



The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner

MAY 04 '22 AM 9:55 RCVD



Sam

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May 3, 2022

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

REQUESTED ACTION

Approve Singing Eagle Lodge at Clifford Pointe, LLC's request to perform the following work on Squam Lake in Moultonborough pursuant to New Hampshire Department of Environmental Services (NHDES) file #2022-00105, in accordance with RSA 482-A:3. Comments submitted by the Moultonborough Conservation Commission stating they have no objections to the project as proposed are included in the enclosed documents.

Remove an existing 6 foot x 30 foot seasonal pier and install a 6 foot x 40 foot seasonal pier with two 6 foot x 20 foot seasonal fingers in an "F" configuration to the west of existing 3 slip boathouse along an average of 953 feet frontage on Moultonborough Bay, Squam Lake in Moultonborough.

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

1. In accordance with Env-Wt 307.16, all work shall be done in accordance with the plans dated December 27, 2021 by T.R. Selling Engineering, P.C., as received by the NH Department of Environmental Services (NHDES) on January 18, 2022.
2. This permit shall not be effective until it has been recorded in the Carroll County Registry of Deeds and a copy of the recorded permit has been provided to the department as required pursuant to RSA 482-A:3, and Env-Wt 314.02.
3. 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 as required to maintain compliance with Env-Wt 314.02 and Env-Wt 513.12.
4. Only those structures shown on the approved plans shall be installed or constructed along this frontage as required per Env-Wt 513.22, (a).
5. All portions of the docking structures shall be located at least 20 feet from the abutting property lines and no watercraft shall be secured to the docking facility such that it crosses over the imaginary extension of the property lines over the surface water as required by RSA 482-A:3, XIII.
6. No portion of the docking structures shall extend more than 40 feet from the shoreline at full lake elevation (Elev. 562.50) pursuant to Env-Wt 513.22, (a).
7. All seasonal structures shall be removed for the non-boating season as required per Env-Wt 513.22.
8. The use of this structure shall be limited to the docking and securing of watercraft as required to comply with Env-Wt 307.09.

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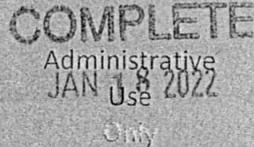
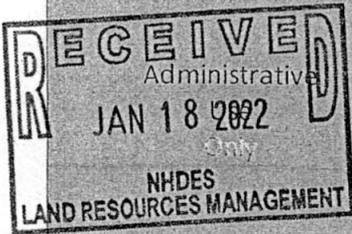
**STANDARD DREDGE AND FILL
WETLANDS PERMIT APPLICATION**
Water Division/Land Resources Management
Wetlands Bureau
Check the Status of your Application



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

APPLICANT'S NAME: Singing Eagle Lodge at Clifford Pointe, LLC

TOWN NAME: Moultonborough



Administrative Use Only

File No.: 2022-00105
Check No.: 10991
Amount: 1,000.00
Initials: BH

A person may request a waiver of the requirements in Rules Env-Wt 100-900 to accommodate situations where strict adherence to the requirements would not be in the best interest of the public or the environment but is still in compliance with RSA 482-A. A person may also request a waiver of the standards for existing dwellings over water pursuant to RSA 482-A:26, III(b). For more information, please consult the Waiver Request Form.

SECTION 1 - REQUIRED PLANNING FOR ALL PROJECTS (Env-Wt 306.05; RSA 482-A:3, I(d)(2))

Please use the Wetland Permit Planning Tool (WPPT), the Natural Heritage Bureau (NHB) DataCheck Tool, the Aquatic Restoration Mapper, or other sources to assist in identifying key features such as: priority resource areas (PRAs), protected species or habitats, coastal areas, designated rivers, or designated prime wetlands.

