



The State of New Hampshire
Department of Environmental Services

Clark B. Freise, Assistant Commissioner



RECEIVED

MAY 19 2017

May 15, 2017

TOWN OF NEW LONDON

ROBERT K. RUGGLES
143 FAIRMONT ROAD
RIDGEWOOD, NJ 07450

RE: File #2017-00965 - Robert K. Ruggles - New London
Tax Map/Lot # 077 / 004

Dear Mr. Ruggles:

The New Hampshire Department of Environmental Services (NHDES) Wetlands Bureau has reviewed and approved the above referenced application to install a seasonal boatlift and a 4 ft. x 24 ft. seasonal pier to be connected to an existing 4 ft. x 40 ft. seasonal pier by a 4 ft. x 10 ft. seasonal walkway in an "H" configuration located leeward of an existing 160 linear foot breakwater on an average of 507 ft. of frontage on Pleasant Lake, in New London.

Any person aggrieved by this decision may appeal to the N.H. Wetlands Council ("Council") by filing an appeal that meets the requirements specified in RSA 482-A:10, RSA 21-O:14, and the rules adopted by the Council, Env-WtC 100-200. The appeal must be filed **directly with the Council within 30 days** of the date of this decision and must set forth fully **every ground** upon which it is claimed that the decision complained of is unlawful or unreasonable. Only those grounds set forth in the notice of appeal can be considered by the Council.

Information about the Council, including a link to the Council's rules, is available at <http://nhec.nh.gov/> (or more directly at <http://nhec.nh.gov/wetlands/index.htm>.) Copies of the rules also are available from the NHDES Public Information Center at (603) 271-2975.

Because of the type and classification of this project, the application must also be approved by the Governor and Executive Council. Upon completion of the appeal period, a copy of the file will be forwarded to the Governor and Executive Council for their consideration.

Sincerely,


Collis G. Adams, CWS, CPESC
Wetlands Bureau Administrator

CGA/emk

Enclosure: copy of decision

cc: New London Conservation Commission
New London Board of Selectmen
Jamie Irving, Watermark Marine Construction
Abutters

File #2017-00965 - Robert K. Ruggles - New London

DECISION DATE: May 14, 2017

DECISION:

Install a seasonal boatlift and a 4 ft. x 24 ft. seasonal pier to be connected to an existing 4 ft. x 40 ft. seasonal pier by a 4 ft. x 10 ft. seasonal walkway in an "H" configuration located leeward of an existing 160 linear foot breakwater on an average of 507 ft. of frontage on Pleasant Lake, in New London.

CONDITIONS:

1. All work shall be in accordance with plans by Watermark Marine Construction dated March 14, 2017, as received by the NHDES on April 10, 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. 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.
6. 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.
7. No portion of the seasonal pier shall extend more than 40 ft. from the shoreline at full lake elevation (Elev. 804.4).
8. All seasonal structures, including watercraft lifts, shall be removed for the non-boating season.

FINDINGS:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(d) modification of a docking system adjacent to a breakwater.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.
5. The seasonal docking system is located in a manner that takes advantage of the existing breakwater but is a fully independent structure and thus the requirements of Rule Env-Wt 402.21, Modification of Existing Structures, are not applicable to the proposed project.
6. The applicant has an average of 507 ft. of shoreline frontage along Pleasant Lake.
7. A maximum of 8 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
8. The proposed docking facility will provide 2 slips as defined per RSA 482-A:2, VIII and, therefore, meets Rule Env-Wt 402.13.
9. The Department finds that because the project is not of significant public interest and will not significantly impair the resources of Pleasant Lake, a public hearing under RSA 482-A:8 is not required.