



The State of New Hampshire
Department of Environmental Services

Clark B. Freise, Assistant Commissioner



June 17, 2017

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

REQUESTED ACTION

Approve Brian P. Litcof Trust's request to perform the following work on Lake Winnepesaukee, in Moultonborough. File # 2016-01714. This project will not have significant impact on or adversely affect the values of Lake Winnepesaukee.

Repair an existing 4 ft. x 4 ft. crib, install a 4 ft. x 30 ft. permanent dock to be supported by the crib and construct a concrete pad on the bank to the south of two existing 4 ft. x 35 ft. seasonal docks, on an average of 358 ft. of shoreline frontage along Lake Winnepesaukee, on Gansy Island, in Moultonborough.

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

1. All work shall be in accordance with plans as received by the NHDES on May 11, 2017.
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 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. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and shall remain in place until the area is stabilized. Temporary controls shall be removed once the area has been stabilized.
6. 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.
7. All construction-related debris shall be placed outside of the areas subject to RSA 482-A.
8. 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.
9. 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.
10. Cribs shall not exceed 4 ft. long by 4 ft. wide, and shall be of sufficient height to support the docking structure above normal full lake level (Elev. 504.32).

www.des.nh.gov

29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095
(603) 271-3503 • TDD Access: Relay NH 1-800-735-2964

11. Crib material shall be timber, concrete, or other non-toxic material, and of such size and spacing as necessary to completely contain the ballast.
12. No ballast for the crib shall be dredged from the waterbody.

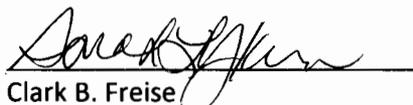
EXPLANATION

The NHDES Wetlands Bureau approved this project on May 18, 2017. 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), construction of a docking facility providing 5 or more slips.
2. The applicant has an average of 358 ft. of frontage along Lake Winnepesaukee.
3. A maximum of 5 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
4. The existing and proposed docking facility will provide 5 slips as defined per RSA 482-A:2, VIII and, therefore, meets Rule Env-Wt 402.13.
5. 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.
6. The applicant submitted narrative on October 03, 2016 addressing the local Conservation Commissions concerns.
7. The construction of a permanent dock to provide access to an island property is approvable per Rule Env-Wt 402.06, Permanent Docks.

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.


for Clark B. Freise
Assistant Commissioner



WETLANDS PERMIT APPLICATION

Water Division/ Wetlands Bureau **COMPLETE**
Land Resources Management



Check the status of your application: www.des.nh.gov/onestop JUL 05 2016

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

RECEIVED Administrative JUN 08 2016 Only NHDES LAND RESOURCES MANAGEMENT	INCOMPLETE Administrative JUN 14 2016 Only	RECEIVED Administrative JUL 05 2016 NHDES LAND RESOURCES MANAGEMENT	File No. <u>2016-01714</u> Check No. <u>11804</u> Amount: <u>\$ 440.00</u> Initials: <u>LSL</u>
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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: **12 gansy island** TOWN/CITY: **moultonboro**

TAX MAP: **130/067/000** BLOCK: LOT: **67** 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.

repair existing 4'x4' crib located on the southwest side of lot in 8' of water. install a cement pad on shore 4' wide by 2' deep. install a 30' dock by 4' wide from crib to shore. materials, sakrete cement, and pressure treated dock materials

4. SHORELINE FRONTAGE

NA This lot has no shoreline frontage. **SHORELINE FRONTAGE: 498 ft**

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.

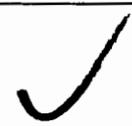
5. RELATED PERMITS, ENFORCEMENT, EMERGENCY AUTHORIZATION, SHORELAND, ALTERATION OF TERRAIN, ETC...

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 _____ - _____.

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.: **litcof brian p**

TRUST / COMPANY NAME: **brian p litcof trust**

MAILING ADDRESS: [REDACTED]

TOWN/CITY: **moultonboro**

STATE: **nh**

ZIP CODE: **03254**

EMAIL or FAX: [REDACTED]

PHONE: [REDACTED]

ELECTRONIC COMMUNICATION: By initialing here: **bpl**, 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.: **litcof brian p**

TRUST / COMPANY NAME: **brian p litcof trust**

MAILING ADDRESS: [REDACTED]

TOWN/CITY: **moultonboro**

STATE: **nh**

ZIP CODE: **03254**

EMAIL or FAX: [REDACTED]

PHONE: [REDACTED]

ELECTRONIC COMMUNICATION: By initialing here **bpl**, 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 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

brian p litcof

[Handwritten Signature]

Property Owner Signature

brian p litcof

[Handwritten Name]
Print name legibly

2/25/2016

Date: *[Handwritten Date]*
RECEIVED

JUN 14 2016

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.