Has the required planning been completed?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Does the property contain a PRA? If yes, provide the following information:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<ul style="list-style-type: none"> Does the project qualify for an Impact Classification Adjustment (e.g. NH Fish and Game Department (NHF&G) and NHB agreement for a classification downgrade) or a Project-Type Exception (e.g. Maintenance or Statutory Permit-by-Notification (SPN) project)? See Env-Wt 407.02 and Env-Wt 407.04. 	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<ul style="list-style-type: none"> Protected species or habitat? <ul style="list-style-type: none"> If yes, species or habitat name(s): [redacted] NHB Project ID #: NHB21-3884 	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
• Bog?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
• Floodplain wetland contiguous to a tier 3 or higher watercourse?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
• Designated prime wetland or duly-established 100-foot buffer?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
• Sand dune, tidal wetland, tidal water, or undeveloped tidal buffer zone?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Is the property within a Designated River corridor? If yes, provide the following information:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<ul style="list-style-type: none"> Name of Local River Management Advisory Committee (LAC): [redacted] A copy of the application was sent to the LAC on Month: [redacted] Day: [redacted] Year: [redacted] 	

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

For dredging projects, is the subject property contaminated? • If yes, list contaminant: <u>N/A</u>	<input type="checkbox"/> Yes <input type="checkbox"/> No
Is there potential to impact impaired waters, class A waters, or outstanding resource waters?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
For stream crossing projects, provide watershed size (see <u>WPPT</u> or Stream Stats): <u>N/A</u>	
SECTION 2 - PROJECT DESCRIPTION (Env-Wt 311.04(i))	
Provide a brief description of the project and the purpose of the project, outlining the scope of work to be performed and whether impacts are temporary or permanent. DO NOT reply "See attached"; please use the space provided below.	
Modify an existing permitted 180 square foot 6 x 30' seasonal dock providing dockage for two boats and replace with a 480 square foot 6 x 40 seasonal dock with two 6 x 20' seasonal fingers to accommodate 4 boatslips, for a total of 7 boatslips on a shorefont average of 953 +/- feet. The total increase in seasonal dock square footage will be 300 square feet.	
SECTION 3 - PROJECT LOCATION	
Separate wetland permit applications must be submitted for each municipality within which wetland impacts occur.	
ADDRESS: <u>66 Singing Eagle Road</u>	
TOWN/CITY: <u>Moultonborough</u>	
TAX MAP/BLOCK/LOT/UNIT: <u>84/1</u>	
US GEOLOGICAL SURVEY (USGS) TOPO MAP WATERBODY NAME: <u>Squam Lake</u> <input type="checkbox"/> N/A	
(Optional) LATITUDE/LONGITUDE in decimal degrees (to five decimal places):	<u>43.74901</u> ° North <u>71.51017</u> ° West

SECTION 4 - APPLICANT (DESIRED PERMIT HOLDER) INFORMATION (Env-Wt 311.04(a))

If the applicant is a trust or a company, then complete with the trust or company information.

NAME: Singing Eagle Lodge at Clifford Pointe, LLC

MAILING ADDRESS: _____

TOWN/CITY: _____

STATE: _____

ZIP CODE: _____

EMAIL ADDRESS: _____

FAX: _____

PHONE: _____

ELECTRONIC COMMUNICATION: By initialing here: TC, I hereby authorize NHDES to communicate all matters relative to this application electronically.

SECTION 5 - AUTHORIZED AGENT INFORMATION (Env-Wt 311.04(c))

N/A

LAST NAME, FIRST NAME, M.I.: Nadeau, Regina A.

COMPANY NAME: Normandin, Cheney & O'Neil, PLLC

MAILING ADDRESS: 213 Union Avenue

TOWN/CITY: Laconia

STATE: NH

ZIP CODE: 03246

EMAIL ADDRESS: rnadeau@nco-law.com

FAX: _____

PHONE: 603-524-4380

ELECTRONIC COMMUNICATION: By initialing here RAN, I hereby authorize NHDES to communicate all matters relative to this application electronically.

SECTION 6 - PROPERTY OWNER INFORMATION (IF DIFFERENT THAN APPLICANT) (Env-Wt 311.04(b))

If the owner is a trust or a company, then complete with the trust or company information.

