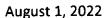


Department of Environmental Services

Robert R. Scott, Commissioner



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

REQUESTED ACTION

Approve Meredith Moorings' request to perform the following work on Lake Winnipesaukee in Meredith pursuant to NH Department of Environmental Services (NHDES) Wetlands Bureau permit #2022-00561, and in accordance with RSA 482-A:3. No comments were submitted by the Meredith Conservation Commission regarding the project as proposed.

Remove an existing 4 foot x 20 foot pier accessed by a 4 foot x 85 foot 9 inch walkway in a "T" configuration, install a 4 foot x 69 foot seasonal pier and construct a 6 foot x 78 foot piling pier with four 6 foot x 25 foot fingers accessed by a 6 foot x 41 foot walkway, install 8 fender pilings, 4 three-pile ice clusters, seven seasonal boatlifts and seven seasonal personal watercraft lifts along an average of 617 feet of frontage within Meredith Bay on Lake Winnipesaukee in Meredith.

NHDES imposed the following conditions as part of this approval:

- In accordance with Env-Wt 307.16, all work shall be done in accordance with the revised plans dated May 12, 2022 by North Wing Design and Permit, LLC as received by the NH Department of Environmental Services (NHDES) on May 23, 2022.
- 2. This permit shall not be effective until it has been recorded in the Belknap County Registry of Deeds and a copy of the recorded permit has been provided to the department as required pursuant to RSA 482-A:3, and Env-Wt 314.02.
- 3. 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 as required to maintain compliance with Env-Wt 314.02 and Env-Wt 513.12.
- 4. Only those structures shown on the approved plans shall be installed or constructed along this frontage as required per Env-Wt 513.22, (a).
- 5. All portions of the docking structures shall be located at least 20 feet from the abutting property lines and no watercraft shall be secured to the docking facility such that it crosses over the imaginary extension of the property lines over the surface water as required by RSA 482-A:3, XIII.
- 6. The use of this structure shall be limited to the docking and securing of watercraft as required to comply with Env-Wt 307.09.
- 7. In accordance with Env-Wt 513.21(b), a seasonal lift shall be installed, maintained, and removed in accordance with Env-Wt 513.22(b).

His Excellency, Governor Christopher T. Sununu and The Honorable Council
Page 2 of 3

- 8. Owners of permanent docking structures which are not maintained so as to be structurally sound and usable for their intended purpose shall remove those docking structures in accordance with Env-Wt 513.22(c), to prevent hazards to public safety, navigation, and recreation.
- 9. The owner understands and accepts that should these docking structures be found to have an unreasonable impact on the ability of abutting owners to use and enjoy their properties or the public's right to navigation, passage, and use of the resource for commerce and recreation the structures shall be subject to removal pursuant to RSA 482-A:1, RSA 482-A:1, II, and Env-Wt 513.03(a).
- 10. No agitating or heating device shall be installed for the purpose of inhibiting the formation of ice in proximity to the approved structures unless it has been registered with the municipal clerk of the town in which such device shall be operated pursuant to RSA 270:34 Registration Required.
- 11. Pursuant to RSA 270:33, Heating, Agitating, or Other Devices in Public Waters; Safety Hazard, no agitating or heating device installed in accordance with RSA 270:34 shall inhibit or prevent the natural formation of ice in such a manner as to impede either the ingress or egress to or from the ice from any property other than that of the owner of the device.
- 12. All development activities associated with any project shall be conducted in compliance with applicable requirements of RSA 483-B and Env-Wq 1400 during and after construction as required pursuant to RSA 483-B:3.
- 13. Work authorized shall be carried out in accordance with Env-Wt 307 such that appropriate turbidity controls are in place to protect water quality and that appropriate turbidity controls shall remain until suspended particles have settled and water at the work site has returned to normal clarity.
- 14. No activity shall be conducted in such a way as to cause or contribute to any violation of surface water quality standards specified in RSA 485-A:8 or Env-Wq 1700.
- 15. Pursuant to RSA 482-A:14, RSA 482-A:14-b, and RSA 482-A:14-c, NHDES is authorized to take appropriate compliance actions should it be determined that, based upon additional information which becomes available, any of the structures depicted as "existing" on the plans submitted by or on behalf of the permittee were not previously permitted or grandfathered.

