

# The State of New Hampshire Department of Environmental Services

### Clark B. Freise, Assistant Commissioner



May 03, 2017

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

### REQUESTED ACTION

Approve Sawmill Marina Boat Club's request to perform the following work on Lake Winnipesaukee, in Wolfeboro. File # 2015-02012. This project will not have significant impact on or adversely affect the values of Lake Winnipesaukee.

Amend permit to extend two finger piers 2 ft. in length, from 18 ft. to 20 ft.

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

- 1. All work shall be in accordance with plans by Mary Pinkham-Langer dated September 18, 2016, as received by NHDES on October 26, 2016, and amended plans dated March 21, 2017, as received by the NHDES on March 23, 2017.
- 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.
- 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. Only those structures shown on the approved plans shall be installed or constructed along this frontage.
- 9. Wall repairs shall maintain the size, location, and configuration of the pre-existing structures.
- 10. This permit does not allow dredging for any purpose.
- 11. The permittee may make repairs to the permitted structures as necessary, prior to the permit expiration date, provided that prior to performing any repair the permittee notifies the DES Wetlands Program and the Conservation Commission, in writing, of the proposed start and completion dates.

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

#### **EXPLANATION**

The NHDES Wetlands Bureau approved this project on April 12, 2017. NHDES supported its decision with the following findings:

- 1. This project is classified as a major project per Rule Env-Wt 303.02(d), modification of a docking facility providing 5 or more boat slips.
- 2. The Applicant has an average of 218 ft. of frontage along Lake Winnipesaukee.
- 3. A maximum of 8 slips would be permitted under Rule Env-Wt 402.16, Marinas Design Standards.
- 4. The pre-existing docking facilities provide 52 slips as defined per RSA 482-A:2, VIII and, thus, do not conform to Rule Env-Wt 402.16.
- 5. The pre-existing North Dock crossed the imaginary extension of the adjacent property line and failed to meet the setback requirements of RSA 482-A:3,XIII.
- 6. The Applicant and the abutting property owner, the Town of Wolfeboro, agreed to a property line adjustment. As a result of this adjustment, the North Dock no longer crosses the imaginary extension of the property line.
- 7. The existing docking structure extends approximately 182 ft. out into Back Bay.
- 8. No portion of the proposed docking structures will extend more than 176 ft. into Back Bay, thereby reducing the impact of the structures on navigation and public passage.
- 9. The proposed reconfiguration maintains the existing number of slips, while reducing impacts to navigation.
- 10. The Applicant has taken action to bring the docking structures into compliance with RSA 482-A:3,XIII regarding the maintenance of a setback from the imaginary extension of property lines.
- 11. The amendment request adds 8 square ft. over public waters, but still provides less square ft. over public waters than repair in kind.

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.

Assistant Commissioner

CDF/CGA/IsI



### SAWMILL MARINA BOATING CLUB 35 BAY STREET P.O. BOX 232 WOLFEBORO FALLS, NH 03896

March 22, 2017

DES Wetlands Bureau 29 Hazen Drive P.O. Box 95 Concord, NH 03302-0095

RE:

Permit Amendment Request

Wetlands and Non-site Specific Permit 2015-02012

Sawmill Marina Boat Club

33-35 Bay Street, Wolfeboro, Tax Map/Lot #: 203 / 068

The purpose of this letter is to request a minor amendment to the permit that was approved on November 23, 2016 and recorded at the Carroll County Registry of Deeds as Book 3309 Page 482.

The approved permit and dock reconfiguration reduced the impact of the structures on navigation and public passage which was accomplished by moving 2 finger piers (4 slips) from the Main Dock to the North Dock. Decking on the main dock was also reduced as part of the reconfiguration project. Elimination of the decking around the "big rock" on the main dock reduced the Sawmill Marina total effective structure coverage over the surface water by approximately 87 sq. feet.

Condominium unit owner's physical mobility limitations, and the size of their boats, restricted the docks and slips that could be relocated. (The main dock provides easier access for those with mobility limitations). The location of the existing boat launch/loading/unloading dock area now appears to be affecting the relocated 20' finger slip navigation.