Same as applicant

NAME: _____

MAILING ADDRESS: _____

TOWN/CITY: _____

STATE: _____

ZIP CODE: _____

EMAIL ADDRESS: _____

FAX: _____

PHONE: _____

ELECTRONIC COMMUNICATION: By initialing here _____, I hereby authorize NHDES to communicate all matters relative to this application electronically.

SECTION 7 - RESOURCE-SPECIFIC CRITERIA ESTABLISHED IN Env-Wt 400, Env-Wt 500, Env-Wt 600, Env-Wt 700, OR Env-Wt 900 HAVE BEEN MET (Env-Wt 313.01(a)(3))

Describe how the resource-specific criteria have been met for each chapter listed above (please attach information about stream crossings, coastal resources, prime wetlands, or non-tidal wetlands and surface waters):

- Env-Wt 406.03(a)(5), a wetlands delineation is not required.
- Requirements of Env-Wt 513.05(b):
 - (1) Env-300: per Env-Wt 306.04 this project qualifies for a Standard permit application; per Env- 306.06 abutters have been notified; per Env-307.06, the NHI reports no indications of threatened or endangered species or habitat in the project vicinity; per Env-Wt 307.13 and Env-Wt 513.10(b) the project meets all statutory 20' setbacks; not wetlands delineation required, no threatened or endangered species or habitat
 - (2) Env- 513-10(a): the dockage structure is at least 20' away from each property line
 - (3) Env-513-10(d): the dockage structure is perpendicular to shore with 2 parallel fingers, instead of a more impacting structure consisting of two perpendicular fingers and a walkway along the shore for access, warranting a deviation from that more standard conguration. The configuration also provides easier dockage in relation to prevailing winds.
 - (3) Env-513-11(a)(1)a: the seasonal dockage system does not exceed 40' in length and due to long straight contiguration of shore, no impact on navigation
 - (4) Env-513.12(b): the average shoreline frontage is 953'+/1. Under Env-513.12(b) 13 slips would be allowed. There is an existing approved dug in boat house on the shore housing 3 boat slips (2019-2216) and there is an approved 2 slip seasonal pier (2014-1109) which will be replaced with a 4 slip seasonal pier, totalling 7 slips on 953 ft of frontage.
 - (5) Env-513.14: each slip provides for 6' in width with 2' of navigational space on either side per RSA 482-A:2VIII(b). All work to be done out of water.

SECTION 8 - AVOIDANCE AND MINIMIZATION

Impacts within wetland jurisdiction must be avoided to the maximum extent practicable (Env-Wt 313.03(a)).* Any project with unavoidable jurisdictional impacts must then be minimized as described in the Wetlands Best Management Practice Techniques For Avoidance and Minimization and the Wetlands Permitting: Avoidance, Minimization and Mitigation Fact Sheet. For minor or major projects, a functional assessment of all wetlands on the project site is required (Env-Wt 311.03(b)(10)).*

Please refer to the application checklist to ensure you have attached all documents related to avoidance and minimization, as well as functional assessment (where applicable). Use the Avoidance and Minimization Checklist, the Avoidance and Minimization Narrative, or your own avoidance and minimization narrative.

*See Env-Wt 311.03(b)(6) and Env-Wt 311.03(b)(10) for shoreline structure exemptions.

SECTION 9 - MITIGATION REQUIREMENT (Env-Wt 311.02)

If unavoidable jurisdictional impacts require mitigation, a mitigation pre-application meeting must occur at least 30 days but not more than 90 days prior to submitting this Standard Dredge and Fill Permit Application.

Mitigation Pre-Application Meeting Date: Month: Day: Year:

N/A - Mitigation is not required

SECTION 10 - THE PROJECT MEETS COMPENSATORY MITIGATION REQUIREMENTS (Env-Wt 313.01(a)(1)c)

Confirm that you have submitted a compensatory mitigation proposal that meets the requirements of Env-Wt 800 for all permanent unavoidable impacts that will remain after avoidance and minimization techniques have been exercised to the maximum extent practicable: I confirm submittal.

