

TOWN OF MILFORD

Office of Community Development
Planning • Zoning • Building Safety • Code Enforcement • Health
Economic Development • Active Projects



Administrative Review

Date: April 20, 2020
To: Jason Plourde, Chair, Zoning Board of Adjustment
From: Lincoln Daley, Community Development Director
Subject: **Case #2020-05: Andrew and Krista Gardent, Milford Tax Map 3, Lot 10 - Special Exception Application**

The applicant is before the Board of Adjustment seeking a SPECIAL EXCEPTION from the Milford Zoning Ordinance per Article VI, Section 6.02.5.B to allow approximately 1,500 sq.ft of wetland buffer impact associated with the construction of a wetlands crossing in the Residential 'R' district. In reviewing the files for this property, I offer the following comments:

1. Existing Conditions – The 28 acre property is a landlocked, undeveloped property located at the Milford municipal border between Lyndborough in proximity to Cortland Road. Access to the property is from the applicant's adjacent property, Map 3, Lot 12 (0 North River Road) via of an existing logging road/driveway to North River Road.
2. The wetland buffer disturbances are associated with the construction of a wetlands crossing (culvert) across a stream for permanent access to the subject property otherwise inaccessible without said crossing. (See attached photographs) The ultimate use of the crossing will be for a driveway while the short term use will be for forestry management.
3. The applicant filed a wetland permit with NHDES with engineered crossing plan which is currently under review. (Attached please find the excerpted wetland permit application and associated Tier 1 Stream Crossing Plan).
4. As shown in the project Stream Crossing Plan, the wetland project will result in both permanent and temporary impacts to the wetland and wetland buffer. The permanent impacts include the fill, culvert, and dry fit stone walls. The total impact along the thread of the stream is 30.33 linear feet. The total area of temporary wetlands impact is 106 square feet while the permanent impact will be 299 square feet. The project will impact approximately 715 square foot wetland buffer disturbance to the south of the culvert and 800 square feet to the north.
5. Pursuant to Sections 6.02.5B and 6.02.6, the proposed project/use requires a Special Exception as it will alter the surface configuration of the Wetland Buffer area by the addition of fill, removal of soil, or obstruct in any manner the natural flow of ground or surface water, or disturb in any manner the ground itself to any depth and that are otherwise permitted by the Zoning Ordinance.

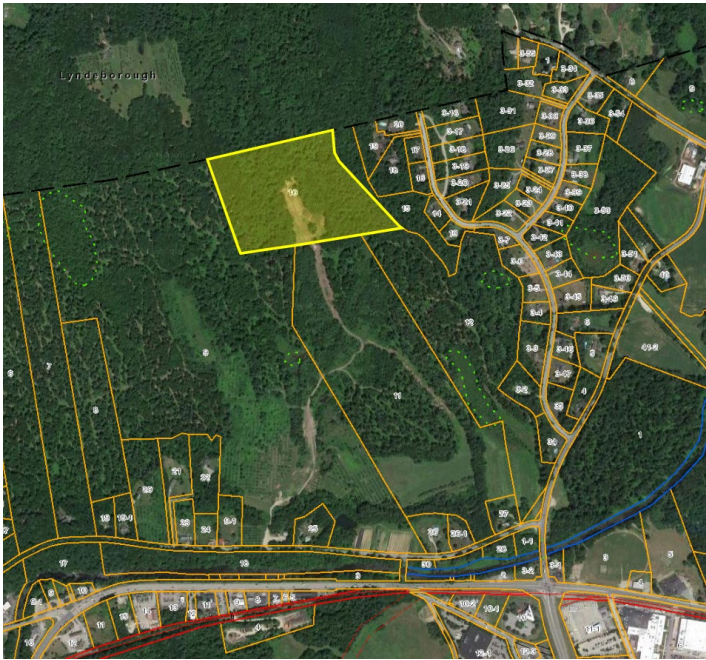
- The permit and stream crossing plan has been reviewed and signed by the Conservation Commission on 1/9/20.

