



The State of New Hampshire
Department of Environmental Services

Clark B. Freise, Assistant Commissioner



June 12, 2017

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

REQUESTED ACTION

Approve The Regan Family Revocable Trust of 2005's request to perform the following work on Lake Winnepesaukee, in Alton. File # 2017-00949. This project will not have significant impact on or adversely affect the values of Lake Winnepesaukee.

Remove 4 square ft. of dock surface, relocate 3 pilings, drive 2 additional pilings, install a permanent boatlift and a 15 ft. x 30 ft. seasonal canopy adjacent to the remaining 8 ft. x 29 ft. 6 inch crib pier, accessed by a 4 ft. x 31 ft. walkway, and protected by 60 linear ft. of breakwater on an average of 150 ft. of frontage along Lake Winnepesaukee, in Alton.

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

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated April 3, 2017, as received by the NHDES on April 7, 2017.
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 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.
5. 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.
6. All construction-related debris shall be placed outside of the areas subject to RSA 482-A.
7. 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.
8. Only those structures shown on the approved plans shall be installed or constructed along this frontage. All portions of the structures, including the breakwater toe of slope, shall be at least 20 ft. from the abutting property lines or the imaginary extension of those lines into the water.

www.des.nh.gov

29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095
(603) 271-3503 • TDD Access: Relay NH 1-800-735-2964

9. 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.

EXPLANATION

The NHDES Wetlands Bureau approved this project on May 13, 2017. The NHDES supported its decision with the following findings:

1. This project is classified as a major project per Rule Env-Wt 303.02(j), modification of a dock associated with a breakwater.
2. The applicant has an average of 150 ft. of shoreline frontage along Lake Winnepesaukee.
3. A maximum of 3 slips may be permitted on this frontage per Rule Env-Wt 402.13 Frontage Over 75'.
4. The proposed docking facility will provide 2 slips as defined per RSA 482-A:2, VIII and, therefore, meets Rule Env-Wt 402.13.
5. The proposed modifications do not result in an increase in the number of slips provided on the frontage.
6. The Department finds that because the project is not of significant public interest and will not significantly impair the resources of Lake Winnepesaukee a public hearing under RSA 482-A:8 is not required.

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.


s/ Clark B. Freise
Assistant Commissioner



WETLANDS PERMIT APPLICATION

Land Resources Management

Wetlands Bureau

Check the status of your application: www.des.nh.gov/onestop



RSA/Rule: RSA 482-A/ Env-Wt 100-900

RECEIVED APR 07 2017 NHDES LAND RESOURCES MANAGEMENT	COMPLETE APR 07 2017	File No.: 2017-00949
		Check No.: 17592
		Amount: 660
		Initials: JAC

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: **45 Indian Shores Rd.**

TOWN/CITY: **Alton**

TAX MAP: **62**

BLOCK:

LOT: **2**

UNIT:

USGS TOPO MAP WATERBODY NAME: **Lake Winnepesaukee**

NA

STREAM WATERSHED SIZE:

NA

LOCATION COORDINATES (if known):

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.

Remove (3) fender piling and install (5) new piling to support new permanent boatlift and 15'x30' seasonal canopy.

4. SHORELINE FRONTAGE

NA This lot has no shoreline frontage.
 SHORELINE FRONTAGE: **150'**

Shoreline frontage is calculated by determining the average of the distances of the actual natural navigable shoreline frontage and a straight line drawn between the property lines, both of which are measured at the normal high water line.

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

12-02026

6. 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 17 - 0801**

Designated River the project is in $\frac{1}{4}$ miles of: _____; and
 date a copy of the application was sent to the Local River Management Advisory Committee: Month: ___ Day: ___ Year: ___

NA

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

7. APPLICANT INFORMATION (Desired permit holder)

LAST NAME, FIRST NAME, M.I.: Regan, Robert

TRUST / COMPANY NAME: The Regan Family Family Rev. Trust of 2005 MAILING ADDRESS: [REDACTED]

TOWN/CITY: Brentwood STATE: NH ZIP CODE: 03833

EMAIL or FAX: [REDACTED] PHONE: [REDACTED]

ELECTRONIC COMMUNICATION: By initiating here: RM, I hereby authorize NHDES to communicate all matters relative to this application electronically

8. 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 initiating here: LR, I hereby authorize NHDES to communicate all matters relative to this application electronically

9. AUTHORIZED AGENT INFORMATION

LAST NAME, FIRST NAME, M.I.: Kenney, Mark COMPANY NAME: Winnepesaukee Marine Const.