N/A – Compensatory mitigation is not required

SECTION 11 - IMPACT AREA (Env-Wt 311.04(g))

For each jurisdictional area that will be/has been impacted, provide square feet (SF) and, if applicable, linear feet (LF) of impact, and note whether the impact is after-the-fact (ATF; i.e., work was started or completed without a permit).

For intermittent and ephemeral streams, the linear footage of impact is measured along the thread of the channel. *Please note, installation of a stream crossing in an ephemeral stream may be undertaken without a permit per Rule Env-Wt 309.02(d), however other dredge or fill impacts should be included below.*

For perennial streams/rivers, the linear footage of impact is calculated by summing the lengths of disturbances to the channel and banks.

Permanent impacts are impacts that will remain after the project is complete (e.g., changes in grade or surface materials).

Temporary impacts are impacts not intended to remain (and will be restored to pre-construction conditions) after the project is completed.

JURISDICTIONAL AREA		PERMANENT			TEMPORARY		
		SF	LF	ATF	SF	LF	ATF
Wetlands	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"/>
	Vernal Pool			<input type="checkbox"/>			<input type="checkbox"/>
	Designated Prime Wetland			<input type="checkbox"/>			<input type="checkbox"/>
	Duly-established 100-foot Prime Wetland Buffer			<input type="checkbox"/>			<input type="checkbox"/>
Surface Water	Intermittent / Ephemeral Stream			<input type="checkbox"/>			<input type="checkbox"/>
	Perennial Stream or River			<input type="checkbox"/>			<input type="checkbox"/>
	Lake / Pond			<input type="checkbox"/>			<input type="checkbox"/>
	Docking - Lake / Pond	300	40	<input type="checkbox"/>			<input type="checkbox"/>
	Docking - River			<input type="checkbox"/>			<input type="checkbox"/>
Banks	Bank - Intermittent Stream			<input type="checkbox"/>			<input type="checkbox"/>
	Bank - Perennial Stream / River			<input type="checkbox"/>			<input type="checkbox"/>
	Bank / Shoreline - Lake / Pond			<input type="checkbox"/>			<input type="checkbox"/>
Tidal	Tidal Waters			<input type="checkbox"/>			<input type="checkbox"/>
	Tidal Marsh			<input type="checkbox"/>			<input type="checkbox"/>
	Sand Dune			<input type="checkbox"/>			<input type="checkbox"/>
	Undeveloped Tidal Buffer Zone (TBZ)			<input type="checkbox"/>			<input type="checkbox"/>
	Previously-developed TBZ			<input type="checkbox"/>			<input type="checkbox"/>
	Docking - Tidal Water			<input type="checkbox"/>			<input type="checkbox"/>
TOTAL							

SECTION 12 - APPLICATION FEE (RSA 482-A:3, I)

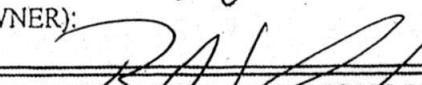
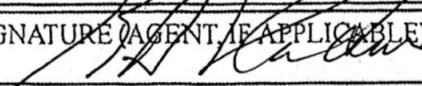
<input type="checkbox"/> MINIMUM IMPACT FEE: Flat fee of \$400.
<input type="checkbox"/> NON-ENFORCEMENT RELATED, PUBLICLY-FUNDED AND SUPERVISED RESTORATION PROJECTS, REGARDLESS OF IMPACT CLASSIFICATION: Flat fee of \$400 (refer to RSA 482-A:3, 1(c) for restrictions).
<input type="checkbox"/> MINOR OR MAJOR IMPACT FEE: Calculate using the table below:
Permanent and temporary (non-docking): <input type="text"/> SF × \$0.40 = \$ <input type="text"/>
Seasonal docking structure: 300 SF × \$2.00 = \$ 600
Permanent docking structure: <input type="text"/> SF × \$4.00 = \$ <input type="text"/>
Projects proposing shoreline structures (including docks) add \$400 = \$ 400
Total = \$ 1000
The application fee for minor or major impact is the above calculated total or \$400, whichever is greater = \$ 1000

