



The State of New Hampshire  
**DEPARTMENT OF ENVIRONMENTAL SERVICES**



**Thomas S. Burack, Commissioner**

November 12, 2015

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

**REQUESTED ACTION**

Approve Justin Webber's request to perform the following work on the Piscataqua River, in Dover. File # 2015-01093. This project will not have significant impact on or adversely affect the values of the Piscataqua River.

Proposal to modify an existing tidal docking structure consisting of a 6 ft. x 100 ft. permanent pier connecting to a 3 ft. x 46 ft. ramp connecting to a 8 ft. x 30 ft. float, with the addition of a 8 ft. x 10 ft. landing float connected to the ramp and relocate existing 8 ft. x 30 ft. float to a "L" float configuration, total dock length 157 ft., providing two slips on 107 ft. of frontage on the Piscataqua River.

Waive Env-Wt 402.21 for modification of existing structures.

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

1. All work shall be in accordance with plans by Riverside and Pickering Marine Contractors, dated September 29, 2015, as received by the Department on October 6, 2015.
2. Any future work in jurisdiction as specified in RSA 482-A on this property will require a new application and approval by the Department of Environmental Services ("DES") Wetlands Bureau.
3. This permit shall not be effective until recorded at the Strafford 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.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain in place until the area is stabilized.
5. 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.
6. Construction of this tidal docking structure consisting of an existing 6 ft. x 100 ft. permanent pier connecting to a 3 ft. x 46 ft. ramp connecting to a 8 ft. x 30 ft. float, with the addition of a 8 ft. x 10 ft. landing float connected to the ramp and relocate existing 8 ft. x 30 ft. float to a "L" float configuration, total dock length 15 ft., providing two slips on 107 ft. of frontage on the Piscataqua River shall be the only dock structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
7. Work shall be done during low tide.
8. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
9. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.

DES Web site: [www.des.nh.gov](http://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

### EXPLANATION

The DES Wetlands Bureau approved this project on October 12, 2015. DES supported its decision with the following findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(a), projects in sand dunes, tidal wetlands, or bogs, except for the repair of existing structures pursuant to Env-Wt 303.04(v).
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The applicant has demonstrated the need to modify the existing tidal dock structure to provide a more safely accessible structure.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03. The applicant is proposing the addition of a small landing float and relocation of the existing float for an existing tidal docking structure, previously approved under Wetlands Permit #1999-01135.
4. In accordance with Env-Wt 204, the applicant requested a waiver from Env-Wt 402.21 regarding modification of existing structures. Env-Wt 402.21 states that the DES shall not approve any change in size, location, or configuration of an existing structure unless the applicant demonstrates, and the department finds, that the modification is less environmentally-impacting or provides for fewer boat slips and less construction surface area over public submerged lands than the current configuration. The applicant has demonstrated that the addition of a small landing float and relocation of the existing float with an "L" configuration will have minimal impact to the resource. Further, the applicant has demonstrated that the frontage supports an additional boat slip at this location pursuant to Env-Wt 402.13.
5. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) and (c), Requirements for Application Evaluation, has been considered in the design of the project.
6. NH Natural Heritage Bureau (NHB) has record of sensitive species within the vicinity of the project, but NHB does not expect impacts to the species. This project has been reviewed by the Pease Development Authority Division of Ports and Harbors which determined that the project would have no negative effect on navigation, per letter dated June 16, 2015; and the dock is located greater than 20 ft. off the abutting property lines.
7. The Dover Conservation Commission voted to endorse the application per letter received by DES on June 25, 2015.
8. This dock is consistent with other tidal dock approvals in the seacoast.
9. DES staff field inspection on July 6, 2015 found that the float configuration was not accurately represented in the application. DES requested more information from the applicant regarding this issue and the applicant's agent revised the plans to accurately reflect field conditions.

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.



