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The State of New Hampshire



Department of Environmental Services

Robert R. Scott, Commissioner



January 30, 2020

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

REQUESTED ACTION

Approve Armand and Monique Circharo's request to perform the following work on Lake Winnipesaukee in Alton. File # 2019-03078. This project will not have significant impact²on or adversely affect the values of Lake Winnipesaukee.

Impact 1,145 square feet of bank along 40 linear feet of shoreline to construct a 900 square foot perched beach, dredge 2 cubic yards of rock from 36 square feet of lakebed for access, construct a 6 foot x 30 foot piling pier, construct 35 square feet of interior decking within an existing 27 foot x 35 foot boathouse over public waters, and install a 13 foot x 28 foot seasonal canopy over one slip provided by an existing "U" shaped docking structure attached to the existing boat house on an average of 307 feet of frontage along Lake Winnipesaukee near Loon Cove, in Alton Bay.

The New Hampshire Department of Environmental Services (NHDES) imposed the following conditions as part of this approval:

- 1. All work shall be in accordance with plans by Beckwith Builders, Inc. dated July 31, 2019, revised December 19, 2019, and received by NHDES on December 20, 2019.
- 2. 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 Bureau by certified mail, return receipt requested.
- 3. A signed, notarized waiver from the owner of the property identified as Lot #5, on Alton Tax Map 50 authorizing the installation of the seasonal canopy shall be submitted to the NHDES Wetlands Bureau by certified mail, return receipt requested, prior to the installation of the seasonal canopy.
- 4. All development activities associated with this project shall be conducted in compliance with applicable requirements of RSA 483-B and NH Code of Administrative Rules Env-Wq 1400 during and after construction.
- 5. Work shall be carried out in a time and manner to avoid disturbances to migratory waterfowl breeding and nesting areas.
- 6. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized. Temporary controls shall be removed once the area has been stabilized.

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- 7. 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 until suspended particles have settled and water at the work site has returned to normal clarity.
- 8. All dredged and excavated material and construction-related debris shall be placed outside of the areas subject to RSA 482-A. Any spoil material deposited within 250 feet of any surface water shall comply with RSA-483-B.
- 9. The contractor responsible for completion of the work shall use techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
- 10. 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.
- 11. Only those structures shown on the approved plans shall be installed or constructed along this frontage. All portions of the 6 foot x 30 foot pier shall be at least 20 feet from the abutting property lines or the imaginary extension of those lines into the water.
- 12. Pilings shall be spaced a minimum of 12 feet apart as measured piling center to piling center.
- 13. No portion of the piling pier shall extend more than '30 feet from the shoreline at full lake elevation (Elev. 504.32).
- 14. The canopy, including the support frame and cover, shall be designed and constructed to be readily removed at the end of the boating season, and the flexible canopy shall be removed for the non-boating season.
- 15. Stone placed along the beach front for the purpose of retaining sand shall be placed above and landward of those rocks currently located along the normal high water line (Elevation 504.32). The rocks existing at the normal high water line shall remain undisturbed such that the natural shoreline remains visible and intact.
- 16. The steps installed for access to the water shall be located completely landward of the normal high water line.
- 17. No more than 10 cubic yards of sand shall be used, and all sand shall be located above the normal high water line.
- 18. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
- 19. 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 tackifiers on slopes less than 3:1 or netting and pinning on slopes steeper than 3:1.
- 20. A combination of trees, shrubs and ground covers representing the density and species diversity of the vegetation present prior to construction shall be replanted beginning at a distance no greater than 5 feet landward from the beach area.

EXPLANATION

The NHDES approved this project on December 30, 2019. The NHDES supported its decision with the following findings:

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- 1. This project is classified as a major project per Rule Env-Wt 303.02(d), modification of a docking facility providing 5 slips.
- 2. The applicant has an average of 307 feet of frontage along Lake Winnipesaukee.
- 3. A maximum of 5 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
- 4. The proposed docking facilities will provide 5 slips as defined per RSA 482-A:2, VIII on the subject property's frontage, and therefore meets Rule Env-Wt 402.13.
- 5. The applicant submitted a signed waiver from the owner of the property identified as Lot #5, on Alton Tax Map 50 authorizing the installation of the seasonal canopy, however the waiver is not notarized as required pursuant to RSA 482-A:3, XIII, (c).
- 6. The addition of 35 square feet of deck within the interior of the existing boathouse is the least impacting method of providing safe access to the exterior slips provided by the "U" shaped docking structure to the south of the boathouse.
- 7. This application was received and determined to be administratively complete prior to December 15, 2019 and therefore, was reviewed for compliance with the previous version of the Wetlands Program Code of Administrative Rules Chapters Env-Wt 100 900.

