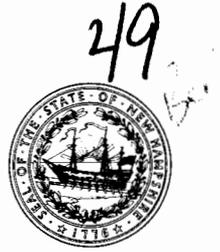




The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

September 24, 2014

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

REQUESTED ACTION

Approve Stuart P. Denton's request to perform the following work on Squam Lake, in Moultonborough. File # 2014-01109. This project will not have significant impact on or adversely affect the values of Squam Lake.

Remove illegal additions and construct a previously permitted canoe ramp in order to bring a 3 slip boathouse into compliance with prior permits and approved plans and install a 6 ft. x 30 ft. seasonal dock along the southerly shoreline on an average of 953 ft. of shoreline frontage along Squam Lake, in Moultonborough.

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

1. All work shall be in accordance with plans by Ames Associates revision dated July 25, 2014, as received by the NH Department of Environmental Services (DES) on July 28, 2014.
2. This permit shall not be effective until it has been recorded with the Carroll County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to installation.
3. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. The removal of the boathouse "shed roof" and all supports shall be completed prior to the installation of the new seasonal dock.
5. Failure to remove the unauthorized boathouse additions and restore the structure to the approved conditions shall result in compliance actions by the Department.
6. Photographs shall be submitted to the file showing the shed roof removed from the boathouse prior to the installation of the new seasonal dock.
7. The seasonal pier shall be removed from the lake for the non-boating season.
8. No portion of the pier shall extend more than 30 ft. from the shoreline at full lake elevation.
9. 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.

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

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EXPLANATION

The DES Wetlands Bureau approved this project on August 25, 2014. 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 docking facilities that provide 5 or more boat slips.
2. The applicant has an average of 953 ft. of frontage along Squam Lake.
3. A maximum of 13 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
4. The proposed docking facility and existing docking facility will provide 5 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.13.
5. The removal of the unauthorized "shed roof" from the boathouse will remove one illegal boat slip from the boathouse and bring the boathouse into compliance with prior permits.
6. Public hearing is waived with the finding that the project impacts will not significantly impair the resources of Squam Lake.

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

TSB/CGA/emk



THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF ENVIRONMENTAL SERVICES
LAND RESOURCES MANAGEMENT
WETLANDS BUREAU

29 Hazen Drive, PO Box 95, Concord, NH 03302-0095
Phone: (603) 271-2147 Fax: (603) 271-6588
<http://des.nh.gov/organization/divisions/water/wetlands>



PERMIT APPLICATION

	COMPLETE Administrative Use Only MAY 09 2014	Administrative Use Only	File No. 2014-01109
			Check No. 11988
			Amount \$449.40
			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)

2. PROJECT LOCATION:

Separate applications must be filed with each municipality that jurisdictional impacts will occur in.

ADDRESS: 92/110 Singing Eagle Road

TOWN/CITY: Moultonborough

TAX MAP: 84

BLOCK:

LOT: 1

UNIT:

USGS TOPO MAP WATERBODY NAME: Lake Winnepesaukee

NA

STREAM WATERSHED SIZE:

NA

LOCATION COORDINATES (if known): 1029939 / 450828

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.

Install a 6'x40' seasonal dock and 4'x6'x2' concrete anchor pad 85'± from the westerly property line. This lot has 953'± of average shoreline, with an existing boat house (4 slips) located along the east-central shoreline and an existing 6'x20'± seasonal dock (2 slips) located along the west-central shoreline.

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

2010-01582 (Wetland Permit); 2009-03010 (Shoreland Permit); 1990-02212 (Wetland Permit)

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 14-1453**

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.: Denton, Stuart P.

TRUST / COMPANY NAME:

MAILING ADDRESS: [REDACTED]

TOWN/CITY: Palm City

STATE: FL

ZIP CODE: 34930-5235

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 / 603-279-7878

PHONE: 603-279-5705

ELECTRONIC COMMUNICATION: By initialing here NR, 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:

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 copy of the application materials to the NH State Historic Preservation Officer.
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.

⇒ 
Property Owner Signature

Stuart Denton
Print name legibly

4/29/14
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.