MAILING ADDRESS: 60 Gadden Rd.

TOWN/CITY: Gifford STATE: NH ZIP CODE: 03249

EMAIL or FAX: winnmarine@hotmail.com PHONE: 6032537768

ELECTRONIC COMMUNICATION: By initiating here: MR, I hereby authorize NHDES to communicate all matters relative to this application electronically

10. PROPERTY OWNER SIGNATURE:

See the Instructions & Required Attachments document for clarification of the below statements

By signing this 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 102.04 for the applicable project type.
5. I have read and understand Env-Wt 102.03 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 101.42.
7. I have submitted a Request for Project Review (RPR) Form (www.nh.gov/nhdes/forms) 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.
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.

Robert Regan
Property Owner Signature

Robert Regan
Print name legibly

3/19/2017
Date

NHDES Wetlands Bureau, 29 Hazen Drive, PO Box 95, Concord, NH 03302-0095
www.nhdes.gov

MUNICIPAL SIGNATURES

11. 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"/>
	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

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.

<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:3,1

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.
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 single, original permit application form bearing the signature of the Town/ City Clerk, additional materials,

13. 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.	ATF	TEMPORARY Sq. Ft. / Lin. Ft.	ATF
Forested wetland		<input type="checkbox"/>		<input type="checkbox"/>
Scrub-shrub wetland		<input type="checkbox"/>		<input type="checkbox"/>
Emergent wetland		<input type="checkbox"/>		<input type="checkbox"/>
Wet meadow		<input type="checkbox"/>		<input type="checkbox"/>
Intermittent stream	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Perennial Stream / River	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Lake / Pond	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Bank - Intermittent stream	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Bank - Perennial stream / River	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Bank - Lake / Pond	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Tidal water	/	<input type="checkbox"/>	/	<input type="checkbox"/>
Salt marsh		<input type="checkbox"/>		<input type="checkbox"/>
Sand dune		<input type="checkbox"/>		<input type="checkbox"/>
Prime wetland		<input type="checkbox"/>		<input type="checkbox"/>
Prime wetland buffer		<input type="checkbox"/>		<input type="checkbox"/>
Undeveloped Tidal Buffer Zone (TBZ)		<input type="checkbox"/>		<input type="checkbox"/>
Previously-developed upland in TBZ		<input type="checkbox"/>		<input type="checkbox"/>
Docking - Lake / Pond	5	<input type="checkbox"/>	450.	<input type="checkbox"/>
Docking - River		<input type="checkbox"/>		<input type="checkbox"/>
Docking - Tidal Water		<input type="checkbox"/>		<input type="checkbox"/>
TOTAL	5 /		450 /	

14. 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: **450** sq. ft. X \$1.00 = **\$ 450.00**

Permanent docking structure: **5** sq. ft. X \$2.00 = **\$ 10.00**

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

Total = \$ 660.00

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

shoreland@des.nh.gov or (603) 271-2147

NHDES Wetlands Bureau, 29 Hazen Drive, PO Box 95, Concord, NH 03302-0095

www.des.nh.gov

Owner: The Reagan Family, Rev. Trust of 2005
 Robert & Erica Regan "Trustees"
 Brentwood, NH 03833
 Site: 45 Indian Shores Rd.
 TM# 62 Lot# 2