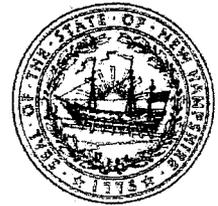
Thomas S. Burack  
Commissioner



# 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="text-align: center;"><b>COMPLETE</b></p> <p style="text-align: center;">Administrative MAY 13 2015 Only</p>	<p style="text-align: center;">Administrative Use Only</p>	File No. <b>2015-01093</b>
			Check No. <b>17981</b>
			Amount: <b>\$ 320.00</b>
			Initials: <b>DO</b>

**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: **254 A Dover Point Road**

TOWN/CITY: **Dover, NH**

TAX MAP: **L**

BLOCK:

LOT: **96 M**

UNIT:

USGS TOPO MAP WATERBODY NAME: **Piscataqua River**

NA

STREAM WATERSHED SIZE:

NA

LOCATION COORDINATES (if known): **43.14137 N / -70.83840 E**

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.

Application to install an additional 6'x20' (120 sq/ft) seasonal landing float to an existing docking facility to provide one additional boatslip along the applicants approximate 107' of frontage on the Piscataqua River. The docking facility is currently a "T" configuration which prevents docking on the shoreward side of the float due to the gangway and limits the structures use. Our proposal would provide an additional seasonal landing float to the main float in an "L" configuration and provide the additional boatslip requested along the shoreward side of the float. The frontage does support the two boatslips requested

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

**1999-01135 Approval**

**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 - 1251

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.: **Justin Webber**

TRUST / COMPANY NAME:

MAILING ADDRESS: [REDACTED]

TOWN/CITY: **Dover**STATE: **NH**ZIP CODE: **03820**EMAIL or FAX: **\*See agent info**PHONE: **\* See agent info**

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:

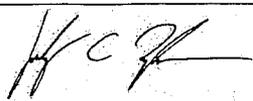
ELECTRONIC COMMUNICATION: By initialing here \_\_\_\_\_, I hereby authorize DES to communicate all matters relative to this application electronically

**8. AUTHORIZED AGENT INFORMATION**LAST NAME, FIRST NAME, M.I.: **Zachary Taylor**COMPANY NAME: **Riverside & Pickering Marine Contractors**MAILING ADDRESS: **195 West Road**TOWN/CITY: **Portsmouth**STATE: **NH**ZIP CODE: **03801**EMAIL or FAX: **zach@riversideandpickering.com**PHONE: **(603) 427-2824**ELECTRONIC COMMUNICATION: By initialing here **ZT**, I hereby authorize DES to communicate all matters relative to this application electronically**9. PROPERTY OWNER SIGNATURE:**

See the Instructions &amp; 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](http://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.


**Zachary Taylor –Dir of Operations  
Riverside and Pickering Marine**

5 / 7 / 2015

Print name legibly

Date

**See Letter of Authorization**



**RIVERSIDE & PICKERING**  
MARINE CONTRACTORS

April 20, 2015

To: City of Dover  
NH DES  
NH Division of Ports and Harbors  
NH Division of Historical Resources  
US Army Corps of Engineers

Re: Letter of Agency

To Whom It May Concern:

For the purpose of obtaining permits to provide an additional seasonal landing float attached to an existing fixed pier, associated gangway and float at 254 A Dover Point Road in Dover, NH (Tax Map L, Lot 96 M) please consider Riverside & Pickering Marine Contractors, my authorized agent.

Sincerely,



Justin Webber  
254 A Dover Point Road  
Dover, NH 03820

## 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. 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.

	Karen S. Lavertu Print name legibly	Dover Town/City	5/11/15 Date
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#### DIRECTIONS FOR TOWN/CITY CLERK:

Per RSA 482-A:3, I

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	/ <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	/ <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	<input type="checkbox"/> ATF
Docking - River	<input type="checkbox"/> ATF	<input type="checkbox"/> ATF
Docking - Tidal Water	/ <input type="checkbox"/> ATF	120 / 6 <input type="checkbox"/> ATF
<b>TOTAL</b>	/	120 / 6