Respectfully submitted

Lincoln Daley

Cc: file

Aerial Photographs of Subject Property





ZBA Application

MILFORD ZONING BOARD OF ADJUSTMENT

GENERAL PROPERTY INFORMATION FOR ALL APPLICATIONS

PROPERTY INFORMATION

Street Address: 3-10

Tax Map / Parcel #: 3-10

Lot Size: 28 acres

PROPERTY CURRENTLY USED AS

undeveloped piece of property.

If the application involves multiple lots with different owners, attach additional copies of this page.

PROPERTY OWNER

Name: Andrew & Krista Gardent

Address: 10 Edwards St.

City/State/Zip: Wilton, NH 03086

Phone: (603) 654-7190

Email: krista.gardent@yahoo.com

The applicant is the person who is making this proposal on behalf of themselves, the owner or a third party. This is usually the same as the property owner, but might be a tenant, someone who plans to purchase the property, an engineer or lawyer, etc. If the applicant is the same as the owner, just check "Same as owner" and leave the rest of this section blank.

APPLICANT/REPRESENTATIVE

SAME AS OWNER

Name:

Address:

City/State/Zip:

Email:

Phone: ()

Cell: ()

The undersigned property owner(s) hereby authorize(s) the filing of this application and agree to comply with all code requirements applicable to this application.

Krista Gardent
Property Owner's signature

3/3/20
Date:

te Received: 3/3/2020
 Case Number: 2020-05
 Application Number: 20200515
 Hearing Date: 4-2-2020
 Decision Date: _____
 Decision: _____

Zoning District (check one):

- Residence A
- Residence B
- Residence R
- Commercial
- Limited Commercial
- Industrial
- Integrated Commercial-Industrial
- Integrated Commercial-Industrial-2

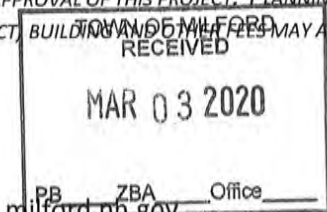
Overlay District (check any that apply):

- West Elm Street Overlay
- Nashua/Elm Street Overlay
- Commerce & Community Overlay
- Open Space & Conservation
- Wetlands Conservation
- Groundwater Protection
- Floodplain Management

APPLICATION FEES

Application Fee:	\$75.00
Abutters Fee: \$4 x <u>7</u>	<u>28</u>
Amount received:	<u>103.00</u>
Date Received:	<u>3/3/20</u>
Check _____ Cash <input checked="" type="checkbox"/>	

THE FEES ASSOCIATED WITH THIS APPLICATION DO NOT APPLY TO ANY OTHER FEES REQUIRED FOR APPROVAL OF THIS PROJECT. PLANNING, IMPACT, BUILDING AND OTHER FEES MAY APPLY.





ZBA Application – Special Exception
MILFORD ZONING BOARD OF ADJUSTMENT

te Received: _____
 Case Number: _____
 Application #: _____
 Date Complete: _____
 Hearing Date: _____
 Decision Date: _____
 Decision: _____

PROPERTY INFORMATION

Street Address:

Tax Map / Parcel #: 3-10

A Special Exception is a use which is permitted by the Zoning Ordinance, but requires approval from the Zoning Board of Adjustment. Most special exceptions have a list of additional criteria that must be met in order for the ZBA to approve the application.

*Note that in addition to the specific criteria that may be listed for a particular special exception, all special exceptions are subject to the general criteria in Section 10.02.1 of the Zoning Ordinance.

What section of the Zoning Ordinance are you applying under?

Article VI Section 6.02.5 B

Describe the use you are proposing under the above section of the Ordinance.

we are asking for relief of the buffer zone requirement for the purpose of this crossing.

Application for (check all that apply):

- Home Occupation
- Self-Storage Facilities
- Accessory Dwelling Unit
- Office in Res-A & B
- Wetland Buffer Impact
- Change/Expansion of Non-conforming Use/Structure
- Side/Rear yard setback reduction
- Other

General Criteria Section 10.02.1

Describe the project you are requesting a Special Exception for: wetlands crossing, to access the land and maintain field. Putting in covert to mitigate the pond stream.