Application file documents are being forwarded to the Governor and the 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 request your approval of this item.

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Robert R. Scott Commissioner

NHDES-W-06-012						14×13
NEW HAMPSHIRE DEFARTMENT OF Environmental Services	W.	NDS PER ater Division/ Land Resourc status of your appli	Wetlands E es Managei	ureau nent	NC	
SEP. 217 2019		OMPLETE EPS:0 2019	1		File Check North	 03078 9505 414:005 4.51-
1. REVIEW TIME: Indicate yo	our/Review/Time be	low: To determine	review time ; refe	rito <u>Guidance Do</u>	cument A for instruc	tions?
Standard Review (M			· · · · · · · · · · · · · · · · · · ·		w (Minimum Impact	
23 MITIGATION REQUIREME If mitigation is required a Mitig If Mitigation is Required pleas	ation:Pre Application e,refer to the Deter	on meeting must oc mine if Mitigation is	Required Frequ	iitting this Wetlan ientiy Asked Que	ds Permit Applicatio	n? To determine
Mitigation Pre-Applicati		Month: Day: _	Year:			
31, PROJECT/LOCATION:			micipality that w	etland impacts oc	corwithin	
ADDRESS: 13 Nelsons Pine	Point			то	WN/CITY: Alton	
TAX MAP: 50	BLOCK:		LOT:	5-1	UNIT:	
USGS TOPO MAP WATERBODY	NAME: Lake Win	nipesaukee		STREAM WATE	RSHED SIZE:	🖾 NA
4), PROJECT DESCRIPTION Provide a brief description of t of your project, DO NOT reply Construct a perched beau	he project outlining See Attached, in	the space provided	pelow 12 - 12 - 12 - 12	and a second		
52 SHORELINE FRONTAGE NA This does not have sh Shoreline frontage is calculate straight line drawn between th	oreline frontage. d by determining th	ne average of the di	DRELINE FRON stances of the a asured at the no	ctual natural navid	gable shoreline front	age and a
6 RELATED NHDES LAND Riease indicate II any of the to To determine If other Land Re	llowing permit appl	ications are require	d and if required	the status of the	application -	
Permit Type		Permit Required	File Numt		Application Status	
Alteration of Terrain Permit Pe Individual Sewerage Disposal Subdivision Approval Per RSA Shoreland Permit Per RSA 48	per RSA 485-A:2 485-A 3-B	☐ YES ☐ NO ⊠ YES ☐ NO ☐ YES ☐ NO ⊠ YES ☐ NO	eCA20180515		Roved Pendi Roved Pendi Roved Pendi Roved Pendi	NG 🗍 DENIED NG 🗍 DENIED
71: NATURAL HERITAGE BU See the Instructions & Require	REAU/& DESIGN/ d'Attachments do	TED RIVERS:	ns to complete,	18 b below.		
a. Natural Heritage Bureau F	ile ID: NHB <u>19</u>	<u>2363</u> .				
 b. □ <u>Designated River</u> the p date a copy of the app ☑ N/A 			inagement Advis	; and :ory Committee : N	Nonth: Day:	Year:
	NHDES Wetlands	Irm@des.nh.gov Bureau, 29 Hazen Dri	or (603) 271-2147 ve, PO Box 95, Co		0095	J

