504.32

Location of VC lifts.



CROSS SECTION NOT TO SCALE

Watermark Marine Construction
 Laconia, Meredith & Sunapee, NH
 (603) 293-4000/Fax (603) 524-8100
 On The Web: www.docksource.com

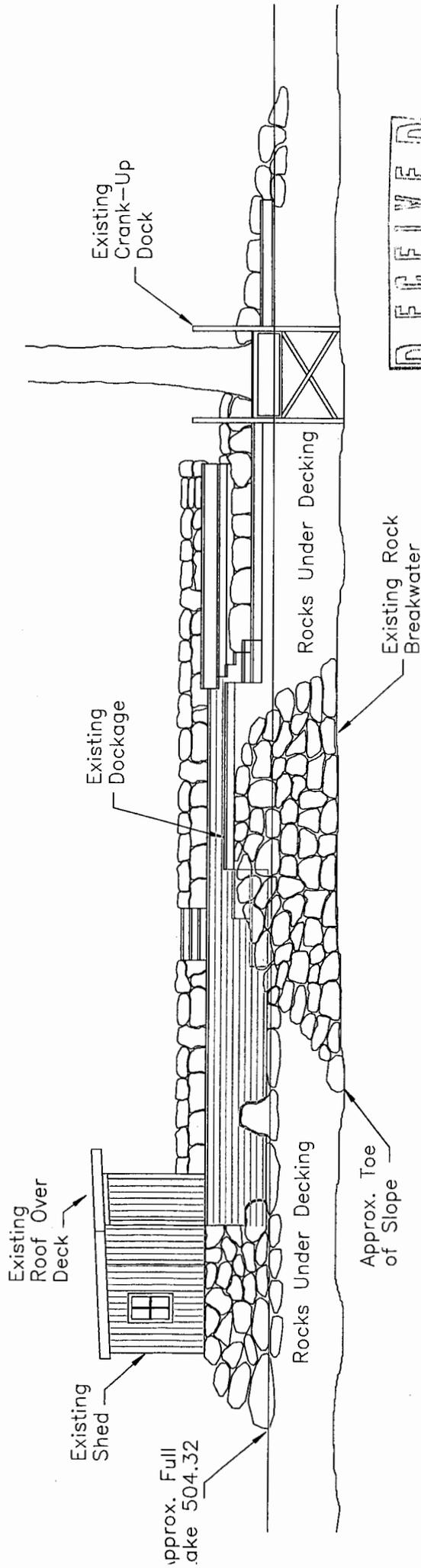


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COLLEGE
 NOV 09 2016
 NHDES
 LAND RESOURCES MANAGEMENT

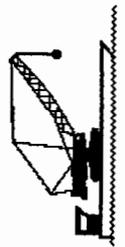
HATEM PROPERTY
Proposed Conditions
Gilford, NH
10/05/15 1" = 20'

Existing Conditions



RECEIVED
 JAN 07 2016
 HRPES
 LAND RESOURCE CONSULTANTS

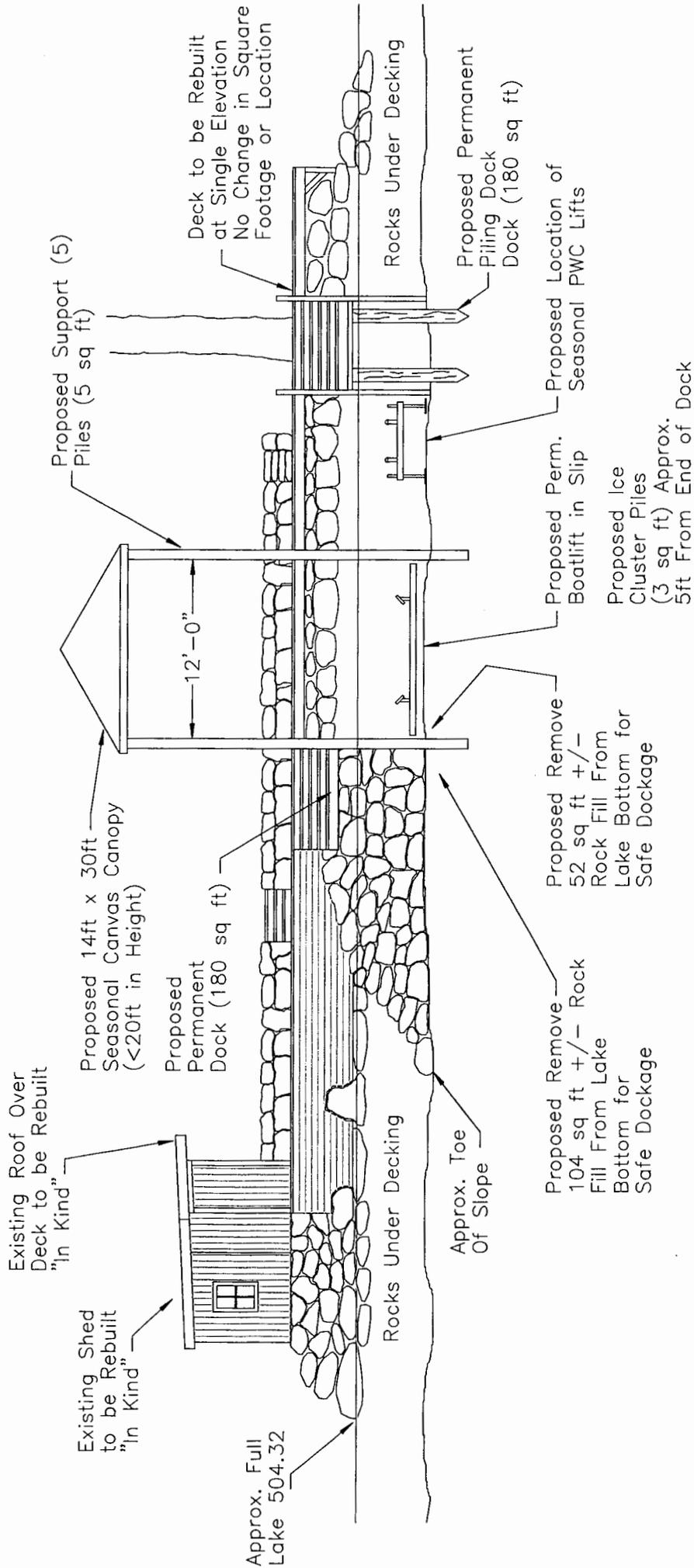
Watermark Marine Construction
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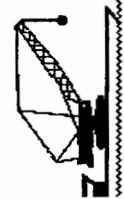
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HATEM PROPERTY
Existing Conditions
Gilford, NH
01/05/16 1" = 10'

Proposed Conditions



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HATEM PROPERTY
 Proposed Conditions
 Gilford, NH
 01/05/16 1" = 10'