Explain how the proposal meets the general criteria as specified in Article X, Section 10.02.1 of the Zoning Ordinance:

A. The proposed use is similar to those permitted in the district because: We are just trying to access the site. Just as neighboring properties trying to access the other side of their property

B. The specific site is an appropriate location for the proposed use because: It is where the land contours to lowest impact of wetlands. we hired Meridian and they deemed this the best spot. least impacted.

C. The use as developed will not adversely affect the adjacent area because: We have an engineered plan showing it mitigate any impacts to the buffer. Proper erosion control is in place to mitigate what we are requesting

D. There will be no nuisance or serious hazard to vehicles or pedestrians because: It is a private property and an engineered plan.

E. Adequate appropriate facilities will be provided for the proper operation of the proposed use because: We believe this is not applicable to our exception request. Private use only. engineered plan is for crossing. Not for structure.



ZBA Application – Special Exception
MILFORD ZONING BOARD OF ADJUSTMENT

OFFICE IN THE RESIDENCE A AND B DISTRICTS 10.02.7

1. Is the specific site of the proposed office use located in an existing building that is an appropriate location for the proposed use and ancillary to the Residential Use permitted by right? Please explain.
2. Will the use as proposed adversely affect adjacent Residential areas? Please explain.
3. Will there will be any nuisance, such as but not limited to: noise, odor, hours of operation, traffic, deliveries and lighting associated with this use? Please explain.
4. Will there be any outside storage? Please explain.
5. Has the applicant made a site plan application to the Planning Board (hearing subsequent to Zoning Board approval)?
 Yes No Date of hearing:

WETLAND AND WETLAND BUFFER IMPACT 6.02.6

1. Has the need for the project been addressed? Please explain.
To access the other side of property. And to keep vehicles out of wetlands.
2. Is the plan proposed the least impactful to the wetlands, surface waters and/or associated buffers? Please explain.
Yes, we hired Meridian to come up with best plan with least impact to buffer.
3. Has the impact on plants, fish and wildlife been addressed? Please explain.
Yes, we are taking precautions on the endangered spotted turtle being renewed by the state fish game.
4. Has the impact on the quality and quantity of surface and ground waters been addressed? Please explain.
Yes, The engenered plan proposes to improve the flow of water. Better midigate the flow.
5. Has the potential for increased flooding, erosion and sedimentation been addressed? Please explain.
Yes, the engenered plan shows the appropriate erosion measures and controls.
6. Has the cumulative impact if all parties owning or abutting the affected wetland were allowed to alter or impact the wetland or buffer area in the same way? Please explain. ~~We~~ *We are not impacting abutting properties the engenered plan ~~addresses~~ takes into account abutting properties.*
7. Has the impact of the values and function of the overall wetland and wetland complex been addressed? Please explain.
*Our engenered plan calls for a concrete caulvert to ~~openly~~ *beft**
8. Has a comment from the Milford Conservation Commission been solicited? Yes No
 Date of Conservation Commission Meeting attended:

Yes,

And
 The proper time to install.
 5.

7. midigate the flow of water. and helps with wild life.

→ 8. yes. Jan. 9. 2020 we were approved.

Milford

GARDENT, ANDREW
VINCENT, KRISTA
10 EDWARDS ST
WILTON, NH 03086

MCLEOD BROTHERS INC
PO BOX 789
WILTON, NH 03086-0789

MILFORD, TOWN OF
1 UNION SQ
MILFORD, NH 03055-4230

MOSSEY, KRISTINE L TRSTEE
VALERIE E MCLEOD TRST
749 NORTH RIVER RD
MILFORD, NH 06055

Merian Land Services, Inc.