LEGEND
 1 PARCEL NUMBERS
 2 ADJACENT MAPS
 3 MATCH LINE

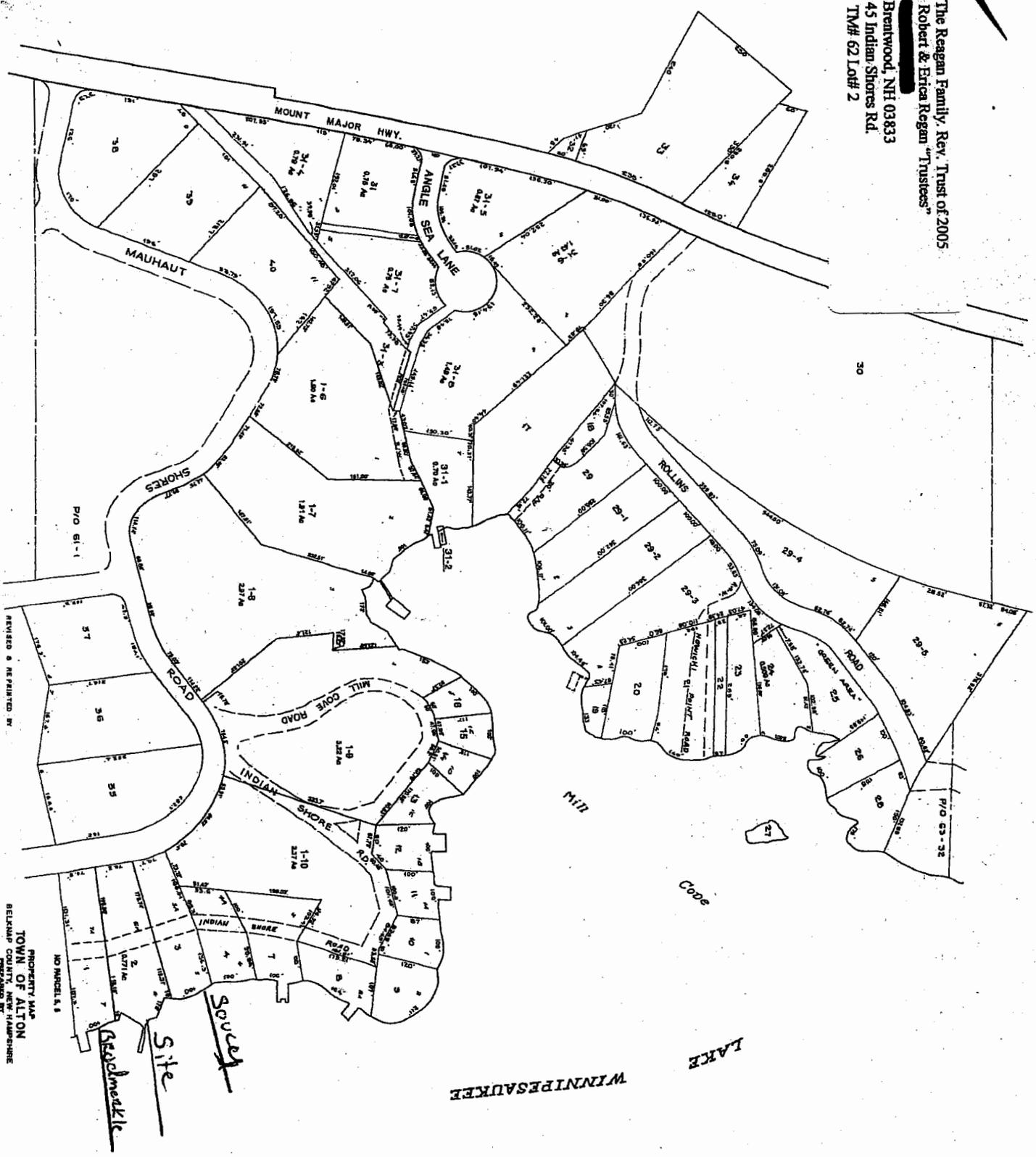
For Assessment Purposes
 Not to be used for Conveyance

