



The State of New Hampshire
Department of Environmental Services



Robert R. Scott, Commissioner

April 27, 2022

SCHOOL ADMINISTRATIVE UNIT #53
267 PEMBROKE STREET
PEMBROKE NH 03275

Re: Request for More Information – Expedited Minimum Impact Project Permit Application (RSA 482-A)
NHDES File Number: 2022-00764
Subject Property: 177 River Rd, Allenstown, Tax Map #140, Lot #12

Dear Applicant:

On April 26, 2022, the New Hampshire Department of Environmental Services (NHDES) Wetlands Bureau reviewed the above-referenced Expedited Minimum Impact Project Permit Application (Application). Pursuant to RSA 482-A:3, XIV(a)(2) and Rules Env-Wt 100 through 900, the NHDES Wetlands Bureau determined the following additional information is required to complete its evaluation of the Application:

- 1- Pursuant to Env-Wt 407.02(c), a project that is classified as a major project based solely on the documented occurrence of protected species or habitat that would otherwise qualify for an EXP, shall be processed as an EXP, as applicable based on the other qualifying criteria, *only if the applicant provides written documentation committing to implementation of recommendations from NHB or NHF&G, or both, as applicable, regarding the protected species or habitat.* Please provide NHF&G recommendations including any on-site avoidance and minimization measures to minimize impacts to protected species or habitat. Pursuant to Env-Wt 311.01(c), compensatory mitigation *may* be required.
 - a. If the project does not meet Env-Wt 407.02(c), it is not eligible to use the Expedited (EXP) application process. The following information will be required:
 - i. A complete, dated, signed, and certified Standard Dredge and Fill Application (NHDES-W-06-012) for a Major project, plus the application fee balance.
 - ii. A functional assessment per Env-Wt 311.10.
 - iii. A compensatory mitigation proposal per Env-Wt 311.01(c)(2) and Env-Wt 524.02(d), as specified in Env-Wt 311.08 and Chapter Env-Wt 800.
- 2- Please provide completed vernal pool documentation forms for the isolated wetland assessed in accordance with the vernal pool delineation methods outlined in Rule Env-Wt 406.01(d). Confirmation as a vernal pool could impact NH Fish and Game Department (NHF&G) recommendations and federal agency review.
- 3- If a vernal pool is confirmed, please initiate coordination with the US Army Corps of Engineers (USACE) by providing completed Vernal Pool Characterization Forms, to the USACE, attn. Lindsey Lefebvre (Lindsey.E.Lefebvre@usace.army.mil). Forms must be completed for each vernal pool for both pre- and post-construction conditions. The form is in Appendix H of the USACE mitigation SOP, linked here: [NEW ENGLAND DISTRICT REGULATORY DIVISION COMPENSATORY \(army.mil\)](#). Impacts within vernal pool envelopes could require federal mitigation, which would be specified in the NHDES Wetlands Permit.

Please submit the required information as soon as practicable. Pursuant to RSA 482-A:3, XIV(a)(2), **the required information must be received by the NHDES Wetlands Bureau within 60 days of the date of this request (no later than**

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

June 26, 2022), or the Application will be denied. Should additional time be necessary to submit the required information, an extension of the 60-day time period may be requested. Requests for additional time must be received prior to the deadline in order to be approved. In accordance with applicable statutes and regulations, the applicant is also expected to provide copies of the required information to the municipal clerk and all other interested parties.

Pursuant to RSA 482-A:3, XIV(a)(3), the NHDES Wetlands Bureau will approve or deny the Application within 30 days of receipt of all required information, or schedule a public hearing, if required by RSA 482-A or associated rules.

If you have any questions, please contact me at Seta.Detzel@des.nh.gov or (603) 271-2917.

Sincerely,



Seta A. Detzel
Wetlands Specialist, Wetlands Bureau
Land Resources Management, Water Division

cc: Erin Lambert, Wilcox & Barton, Inc.
Allenstown Municipal Clerk/Conservation Commission
ec: Lori Sommer, NHDES Wetlands Bureau, Mitigation Program
Gloria Andrews, NHDES Alteration of Terrain
Kat Wadiak, NH Fish and Game Department (NHB21-3036)
Lindsey Lefebvre, US Army Corps of Engineers