<input type="checkbox"/>	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.

<input checked="" type="checkbox"/> <i>Kathleen E. Remson</i> Town/City Clerk Signature	<i>K. E. Remson</i> Print name legibly	<i>Moultonboro</i> Town/City	<i>June 13, 2016</i> Date
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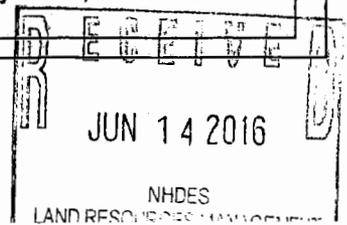
DIRECTIONS FOR TOWN/CITY CLERK:

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.	ATF	TEMPORARY Sq. Ft. / Lin. Ft.	ATF
Forested wetland		<input type="checkbox"/>		<input type="checkbox"/>
Scrub-shrub wetland		<input type="checkbox"/>		<input type="checkbox"/>
Emergent wetland		<input type="checkbox"/>		<input type="checkbox"/>
Wet meadow		<input type="checkbox"/>		<input type="checkbox"/>
Intermittent stream		<input type="checkbox"/>		<input type="checkbox"/>
Perennial Stream / River	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Lake / Pond	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Bank - Intermittent stream	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Bank - Perennial stream / River	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Bank - Lake / Pond	8sf /	<input type="checkbox"/>	/	<input type="checkbox"/>
Tidal water	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Salt marsh		<input type="checkbox"/>		<input type="checkbox"/>
Sand dune		<input type="checkbox"/>		<input type="checkbox"/>
Prime wetland		<input type="checkbox"/>		<input type="checkbox"/>
Prime wetland buffer		<input type="checkbox"/>		<input type="checkbox"/>
Undeveloped Tidal Buffer Zone (TBZ)		<input type="checkbox"/>		<input type="checkbox"/>
Previously-developed upland in TBZ		<input type="checkbox"/>		<input type="checkbox"/>
Docking - Lake / Pond	120sf	<input type="checkbox"/>		<input type="checkbox"/>
Docking - River		<input type="checkbox"/>		<input type="checkbox"/>
Docking - Tidal Water		<input type="checkbox"/>		<input type="checkbox"/>
TOTAL	120sf /		/	

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 = \$ _____

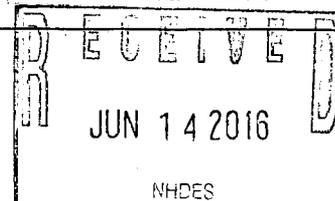
Temporary (seasonal) docking structure: _____ sq. ft. X \$1.00 = \$ _____