<input style="width: 100%; height: 100%;" type="text"/>	<input style="width: 100%; height: 100%;" type="text"/>	<input style="width: 100%; height: 100%;" type="text"/>
Authorized Commission Signature	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. 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 1991), I hereby certify that the applicant has filed five application forms, five detailed plans, and five USGS location maps with the town/city indicated below and I have received and retained certified postal receipts (or copies) for all abutters identified by the applicant.

<input style="width: 100%; height: 100%;" type="text"/>			
Town/City Clerk Signature	Print name legibly	Town/City	Date

DIRECTIONS FOR TOWN/CITY CLERK:

Per RSA 482-A:3, I(d):

1. For applications where "Expedited Review" is checked on page 1, accept the application for mailing only if the Conservation Commission signature has been sought;
2. Collect the postal receipts demonstrating that all abutters and the Local Advisory Committee were sent proper notice;
3. Collect any administrative fees, not to exceed \$10 plus the cost of postage by certified mail (RSA 482-A:3, I).
4. IMMEDIATELY sign the original application and four copies in the signature space provided above;
5. Retain one copy of the application form, one complete set of attachments and the postal receipts demonstrating that all abutters and the Local River Advisory Committee were notified and make them reasonably accessible to the public;
6. 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 in accordance with RSA 482-A:3, I; and
7. IMMEDIATELY send the ORIGINAL application form, one complete set of attachments and filing fee, by CERTIFIED MAIL to the NHDES Wetlands Bureau at the address indicated on page 1 of this application. (DO NOT HOLD FOR CONSERVATION COMMISSION SIGNATURE).

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.

After-the-fact (ATF): work completed prior to receipt of this application by DES. Check box to indicate ATF.

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	/	/
Lake / Pond	/	/
Bank - Intermittent stream	/	/
Bank - Perennial stream / River	/	/
Bank - Lake / Pond	24 / 6	23 / 2
Tidal water	/	/
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	240	<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	/	/

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) 47 sq. ft. X \$0.20 = \$ 9.40

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

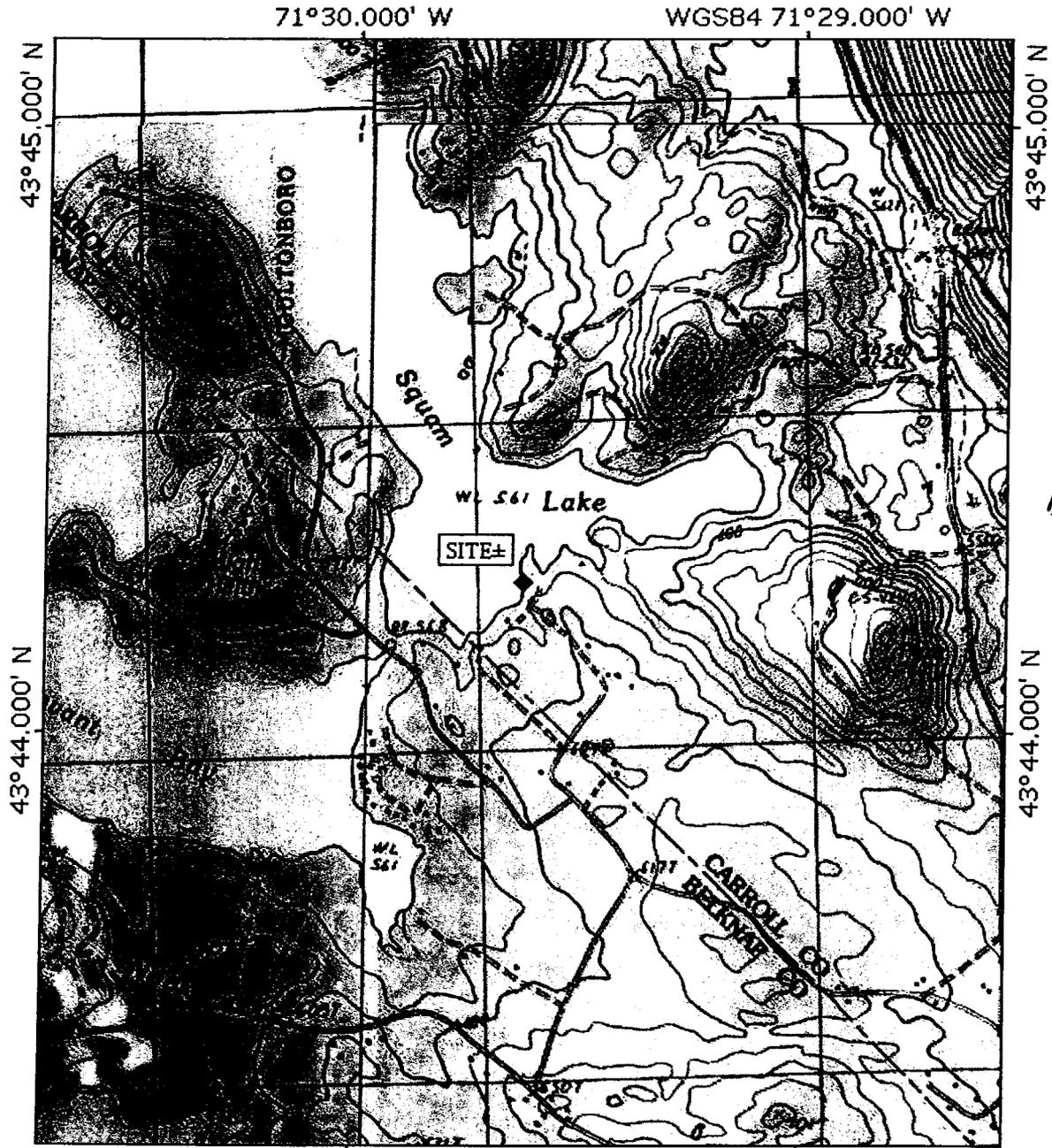
Permanent docking structure: sq. ft. X \$2.00 = \$