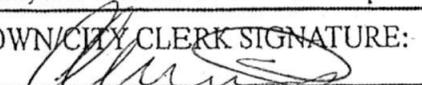
lrm@des.nh.gov or (603) 271-2147

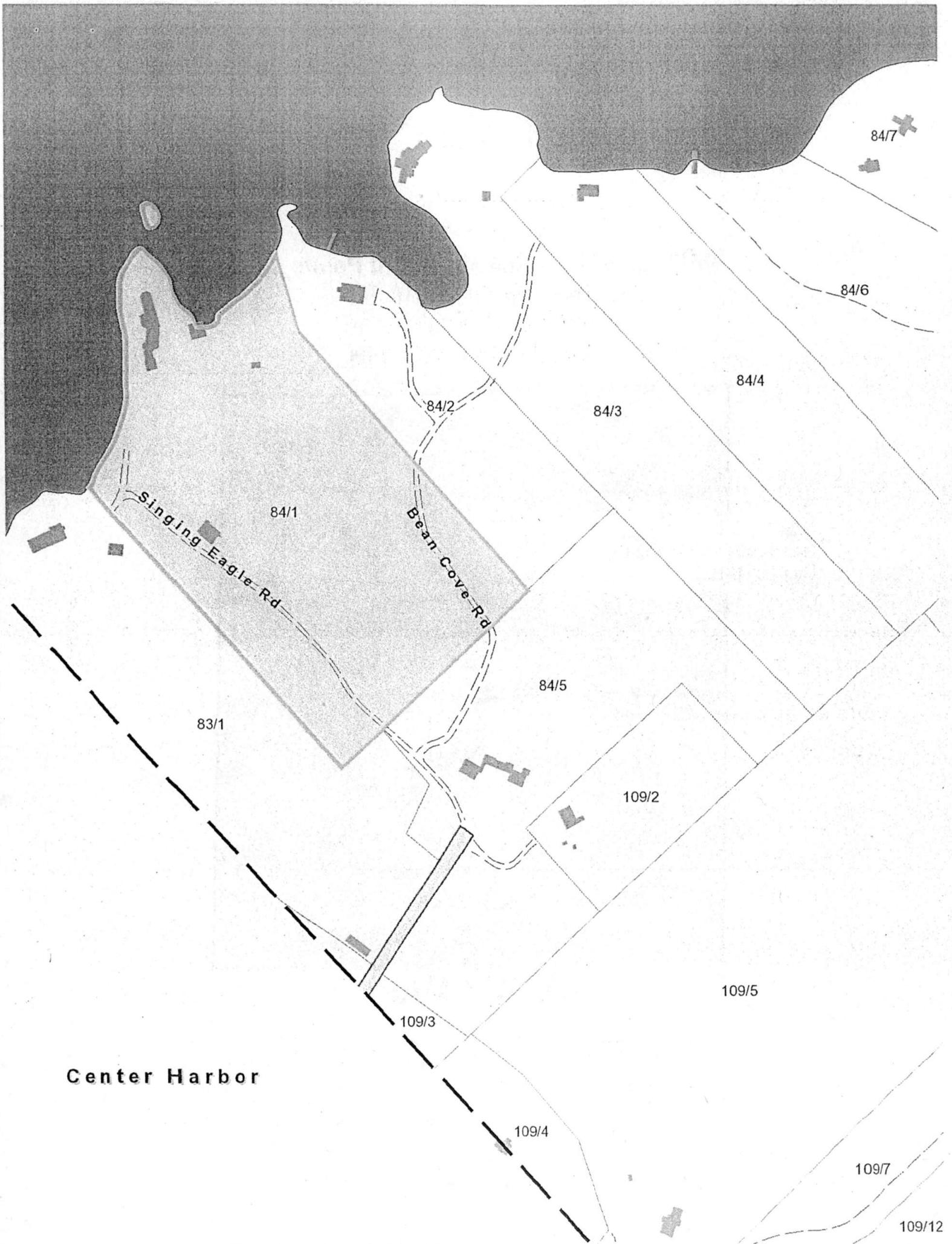
NHDES Wetlands Bureau, 29 Hazen Drive, PO Box 95, Concord, NH 03302-0095