Lynde borough

Jean family Rev. Trust of 2008
Jean, Robert and Stapleton, Beck Trustees
11 Scott Winn Road
Peterborough, NH 03458

Fitch's Corner Farm Stand LLC
182 Center Road
Lynde borough, NH 03082

WETLAND LEGEND:

- PFO1/4B PALUSTRINE FORESTED, BROAD LEAVED DECIDUOUS/NEEDLE-LEAVED EVERGREEN, SATURATED
- R4SB3 RIVERINE, INTERMITTENT, STREAMBED, COBBLE-GRAVEL
- PSS1E PALUSTRINE SCRUB SHRUB BROAD LEAVED DECIDUOUS SEASONALLY FLOODED/SATURATED
- 10 FT. CONTOUR
- 2 FT. CONTOUR
- EDGE OF WETLAND
- EDGE OF TIER 1 STREAM
- SILTATION CONTROL
- PROPOSED DRYFIT STONEWALL
- 25' WETLAND BUFFER (TOWN OF MILFORD)
- WETLAND PERMANENT DISTURBANCE AREA (289 SQ.FT.)
- WETLAND TEMPORARY DISTURBANCE AREA (106 SQ.FT.)
- WETLAND AREA PHOTO ORIENTATION & DIRECTION

JURISDICTIONAL AREA	IMPACT AREA (Sq. Ft.)	
	PERMANENT	TEMPORARY
PFO1/4B	256	96
R4SB3	43	10
TOTAL	299	106

EROSION CONTROL NOTES:

DURING CONSTRUCTION AND THEREAFTER, EROSION CONTROL MEASURES ARE TO BE IMPLEMENTED AS NOTED:

- INSTALLATION OF SILTATION CONTROL SHALL BE COMPLETED PRIOR TO THE START OF SITE WORK IN ANY GIVEN AREA. PREFABRICATED SILTATION CONTROL SHALL BE INSTALLED ACCORDING TO THE MANUFACTURER'S RECOMMENDATIONS.
- SILTATION CONTROL SHALL BE KEPT CLEAN DURING CONSTRUCTION AND REMOVED WHEN ALL SLOPES HAVE A HEALTHY STAND OF VEGETATIVE COVER. EROSION CONTROL MEASURES SHALL BE INSPECTED ON A WEEKLY BASIS AND AFTER EVERY RAINFALL.
- EXISTING VEGETATION IS TO REMAIN UNDISTURBED WHEREVER POSSIBLE.
- THE AREA OF LAND EXPOSED AND THE TIME OF EXPOSURE SHALL BE MINIMIZED. ALL DISTURBED AREAS SHALL BE STABILIZED WITHIN 72 HOURS AFTER FINAL GRADING.
- DURING EXCAVATION THE PROJECT SHALL BE GRADED IN SUCH A WAY THAT ALL SIDE SLOPES SLOPE INTO THE PROJECT.
- ALL DISTURBED AREAS SHALL HAVE A MINIMUM OF 4.5" OF LOAM INSTALLED WITH SOD OR NOT LESS THAN 1.1 POUNDS OF SEED MIX PER 1,000 SQ. FT. SEED MIXTURE SHALL BE:
 - TALL FESCUE - 0.45 LBS.
 - CREeping RED FESCUE - 0.45 LBS.
 - BIRD'SFOOT TREFLOIL - 0.20 LBS.
- PURSUANT TO RSA 483-B:9 (ICd), NO FERTILIZER SHALL BE APPLIED TO VEGETATION OR SOILS LOCATED WITHIN 25 FEET OF THE REFERENCE LINE OF ANY PUBLIC WATER. BEYOND 25 FEET, SLOW CONTROLLED RELEASE FERTILIZER, AS DEFINED BY RULES ADOPTED BY THE DEPARTMENT, MAY BE USED. PER ENV-Wq 1402.16, 'LOW PHOSPHATE, SLOW RELEASE NITROGEN FERTILIZER' MEANS FERTILIZER THAT IS GUARANTEED, AS INDICATED ON THE PACKAGE LABEL, TO CONTAIN:
 - (a) NOT MORE THAN 2% PHOSPHORUS; AND
 - (b) A NITROGEN COMPONENT WHICH IS AT LEAST 50% SLOW RELEASE NITROGEN COMPONENTS.
- PERMANENT OR TEMPORARY COVER MUST BE IN PLACE BEFORE THE GROWING SEASON ENDS. WHEN SEEDING AREAS ARE MULCHED, PLANTINGS MAY BE MADE FROM EARLY SPRING TO EARLY OCTOBER. WHEN SEEDING AREAS ARE NOT MULCHED, PLANTINGS SHOULD BE MADE FROM EARLY SPRING TO MAY 20 OR FROM AUGUST 15 TO SEPTEMBER 15. NO DISTURBED AREA SHALL BE LEFT EXPOSED DURING WINTER MONTHS.