The relocated 20' finger pier on the Main Dock (across from the boat launch) will need to be restricted to an 18' boat on the slip side closet to shore. The 20' boat was moved to the North Dock to the 18' finger pier relocated to the "North side" of the North dock. The 18' finger pier was not designed for a 20' boat and will need to be lengthened by 2 feet to accommodate the 20' boat that had to move. The abutting outside finger pier would also need to be lengthened by 2 feet due to navigation.

The requested amendment increases two of the North dock finger piers by 2' in length and adds one support piling for a total area of 9 square feet. The proposed change does not encroach on the boundary line. The proposed amendment would change the total reduction in structure coverage over the surface water from 87 sq. feet to 78 sq. feet.

By signing below, I certify that the information provided in this document, plans, and photographs are true, complete, and not misleading to the knowledge and belief of the signer.

Respectfully submitted,

Mary E. Pinkham-Langer, Certified N.H. Assessor

Sawmill Marina Boating Club Treasurer

Man Pinklim-Le

Dated: 3/22/2017



## **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

						02012
DECEIVE	COMPLETE	ಕರಣ	instraure Use		1710	38
AUS 03 2015	COMPLETE AUG 0 3 2015	-	Önly	Act	#388 Em	3.∞
NHDES LAND RESOURCE CARACEMENT				(17,1	Ein	<b>K</b>
REVIEW TIME: Indicate your Review Time below. Ref	er to Guidance Document A for instruc	tions.				
	n, Minor or Major Impact)		Expedited I	Review (M	inimum Impact on	ly)
PROJECT LOCATION:     Separate applications must be filed with	th each municipality that jurisdictional	impacts	will occur in.			
ADDRESS: 33-35 bay St.				TOWN/C	ITY: Wolfeboro	
TAX MAP: 203	BLOCK:	LOT:	068		UNIT:	
USGS TOPO MAP WATERBODY NAME:	Lake Winnipesauke (Back Bay)	□ NA	STREAM WA	TERSHED	SIZE:	⊠ NA
LOCATION COORDINATES (If known):		☐ Latitude/Longitude ☐ UTM ☐ State Plane				State Plane
Provide a brief description of the proje of your project. DO NOT reply "See A Re-build major dockin facility ex short finger dock add 13' to long Additional wetlands impact.App	ttached" in the space provided below. tending walkway lengths by 13' i finger dock walkway.		<u> </u>			
4. SHORELINE FRONTAGE						
☐ NA This lot has no shoreline front	age. SHORELINE FR	RONTAG	E:			
Shoreline frontage is calculated by det straight line drawn between the proper					shoreline frontage	and a
5. RELATED PERMITS, ENFORCEM	ENT, EMERGENCY AUTHORIZATIO	ON, SHO	RELAND, A	LTERATIO	ON OF TERRAIN,	ETC
2004-02785	5					
6. NATURAL HERITAGE BUREAU 8 See the Instructions & Required Attack		omplete :	a & b below.			
a. Natural Heritage Bureau File ID:	NHB <u>15</u> - <u>2374</u> .					
b. Designated River the project is date a copy of the application N	in ¼ miles of:was sent to Local River Advisory Com	mittee: N	; and Month: D	Day: Y	'ear:	

