



The State of New Hampshire  
**Department of Environmental Services**

Robert R. Scott, Commissioner



April 30, 2025

Her Excellency, Governor Kelly A. Ayotte  
and The Honorable Council  
State House  
Concord, NH 03301

**REQUESTED ACTION**

Approve Harold Picken's request to perform the following work on Lake Winnepesaukee in Moultonborough pursuant to NH Department of Environmental Services (NHDES) Wetlands Bureau permit #2025-00023, and in accordance with RSA 482-A:3. No comments were submitted by the Moultonborough Conservation Commission regarding the project as proposed.

Repair an existing 45 linear foot breakwater in-kind by replacing fallen or dislodged rocks, replace an existing U-shaped dock consisting of replacing a 6 foot x 30 foot seasonal pier with a 6 foot x 40 foot seasonal pier connecting to a 4 foot x 12 foot seasonal walkway connecting to a 4 foot x 43.5 foot cantilevered/piling supported dock connected to the associated breakwater, install two seasonal watercraft lifts, install a 14 foot x 30 foot seasonal canopy, and install 6 foot wide water access steps along an average 180 linear feet of frontage on Lake Winnepesaukee in Moultonborough.

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 approved plans dated September 20, 2024, by Walker McGrauth, of Shorethings, as received by the NH Department of Environmental Services (NHDES) on January 6, 2025.
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. The seasonal dock shall be removed from the water prior to applying any paint, stain, or other preservative coating, and not returned to the water until after such coating is dry as required per Env-Wt 513.22(b)(4).
4. 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 shall be removed for the non-boating season as required per Env-Wt 513.19.
5. All seasonal structures, including watercraft lifts, shall be removed for the non-boating season as required per Env-Wt 513.22
6. 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.

[www.des.nh.gov](http://www.des.nh.gov)

29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095

NHDES Main Line: (603) 271-3503 • Subsurface Fax: (603) 271-6683 • Wetlands Fax: (603) 271-6588

TDD Access: Relay NH 1 (800) 735-2964

7. The owner understands and accepts that should these docking structures be found to have an unreasonable impact on the ability of abutting owners to use and enjoy their properties or the public's right to navigation, passage, and use of the resource for commerce and recreation the structures shall be subject to removal pursuant to RSA 482-A:1, RSA 482-A:11,(2), and Env-Wt 513.03 (a).
8. All development activities associated with any project shall be conducted in compliance with applicable requirements of RSA 483-B and Env-Wq 1400 during and after construction as required pursuant to RSA 483-B:3.
9. Construction-related debris shall be placed outside of those areas subject to RSA 482-A or RSA-483-B unless a permit for the deposition of materials within those areas has been obtained as required per RSA 482-A:3 or RSA 483-B:5-b respectively.
10. No activity shall be conducted in such a way as to cause or contribute to any violation of surface water quality standards specified in RSA 485-A:8 or Env-Wq 1700.
11. In accordance with Env-Wt 307.10(c), turbidity controls shall be installed prior to construction and maintained during construction such that no turbidity escapes the immediate work area; and remain in place until suspended particles have settled and water at the work site has returned to normal clarity.
12. Pursuant to RSA 482-A:14, RSA 482-A:14-b, and RSA 482-A:14-c, NHDES is authorized to take appropriate compliance actions should it be determined that, based upon additional information which becomes available, any of the structures depicted as "existing" on the plans submitted by or on behalf of the permittee were not previously permitted or grandfathered.

#### EXPLANATION

NHDES approved this project on March 03, 2025. NHDES supported its decision with the following findings:

1. This is a major impact project per Administrative Rule Env-Wt 513.24(c)(3), the modification of the dock is adjacent to or attached to a breakwater.
2. The applicant has an average of 180 feet of frontage along Lake Winnepesaukee.
3. A maximum of 3 slips may be permitted on this frontage per Rule Env-Wt 513.12, Frontage Requirements for Private and Non-commercial Docking Structures.
4. The existing and proposed docking facilities will provide 2 slips as defined per RSA 482-A:2, VIII, and therefore meets Rule Env-Wt 513.12.
5. The NHDES 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.
6. Concerns received from the Moultonborough Conservation Commission list work being done on the existing docks prior to receiving any permits.
7. Applicant has listed unpermitted structures for "After-the-Fact" approval on the application and is applying to bring the structures into compliance with the law.
8. The NHDES finds that the project as proposed and conditioned meets the requirements of RSA 482-A and the Wetlands Program Code of Administrative Rules Chapters Env-Wt 100 - 900. No waivers of RSA 482-A or the Wetlands Program Code of Administrative Rules Chapters Env-Wt 100 - 900 were requested or approved under this permit action.

Her Excellency, Governor Kelly A. Ayotte  
and The Honorable Council  
Page 3 of 3

NHDES Wetlands Bureau permit #2025-00023 application documents are enclosed for review by the Governor and the Executive Council in consideration of this request and in accordance with RSA 482-A:3, II(a), as it is a major project located in New Hampshire public waters.

We respectfully request your approval of this item.

A handwritten signature in black ink, appearing to read 'Robert R. Scott', is written over a solid horizontal line.

Robert R. Scott  
Commissioner



## 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: **Hayes & Picken**

TOWN NAME: **Moultonborough**

Administrative Use Only	Administrative Use Only	Administrative Use Only	File No.: <b>2025-00023</b> Check No.: <b>8637</b> Amount: <b>\$1,369.00</b> Initials:
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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"> <li>• Does the project qualify for an Impact Classification Adjustment (e.g. NH Fish and Game Department (NHF&amp;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.</li> </ul>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<ul style="list-style-type: none"> <li>• Protected species or habitat?                             <ul style="list-style-type: none"> <li>○ If yes, species or habitat name(s):</li> <li>○ NHB Project ID #: 24-2301</li> </ul> </li> </ul>	<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"> <li>• Name of Local River Management Advisory Committee (LAC):</li> <li>• A copy of the application was sent to the LAC on Month:    Day:    Year:</li> </ul>	

For dredging projects, is the subject property contaminated? • If yes, list contaminant: _____	<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 <a href="#">WPPT</a> or Stream Stats): _____	
<b>SECTION 2 - PROJECT DESCRIPTION (Env-Wt 311.04(i))</b>	
Provide a <b>brief</b> 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. <b>DO NOT</b> reply "See attached"; please use the space provided below.	
<p>Repair an existing breakwater and associated dockage "in-kind", replace failing cantilevered poles supporting the dockage with driven pilings, install a 14ft x 30ft seasonal canopy and install two watercraft lifts in legal slips.</p>	
<b>SECTION 3 - PROJECT LOCATION</b>	
Separate wetland permit applications must be submitted for each municipality within which wetland impacts occur.	
ADDRESS: 50 Rocky Winds Rd.	
TOWN/CITY: Moultonborough	
TAX MAP/BLOCK/LOT/UNIT: 242/28	
US GEOLOGICAL SURVEY (USGS) TOPO MAP WATERBODY NAME: Lake Winnepesaukee <input type="checkbox"/> N/A	
(Optional) LATITUDE/LONGITUDE in decimal degrees (to five decimal places):	43.67146° North -71.39862° West

[irm@des.nh.gov](mailto: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](http://www.des.nh.gov)

<b>SECTION 4 - APPLICANT (DESIRED PERMIT HOLDER) INFORMATION (Env-Wt 311.04(a))</b>		
If the applicant is a trust or a company, then complete with the trust or company information.		
NAME: Hayes, Christine & Picken, Harold		
MAILING ADDRESS: [REDACTED]		
TOWN/CITY: [REDACTED]	STATE: [REDACTED]	ZIP CODE: [REDACTED]
EMAIL ADDRESS: [REDACTED]		
FAX: [REDACTED]	PHONE: [REDACTED]	
ELECTRONIC COMMUNICATION: By initialing here: [REDACTED], I hereby authorize NHDES to communicate all matters relative to this application electronically.		
<b>SECTION 5 - AUTHORIZED AGENT INFORMATION (Env-Wt 311.04(c))</b>		
<input type="checkbox"/> N/A		
LAST NAME, FIRST NAME, M.I.: Walker Magrauth		
COMPANY NAME: Shorethings		
MAILING ADDRESS: 1011 Winona Road		
TOWN/CITY: New Hampton	STATE: NH	ZIP CODE: 03256
EMAIL ADDRESS: dockpermitsplus@gmail.com		
FAX: [REDACTED]	PHONE: 1-603-217-7555	
ELECTRONIC COMMUNICATION: By initialing here [REDACTED], I hereby authorize NHDES to communicate all matters relative to this application electronically.		
<b>SECTION 6 - PROPERTY OWNER INFORMATION (IF DIFFERENT THAN APPLICANT) (Env-Wt 311.04(b))</b>		
If the owner is a trust or a company, then complete with the trust or company information.		
<input type="checkbox"/> Same as applicant		
NAME: [REDACTED]		
MAILING ADDRESS: [REDACTED]		
TOWN/CITY: [REDACTED]	STATE: [REDACTED]	ZIP CODE: [REDACTED]
EMAIL ADDRESS: [REDACTED]		
FAX: [REDACTED]	PHONE: [REDACTED]	
ELECTRONIC COMMUNICATION: By initialing here [REDACTED], 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):

Proposed repair of the existing breakwater and assoiated dockage "in-kind" meets 513.24(a). No change in size, location or configuration is proposed.

Proposed canopy is designed in accordance with Env-Wt 513.27(a)(1).

Proposed watercraft lifts shall be installed per Env-Wt513.21

A request to replace the damaged/deteriorated cantilevered poles set in the existing breakwater in favor of driven pilings is also included. Piling spacing shall be in accordance with Env-Wt 513.15(c).

**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/ivers, 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			<input type="checkbox"/>	480		<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	96		<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"/>
<b>TOTAL</b>		<b>96</b>			<b>480</b>		

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

<input type="checkbox"/> <b>MINIMUM IMPACT FEE:</b> Flat fee of \$400.	
<input type="checkbox"/> <b>NON-ENFORCEMENT RELATED, PUBLICLY-FUNDED AND SUPERVISED RESTORATION PROJECTS, REGARDLESS OF IMPACT CLASSIFICATION:</b> Flat fee of \$400 (refer to RSA 482-A:3, 1(c) for restrictions).	
<input checked="" type="checkbox"/> <b>MINOR OR MAJOR IMPACT FEE:</b> Calculate using the table below:	
Permanent and temporary (non-docking): 96 SF	× \$0.40 = \$ 39.00
Seasonal docking structure: 480 SF	× \$2.00 = \$ 960
Permanent docking structure: SF	× \$4.00 = \$
Projects proposing shoreline structures (including docks) add \$400 = \$ 400	
<b>Total = \$ 1369</b>	

The application fee for minor or major impact is the above calculated total or \$400, whichever is greater = \$ 1240

**SECTION 13 - PROJECT CLASSIFICATION (Env-Wt 306.05)**

Indicate the project classification.

<input type="checkbox"/> Minimum Impact Project	<input checked="" type="checkbox"/> Minor Project	<input type="checkbox"/> Major Project
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**SECTION 14 - REQUIRED CERTIFICATIONS (Env-Wt 311.11)**

Initial each box below to certify:

Initials: <i>AMH</i>	To the best of the signer's knowledge and belief, all required notifications have been provided.
Initials: <i>CMH</i>	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: <i>CMH</i>	<p>The signer understands that:</p> <ul style="list-style-type: none"> <li>The submission of false, incomplete, or misleading information constitutes grounds for NHDES to:                     <ol style="list-style-type: none"> <li>Deny the application.</li> <li>Revoke any approval that is granted based on the information.</li> <li>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.</li> </ol> </li> <li>The signer is subject to the penalties specified in New Hampshire law for falsification in official matters, currently RSA 641.</li> <li>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.</li> </ul>
Initials: 	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): <i>Christine M Hayes</i>	PRINT NAME LEGIBLY: <i>CHRISTINE M. HAYES</i>	DATE: <i>11/25/2024</i>
SIGNATURE (APPLICANT, IF DIFFERENT FROM OWNER): _____	PRINT NAME LEGIBLY: _____	DATE: _____
SIGNATURE (AGENT, IF APPLICABLE): _____	PRINT NAME LEGIBLY: Walker Magrauth	DATE: _____

**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: <i>Danielle LeBlanc</i>	PRINT NAME LEGIBLY: <i>Danielle LeBlanc</i>
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The application fee for minor or major impact is the above calculated total or \$400, whichever is greater = \$ 1740

**SECTION 13 - PROJECT CLASSIFICATION (Env-Wt 306.05)**

Indicate the project classification.

Minimum Impact Project       Minor Project       Major Project

**SECTION 14 - REQUIRED CERTIFICATIONS (Env-Wt 311.11)**

Initial each box below to certify:

Initials:  
QJLH

To the best of the signer's knowledge and belief, all required notifications have been provided.

Initials:  
CMMH

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:  
CMMH

The signer understands that:

- The submission of false, incomplete, or misleading information constitutes grounds for NHDES to:
  1. Deny the application.
  2. Revoke any approval that is granted based on the information.
  3. 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:  
X

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): <i>Christine M Hayes</i>	PRINT NAME LEGIBLY: CHRISTINE M. HAYES	DATE: 11/25/2021
SIGNATURE (APPLICANT, IF DIFFERENT FROM OWNER): [Redacted]	PRINT NAME LEGIBLY: [Redacted]	DATE: [Redacted]
SIGNATURE (AGENT, IF APPLICABLE): <i>Walker Magrath</i>	PRINT NAME LEGIBLY: Walker Magrath	DATE: 1/3/25

**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: [Redacted]	PRINT NAME LEGIBLY: [Redacted]
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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

TOWN/CITY: <u>Moultonborough</u>	DATE: <u>1.3.25</u>
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**DIRECTIONS FOR TOWN/CITY CLERK:**

Per RSA 482-A:3, I(a)(1)

1. IMMEDIATELY sign the original application form and four copies in the signature space provided above.
2. 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.
3. 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.
4. 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 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 at the address at the bottom of this page. Make check or money order payable to "Treasurer – State of NH".

Picken, Harold & Hayes, Christine

[REDACTED]

[REDACTED] Tax Map/Lot # 242/28

**Tax Map Project Locus**



**Map/Lot # 242/27:**

Kallfelz, Elizabeth R. Rev. Trust

Kallfelz, Ruth Trustee

[REDACTED]

[REDACTED]

**Map/Lot # 242/29:**

Jarmak, Ruth 2002 Trust

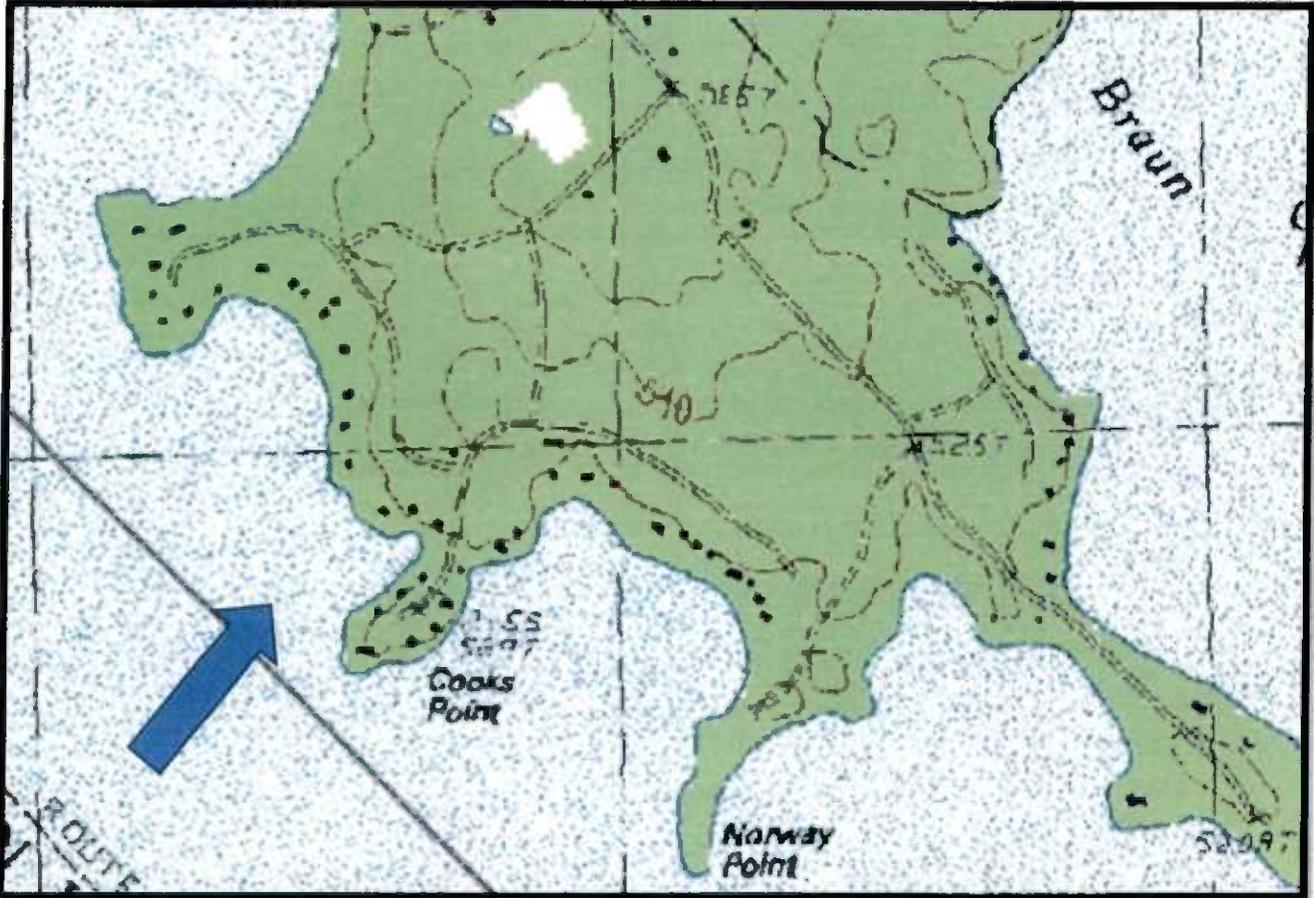
C/O Jarmak, Arnold

[REDACTED]

[REDACTED]

Picken, Harold & Hayes, Christine  
50 Rocky Winds Rd  
Moultonborough Tax Map/Lot # 242/28

USGS Project Locus



New Hampshire Natural Heritage Bureau  
NHB DataCheck Results Letter

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**To:** Walker Magrauth  
1011 Winona Road  
New Hampton, NH 03256

**From:** NH Natural Heritage Bureau

**Date:** 8/27/2024 (This letter is valid through 8/27/2025)

**Re:** Review by NH Natural Heritage Bureau of request dated 8/27/2024

**Permit Type:** Standard Dredge & Fill - Minor

**NHB ID:** NHB24-2681

**Applicant:** Walker Magrauth

**Location:** Moultonborough  
Tax Map: 242, Tax Lot: 28  
Address: 50 Rocky Winds Rd

**Proj. Description:** Repair an existing breakwater and associated dockage "in-kind". Request after-the-fact approval for relocating 6ft wide dock access steps constructed "over the bank". Request after-the-fact approval for the 6ft x 10ft expansion of a previously approved 6ft x 30ft seasonal dock (in same location). Request after-the-fact approval for installation of a seasonal canopy and watercraft lift.

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.

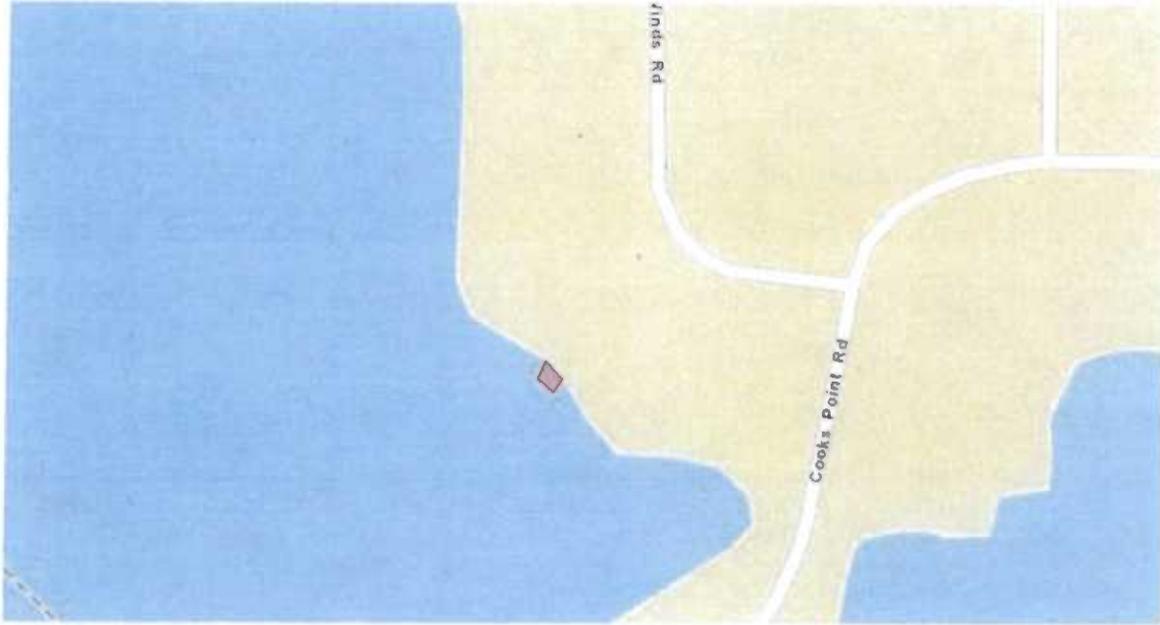
A negative result (no record in our database) does not mean that a sensitive species is not present. Our data can only tell you of known occurrences, based on information gathered by qualified biologists and reported to our office. However, many areas have never been surveyed, or have only been surveyed for certain species. An on-site survey would provide better information on what species and communities are indeed present.

Based on the information submitted, no further consultation with the NH Fish and Game Department pursuant to FIS 1004 is required.

New Hampshire Natural Heritage Bureau  
NHB DataCheck Results Letter

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**MAP OF PROJECT BOUNDARIES FOR: NHB24-2681**



**MOULTONBOROUGH CONSERVATION COMMISSION  
MOULTONBOROUGH, NEW HAMPSHIRE 03254  
COMMENT SHEET**

Application Date 1/9/2025 Map No. 242 Lot No. 28

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

**Name** Christine Hayes & Harold Picken

**Mailing Address** 

**Location of Property** 50 Rocky Winds Road

**Type of Project** Standard Dredge & Fill: Repair breakwater and dock, install seasonal canopy and watercraft lifts

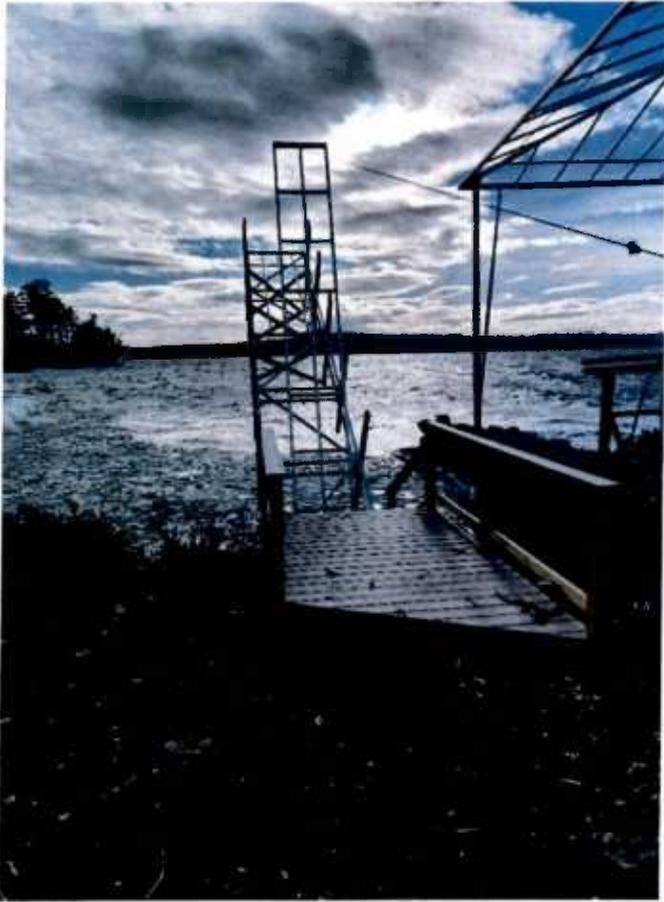
*We have no objections to the issuance of this permit.*

*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:*

The Commission recommends adding a request for constructing a 12' walkway between the docks as it was not listed in the current application narrative. This may be new construction. Also the Commission members did note that work appeared to have been done on the dock prior to the owner receiving a permit, as detailed by the agent on the project plan.

See below a photo of a new seasonal dock and access stairs to dockage.



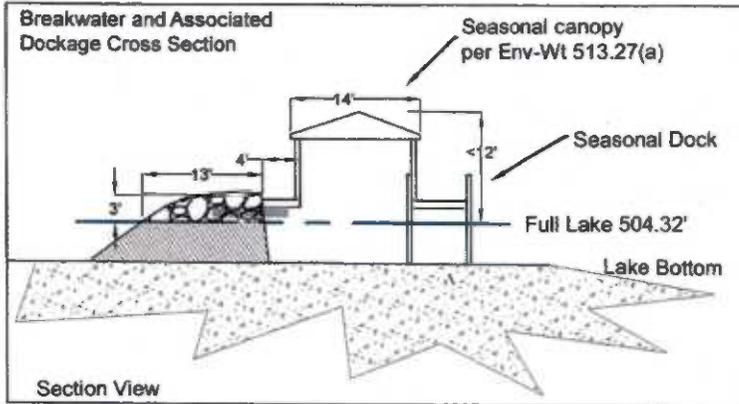
State File No

Signature: Marie Samaha, Moultonborough Con. Comm Date: January 9, 2025

**Construction Scope:**

1. Install silt fence and turbidity controls prior to commencement of project, maintain throughout and remove upon stabilization of site.
2. Drive pilings for support of dockage per plan and Env-Wt 513.15(c). Existing damaged/deteriorated cantilevered poles to be abandon.
3. Reset rocks on existing breakwater, no change in size, location or configuration
4. Reframe and deck dockage per plan. Dispose of construction debris off site & out of NH DES Wetlands Bureau jurisdiction.
5. Contractor shall ensure that finished dimensions do not exceed approved plans.

**Lake Winnepesaukee**



Temporary Stockpile Area

- Driven Piling
- ▬ Cantilevered pole/dock support
- ▨ Wood Frame Dockage
- ▩ Breakwater above 504.32'
- ▧ Approximate breakwater below 504.32'
- Turbidity Curtain / Silt Fence
- - - Approximate Boundary
- - - Approximate Shoreline

Request after the fact approval for 10ft seasonal extension on previously approved 6ft x 30ft seasonal dock

Request for existing and proposed seasonal water-craft lifts installed per Env-Wt 513.21(a)&(b).

Request after the fact approval for a single, 14ft x 30ft seasonal canopy installed in compliance with Env-Wt 513.27(a)

Request after the fact approval for 96 square feet impact in the bank for access stairs to dockage

Existing over the bank lake access stairs. No work proposed

Approximate Toe of Slope

Repair in-kind existing ±45 linear foot, ±512 square foot breakwater "in-kind"

Approximate Full Lake Shoreline 504.32'

Marker found

±175' Tie Course  
±186' Along Shore  
±180' Average Frontage

Previous over the bank stairs removed. 80 square feet over the bank and lake

Kallfeiz, Elizabeth R. Rev. Trust  
Map/Lot # 242/27

Jarmak, Ruth 2002 Trust  
Map/Lot # 242/29