EXPLANATION

NHDES approved this project on July 01, 2022. NHDES supported its decision with the following findings:

- 1. This is a major impact project per Administrative Rule Env-Wt 513.24(c), construction of a docking structure providing a total of 9 slips.
- 2. The applicant has an average of 617 feet of frontage along Lake Winnipesaukee.
- 3. A maximum of 9 slips may be permitted on this frontage per Rule Env-Wt 513.12, Frontage Requirements for Private and Non-commercial Docking Structures.
- 4. The proposed docking structures, in combination with those previously approved on the frontage, will provide 9 slips as defined per RSA 482-A:2, VIII, and therefore meets Rule Env-Wt 513.12.
- 5. The NHDES finds that because the project is not of significant public interest and will not significantly impair the resources of Lake Winnipesaukee a public hearing under RSA 482-A:8 is not required.
- 6. No concerns were received from abutters, nor the local Conservation Commission related to the project.
- 7. The applicant has provided the NHDES with evidence that the property has insufficient water depth to provide slips within 30 feet of the shoreline as required by Env-Wt 513.08(b).

His Excellency, Governor Christopher T. Sununu and The Honorable Council
Page 3 of 3

- 8. The NHDES has accepted the evidence of the physical hardship and approved the extension of a pile supported pier beyond the standard length listed in Env-Wt 513.11, (a), (1), (b).
- 9. The NHDES finds that the project as proposed and conditioned meets the requirements of RSA 482-A and the Wetlands Program Code of Administrative Rules Chapters Env-Wt 100 1000.

NHDES Wetlands Bureau permit #2022-00561 application documents are enclosed for review by the Governor and the Executive Council in consideration of this request and in accordance with RSA 482-A:3, II(a), as it is a major project located in New Hampshire public waters.

We respectfully request your approval of this item.

Robert R. Scott

Commissioner



STANDARD DREDGE AND FILL WETLANDS PERMIT APPLICATION



Water Division/Land Resources Management Wetlands Bureau

Check the Status of your Application

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

APPLICANT'S NAME: Meredith Moorings (Attn: Ron Fuccillo) TOWN NAME: Meredith

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A person may request a waiver of the requirements in Rules Env-Wt 100-900 to accommodate situations where strict adherence to the requirements would not be in the best interest of the public or the environment but is still in compliance with RSA 482-A. A person may also request a waiver of the standards for existing dwellings over water pursuant to RSA 482-A:26, III(b). For more information, please consult the <u>Waiver Request Form</u>.

Please use the Wetland Permit Planning Tool (WPPT) the Natural Heritage Bureau (NHB) Date Restoration Mapper or other sources to assist in identifying key features such as prioritying protected species or habitate.	<u>taCheck/Fool</u> , the <u>Aquatic</u>
protected species or habitats; coastaliareas; designated rivers; or designated prime; wetlands Has the required planning been completed?	¥ Yes ☑ No
Does the property contain a PRA? If yes, provide the following information:	
 Does the project qualify for an Impact Classification Adjustment (e.g. NH Fish and Game Department (NHF&G) and NHB agreement for a classification downgrade) or a Project-Ty Exception (e.g. Maintenance or Statutory Permit-by-Notification (SPN) project)? See Env- 407.02 and Env-Wt 407.04. 	/pe Wt Yes ⊠ No
 Protected species or habitat? If yes, species or habitat name(s): NHB Project ID #: NHB21-3899 	Yes No
• Bog?	S Yes No
 Floodplain wetland contiguous to a tier 3 or higher watercourse? 	☑ Yes ☑ No
Designated prime wetland or duly-established 100-foot buffer?	≥ Yes ≥ No
 Sand dune, tidal wetland, tidal water, or undeveloped tidal buffer zone? 	₩ Yes ⊠ No
 sthe property within a Designated River corridor? If yes, provide the following information: Name of Local River Management Advisory Committee (LAC): A copy of the application was sent to the LAC on Month: Day: Year: 	Ø Yes ⋈ No