7. APPLICANT INFORMATION (Desired permit holder)					
LAST NAME, FIRST NAME, M.I.: Martin, Marc					
TRUST / COMPANY NAME: Sawmill Marina Boat Club	MAILING A	DDRESS:	and the second		
TOWN/CITY: Wolfeboro		STATE: N	H ZIP CODE: 03894		
EMAIL or FAX:	PHON	PHONE:			
ELECTRONIC COMMUNICATION: By initialing here:	I hereby authorize DES t	o communicate all matters	relative to this application electronically		
8. PROPERTY OWNER INFORMATION (If different the	an applicant)				
LAST NAME, FIRST NAME, M.I.:					
TRUST / COMPANY NAME: Sawmill Marina Boat Club	MAILING A	DDRESS:			
TOWN/CITY:		STATE:	ZIP CODE:		
EMAIL or FAX:		PHONE:			
ELECTRONIC COMMUNICATION: By initialing here	I hereby authorize DES to	communicate all matters i	relative to this application electronically		
9. AUTHORIZED AGENT INFORMATION					
LAST NAME, FIRST NAME, M.I.: Kenney, Mark		COMPANY NAME:Win	nipesaukee Marine Const.		
MAILING ADDRESS: <b>60 Glidden Rd.</b>					
TOWN/CITY: Gilford		STATE: N	h ZIP CODE: 03249		
EMAIL or FAX: winnimarine@hotmail.com	PHONE:	6032937768			
ELECTRONIC COMMUNICATION: By initialing here MK, I he	ereby authorize DES to co	mmunicate all matters relat	tive to this application electronically		
10. PROPERTY OWNER SIGNATURE: See the Instructions & Required Attachments document for	or clarification of the bel	ow statements			
By signing the application, I am certifying that:			<del></del>		
I authorize the applicant and/or agent indicated on	this form to act in my be	shalf in the processing o	of this application, and to furnish		
upon request, supplemental information in support  2. I have reviewed and submitted information & attach	ments outlined in the Ir	nstructions and Required	d Attachment document		
<ol><li>All abutters have been identified in accordance with</li></ol>	RSA 482-A:3, I and E	nv-Wt 100-900.			
<ol> <li>I have read and provided the required information of</li> <li>I have read and understand Env-Wt 302.03 and have</li> </ol>	ve chosen the least imp	A for the applicable proj acting alternative	ject type.		
<ol><li>Any structure that I am proposing to repair/replace</li></ol>	was either previously p	ermitted by the Wetland	s Bureau or would be considered		
grandfathered per Env-Wt 101.47.  7. I have submitted a Request for Project Review (RP	R) Form ( <u>www.sis.gov/</u>	shdhr/review) to the NH	State Historic Preservation Officer		
(SHPO) at the NH Division of Historical Resources 8. I authorize DES and the municipal conservation cor	to be reviewed for the	presence of historical/ ar	rcheological resources		
I have reviewed the information being submitted an	d that to the best of my	knowledge the informat	oject.		
<ol> <li>I understand that the willful submission of falsified of Environmental Services is a criminal act, which ma</li> </ol>	r misrepresented inform	nation to the New Hamp	shire Department of		
11. I am aware that the work I am proposing may requi	re additional state, loca	or federal permits which	h I am responsible for obtaining.		
<ol> <li>The mailing addresses I have provided are up to da returned mail.</li> </ol>	ite and appropriate for i	eceipt of DES correspon	ndence. DES will not forward		
- ma	14				
A Man Mark	Marc Martin		07 / 17 / 2015		
Property Owner Signature	Print name legibly		Date		

### **MUNICIPAL SIGNATURES**

		THE RESERVE ASSESSMENT				
a a	,	CONCEDI	ATION		CION CION	IXTIDE
		CONSERV	AHUN	COMMINIT	יוטוס זיטוסו	AIURE
	•					

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

### **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

M. WATGERAN

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.

