The State of New Hampshire
Department of Environmental Services
Thomas S. Burack, Commissioner

Celebrating 25 Years of Protecting New Hampshire's Environment

December 11, 2012

George A. Calef Revocable Trust
35 Mallego Rd.
Barrington, NH 03825

Frederick Drew III
38 Parker Mountain Rd.
Barrington, NH 03825

RE: NHDES Wetlands File # 2012-01858 George Calef/Frederick Drew III - Route 9/ Franklin Pierce Highway, Barrington Tax Map/Lot # 238 / 9.1, 14, 16, 18

Dear Mr. Calef and Mr. Drew:

Attached please find Wetlands Permit # 2012-01858 to dredge and fill a total of 6,050 square feet of wetlands for construction of roadway crossings for a 64-lot subdivision on 117 acres with 48 acres of open space, including 2,410 square feet of impact and installation of twin 36" x 38' culverts; 2,100 square feet of impact and installation of twin 24" x 49' culverts; and 1,540 square feet of impact and installation of a 36" x 49' culvert.

The decision to approve this application was based on the following findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h), projects involving less than 20,000 square feet of alteration in the aggregate of non-tidal wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The applicant must cross wetlands to access buildable uplands.
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. The project was redesigned so that the vernal pool noted on the property would be located in a designated open space area, not on a lot intended to be developed; wildlife corridor and buffer areas have also been set aside as open space, and the designated prime wetland on the property is also protected in the open space area.
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. Recommendations of NH Fish & Game Department for protection of Blanding's turtles possibly located in the vicinity of the site have been incorporated into permit conditions.
5. The Barrington Conservation Commission did not report.

Any party may apply for reconsideration with respect to any matter determined in this action within 30 days from the date of this letter. A motion for reconsideration must specify all grounds upon which future appeals may be based, and should include information not available to DES when the decision was made. DES may grant reconsideration if, in its opinion, good reason is provided in the motion.

Your permit must be signed, and a copy must be posted in a prominent location on site during construction. If you have any questions, please contact our office at (603) 559-1507.

Sincerely,

Dori Wiggin
East Region Supervisor
DES Wetlands Bureau

cc: Barrington Conservation Commission
Barrington Municipal Clerk
GZA Environmental

The State of New Hampshire

DEPARTMENT OF ENVIRONMENTAL SERVICES

Thomas S. Burack, Commissioner

NOTICE TO RECIPIENTS OF MINOR IMPACT N.H. WETLANDS PERMITS

Your permit was approved by the New Hampshire Wetlands Bureau as a minor impact project, and your project will be reviewed by the U.S. Army Corps. of Engineers for possible approval under the Army Corps New Hampshire State Programmatic General Permit - SPGP. The Army Corps will notify you within thirty (30) days if they will require additional information or an individual federal permit application.

If you do not hear from the Army Corps within thirty (30) days, and your project meets the conditions of the SPGP (attached), your project will automatically be approved under the SPGP. You should contact the Army Corps, at 1-800-343-4789, if your project does not meet the conditions of the SPGP.

NO WORK SHOULD BE DONE WITHOUT AUTHORIZATION FROM THE ARMY CORPS UNLESS THIRTY (30) DAYS HAVE PASSED AFTER N.H. WETLANDS BUREAU APPROVAL, AND ALL CONDITIONS OF THE SPGP ARE MET.

THESE APPROVALS DO NOT RELIEVE YOU FROM OBTAINING ANY NECESSARY LOCAL PERMITS THAT MAY BE REQUIRED BY YOUR TOWN.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO GIVE US A CALL AT 603-271-2147

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THIS NOTICE WAS SENT WITH MINOR IMPACT PERMIT #2012-1858 ON 12/11/12 BY DAW

CC: U.S. ARMY CORPS. OF ENGINEERS

DES Web site: www.des.nh.gov
P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095
Telephone: (603) 271-2147 • Fax: (603) 271-6588 • TDD Access: Relay NH 1-800-735-2964

The State of New Hampshire

Department of Environmental Services

Thomas S. Burack, Commissioner

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WETLANDS AND NON-SITE SPECIFIC PERMIT 2012-01858

Permittee:

George A. Calef Revocable Trust
35 Mallego Rd.
Barrington, NH 03825

Frederick Drew III
38 Parker Mountain Rd.
Barrington, NH 03825

NOTE -- CONDITIONS

Project Location: **Route 9 - Franklin Pierce Highway, Barrington**
Barrington Tax Map/Lot No. 238 / 9.1

Waterbody:

APPROVAL DATE: 12/11/2012 **EXPIRATION DATE: 12/11/2017**

Based upon review of the above referenced application, in accordance with RSA 482-A and RSA 485-A:17, a Wetlands Permit and Non-Site Specific Permit was issued. This permit shall not be considered valid unless signed as specified below.

PERMIT DESCRIPTION: Dredge and fill a total of 6,050 square feet of wetlands for construction of roadway crossings for a 64-lot subdivision on 117 acres with 48 acres of open space, including 2,410 square feet of impact and installation of twin 36" x 38' culverts; 2,100 square feet of impact and installation of twin 24" x 49' culverts; and 1,540 square feet of impact and installation of a 36" x 49' culvert.

THIS APPROVAL IS SUBJECT TO THE FOLLOWING PROJECT SPECIFIC CONDITIONS:

1. All work shall be in accordance with plans and materials by Beals Associates dated June 2012, as received by the NH Department of Environmental Services (DES) on 7/13/2012, and on 11/2/2012.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
3. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #2 of this approval.
4. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau, by certified mail, return receipt requested.
5. This permit is contingent on approval by the DES Subsurface Systems Bureau.
6. Pursuant to recommendations by NH Fish & Game Department ("NHFG") relative to protection of Blanding's turtles the following shall apply:

a. there shall be no cutting of trees or their canopies around the vernal pools on the property to protect the shade ability of the trees;

b. personnel working on the job site shall be made aware of the potential to encounter Blanding's and spotted turtles, particularly during May and June, and shall report any encounters to the NHFG Nongame and Endangered Wildlife Program.

7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment

on wetlands.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
9. Within three days of final grading, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
11. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
12. Silt fencing must be removed once the area is stabilized.
13. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).

GENERAL CONDITIONS THAT APPLY TO ALL DES WETLANDS PERMITS:
1. A copy of this permit shall be posted on site during construction in a prominent location visible to inspecting personnel;
2. This permit does not convey a property right, nor authorize any injury to property of others, nor invasion of rights of others;
3. The Wetlands Bureau shall be notified upon completion of work;
4. This permit does not 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 (NH Department of Cultural Resources), NHDES-Alteration of Terrain, etc.);
5. Transfer of this permit to a new owner shall require notification to and approval by DES;
6. This permit shall not be extended beyond the current expiration date.
7. This project has been screened for potential impacts to **known** occurrences of rare species and exemplary natural communities in the immediate area. Since many areas have never been surveyed, or have received only cursory inventories, unidentified sensitive species or communities may be present. This permit does not absolve the permittee from due diligence in regard to state, local or federal laws regarding such communities or species.
8. Review enclosed sheet for status of the US Army Corps of Engineers' federal wetlands permit.

APPROVED: Dori Wiggin

Dori Wiggin, East Region Supervisor
DES Wetlands Bureau

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BY SIGNING BELOW I HEREBY CERTIFY THAT I HAVE FULLY READ THIS PERMIT AND AGREE TO ABIDE BY ALL PERMIT CONDITIONS.

OWNER'S SIGNATURE (required) CONTRACTOR'S SIGNATURE (required)