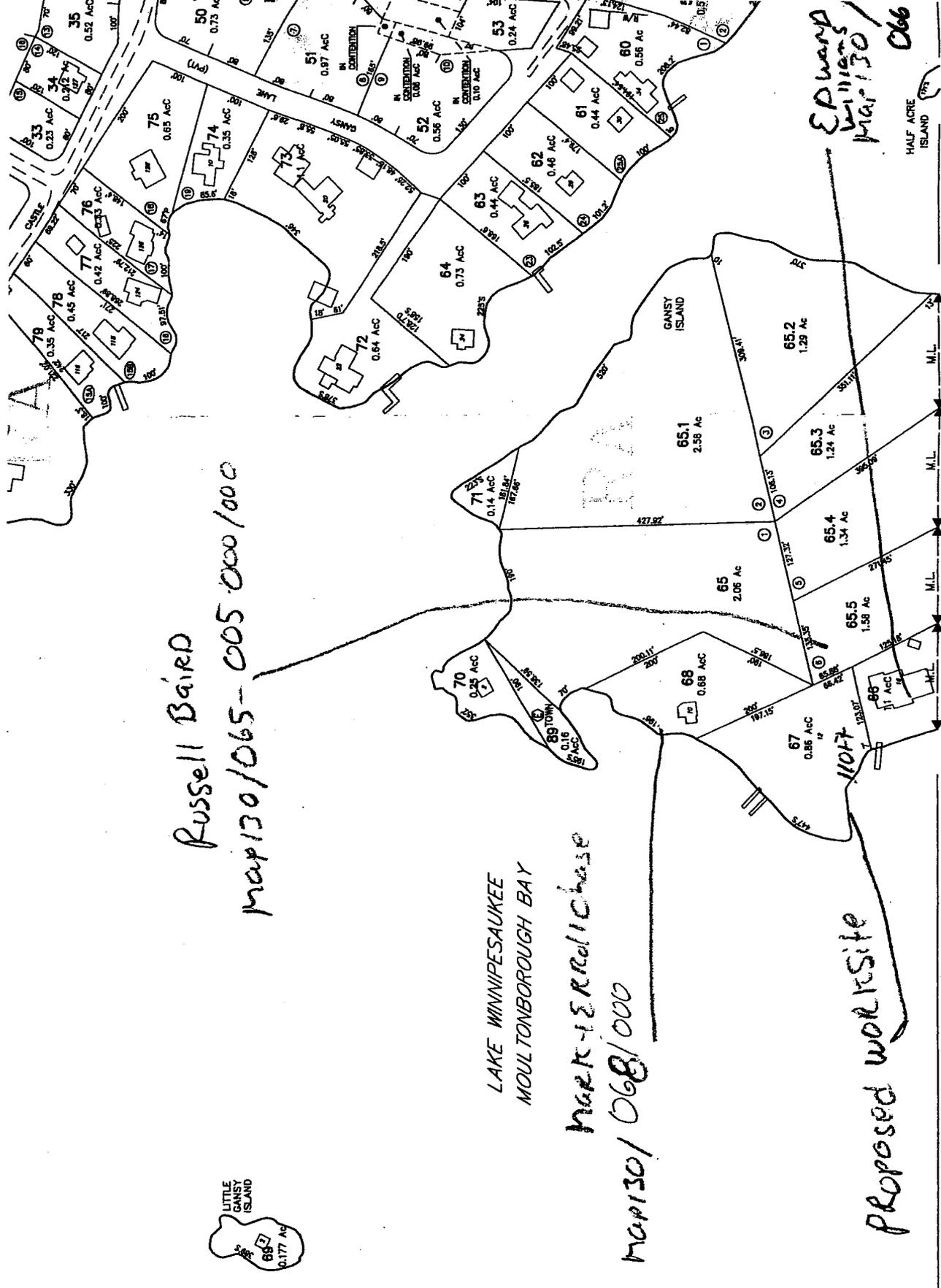
Permanent docking structure: **120** sq. ft. X \$2.00 = **\$ 240.00**

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

Total = \$ 440.00

The Application Fee is the above calculated Total or \$200, whichever is greater = **\$ 440.00**





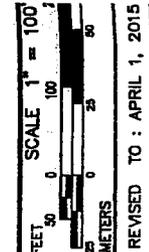
Russell Baird
map 130/065-005 000/000

LAKE WINNIPESAUKEE
MOULTONBOROUGH BAY

MARK-ERRICHOUSE
map 130/068/000

Proposed worksite

Edward
Williams
map 130/
066

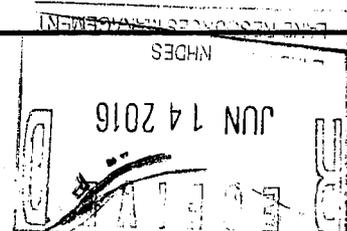


LEGEND

AREA SURVEYED	..... AC	EXEMPT PROPERTY	.....
AREA CALCULATED	..... AC	SUBDIVISION LOT NO.	.....
RECORD DIMENSION	..... 100'	BUILDING	.....
SCALED DIMENSION	..... 100'	FRONT OF WAY/ACCESS	.....
MATCH LINE	.....	COMMON OWNERSHIP	.....
WATER	.....	NEIGHBORS	.....

CAI Technologies
 11 PLUMBERT STREET, LITTLETON, NH 03041
 603.522.4440 • WWW.CAITECH.COM

THIS MAP IS FOR ASSESSMENT PURPOSES. IT IS NOT VALID FOR LEGAL DESCRIPTION OR CONVEYANCE.
THE HORIZONTAL DATUM IS THE NEW HAMPSHIRE STATE PLANE COORDINATE SYSTEM, NAD 83.
PHOTOGRAPHY DATE: APRIL 25, 2004; MAY 12, 2004
COMPLETION DATE: DECEMBER 31, 2005





NEW HAMPSHIRE NATURAL HERITAGE BUREAU
NHB DATACHECK RESULTS LETTER

To: Brian Litcof
PO Box 1084
Moultonboro, NH 03254

From: NH Natural Heritage Bureau

Date: 7/1/2016 (valid for one year from this date)

Re: Review by NH Natural Heritage Bureau of request submitted 6/17/2016

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

NHB File ID: NHB16-1930

Applicant: Brian Litcof

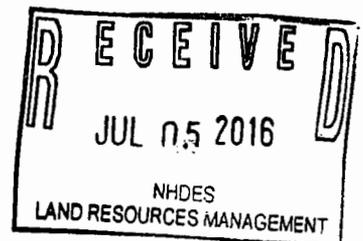
Location: Moultonboro
Tax Maps: 130/067/000

Project

Description: Rebuilding existing crib 4'x4' with a 30'x4' dock

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 6/17/2016, and cannot be used for any other project.