own/City Clerk Signature

Print name legibly

Town/City

Date

### **DIRECTIONS FOR TOWN/CITY CLERK:**

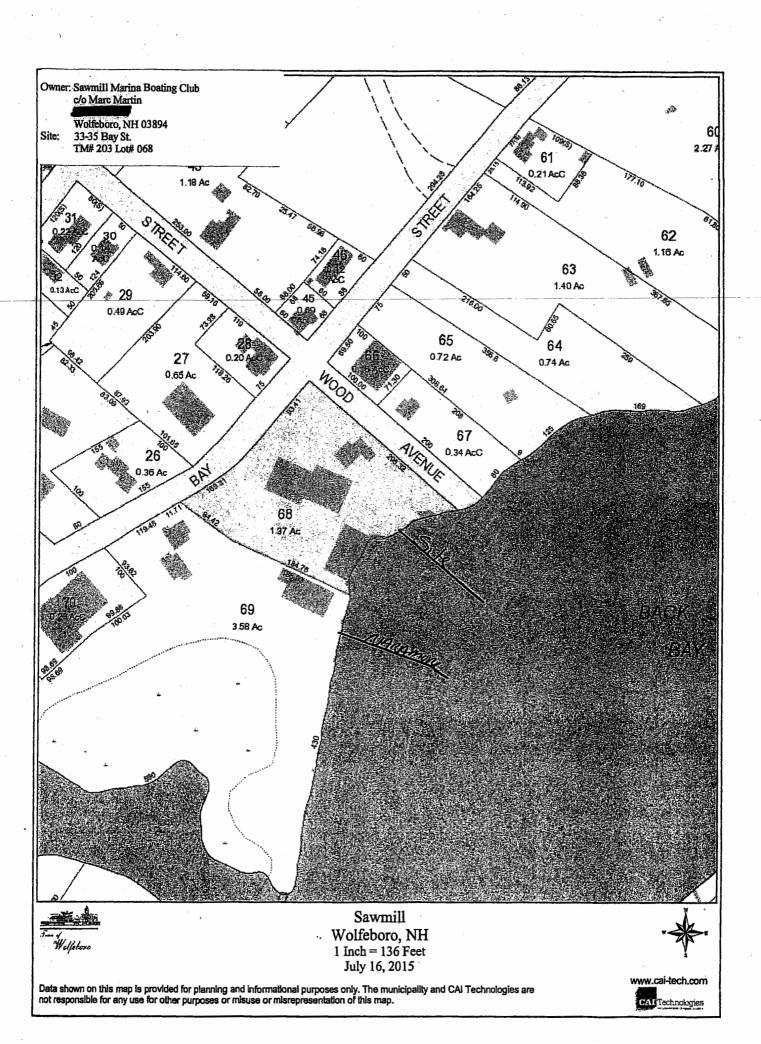
Per RSA 482-A:3,1

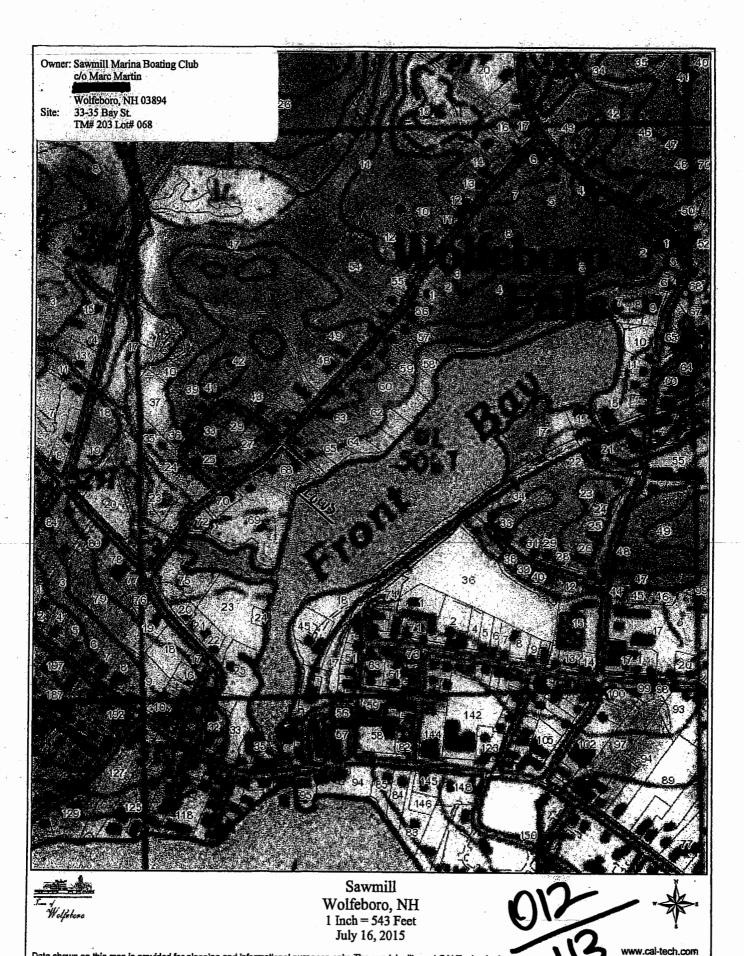
- 1. For applications where "Expedited Review" is checked on page 1, if the Conservation Commission signature is not present, NHDES will accept the permit application, but it will NOT receive the expedited review time.
- IMMEDIATELY sign the original application form and four copies in the signature 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 b		are feet and, if appli	icable, linear feet of impact	
<u>Permanent</u> : impacts that will remain a Temporary: impacts not intended to		-construction condit	ions) after the project is complete.	
JURISDICTIONAL AREA	PERMANENT Sq. Ft. / Lin. Ft.		TEMPORARY Sq. Ft. / Lin. Ft.	
Forested wetland		☐ ATF		ATF
Scrub-shrub wetland		☐ ATF		ATF
Emergent wetland		☐ ATF		☐ ATF
Wet meadow		☐ ATF		☐ ATF
Intermittent stream		☐ ATF		☐ ATF
Perennial Stream / River	1	☐ ATF	1	☐ ATF
Lake / Pond	1	☐ ATF	1	ATF
Bank - Intermittent stream	1	☐ ATF	1	ATF
Bank - Perennial stream / River	1	☐ ATF	1	ATF
Bank - Lake / Pond	1	☐ ATF	1	ATF
Tidal water	1	☐ ATF	1	ATF
Salt marsh		□ ATF		ATF
Sand dune		☐ ATF		ATF
Prime wetland		☐ ATF		ATF
Prime wetland buffer		☐ ATF		ATF
Undeveloped Tidal Buffer Zone (TBZ)		☐ ATF		ATF
Previously-developed upland in TBZ		ATF		ATF
Docking - Lake / Pond	89	☐ ATF		ATF
Docking - River		☐ ATF		☐ ATF
Docking - Tidal Water		☐ ATF		☐ ATF
TOTAL	89 /		1	
14. APPLICATION FEE: See the In	structions & Required Attachment	s document for furth	er instruction	
☐ Minimum Impact Fee: Flat fee o	f \$ 200			
Minor or Major Impact Fee: Calo	culate using the below table below			
Permanent	and Temporary (non-docking)	sq. ft.	X \$0.20 = \$	
Temporary	y (seasonal) docking structure:	sq. ft.	X \$1.00 = _\$	
•	Permanent docking structure:	<b>89</b> sq. ft.	X \$2.00 = <b>\$188.00</b>	
Projec	cts proposing shoreline structur	es (including dock	s) add \$200 = <u>\$ 200.00</u>	
			Total = \$388.00	
The Applicat	ver is greater = \$ 388.00			