·		
For dredging projects, is the subject property contaminated? If yes, list contaminant:		Ø Yes ⋈ No
Is there potential to impact impaired waters, class A waters, or outstanding re	source waters?	☑ Yes 🏽 No
For stream crossing projects, provide watershed size (see <u>WPPT</u> or Stream Sta	its):	
SECTION:2: PROJECT DESCRIPTION; (Env. Wt 31:1:04(i)) Provide a brief description of the project and the purpose of the project outling and whether impacts are temporary or permanent. DO NOT reply. "See attached below."	ning the scope of work ed", please use the spa	to be;performed ce provided
Install a nine-slip permanent docking facility that shall consist of a 6ft x 47ft	lead-on, a 6ft x 101ft a	ccess wharf, five
6ft x 25ft dock fingers. Additionally, install ten fender pilings and five three-p up to nine seasonal boatlifts to be located within the proposed slips and nine 101ft access wharf.	oile ice protection clust e seasonal PWC lifts to	ers. Lastly, install the rear of the
The property qualifies for nine slips with a 616.95ft average frontage and qua average of fetch of 2.31 miles between headings 122.30° and 152.30°.	alifies for permanent d	ocks with an
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SECTION 3 - PROJECT LOCATION Separate wetland permit applications must be submitted for each municipality.	within Which wetland:	mpacts occur.
ADDRESS: 23 Pleasant Street		The state of the s
TOWN/CITY: Meredith	•	
TAX MAP/BLOCK/LOT/UNIT: #U15-49C-000		
US GEOLOGICAL SURVEY (USGS) TOPO MAP WATERBODY NAME: Lake Winnipe N/A	saukee	
(Optional) LATITUDE/LONGITUDE in decimal degrees (to five decimal places):	43.65784° North	
·	71.49431° West	•

SECTION 4 APPLICANT (DESIRED PERMIT HE If the applicant is a trust or accompany then o			
NAME: Meredith Moorings (Attn: Ron Fuccill	137.	Details to the second	
MAILING ADDRESS:			
TOWN/CITY:	······································	STATE:	ZIP CODE:
EMAIL ADDRESS: N/A	<u>·</u>	- 	
FAX: N/A	PHONE: N/A		
ELECTRONIC COMMUNICATION: By initialing h to this application electronically.	nere <u>N/A</u> , I hereby authorize I	NHDES to communic	ate all matters relative
SECTION:5 - AUTHORIZED/AGENT INFORMATI			
LAST NAME, FIRST NAME, M.I.: Irving, Jamie C	 .		
COMPANY NAME: North Wing Design and Per	mit, LLC	<u> </u>	
MAILING ADDRESS: PO Box 613			
TOWN/CITY: Meredith		STATE: NH	ZIP CODE: 03253
EMAIL ADDRESS: info@northwingdesign.com			
FAX: N/A	PHONE: 603-832-48	351	
ELECTRONIC COMMUNICATION: By initialing he this application electronically.	ere <u>JCI</u> , I hereby authorize NH	IDES to communicat	e all matters relative t
SECTION:6: PROPERTY OWNER INFORMATION If the dwner is a strust or a company, then comp Same as applicant.	V (IF DIFFERENT THAN APPLIC plete with the trust or compared	ANT) (Env. Wt 311) nysinformation !)4(b))
NAME:	THE POST COLUMN THE POST OF TH	A THE PROPERTY SERVICES FOR THE PROPERTY SERVICES	unali motari para di manda di
MAILING ADDRESS:			
TOWN/CITY:		STATE:	ZIP CODE:
EMAIL ADDRESS: N/A		_ ,	
AX: N/A	PHONE: N/A		
ELECTRONIC COMMUNICATION: By initialing he of this application electronically.	_ 	IDES to communicat	te all matters relative

SECTION/Z_RESOURCE SPECIFIC CRITERIA ESTABLISHED IN Env. Wt 400 Env. Wt 500, Env. Wt 600 Env. Wt 700, OR Env. Wt 900 HAVE BEEN MET (Env. Wt 313:01(a)(3))

Describe how the resource-specific criteria have been met for each chapter listed above (please attach information about stream crossings, coastal resources, prime wetlands, or non-tidal wetlands and surface waters):

There are currently no resource-specific criteria established in chapter Env-Wt 500. There are no resource specific criteria to meet with regards to proposed work herein.

This project proposes no work involving stream crossings, coastal resources, or prime wetlands.

SECTION 8 - AVOIDANCE AND MINIMIZATION

Impacts within wetland jurisdiction must be avoided to the maximum extent practicable (Env-Wt 313.03(a)).* Any project with unavoidable jurisdictional impacts must then be minimized as described in the Wetlands Best Management Practice Techniques For Avoidance and Minimization and the Wetlands Permitting: Avoidance, Minimization and Mitigation Fact Sheet. For minor or major projects, a functional assessment of all wetlands on the project site is required (Env-Wt 311.03(b)(10)).*

Please refer to the application checklist to ensure you have attached all documents related to avoidance and minimization, as well as functional assessment (where applicable). Use the <u>Avoidance and Minimization Checklist</u>, the <u>Avoidance and Minimization Narrative</u>, or your own avoidance and minimization narrative.