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8-APPLICANT/INFORMATION (Desired permit/holder)						
LAST NAME, FIRST NAME, M.L.: Circharo, Armand & Monique				and an and a second		
TRUST / COMPANY NAME:	ST / COMPANY NAME: MAILING ADDRESS:					
TOWN/CITY			STATE:	ZIP CODE.		
EMAIL or FAX:	PHON	Ξ:	·			
ELECTRONIC COMMUNICATION: By initialing here:, I hereby electronically.	authorize NHDE	S to communi	cate all matters re	lative to this application		
9. PROPERTY OWNER INFORMATION (II different than appli	cant)	1-401-1-14-				
LAST NAME, FIRST NAME, M.I.:						
TRUST / COMPANY NAME:	MAILING A	DDRESS:	· .			
TOWN/CITY:			STATE:	ZIP CODE:		
EMAIL or FAX:		PHONE:				
ELECTRONIC COMMUNICATION: By initialing here, I hereby a electronically.	authorize NHDES	to communic	ate all matters rela	ative to this application		
10. AUTHORIZED AGENT INFORMATION		制度和				
LAST NAME, FIRST NAME, M.I.: Beckwith, Jason	•	COMPANY	(NAME: Beckwith Builders Inc.			
MAILING ADDRESS: 44 Libby Street		<u> </u>	· · · · · ·	<u> </u>		
TOWINCITY: Wolfeboro			STATE: NH	ZIP CODE: 03894		
EMAIL or FAX: jason@beckwithbuilders.com	or FAX: jason@beckwithbuilders.com PHONE: 603-569-6829					
ELECTRONIC COMMUNICATION: By initialing here JB, I hereby autho	orize NHDES to c	ommunicate a	all matters relative	to this application electronically.		
11: PROPERTY OWNER SIGNATURE: See the Instructions & Required Attachments document for clarifica						
By signing the application, I am certifying that:			<u>na na sina na s</u>	annanna - Inn-defri - Carlinger fan 1920. Annanna		
 I authorize the applicant and/or agent indicated on this form i upon request, supplemental information in support of this per 	to act in my be emit application	half in the pi	ocessing of this	application, and to furnish		
2. I have reviewed and submitted information & attachments outlined in the Instructions and Required Attachment document						
4. 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 						
grandiathered per Env-wt 101.47.						
 I have submitted a Request for Project Review (RPR) Form (<u>www.nh.gov/nhdhr/review</u>) to the NH State Historic Preservation Officer (SHPO) at the NH Division of Historical Resources to identify the presence of historical/ archeological resources while coordinating with the lead federal agency for NHPA 106 compliance. 						
8. I authorize NHDES 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 addition The mailing addresses I have provided are up to date and ap forward returned mail. 	propriate for re	or rederal pe eccipt of NHI	DES correspond	n responsible for obtaining. ence. NHDES will not		
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Property Owner Signature Print name	e legibly		Date			