61

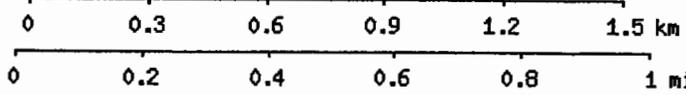
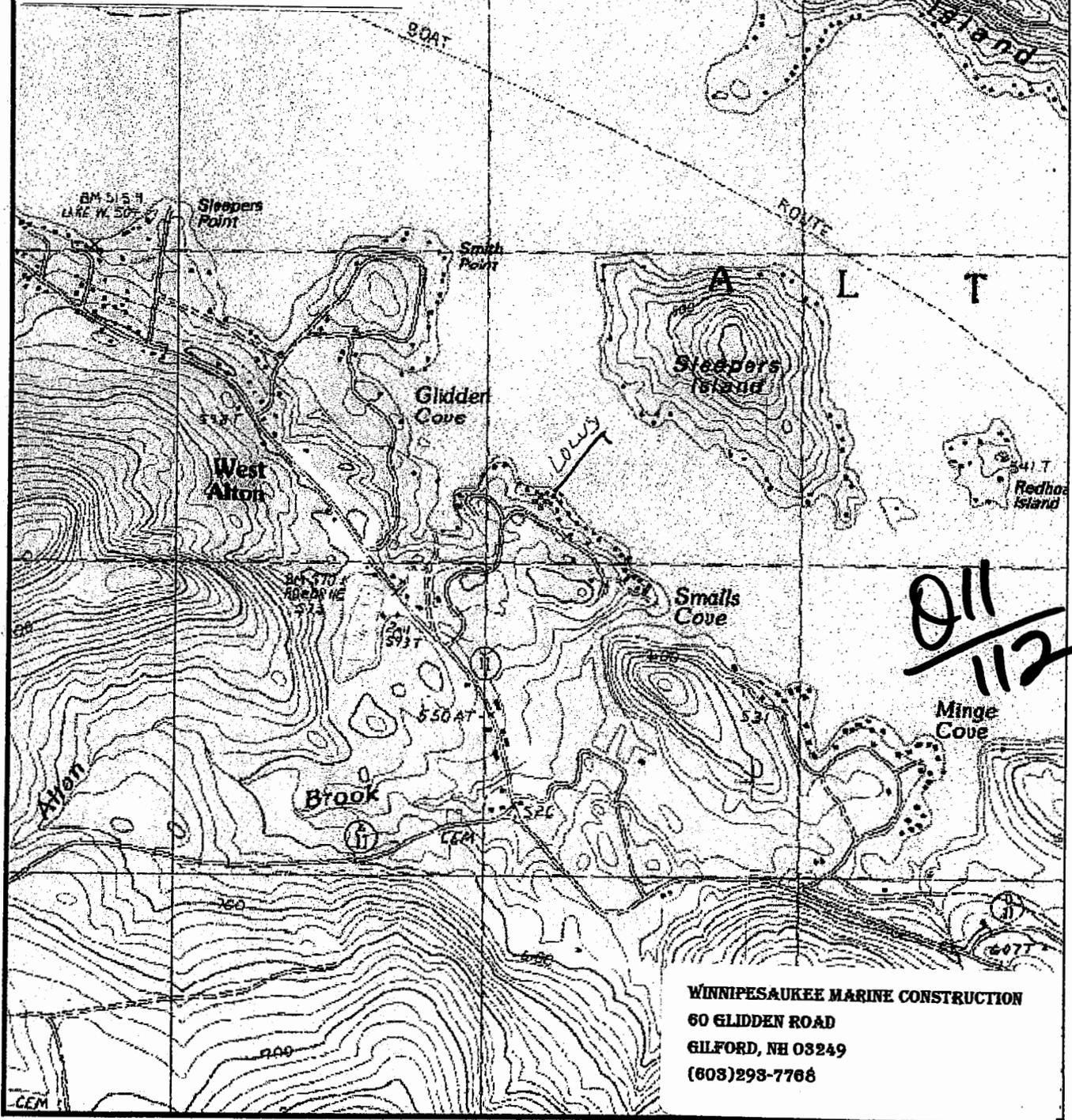
REVISED & REPAIRED BY
 CAM TECHNOLOGIES
 LITTLETON, NH 03581

PROPERTY MAP
 TOWN OF ALTON
 BELKnap COUNTY, NEW HAMPSHIRE
 PREPARED BY
 JAMES W. SEWELL COMPANY
 OLD TOWN, MAINE
 SCALE 1 INCH = 100 FEET