*See Env-Wt 311.03(b)(6) and Env-Wt 311.03(b)(10) for shoreline structure exemptions.

SECTION 9 MITIGATION REQUIREMENT (Env-Wt 311 02)

lfunavoidable jurisdictional impacts require mitigation a mitigation <u>pre application meeting</u> must occur at least 30 days but not more than 90 days prior to submitting this Standard Dredge and Fill Permit Application

Mitigation Pre-Application Meeting Date: Month: Day: Year:

(M N/A - Mitigation is not required)

SECTION:10-THE:PROJECT:MEETS:COMPENSATORY:MITIGATION:REQUIREMENTS:(Env-wt:313.01(a)(1)c)/

Confirm that you have submitted a compensatory mitigation proposal that meets the requirements of Env-Wt 800 for all permanent unavoidable impacts that will remain after avoidance and minimization techniques have been exercised to the maximum extent practicable:

(N/A – Compensatory mitigation is not required)

SECTION 11 IMPACT AREA (Env. Wt 311 04(g))

For each jurisdictional area that will be has been impacted; provide square feet (SF) and it applicable; Inear feet (LF) of impact, and note whether the impact is after the fact (ATF, i.e., work was started or completed without sapermit) For Intermittent and ephemeral streams, the linear footage of impact is measured along the thread of the channel. Please note; installation of a stream)crossing in an ephemeral stream may be undertaken without a permit per Rule Env. Wt 309:02(d), however other dredge of fill impacts should be included below For perennial streams/rivers, the linear footage of impact is calculated by summing the lengths of disturbances to the Permanent impacts are impacts that will remain after the project is complete (e.g., changes in grade or surface materials) Temporary impacts are impacts not intended to remain (and will be restored to pre-construction conditions) after the project is completed. **PERMANENT** JURISDICTIONAL AREA **TEMPORARY** LF ATF SF LF **ATF** Forested Wetland 猫 31 Scrub-shrub Wetland 9 **Emergent Wetland** Wet Meadow Vernal Pool Designated Prime Wetland 73 Duly-established 100-foot Prime Wetland Buffer 翠 9 Intermittent / Ephemeral Stream Perennial Stream or River 屡 12 Lake / Pond (cluster and fender pilings) 25 ft² ** 3.7 Docking - Lake / Pond 1,388 ft² 83 Docking - River 12 Bank - Intermittent Stream 1 Bank - Perennial Stream / River 77 Bank / Shoreline - Lake / Pond ă, **Tidal Waters** 14 Tidal Marsh 1.00 Sand Dune 73 4 Undeveloped Tidal Buffer Zone (TBZ) 13 Ş. Previously-developed TBZ 7 Docking - Tidal Water TOTAL 1,413 ft² SECTION 12 APPLICATION FEE (RSA 482-A:3 1) MINIMUM IMPACT FEE: Flat fee of \$400. MON-ENFORCEMENT RELATED, PUBLICLY-FUNDED AND SUPERVISED RESTORATION PROJECTS, REGARDLESS OF IMPACT CLASSIFICATION: Flat fee of \$400 (refer to RSA 482-A:3, 1(c) for restrictions). MINOR OR MAJOR IMPACT FEE: Calculate using the table below: Permanent and temporary 000 SF × \$0.40 = \$0.00 (non-docking): Seasonal docking structure: 000 SF × \$2.00 = \$0.00 Permanent docking structure: 1;413 SF × \$4.00 = -\$5,652.00 Projects proposing shoreline structures (including docks) add \$400 =

The application fee for minor or major impact is the above calculated total or \$400, whichever is greater =