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MUNICIPAL SIGNATURES

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12. CO	NSERVATION COMMISSION	SIGNATURE			
The signature below certifies that the munic	ipal conservation commission	has reviewed this application.	, and:		
1. Waives its right to intervene per RSA 48		· • • • • • • • • • • • • • • • • • • •			
 Believes that the application and submitt Has no objection to permitting the proposition 		the proposed project; and			
		· · · · · · · · · · · · · · · · · · ·	<u>г</u>		
	Print name leg	ibly	Date		
	· .				
DIRECTIONS FOR CONSERVATION C	OMMISSION		-		
1. Expedited review ONLY requires that	the conservation commission'	s signature is obtained in the			
2. Expedited review requires the Conser		-	. I		
application to the Town/City Clerk for sign	nature.	be obtailed prior to the subm			
3. The Conservation Commission may re					
for any reason, the application is not eligi review time frame.	ble for expedited review and t	he application will be reviewed	d in the standard		
	• 				
	· · ··· <u>···</u>	·			
13	. TOWN / CITY CLERK SIG	NATURE	· · ·		
As required by Chapter 482-A:3 (amended :			ation forms, four		
detailed plans, and four USGS location map	s with the town/city indicated	below.	· · ·		
			al.		
Hua Jayes	-isa Noyes	HITON	1172119		
Town/Čity Clerk Signature Prin	t name legibly	Town/City	_ Date		
DIRECTIONS FOR TOWN/CITY CLERK	•				
Per RSA 482-A:3,I	•				
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.					
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.					
 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 					
Retain one copy of the application form and one complete set of attachments and make them reasonably accessible for public review.					
DIRECTIONS FOR APPLICANT:					
 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. 					
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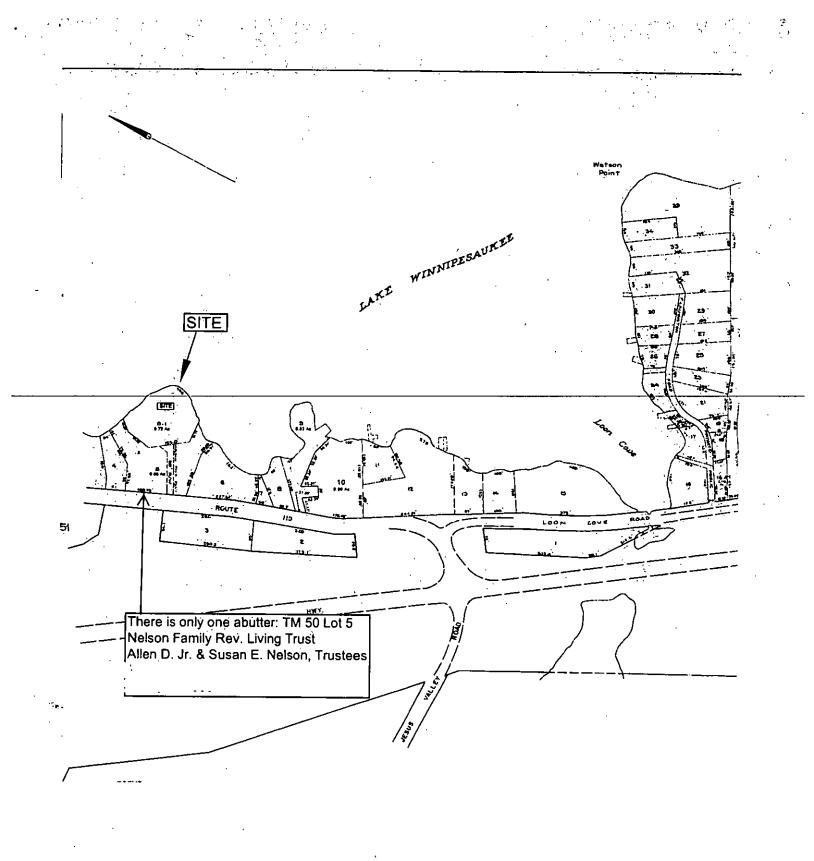
NHDES-W-06-012

14 IMPACT AREA: For each junsdictional 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 simpacts not intended to remain (and will be restored to pre-construction conditions) after the project is complete

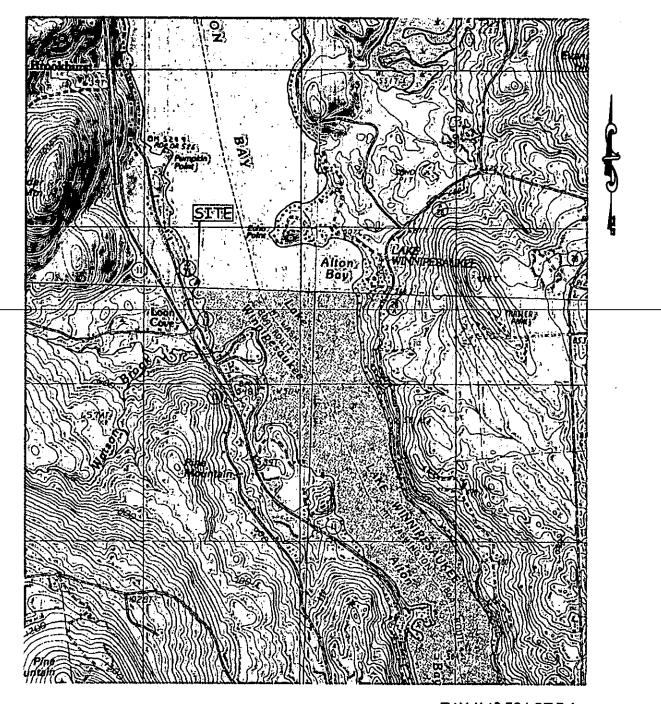
JURISDICTIONAL AREA	PERMANENT Sq. Ft. / Lin. Ft.		TEMPORARY Sq. Ft. / Lin. F	-		
Forested wetland		ATF	· · ·	ATF		
Scrub-shrub wetland		🗌 ATF		🗌 ATF		
Emergent wetland		🗌 ATF				
Wet meadow	· · · · · · · · · · · · · · · · · · ·	ATF				
Intermittent stream		🗌 ATF		🗍 ATF		
Perennial Stream / River	1	🗌 ATF	1			
Lake / Pond	1441 / Beach/Paths	🗌 ATF	1009 / Limit of Work			
Bank - Intermittent stream	1	🗌 ATF	1			
Bank - Perennial stream / River	1		/			
Bank - Lake / Pond	1		1			
Tidal water	/	ATF	/	ATF		
Salt marsh		🗌 ATF				
Sand dune		ATF				
Prime wetland		🗌 ATF				
Prime wetland buffer		ATF				
Undeveloped Tidal Buffer Zone (TBZ)		ATF				
Previously-developed upland in TBZ						
Docking - Lake / Pond	180 / Dock	ATF	364 / Canopy			
Docking - River						
Docking - Tidat Water						
Vernal Pooi						
TOTAL	1621 / SqFt		1373 / SqFt			
15 APPLICATION FEE: See the	nstructions & Required Attachment	s document fo	or further instruction			
☐ Minimum Impact Fee: Flat fee of \$ 200						
X Minor or Major Impact Fee: Ca	alculate using the below table below	f. (
Permane	nt and Temporary (non-docking)	2450	sq. ft. X \$0.20 = \$490	<u> </u>		
Temporary (seasonal) docking structure:			<u>sq. ft.</u> X \$1.00 = \$364			
. Permanent docking structure: 180			sq. ft. X \$2.00 = \$360			
Projects proposing shoreline structures (including docks) add \$200 = <u>\$200</u>						
			Total = \$1414			
The Application Fee is the above calculated Total or \$200, whichever is greater = \$ 1414						