**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 = \$ \_\_\_\_\_

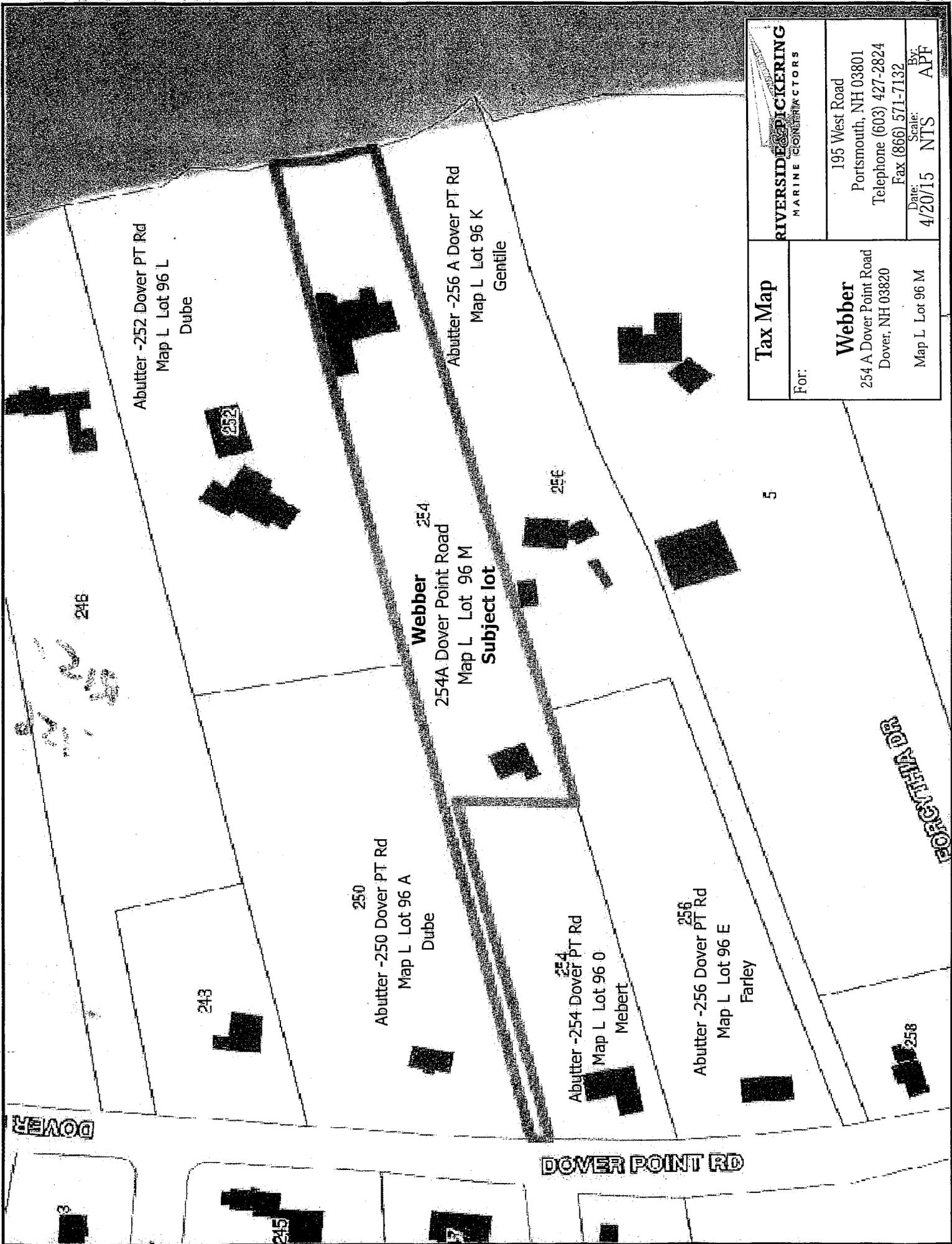
Temporary (seasonal) docking structure: 120 sq. ft. X \$1.00 = \$ 120.00

Permanent docking structure: \_\_\_\_\_ sq. ft. X \$2.00 = \$ \_\_\_\_\_

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

Total = \$ \_\_\_\_\_

The Application Fee is the above calculated Total or \$200, whichever is greater = \$ 320.00