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.



### New Hampshire Natural Heritage Bureau

To:

Patricia Scribner

60 Glidden Rd.

Gilford, NH 03249

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 7/16/2015

NHB File ID: NHB15-2374

Location: Tax Map(s)/Lot(s): 203/068 Wolfeboro

Project Description:

Completely re-build major docking facility adding 13' and 5' to main walkways

AUG U3 2015 LAND RESOURCES MANAGEMENT

Date: 7/16/2015

Applicant: Patricia Scribner

The NH Natural Heritage database has been checked for records of rare species and exemplary natural

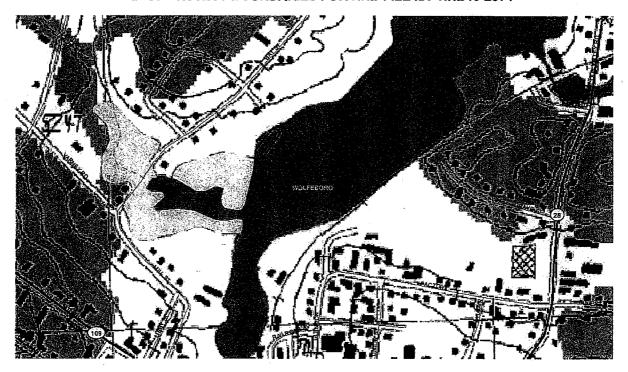
communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government. We currently have no recorded occurrences for sensitive species near this project area.

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 7/15/2016.



### MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB15-2374



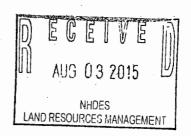
### Winnipesaukee Marine Construction Inc.

60 Glidden Road Gilford, NH 03249 (603) 293-7768

E-mail: winnimarine@hotmail.com Web site: www.lakewinnicon.com

July 16, 2015

### **Abutters List**



Owner:Sawmill Marina Boating Club

c/o Marc Martin

Wolfeboro, NH 03894

Site:

33-35 Bay St.

