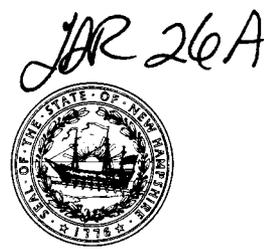




The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

July 01, 2016

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

REQUESTED ACTION

Approve Woof Woof Real Estate LLC's request to perform the following work on Squam Lake, in Center Harbor. File # 2016-00167. This project will not have significant impact on or adversely affect the values of Squam Lake.

Impact 900 sq. ft. of bank and shoreland along 40 linear ft. of shoreline and dredge 11 cubic yards from 200 sq. ft. of lakebed to construct a 29.7 ft. x 30.3 ft. dug-in boathouse, construct an adjacent 6 ft. x 40 ft. seasonal dock with 4 ft. x 6 ft. concrete pad and remove existing 13 ft. x 14.1 ft. by 28.5 ft. x 4.2 ft. seasonal dock and replace with a 6 ft. x 40 ft. seasonal dock on an average of 584 ft. of frontage on Squam Lake, in Center Harbor.

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

1. All work shall be in accordance with plans by Ames Associates dated December 15, 2015, revision date May 11, 2016, as received by the NH Department of Environmental Services (DES) on May 16, 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 prior to construction.
3. The owner shall file a restrictive covenant in the appropriate Registry of Deeds limiting the use of the boathouse to the storage of boats and boating-related accessories. A copy of the recorded covenant permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. The boathouse shall be a single-story structure; ridgeline not to exceed 20 ft. in height (Elev. 583 ft.) above normal high water (Elev. 563 ft.).
6. Dewatering of work areas and dredged materials shall be discharged to sediment basins located in uplands and lined with hay bales or other acceptable sediment trapping liner.
7. All dredged and excavated material and construction related debris shall be placed outside of the areas under the jurisdiction of the DES Wetlands Bureau.
8. 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.
9. 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.

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

10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. This facility is permitted with the condition that future maintenance dredging, if needed, shall not be permitted more frequently than once every 6 years, and that a new permit shall be required for each dredge activity.
12. The owner understands and accepts the risk that if this facility requires dredging to maintain a minimum slip depth of 3 ft., more frequently than once every 6 years, or is shown to have an adverse impact on abutting frontages, it shall be subject to removal.
13. These shall be the only structures on this water frontage and all portions of the docking structures shall be at least 20 ft. from the abutting property lines or the imaginary extension of those lines into the water.
14. 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 June 1, 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), construction of a major docking facility.
2. The applicant has an average of 584 ft. of frontage along Squam Lake.
3. A maximum of 8 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75 ft.
4. The proposed docking facility will provide 6 slips as defined per RSA 482-A:2, VIII and, therefore, meets Rule Env-Wt 402.13.
5. Concerns for the number of boat slips, length and locations of docking structures, location of dewatering basin and size of the boathouse were submitted by an abutter.
6. The Department has determined the number of boat slips, their locations and sizes are consistent with the applicable regulations.

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

		<p style="font-size: small;">Administrative Use Only</p>	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="font-size: x-small;">File No.</td> <td style="font-size: large;">2016-00167</td> </tr> <tr> <td style="font-size: x-small;">Check No.</td> <td style="font-size: large;">7948</td> </tr> <tr> <td style="font-size: x-small;">Amount</td> <td style="font-size: large;">\$ 2,824.80</td> </tr> <tr> <td style="font-size: x-small;">Initials</td> <td style="font-size: large;">EMK</td> </tr> </table>	File No.	2016-00167	Check No.	7948	Amount	\$ 2,824.80	Initials	EMK
File No.	2016-00167										
Check No.	7948										
Amount	\$ 2,824.80										
Initials	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: **99 Keewaydin Road** TOWN/CITY: **Center Harbor**

TAX MAP: **212** BLOCK: LOT: **8** UNIT:

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

LOCATION COORDINATES (If known): **1026983 / 440896 (±)** 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.

Construct a 28.7'x30.7' dug-in boat house with two interior slips. A 6'x30' seasonal dock will be located immediately NW of the proposed boat house, anchored to the shore by a proposed 4'x6'x2' concrete pad. A proposed walkway will lead from the existing residence and along the north side of the boat house, to access the proposed dock.

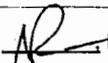
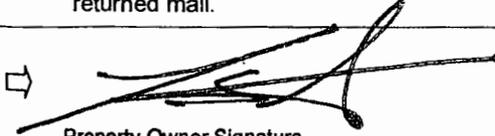
4. RELATED PERMITS, ENFORCEMENT, EMERGENCY AUTHORIZATION, SHORELAND, ALTERATION OF TERRAIN, ETC...

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 15 - 3881

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.:			
TRUST / COMPANY NAME: Woof Woof Real Estate LLC		MAILING ADDRESS: 104 R Hesperus Avenue	
TOWN/CITY: Gloucester		STATE: MA	ZIP CODE: 01930
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 INFORMATION			
LAST NAME, FIRST NAME, M.I.: Roseberry, Nicol		COMPANY NAME: Ames Associates	
MAILING ADDRESS: 164 NH Route 25			
TOWN/CITY: Meredith		STATE: NH	ZIP CODE: 03253
EMAIL or FAX: nicol@amesassociates.com		PHONE: 603-279-5705	
ELECTRONIC COMMUNICATION: By initialing here  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/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. 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. 			
 Property Owner Signature		Stuart B. Abelson Print name legibly	12/31/2015 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.

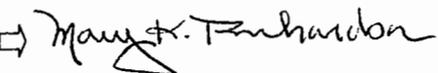
	Karin Swanson Karagozian <small>Print name legibly</small>	1/13/16 <small>Date</small>
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DIRECTIONS FOR CONSERVATION COMMISSION

1. Expedited review ONLY requires that the conservation commission's signature is obtained in the space above.
2. The Conservation Commission signature should be obtained **prior** to the submittal of the original application and four copies to the town/city clerk for mailing to the DES.
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.

	Mary K. Richardson <small>Print name legibly</small>	Center Harbor <small>Town/City</small>	1/13/16 <small>Date</small>
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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, sign and accept the applications **only** if the Conservation Commission signature has been received;
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	200 / 30 <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	1,159 / 28.7 <input type="checkbox"/> ATF	2,555 / 30 <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	<input type="checkbox"/> ATF	240 (seasonal dock) <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	1,159 / 28.7	2,995 / 60

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) 3,024 sq. ft. X \$0.20 = \$ 604.80

Temporary (seasonal) docking structure: 240 sq. ft. X \$1.00 = \$ 240.00

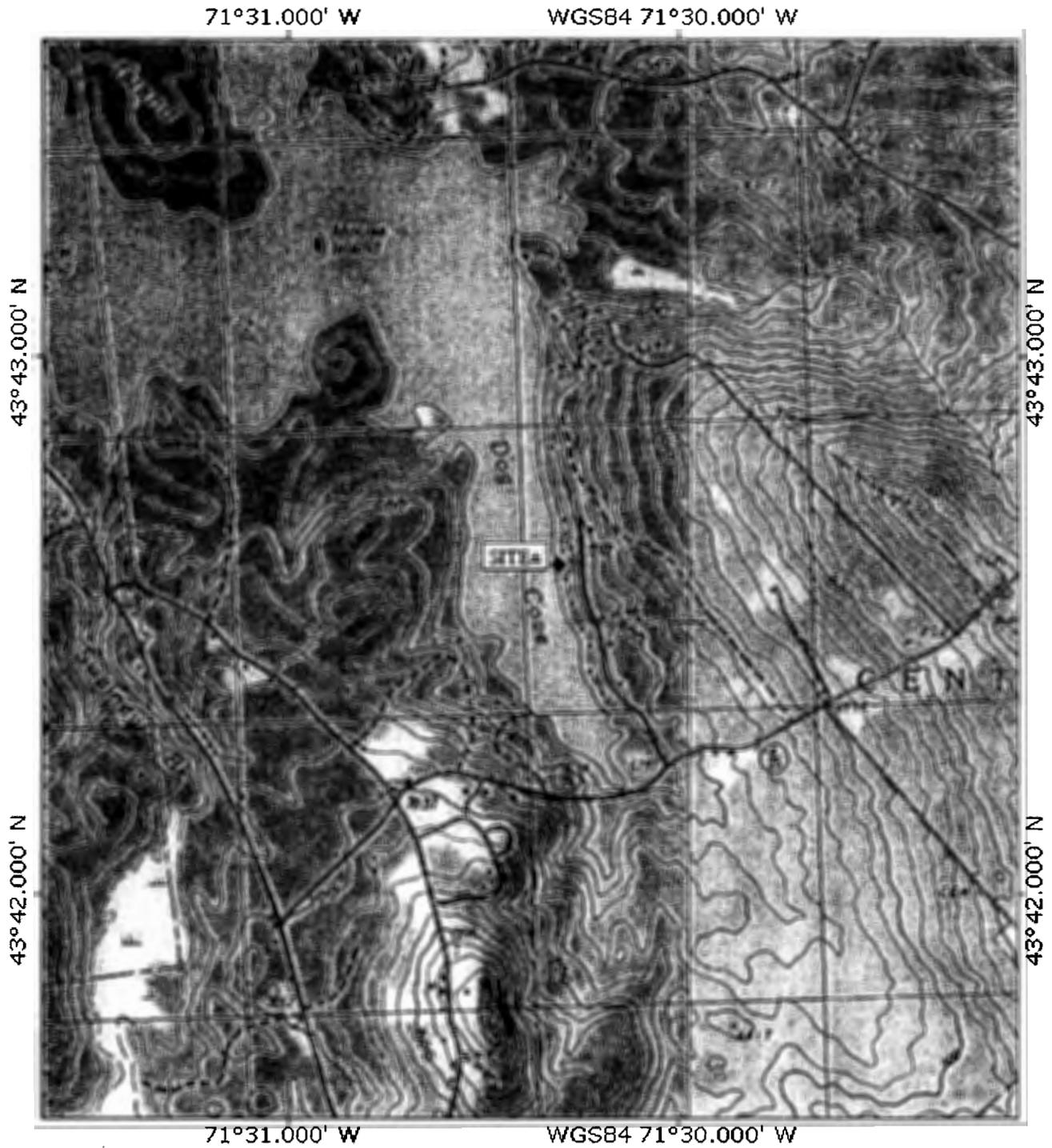
Permanent docking structure: 890 sq. ft. X \$2.00 = \$ 1,780.00

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

Total = \$ 2,824.80

The Application Fee is the above calculated Total or \$200, whichever is greater = \$ 2,824.80

USGS MAP



MN \nearrow TN
15°

Map created with TOPO!® ©2003 National Geographic (www.nationalgeographic.com/topo)

Map Name:	HOLDERNESS, NH (Topographic) Center Harbor, Belknap County	
Version:	1997	
Purpose:	General Location	Applicant: Woof Woof Realty
Datum:	USGS	Agent: Ames Associates

29
9.7



New Hampshire Natural Heritage Bureau

To: Nicol Roseberry
164 NH Route 25
Meredith, NH 03253

Date: 12/15/2015

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 12/15/2015

NHB File ID: NHB15-3881

Applicant: Nicol Roseberry

Location: Tax Map(s)/Lot(s): 212-8
Center Harbor

Project Description: Construct a 28.7'x30.7' dug-in boat house. Install a proposed 6'x30' seasonal dock immediately NW of the proposed boat house. Install a walkway from the existing residence, along the north side of the boat house, and to the proposed dock.