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SECTION 13 - PROJECT CLASSIFICATION (Env-Wt 306.05) Indicate the project classification.	
<input type="checkbox"/> Minimum Impact Project	<input type="checkbox"/> Minor Project
<input checked="" type="checkbox"/> Major Project	
SECTION 14 - REQUIRED CERTIFICATIONS (Env-Wt 311.11)	
Initial each box below to certify:	
Initials: TC [Redacted] [Redacted]	To the best of the signer's knowledge and belief, all required notifications have been provided.
Initials: TC [Redacted] [Redacted]	The information submitted on or with the application is true, complete, and not misleading to the best of the signer's knowledge and belief.
Initials: TC [Redacted] [Redacted]	The signer understands that: <ul style="list-style-type: none"> The submission of false, incomplete, or misleading information constitutes grounds for NHDES to: <ol style="list-style-type: none"> Deny the application. Revoke any approval that is granted based on the information. If the signer is a certified wetland scientist, licensed surveyor, or professional engineer licensed to practice in New Hampshire, refer the matter to the joint board of licensure and certification established by RSA 310-A:1. The signer is subject to the penalties specified in New Hampshire law for falsification in official matters, currently RSA 641. The signature shall constitute authorization for the municipal conservation commission and the Department to inspect the site of the proposed project, except for minimum impact forestry SPN projects and minimum impact trail projects, where the signature shall authorize only the Department to inspect the site pursuant to RSA 482-A:6, II.
Initials: TC [Redacted] [Redacted]	If the applicant is not the owner of the property, each property owner signature shall constitute certification by the signer that he or she is aware of the application being filed and does not object to the filing.

SECTION 15 - REQUIRED SIGNATURES (ENV-WT 311.04(D); ENV-WT 311.11)		
SIGNATURE (OWNER): 	PRINT NAME LEGIBLY: Timothy Clifford <i>MNR OF LLC</i>	DATE: 12/30/2021
SIGNATURE (APPLICANT, IF DIFFERENT FROM OWNER): 	PRINT NAME LEGIBLY:	DATE:
SIGNATURE (AGENT, IF APPLICABLE): 	PRINT NAME LEGIBLY: REGINA A. NADEAU	DATE: 1/10/2022

SECTION 16 - TOWN / CITY CLERK SIGNATURE (ENV-WT 311.04(F))	
As required by RSA 482-A:3, I(a)(1), 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.	
TOWN/CITY CLERK SIGNATURE: 	PRINT NAME LEGIBLY: Alana Gilson
TOWN/CITY: <i>Moultonborough</i>	DATE: <i>1/14/2022</i>