TM# 203 Lot# 068

### Abutters:

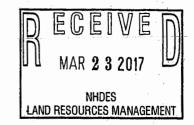
Barbara Naramore

Wolfeboro, NH 03894

Bay St. TM# 203 Lots# 69-000 thru 004

## SAWMILL MARINA BOATING CLUB \* AMENDED 3-21-2017

Dock & Decking Calculations File # 2015-02012



### **NORTH DOCK:**

### Existing Calculations:

North Dock Projection From Shoreline

$$4' \times 68' = 272$$

$$4' \times 16' = 64$$

Finger Docks

$$3 @ 2' X 16' = 64$$

Triangular decking where fingers attach to main dock = 13.5'

Support Pilings = 21'

Coverage Over Surface Water = 533.5 sq ft

Decking on Land = 16 sq ft

### MAIN DOCK:

Existing Calculations:

Main Dock Projection From Shoreline

$$5' \times 171' = 855$$

$$5.5' \times 14' = 77$$

Finger Docks

$$1 @ 4' X 24' = 96$$

$$1 @ 4' X 20' = 80$$

$$2 @ 2' X 18' = 72$$

Support Pilings = 63'

Center Fender Pilings = 12'

Deck Over Water/Rocks Near Big Rock 367.5

Coverage Over Surface Water = 1,687 sq ft Surface Water Along Shore/Rocks = 367.5 sq ft

Decking on Land Along Boat House = 175 sq ft

Proposed Calculations:

North Dock Projection From Shoreline

$$4' \times 16' = 64$$

Finger Docks

$$2 @ 2' \times 20' = 80 *$$

Support Pilings = 34'

Center Fender Pilings = 6'

Coverage Over Surface Water = 788 sq ft

Decking on Land = 16 sq ft

Proposed Calculations:

Main Dock Projection From Shoreline

5' X 176' = 880

Finger Docks

$$1 @ 4' X 24' = 96$$

$$1 @ 4' X 20' = 80$$

$$1 @ 2' X 18' = 36$$

Support Pilings = 63'

Center Fender Pilings = 10'

Deck Over Water/Rocks Near Big Rock 165

Coverage Over Surface Water = 1,557 sq ft

Surface Water Along Shore/Rocks = 165 sq ft

Decking on Land Along Boathouse = 14 sq ft

### Existing Calculations:

### REBUILD AS IT CURRENTLY EXISTS

Hoist Dock Projection From Shoreline

 $4' \times 26' = 104$ 

4' X 34' = 136

Support Pilings = 13

Coverage Over Surface Water = 253 sq ft

Decking on Land and Wood Retaining Wall = 123 sq ft

### SOUTH DOCK NEAR BOAT HOUSE:

### Existing Calculations:

REBUILD AS IT CURRENTLY EXISTS

South Dock Projection From Shoreline 5' X 55.5 = 277.5

Support Pilings\_10

Deck-Over Water/Rocks Near Boat House 60.75

Coverage Over Surface Water = 287.5 sq ft Surface Water Along Shore/Rocks = 60.75 sq ft

Decking on Land Along Boat House = 128 sq ft

### **EXISTING TOTALS**

Coverage Over Surface Water:

North Dock: 533.5 Main Dock: 1,687 Hoist Dock: 253 South Dock: 287.5

TOTAL: 2,761 sq ft

Surface Water Along Shore/Rocks:

North Dock: Main Dock: 367.5 Hoist Dock: South Dock: 60.75 428.25 sq ft

Decking on Land:

TOTAL:

North Dock: 16 Main Dock: 175 Hoist Dock: 123 South Dock: 128

450.75 sq ft TOTAL:

PROPOSED CALCULATIONS

Coverage Over Surface Water:

788 North Dock: Main Dock: 1,557 Hoist Dock: 253 287.5 South Dock: TOTAL: 2,885.5 sq ft

Surface Water Along Shore/Rocks:

North Dock: 165 Main Dock: Hoist Dock: 0 South Dock: 60.75 225.75 sq ft TOTAL:

Decking on Land:

North Dock: 16 Main Dock: 14 123 Hoist Dock: South Dock: 128 281 sq ft TOTAL:

