Permit By Notification

The Permit By Notification (PBN) is a streamlined permitting process for certain minimum impact projects that propose impacts to resources protected under the Dredge and Fill Law, RSA 482-A. The rules and process identify certain projects in wetlands or surface waters or other protected resources areas that are minimum impact, if carried out according to the requirements in the rules. The intent of the permit by notification is to save the applicants the time of waiting fo ra paper permit, while protecting the environment and providing standards under which the minimum impact work must be accomplished.

Anyone who proposes work that qualifies for the permit by notification process is required to complete the Permit By Notification Form (with attachments) and submit it to the DES Wetlands Bureau through the municipal clerk.

- Permit by Notification Form
- Confirmation of PBN Project Completion Form
- PBN Erosion Prevention and Sedimentation Control Practices Guide

Project Specific Criteria Documents:

1. Freshwater Seasonal Dock
2. Retaining Wall Repair and Replacement
3. Maintenance Dredge
4. Temporary Cofferdams
5. Docking Structure Repair
6. Dry Hydrant
7. Maintenance of a Non-Docking Structure
8. Culvert/Bridge Replacement
9. Beach Replenishment
10. Seasonal Dock Anchoring Pad
11. Boatlift
12. Watercraft Lift
13. Residential Utilities
14. Temporary impacts associated with the inspection, maintenance and repair of existing utility lines within an existing utility right of way use the Utility Maintenance Notification

Adobe Acrobat Reader format. Download a free reader from Adobe.

Microsoft Word format. Download a free viewer from Microsoft.

NH Department of Environmental Services | 29 Hazen Drive | PO Box 95 | Concord, NH 03302-0095
(603) 271-3503 | TDD Access: Relay NH 1-800-735-2964 | Hours: M-F, 8am-4pm

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WETLANDS PERMIT BY NOTIFICATION (PBN)
PROJECT SPECIFIC CRITERIA FOR:

(PROJECT 2) REPAIR OR REPLACEMENT OF AN EXISTING RETAINING WALL

WATER DIVISION / LAND RESOURCES MANAGEMENT / WETLANDS BUREAU

Check the status of your submitted notification: www.des.nh.gov/onestop/index.htm

PROJECT SPECIFIC CRITERIA:	
Env-Wt 303.04(c); 506.01(a)(2)	The project shall be to repair or replace an ***existing*** retaining wall and all work shall be performed ***completely in the dry*** (i.e., during drawdown) and shall result in no change in height, length, location, or configuration. If a wall is to be refaced such additional width shall not exceed 6 inches.

GENERAL CRITERIA:	
Env-Wt 303.02(a),(b); 303.03(a),(b);	The project shall not impact sand dunes, tidal wetlands, or bogs, except for repair of existing structures. The project shall not involve work within 50 feet of a salt marsh or alter any bank, flat, wetland, surface water or undeveloped upland within 100 feet of the highest observable tide line, except for repair of existing structures.
Env-Wt 303.02(f); RSA 482-A:11(IV)	The project shall not be located in, or adjacent to, municipally designated prime wetlands. Note: If your Town is not subject to the 100 foot buffer and you are not in the prime wetland, then a PBN may be used. (http://des.nh.gov/organization/divisions/water/wetlands/prime_wetlands.htm)
Env-Wt 303.02(k)	The project shall not have been identified by the Natural Heritage Bureau (NHB) as an exemplary natural community or have documented occurrences of threatened and endangered species. In cases where the project has been identified by the NHB, the applicant shall consult with the NHB if any protected plant species or habitat is impacted or the NHF&G if any protected wildlife species or habitat is impacted; and provide documentation of the coordination. The department shall downgrade the project category, with mitigation if necessary, if the NHB or NHF&G (as applicable) recommend such a downgrade.
Env-Wt 304.04(a)	The project location shall be limited to at least 20 feet from an abutting property line or imaginary extension thereof over surface water unless it receives signed and notarized written agreement from the affected abutter.
Env-Wt 402.11	Any structure constructed under these criteria shall be maintained so as to be useable for its intended purpose. Future alteration or disturbance shall require additional permitting.
Env-Wt 506.01(b)	After-the-fact applications shall not qualify for the permit by notification process.
Env-Wt 506.01(c)	Subdivisions shall not qualify for the permit by notification process.
Env-Wt 506.04	Work shall be undertaken in compliance with RSA 483-B, the Shoreland Water Quality Protection Act, and all applicable project-specific criteria.
Env-Wt 304.11 (f) Env-Wt 304.06 (c)	Erosion and siltation control measures shall be installed prior to start of work, shall be maintained, and shall remain in place during construction until all disturbed surfaces are stabilized. **If a coffer dam is also proposed, you must reference the Project Specific Criteria for Temporary Cofferdams in addition to this Project Specific Criteria sheet.**
These criteria do no relieve the applicant from the obligation to obtain other local, state or federal permits, and/or consult with other agencies as may be required (including US EPA, US Army Corps of Engineers, NH Department of Transportation, NH Division of Historical Resources, NHDES-Alteration of Terrain, etc.).	

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Website: http://des.nh.gov/organization/divisions/water/wetlands