Irm@des.nh.gov or (603) 271-2147 NHDES Wetlands Bureau, 29 Hazen Drive, PO Box 95, Concord, NH 03302-0095 www.des.nh.gov

We hereby authorize Beckwith Builders, Inc., to act as our agent for the purpose of filing any and all land use permit applications (including but not limited to NHDES shoreland & wetlands) or other building-related permit applications (including but not limited to septic design, town building permit, town driveway permit, utilities permits) for our property pcated at 13 Nelson's Pine Point, Alton, NH (TM 50 Lot 5-1.) Beckwith Builders, Inc. may sign such applications on our behalf. uthars mall Armand Circhard Circharo Monique Ricker



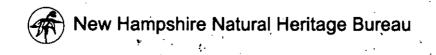
TAX MAP SCALE: 1" = 300'± TAX MAP 50 LOT 5-1: Armand & Monique Circharo 13 Nelson's Pine Point Alton, NH 03810



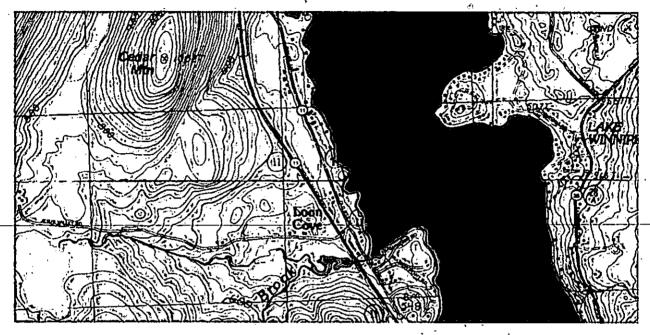
USGS LOCATION MAP SCALE: 1" = 2000' TAX MAP 50 LOT 5-1: Armand & Monique Circharo 13 Nelson's Pine Point Alton, NH 03810



To: **Jason Beckwith** Date: 7/24/2019 44 Libby Street Wolfeboro, NH 03894 From: NH Natural Heritage Bureau Re: Review by NH Natural/Heritage Bureau of request dated 7/24/2019 pplicant: Jason Beckwith NHB File ID: NHB19-2363 Location: Tax Map(s)/Lot(s): Tax Map 50 Lot 5-1 Alton Project Description: Construct a perched beach, permanent canopy, and access path. The NH Natural Heritage database has been checked for fecords of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened of Endangered by either the state of New Hampshire of 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 specie An on-site;survey,would provide better information on what species and communities are indeed present. This report is valid through 7/23/2020.







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