Center Harbor

Singing Eagle Rd

Bean Cove Rd

83/1

84/1

84/2

84/3

84/4

84/6

84/7

84/5

109/2

109/5

109/3

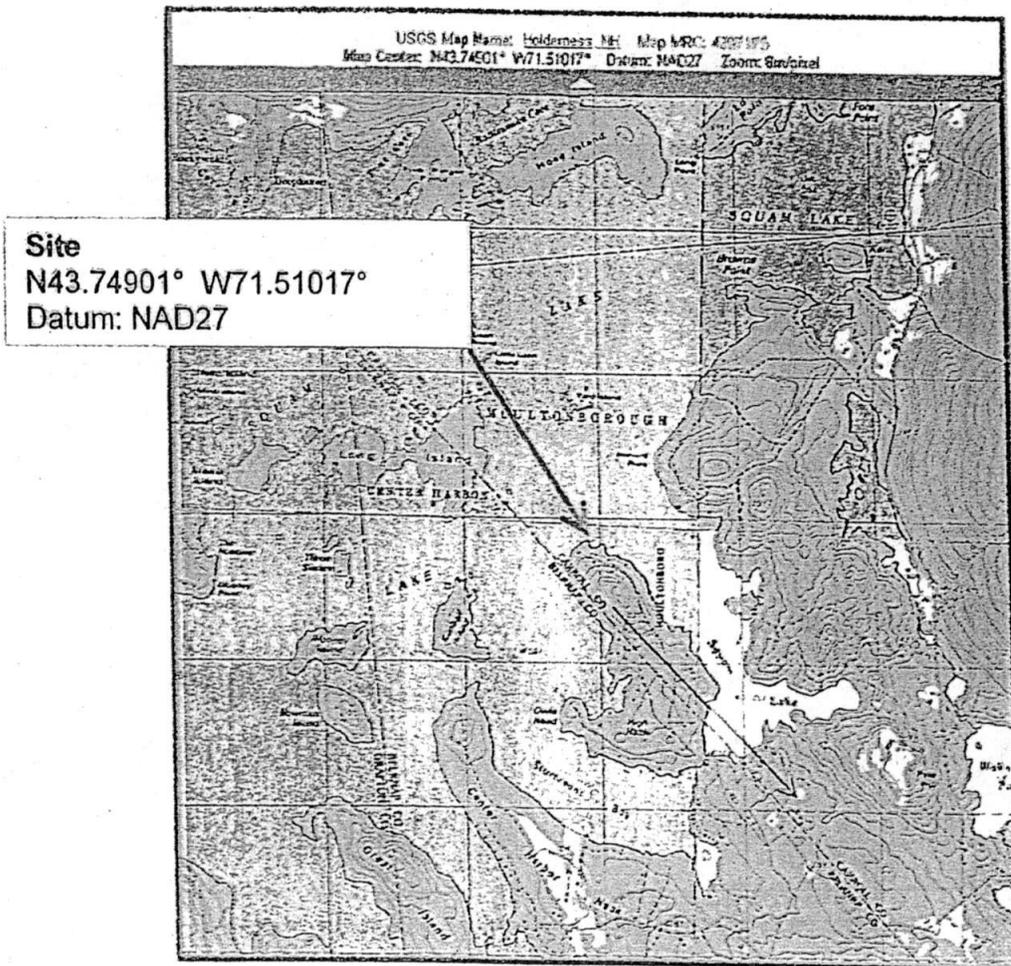
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109/7

109/12

NHDES

Singing Eagle Lodge at Clifford Pointe, LLC.
Tax Map 84, Lot# 01
66 Singing Eagle Road
Moultonborough, NH



USGS MAP

New Hampshire Natural Heritage Bureau
NHB DataCheck Results Letter

To: Regina Nadeau
PO Box 575
Laconia, NH 03246

From: NH Natural Heritage Bureau

Date: 12/16/2021 (This letter is valid through 12/16/2022)

Re: Review by NH Natural Heritage Bureau of request dated 12/16/2021

Permit Type: Seasonal Dock, Trails and Culvert Repair and Replacement Statutory Permit by Notification (SPN)