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

Total = \$ 449.40

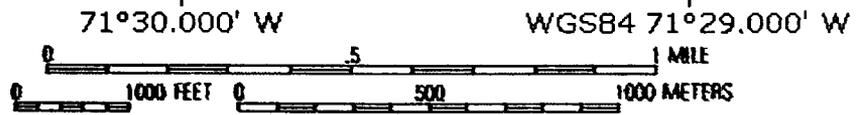
The Application Fee is the above calculated Total or \$200, whichever is greater = \$ 449.40

USGS MAP



N10
98

MN 15° TN



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

Map Name:	CENTER HARBOR, NH (Topographic) Moultonborough, Carroll County		
Version:	1998		
Purpose:	General Location	Applicant:	Denton
Datum:	USGS	Agent:	Ames Associates



New Hampshire Natural Heritage Bureau

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

Date: 4/22/2014

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 4/22/2014

NHB File ID: NHB14-1453

Applicant: Nicol Roseberry

Location: Tax Map(s)/Lot(s): 84-1
Moultonborough

Project Description: Install a 6'x40' seasonal dock and 4'x6' concrete pad
along the westerly shoreline of this property.

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 4/21/2015.



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB14-1453



ABUTTER LIST & CERTIFIED MAIL RECEIPTS

Owner

Tax Map-Lot

Eaglet Family Partnership
c/o Hildrebrand/Kirton & McCoy
[REDACTED]
Salt Lake City UT 84111-1032

83-1

Henry & Deborah Metzger Qual Per Rs Trust
Henry & Deborah Metzger, Trustees
[REDACTED]
Chevy Chase MD 20815-4024

84-2

William Hovey
[REDACTED]
Center Harbor NH 03226

84-5

228N 7925 0000 020E ETD2

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Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 3.78

APR 29 2014
Denton dock

Sent To: Metzger
Street Apt. No. or PO Box No. [REDACTED]
City, State, ZIP+4: Chevy Chase MD 20815

5E9D 7925 0000 020E ETD2

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Postage	0.48
Certified Fee	3.30
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 3.78

APR 29 2014
Denton dock

Sent To: Hovey
Street Apt. No. or PO Box No. [REDACTED]
City, State, ZIP+4: Center Harbor NH 03226

7033 3020 0000 0281 0846

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OFFICIAL USE

Postage	0.48
Certified Fee	3.30
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 3.78

APR 29 2014
Denton dock

Sent To: Eaglet Family Partnership
Street Apt. No. or PO Box No. [REDACTED]
City, State, ZIP+4: Salt Lake City UT 84111