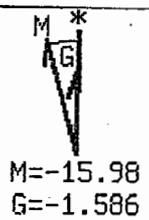
62



Owner: The Reagan Family, Rev. Trust of 2005
 Robert & Erica Regan "Trustees"
 Brentwood, NH 03833
 Site: 45 Indian Shores Rd.
 TM# 62 Lot# 2



Map center is 43° 32' 59"N, 71° 18' 00"W (WGS84/NAD83)
West Alton quadrangle
 Projection is UTM Zone 19 NAD83 Datum





New Hampshire Natural Heritage Bureau

To: Patricia Scribner
60 Glidden Rd.
Gilford, NH 03249

Date: 3/17/2017

From: NH Natural Heritage Bureau

Re: Review by NH Natural Heritage Bureau of request dated 3/17/2017

NHB File ID: NHB17-0801

Applicant: Patricia Scribner

Location: Tax Map(s)/Lot(s): 62/2
Alton

Project Description: Install (4) piling for a permanent boatlift and install a seasonal canopy.

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 3/16/2018.



MAP OF PROJECT BOUNDARIES FOR NHB FILE ID: NHB17-0801



Winnepesaukee Marine Construction Inc.

60 Glidden Road Gilford, NH 03249

(603) 293-7768

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

March 17, 2017

Abutters List

Owner: The Regan Family Rev. Trust of 2005

Robert & Erica Regan "Trustees"

[REDACTED]
Brentwood, NH 03833

Site: 45 Indian Shores Rd

TM# 62 & Lot# 2

Abutters:

Edmund Brodmerkle

[REDACTED]
Sterling, MA 01564

51 Indian Shores Rd.

TM# 62 Lot# 1

Alan Soucy

[REDACTED]
Georgetown, MA ~~01833~~
01833

41 Indian Shore Rd.

TM# 62 Lot# 3

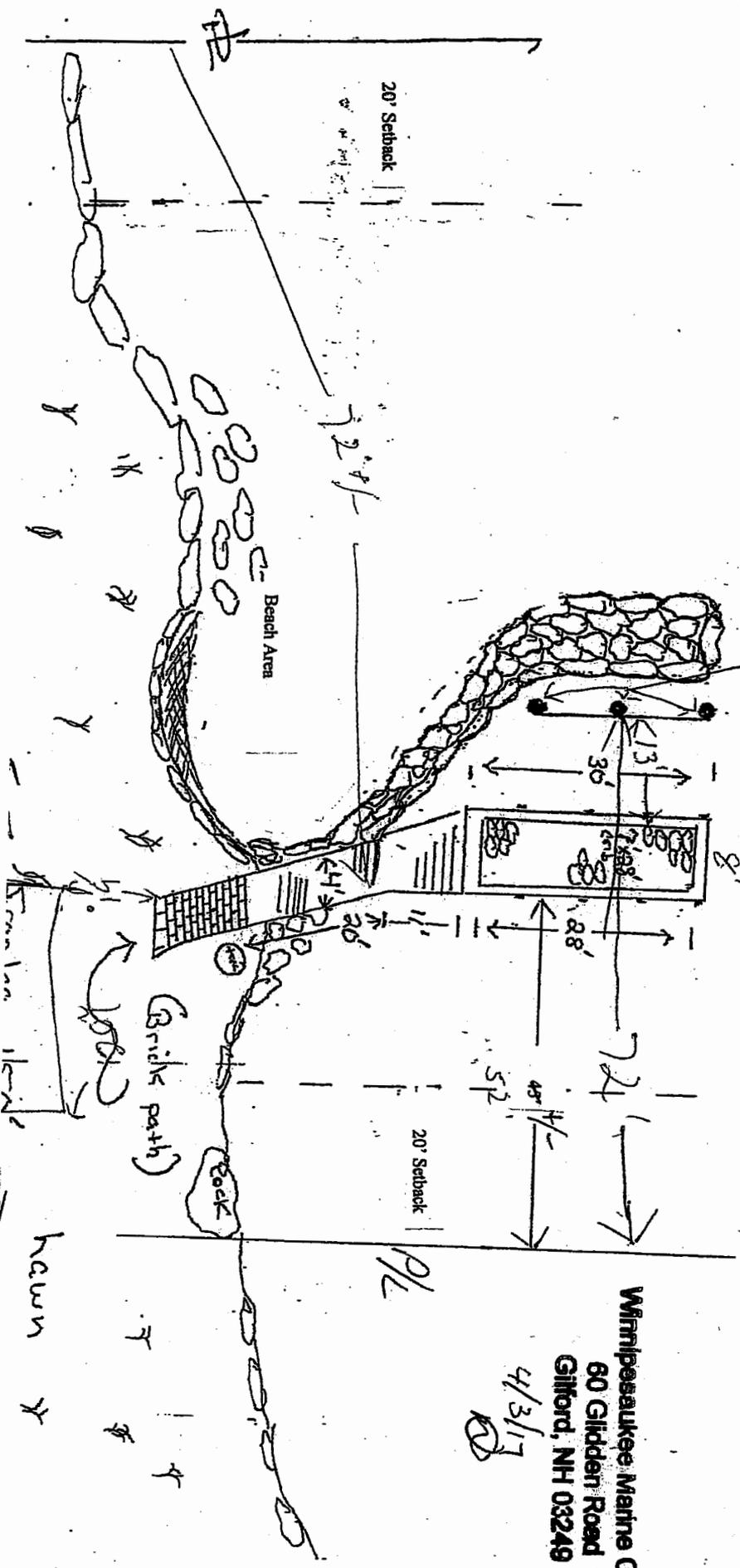
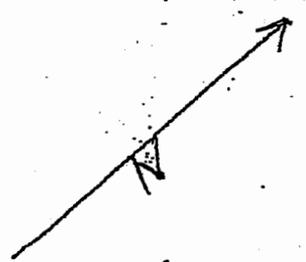
Owner: The Reagan Family, Rev. Trust of 2005
 Robert & Erica Regan "Trustees"
 Brentwood, NH 03833
 Site: 45 Indian Shores Rd.
 TM# 62 Lot# 2

1 OF 2

Lake Winnepesaukee
 NO SCALE

Existing

RECEIVED
 APR 07 2017
 NHDES
 LAND RESOURCES MANAGEMENT



Winnepesaukee Marine Const.
 60 Gladden Road
 Gifford, NH 03249
 4/3/17

RECEIVED
 APR 07 2017
 NHDES
 LAND RESOURCES MANAGEMENT

Owner: The Reagan Family, Rev. Trust of 2005
 Robert & Erica Regan "Trustees"