NHB ID: NHB21-3884

Applicant: Regina Nadeau

Location: Moultonborough
Tax Map: 84, Tax Lot: 01
Address: 66 Singing Eagle Road

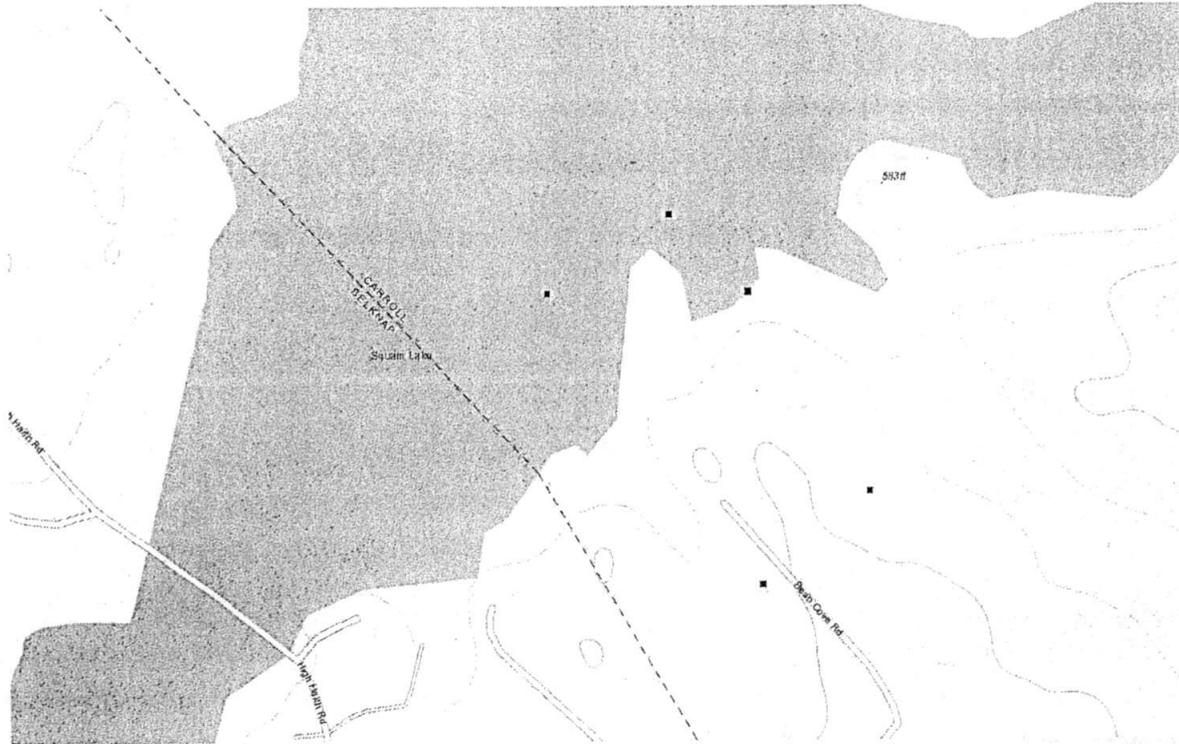
Proj. Description: remove a 6' x 30' seasonal pier with dockage for 2 boats and replace with seasonal pier with dockage for 4 boats

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.

New Hampshire Natural Heritage Bureau
NHB DataCheck Results Letter

MAP OF NOTIFICATION POINTS FOR: NHB21-3884



MOULTONBOROUGH CONSERVATION COMMISSION
MOULTONBOROUGH, NEW HAMPSHIRE 03254

Application Date 1/19/2022 Map No. 84 Lot No. 001

**Report to the Wetlands Board from the Moultonborough Conservation Commission
regarding the Standard Review/Fill and Dredge Permit, Expedited or Permit by
Notification Application of:**

Name Singing Eagle Lodge at Clifford Pointe, LLC

Mailing Address 41 Rolling Meadow Drive, Holiston, MA 01746

Location of Property 66 Singing Eagle Road

Type of Project Standard Dredge & Fill – Major Project: Replace a 6’x30’ seasonal dock with a 6’x40’ seasonal dock and add 2 6’x20’ seasonal fingers.

We have no objections to the issuance of this permit.

Please suspend action on this application pursuant to RSA 483-A:4-a IV, so we may investigate this project.

We have investigated this application and would like to make the following recommendations:

State File No

Signature: Marie Samaha, Moultonborough Con. Comm Date: 1/19/2022

Abutters List

Eaglet Family Partnership

Tax Map 83-001

Pennwoods Nominee Trust

Tax Map 84-005

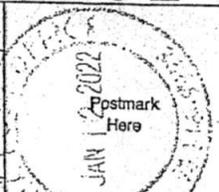
Metzger Family Squam Lake Trust

Tax Map 84-002

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Metzger Family Squam Lake Trust	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

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Eaglet Family Partnership	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