DOVER

DOVER POINT RD

DOVER POINT RD

Abutter -252 Dover PT Rd  
Map L Lot 96 L  
Dube

250  
Abutter -250 Dover PT Rd  
Map L Lot 96 A  
Dube

254  
**Webber**  
254A Dover Point Road  
Map L Lot 96 M  
**Subject lot**

Abutter -256 A Dover PT Rd  
Map L Lot 96 K  
Gentile

254  
Abutter -254 Dover PT Rd  
Map L Lot 96 O  
Mebert

256  
Abutter -256 Dover PT Rd  
Map L Lot 96 E  
Farley

**Tax Map**

**RIVERSIDE & PICKERING**  
MARINE CONSULTANTS

195 West Road  
Portsmouth, NH 03801  
Telephone (603) 427-2824  
Fax (866) 571-7132

Date: 4/20/15  
Scale: NTS  
By: APF

For:  
**Webber**  
254 A Dover Point Road  
Dover, NH 03820  
Map L Lot 96 M

5

243

246

252

256

258

245

247

(ROCHESTER)

DOVER EAST QUADRANGLE  
NEW HAMPSHIRE  
TOPOGRAPHIC SERIES

(NORTH  
BERWICK)

070° 51' 24.96" W  
043° 09' 54.72" N

(SOMERSWORTH)

070° 48' 42.26" W  
043° 09' 54.72" N

(DOVER WEST)

(YORK HARBOR)



*RIS/156*

043° 07' 07.15" N  
070° 51' 24.36" W

(NEWMARKET)

Produced by MyTopo Terrain Navigator  
Topography based on USGS 1:24,000  
Maps

North American 1983 Datum (NAD83)  
Polyconic Projection

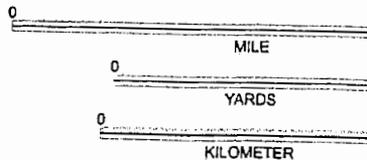
To place on the predicted North American  
1927 move the projection lines 10M N and  
40M E

Declination

MNGN

GN 1.25° W  
MN 15.43° W

(PORTSMOUTH)  
SCALE 1:24000



CONTOUR INTERVAL 20 FEET  
NATIONAL GEODETIC VERTICAL DA

Site Map

For:

**Webber**  
254 A Dover Point Road  
Dover, NH 03820

Map L96 Lot M

**RIVERSIDE & PICKERING**  
MARINE CONTRACTORS

195 West Road  
Portsmouth, NH 03801  
Telephone (603) 427-2824  
Fax (866) 571-7132

Date: 4/16/15  
Scale: NTS  
By: APF



NEW HAMPSHIRE NATURAL HERITAGE BUREAU  
NHB DATACHECK RESULTS LETTER

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**To:** Zachary Taylor  
P.O. Box 368  
Eliot, ME 03903

**From:** NH Natural Heritage Bureau

**Date:** 4/22/2015 (valid for one year from this date)

**Re:** Review by NH Natural Heritage Bureau of request submitted 4/9/2015

**NHB File ID:** NHB15-1251

**Applicant:** Zachary Taylor

**Location:** Dover  
Tax Maps: L-96-M-0

**Project Description:** Provide dock expansion to an existing pier, gangway and float to provide better usability and function

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.

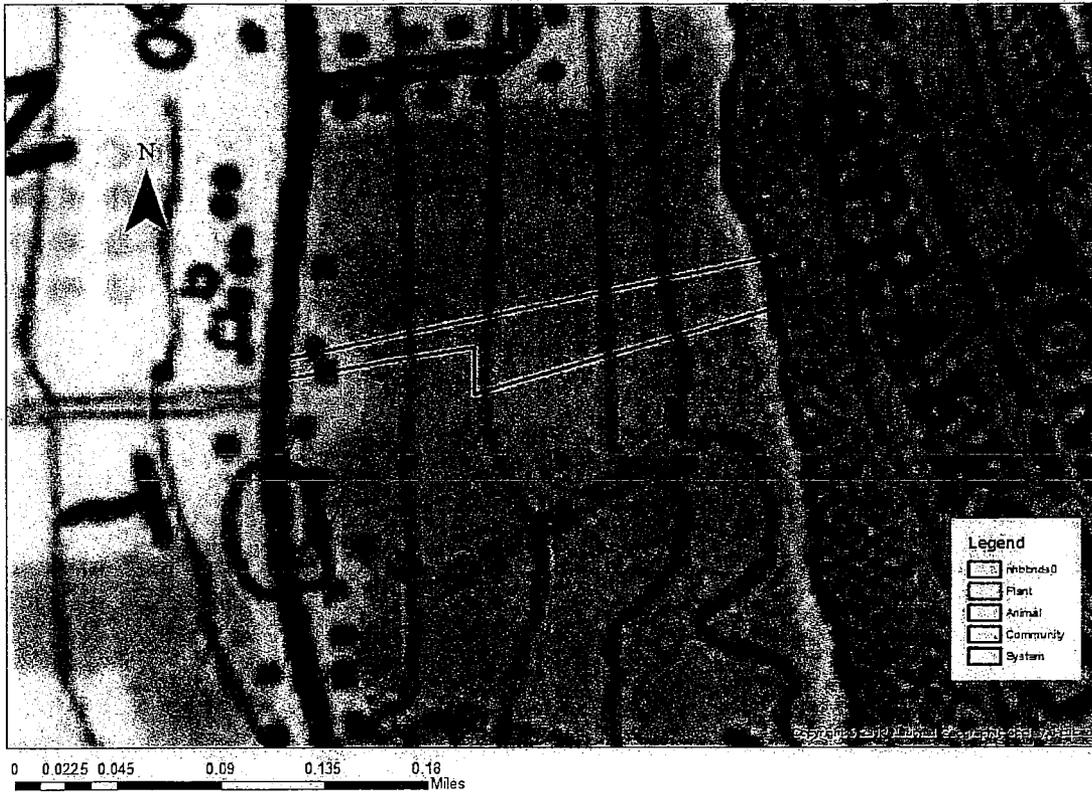
It was determined that, although there was a NHB record (e.g., rare wildlife, plant, and/or natural community) present in the vicinity, we do not expect that it will be impacted by the proposed project. This determination was made based on the project information submitted via the NHB Datacheck Tool on 4/9/2015, and cannot be used for any other project.



NEW HAMPSHIRE NATURAL HERITAGE BUREAU  
NHB DATA CHECK RESULTS LETTER

MAP OF PROJECT BOUNDARIES FOR: **NHB15-1251**

NHB15-1251





**ABUTTER NOTIFICATION**

Dear Abutter,

As required by the NH Dept. of Environmental Services, you are being notified about proposed work at property, which abuts yours. Should you have any questions or concerns, please do not hesitate to contact this office. We will be glad to discuss any aspect of the proposed project. A copy of the full application sent to the NH Dept. of Environmental Services, Wetlands Bureau will be available for your inspection at your City/Town Clerk's office.

Thank you,

Zachary Taylor  
Director of Operations, Riverside & Pickering Marine Contractors

**Name of property owner (s):** Justin Webber  
**Location of proposed project:** 254 A Dover Point Road, Dover, NH Map L, Lot 96 M  
**Brief description of work:** Application to provide an additional seasonal landing float for better access attached to an existing permanent pier with associated gangway and float.

**ABUTTERS LIST**

**CERTIFIED MAIL #**

TM# L Lot 96 A William Dube REV Trust William Dube Trustee [REDACTED] Dover, NH 03820	7012 3460 0002 0190 9181
TM# L Lot 96 L Sheila Dube REV Trust Shiela Dube Trustee [REDACTED] Dover, NH 03820	7012 3460 0002 0190 9198
TM# L Lot 96 Carolyn Mebert [REDACTED] Dover, NH 03820	7012 3460 0002 0190 9204
TM# L Lot 96 E Deborah Webber Farley [REDACTED] Dover, NH 03820	7012 3460 0002 0190 9211
TM# L Lot 96 K Carol Gentile [REDACTED] Dover, NH 03820	7012 3460 0002 0190 9228

**Docks \* Piers \* Pile Driving \* Seawalls \* Residential \* Commercial \* Marine Towing**

**Office: 603-427-2824 Fax: 866-571-7132**

**195 West Road, Portsmouth, NH 03801**

**[www.RiversideandPickering.com](http://www.RiversideandPickering.com)**

A division of Riverside Marine Construction Inc.