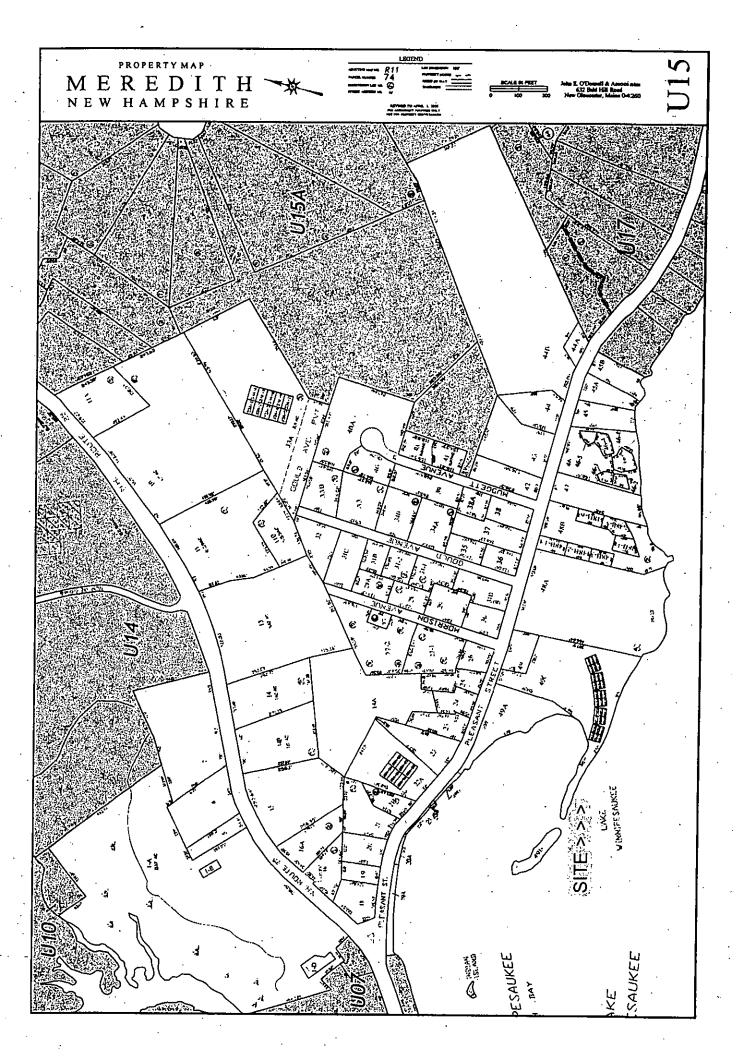
\$400.00

\$6,052.00

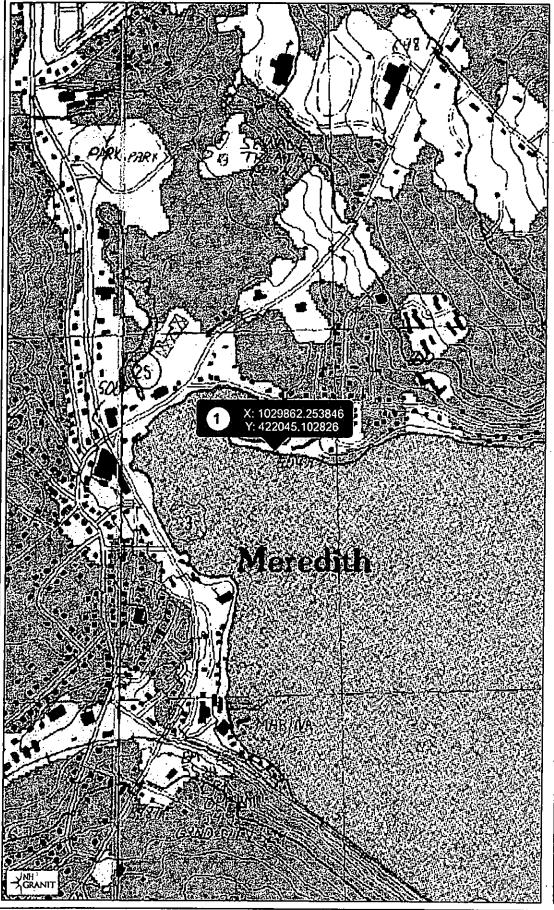
\$6,052.00

Total =

	13 - PROJECT CLASSIFICATION.		•	
Minir	num Impact Project	Minor Project		Major Project
SECTION	14 - REQUIRED CERTIFICA	ATIONS (Env-Wt 311.11)		
Initial ear	ch box below to certify:	ANG CARLOS AND		<u> 1946 - Del Martino, de la compaña de la</u>
Initials:				
W	To the best of the signe	r's knowledge and belief, a	all required notifications	have been provided.
Initials:				<u> </u>
f	The information submitt signer's knowledge and	ted on or with the applicat belief.	tion is true, complete, an	nd not misleading to the best of the
Initials:	1. Deny the apple 2. Revoke any and apple 3. If the signer practice in N established the signer is subjective and apple 3. The signer is shape a signature	of false, incomplete, or miplication. approval that is granted by is a certified wetland sciented Hampshire, refer the notes RSA 310-A:1. ject to the penalties specification is presented the property of the property of the property of the property in the property in the property in the property of the property in the	ased on the information. Intist, licensed surveyor, of matter to the joint board fied in New Hampshire la In for the municipal consected project, except for its Southern the signature sh	nstitutes grounds for NHDES to: or professional engineer licensed to d of licensure and certification aw for falsification in official matters, ervation commission and the minimum impact forestry SPN nall authorize only the Department to
initials:	If the applicant is not the the signer that he or she	owner of the property, ea is aware of the application	ach property owner signa n being filed and does no	ature shall constitute certification by object to the filing.
ECTION 1	5 - REQUIRED SIGNATURE	S (Env-Wt 311:04(d); En	v-Wt 311.11)	
IGNATURE	(OWNER):	PRINT NA	AME LEGIBLY:	DATE:
IGNATURE (APPLICANT, IF DIFFERENT FROM OWNER):		WK Coup. ASCOC. Ron Fucci		DATE: 3/12/22