Site: Brentwood, NH 03833
 45 Indian Shores Rd.
 TMD# 62 Lot# 2

Lake Winnepesaukee

NO SCALE

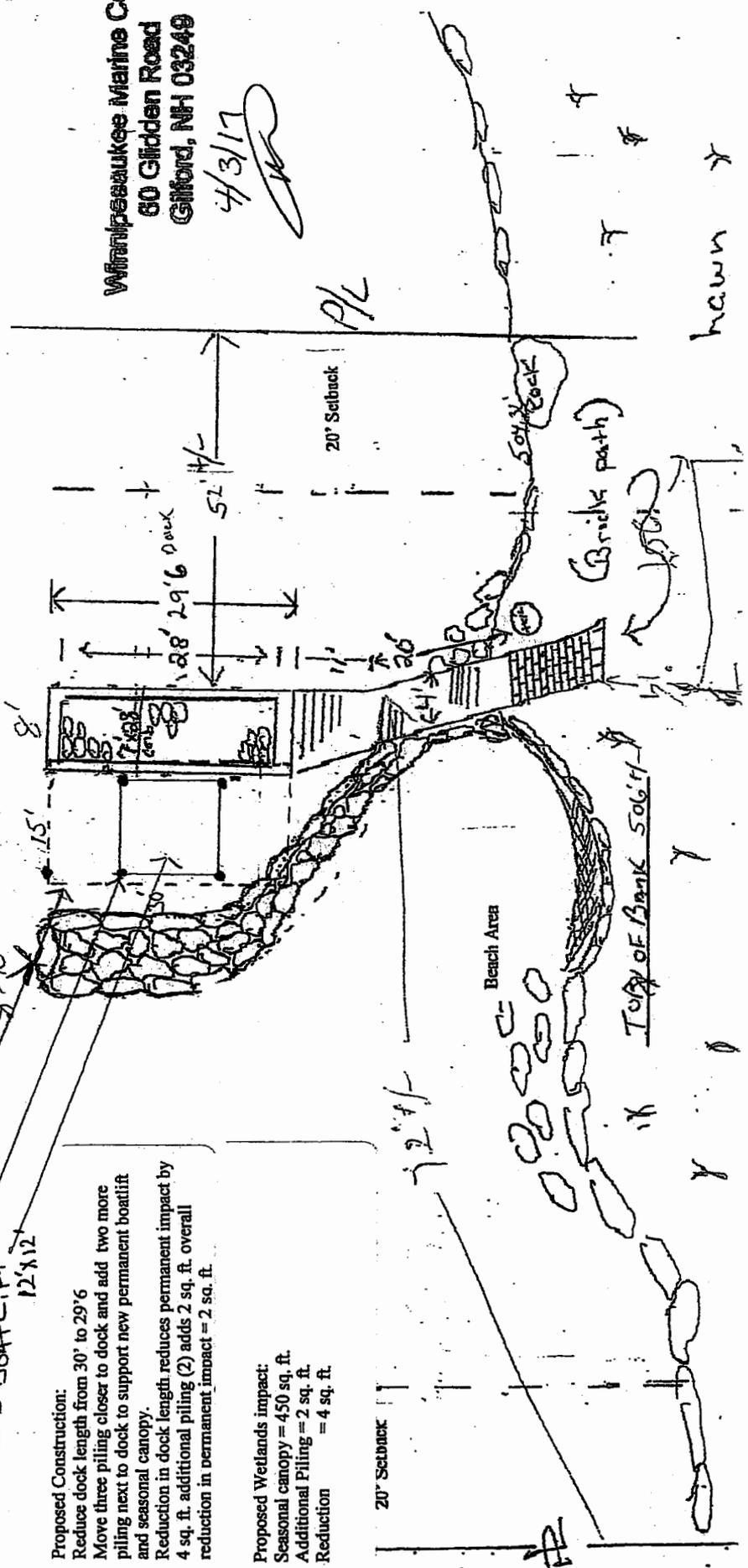
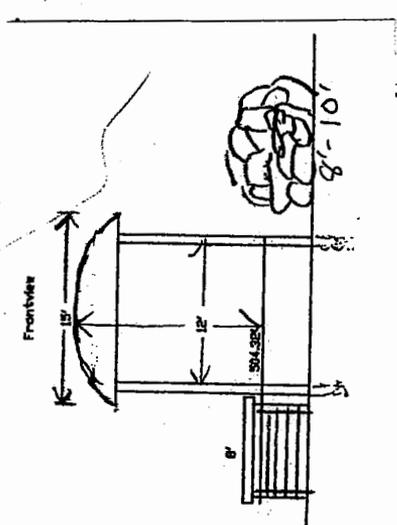
Proposed

LOFL

- - - = Canopy 15' x 30'
- = Piling (5)
- = Boat Lift 12' x 12'

Proposed Construction:
 Reduce dock length from 30' to 29'6"
 Move three piling closer to dock and add two more piling next to dock to support new permanent boatlift and seasonal canopy.
 Reduction in dock length reduces permanent impact by 4 sq. ft. additional piling (2) adds 2 sq. ft. overall reduction in permanent impact = 2 sq. ft.

Proposed Wetlands impact:
 Seasonal canopy = 450 sq. ft.
 Additional Piling = 2 sq. ft.
 Reduction = 4 sq. ft.



Winnepesaukee Marine Consl.
 60 Glidden Road
 Gifford, NH 03249

4/3/17
[Signature]

hawn