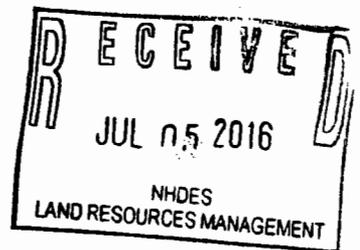
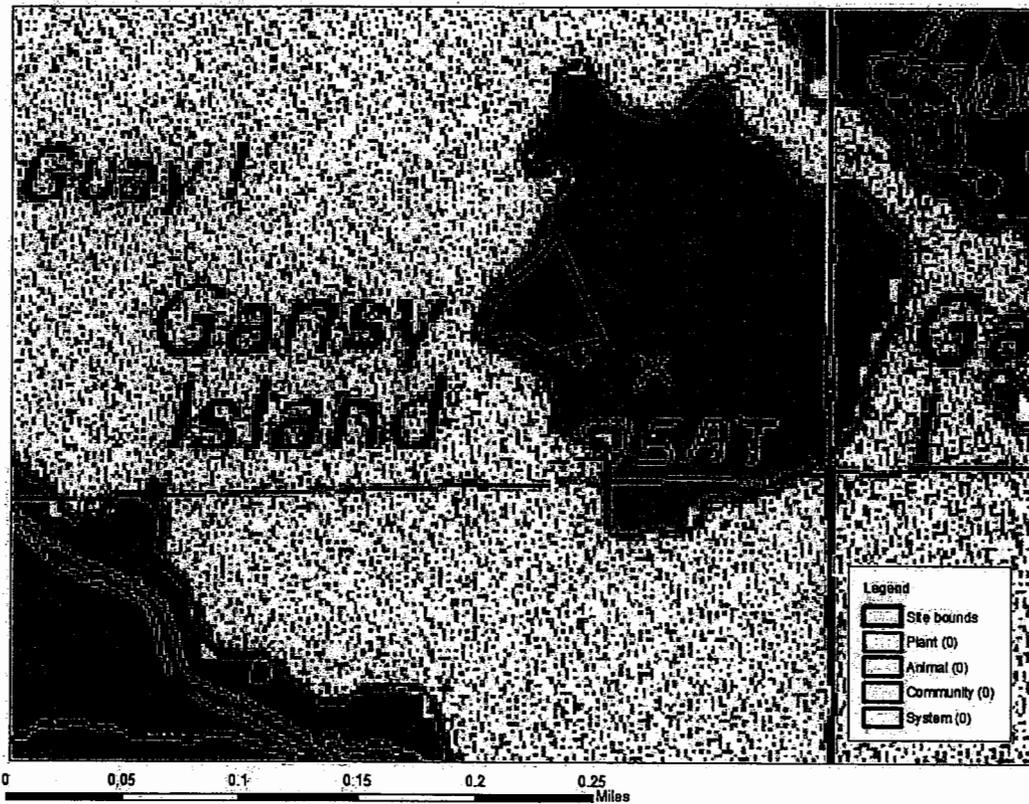




NEW HAMPSHIRE NATURAL HERITAGE BUREAU
NHB DATACHECK RESULTS LETTER

MAP OF PROJECT BOUNDARIES FOR: NHB16-1930

NHB16-1930



Gansy Island List Of Abutters For Lot # 130/067/000

#130/068/000

Erroll Chase & Mark Chase

[REDACTED]

Meredith N.H.03253

#130/066/000

Edward Williams and Cheryl Williams

[REDACTED]

Lebanon Ct.06249

#130/065/000

Russell j Baird & Marilyn Mets

[REDACTED]

Ridgefield Ct 06877



68
0.68 AcC

Property Line

20' Setback

North

200'

197.15'

190'

188.5'

12

67

0.86 AcC

130/067/000

447'S

447'S

Proposed Cement PAD

117'

20' Setback

123.07'

Property Line

LAND

6

135'

66.42'

65.88'

Received
by PES
05/11/17

125.10'

66
1.1 AcC

16