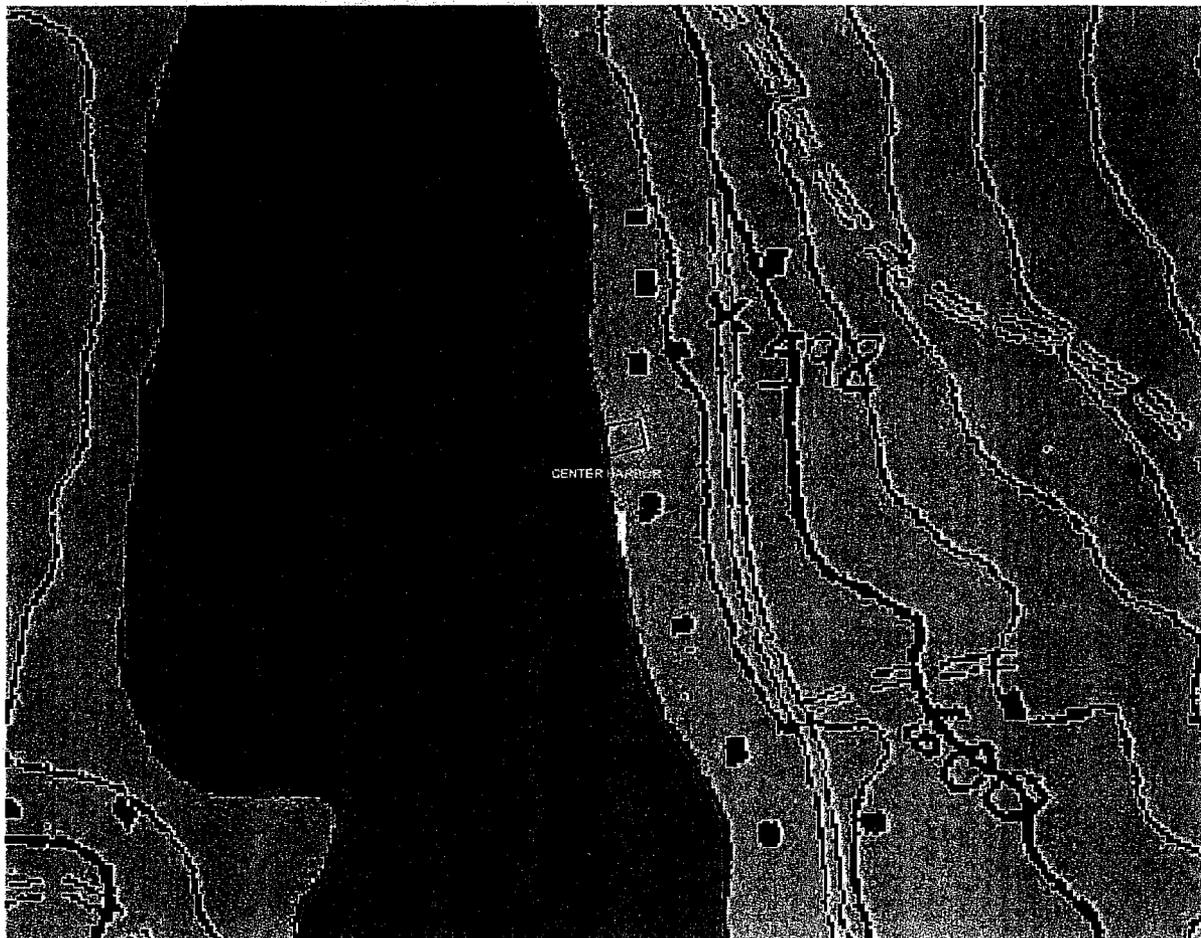
The NH Natural Heritage database has been checked for records of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government. We currently have no recorded 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 12/14/2016.



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB15-3881



ABUTTER LIST & CERTIFIED RECEIPTS

Owner Map-Lot

Eric Brandhorst 212-7
[REDACTED]
 Carlisle MA 01741

John J. Tierney Irrevocable Trust 212-9
 Justin Heatter, Trustee
[REDACTED]
 Homosassa FL 34487

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 Adult Signature Restricted Delivery \$

Postage \$
 Total Postage and Fees \$ **3.935**

Sent To **Brandhorst**
 Street and Apt. No., or PO Box No. [REDACTED]
 City, State, ZIP+4® **Carlisle MA 01741**

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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 Return Receipt (electronic) \$
 Certified Mail Restricted Delivery \$
 Adult Signature Required \$
 Adult Signature Restricted Delivery \$

Postage \$
 Total Postage and Fees \$ **3.935**

Sent To **Tierney Irrev Trust**
 Street and Apt. No., or PO Box No. [REDACTED]
 City, State, ZIP+4® **Homosassa FL 34487**

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

7015 1520 0000 7557 7107

7015 1520 0000 7557 7107