GNATURE (AGENT, IF APPLICABLE):			PRINT NAME LEGIBLY: Di Jamie C. Irving 2/	
	6 TOWN//CITY CLERK SI	GNATURE (Env. Wt 311.0	04(n)	2/12/22
s requireç		hereby certify that the a	pplicant has filed four a	application forms, four detailed
	ELERK SIGNATURE:	Tar Kas	PRINT NAME L	EGIBLY:
OWN/CUP	geon ann	variet	Waa	all rafter



Meredith Moorings Property



Legend

- State
- County
- ☐ City/Town

Map Scale

1: 10,000



● NH GRANIT, www.granit.unh.edu Map Generated: 12/18/2021

Notes

Meredith Moorings (Attn: Ron Fuccillo) 23 Pleasant Street, Meredith TML #U15-49C-000 Geographic Coordinates Easting: 1,029,862.25 Northing: 422,045.10



New Hampshire Natural Heritage Bureau NHB DataCheck Results Letter

To: Jamie Irving PO Box 613

Meredith, NH 03253

From: NH Natural Heritage Bureau

Date: 1/31/2022 (This letter is valid through 1/31/2023)

Re: Review by NH Natural Heritage Bureau of request dated 1/31/2022

Permit Types: Wetland Standard Dredge & Fill - Major

General Permit

NHB ID: NHB22-0348

Applicant: Jamie Irving

Location: Meredith.

Tax Map: U15, Tax Lot: 49C-000 Address: 23 Pleasant Street

Proj. Description: Install a nine-slip permanent docking facility that shall consist of a 6ft x 47ft lead-on,

a 6ft x 101ft access wharf, five 6ft x 25ft dock fingers. Additionally, install ten fender pilings and five three-pile ice protection clusters. Lastly, install up to nine seasonal boatlifts to be located within the proposed slips and nine seasonal PWC lifts to the

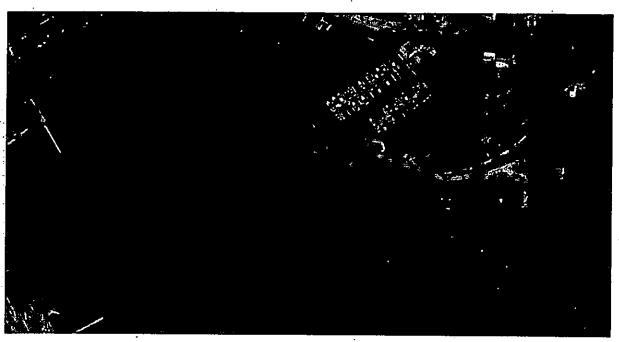
rear of the 101ft access wharf.

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.

New Hampshire Natural Heritage Bureau NHB DataCheck Results Letter

MAP OF PROJECT BOUNDARIES FOR: NHB22-0348



ABUTTER LIST

OWNER: Meredith Moorings, (Attn: Ron Fuccillo)

SITE: 23 Pleasant Street, Meredith

TM/L: #U15-49C-000

TM/L:

#U15-48A-000

OWNER:

Dulong Living Trust

Attn: Robert and Nancy Dulong

#U15-49A-000

Meredith Nautical Club, Inc. Attn: Deborah Marion, Treasurer

#U15-049-000

25 Pleasant Street Limited Partnership