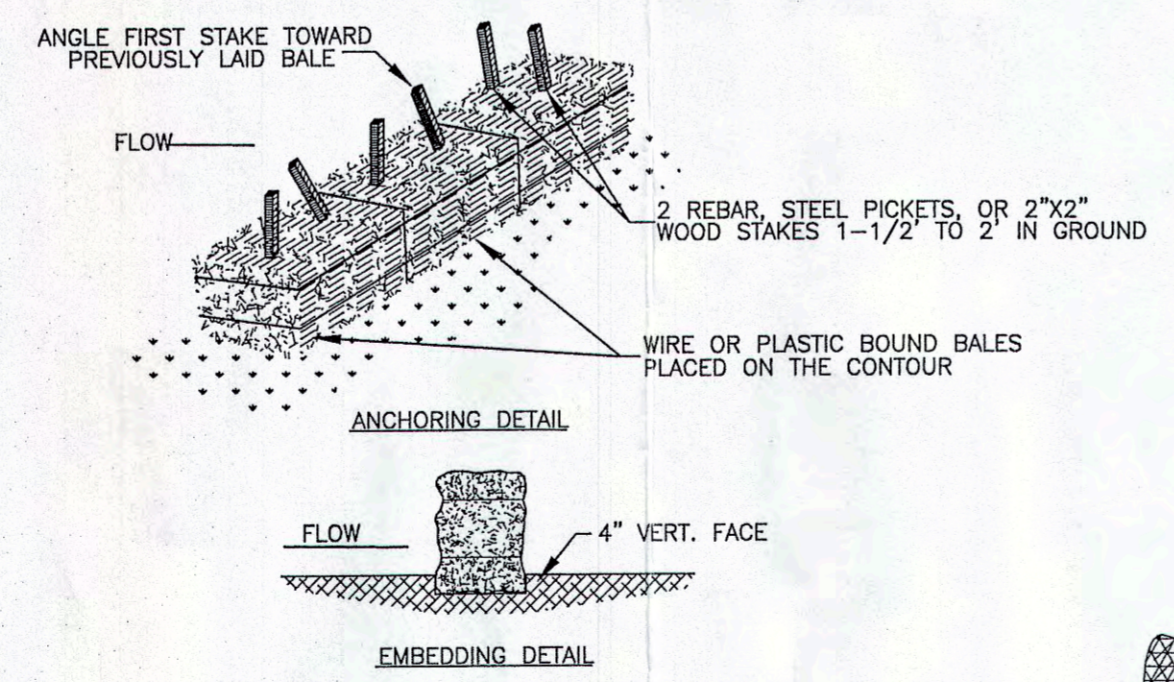
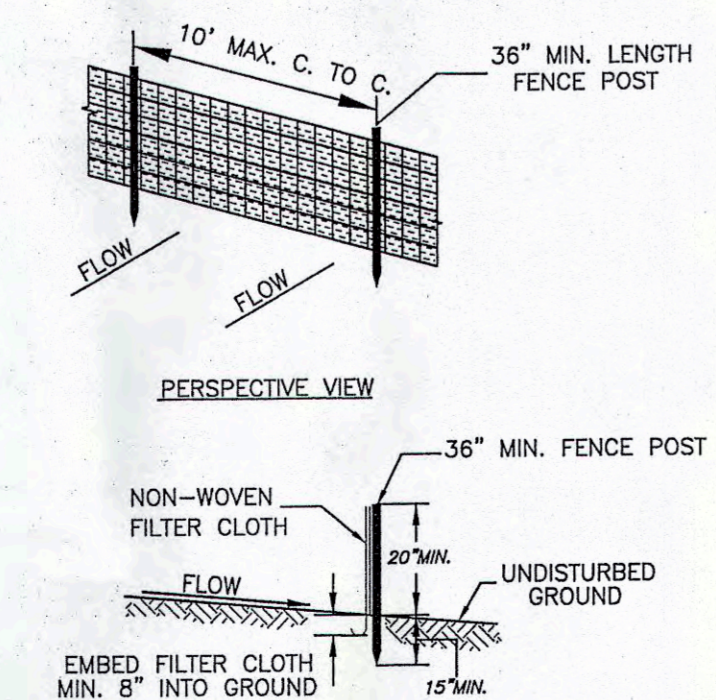
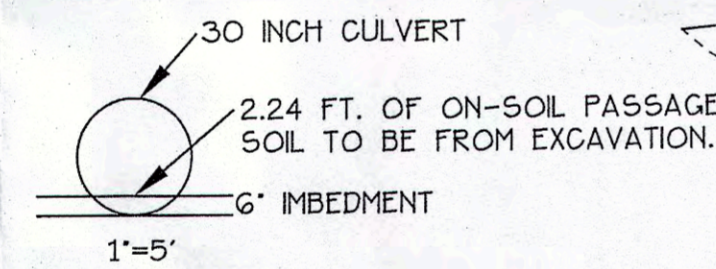
LOT 3-10
28+/- ACRES

TBM IS NAIL SET IN 3" BLACK BIRCH
ELEVATION = 288.93

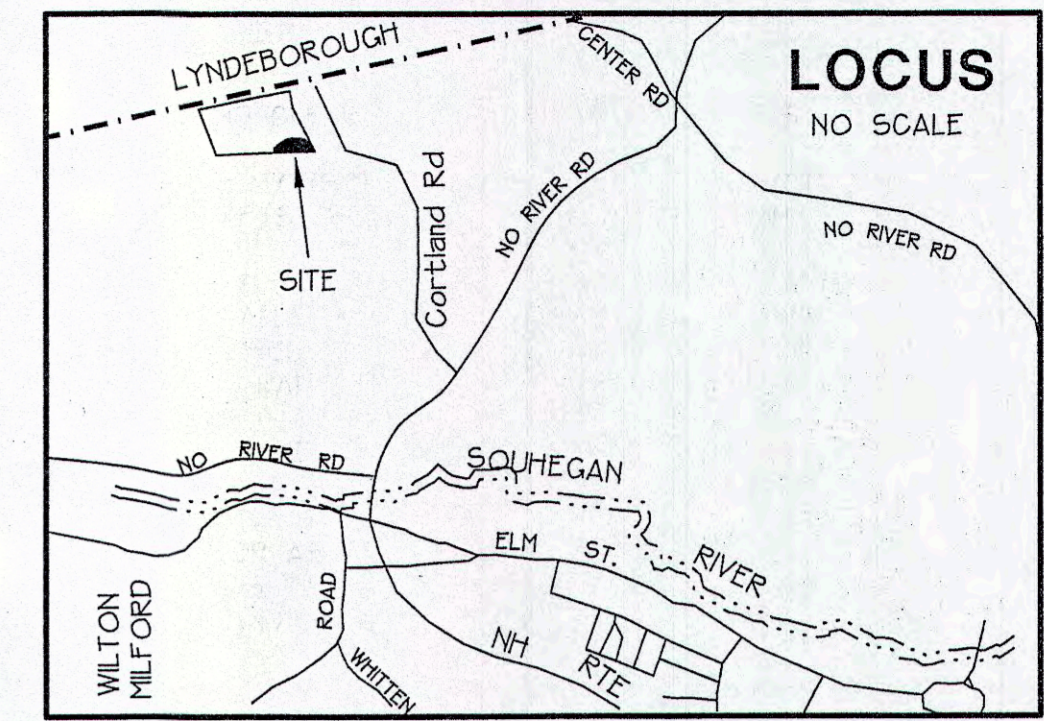
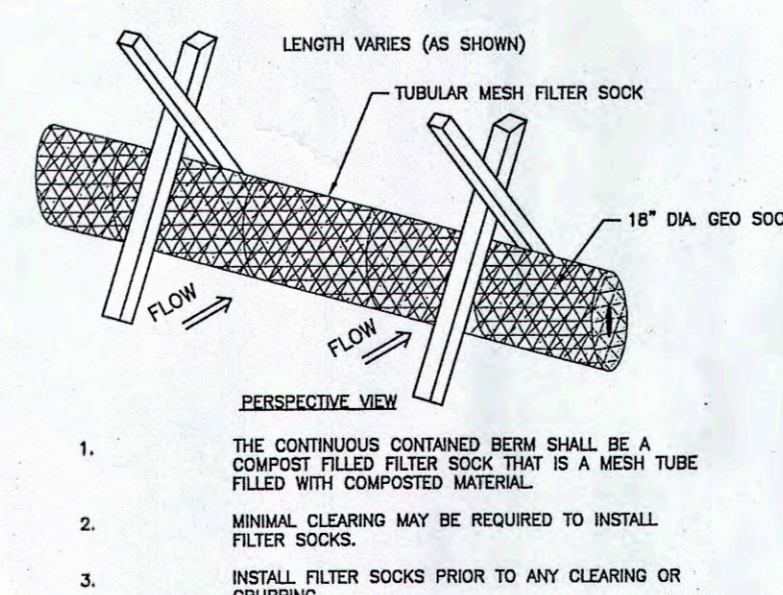
30" HDPE CULVERT
INV. IN ELEV. = 283.8
INV. OUT ELEV. = 282.8
SLOPE = 4%
LENGTH = 25.0'
EMBEDDED 6"

TBM IS NAIL SET IN 30" WHITE PINE
ELEVATION = 288.10

TBM IS NAIL SET IN 28" WHITE PINE
ELEVATION = 292.05



- CONSTRUCTION SPECIFICATIONS**
- BALES SHALL BE PLACED IN A ROW WITH ENDS TIGHTLY ABUTTING THE ADJACENT BALES.
 - EACH BALE SHALL BE EMBEDDED IN THE SOIL A MINIMUM OF 4".
 - BALES SHALL BE SECURELY ANCHORED IN PLACE BY STAKES OR REBARS DRIVEN THROUGH THE BALES. THE FIRST STAKE IN EACH BALE SHALL BE ANGLED TOWARDS PREVIOUSLY LAID BALE TO FORCE BALES TOGETHER.
 - INSPECTION SHALL BE FREQUENT AND REPAIR OR REPLACEMENT SHALL BE MADE PROMPTLY AS NEEDED.
 - BALES SHALL BE REMOVED WHEN THEY HAVE SERVED THEIR USEFULNESS SO AS NOT TO BLOCK OR IMPEDE STORM FLOW OR DRAINAGE.



NOTES

- OWNER IS ANDREW GARDENT, 10 EDWARDS STREET, WILTON, NH 03086.
- WETLANDS WERE DELINEATED IN ACCORDANCE WITH THE 'CORPS OF ENGINEERS WETLANDS DELINEATION MANUAL' (1987) AND THE REGIONAL SUPPLEMENT BY THOMAS E. CARR, CWS, ON 12/1/2019.
- BOUNDARY INFORMATION WAS DEVELOPED ENTIRELY FROM THE REFERENCE PLAN CITED ABOVE.
- THIS PLAN INTENDS TO DEPICT THE AREA OF IMPACT ASSOCIATED WITH CROSSING A R4SB3 AND PFO1/4B WETLAND AREA. THE INITIAL CROSSING WILL BE USED FOR LOGGING. ONCE THE SITE HAS BEEN HARVESTED THEN A PERMANENT DRIVEWAY IS TO CONSTRUCTED.
- THIS DESIGN IMPACTS LESS THAN 50 LINEAR FEET AS MEASURED ALONG THE THREAD OF THE CHANNEL.
- THE CULVERT IS SIZE TO HANDLE A 50 YEAR STORM EVENT.
- ALL WORK IS TO BE DURING A DRY TIME OF YEAR WITH NO RAIN FORECASTED FOR 48 HOURS.
- THE PREDOMINANT RESOURCE FUNCTION OF THE WETLAND AT THIS LOCATION IS WATER TRANSPORT FROM AN UPPER SCRUB SHRUB WETLAND, DOWN A SWAIL AND EVENTUALLY TO A LARGER RIVERINE INTERMITTANT SYSTEM.

CONSTRUCTION SEQUENCE NOTES:

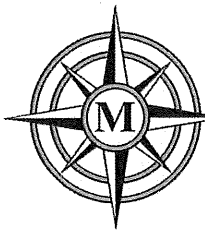
- INSTALL SILTATION CONTROL DEVICES IN LOCATIONS SHOWN ON PLANS. USE BEST MANAGEMENT PRACTICES TO CHOOSE APPROPRIATE EROSION AND SILTATION CONTROL PRIOR TO ANY EARTH MOVING OPERATION.
- CUT AND CLEAR TREES; DISPOSE OF DEBRIS.
- REMOVE TOPSOIL AND STOCKPILE AWAY FROM ANY WETLAND. STABILIZE STOCKPILE IMMEDIATELY BY SEEDING.
- ROUGH GRADE SITE, AND INSTALL CULVERT AND DRY FIT STONEWALLS. FINISH FINAL GRADING OF DRIVEWAY. ALL CUT AND FILL SLOPES SHALL BE STABILIZED UPON COMPLETION OF ROUGH GRADING PER THE EROSION CONTROL NOTES.
- INSPECT AND MAINTAIN EROSION CONTROL MEASURES ON A DAILY BASIS AND AFTER ANY STORMS.
- DAILY, OR AS REQUIRED, CONSTRUCT TEMPORARY BERMS, CULVERTS, DITCHES, SILTATION FENCES, SEDIMENT TRAPS, ETC. MULCH AND SEED AS REQUIRED.
- FINISH GRADING TO PREPARE FOR FINAL TRAVEL SURFACE. LOAMING AND SEEDING. ALL DISTURBED AREAS SHALL BE STABILIZED WITHIN 72 HOURS AFTER FINAL GRADING.
- TEMPORARY EROSION CONTROL MEASURES SHALL BE REMOVED WHEN ALL DISTURBED AREAS HAVE BEEN STABILIZED.

TIER 1 STREAM CROSSING PLAN
MAP 3 LOT 10
PREPARED FOR
ANDREW GARDENT
MILFORD, NEW HAMPSHIRE
SCALE: 1" = 20' JANUARY 3, 2020

MERIDIAN
LAND SERVICES, INC.
ENGINEERING | SURVEYING | PERMITTING
SOIL & WETLAND MAPPING | SEPTIC DESIGN
31 OLD NASHUA ROAD, AMHERST, NH 03031 TEL: 603-673-1441
MERIDIANLANDSERVICES.COM FAX: 603-673-1584

Jan 06, 2020 - 4:55pm TEC
H:\mils_wp\00281_27_3-10_Y00.dwg \$(XREF)??

A	MM/DD/YY	XXXXX	ABC	DEF	GHI
REV.	DATE	DESCRIPTION	C/O	DR	CK



MERIDIAN
LAND SERVICES, INC.

CIVIL ENGINEERING | LAND SURVEYING | PERMITTING | SOIL & WETLAND MAPPING | SEPTIC DESIGN | ENVIRONMENTAL

Office: 31 Old Nashua Road, Suite 2, Amherst, NH 03031

Mailing: PO Box 118, Milford, NH 03055

Phone: 603-673-1441 * Fax 603-673-1584

www.MeridianLandServices.com

**MINIMUM IMPACT WETLAND PERMIT
APPLICATION**

Proposed Wetland Crossing Area
North River Road
Milford, NH

Map 3, Lot 10

Prepared for:

Andrew Gardent
10 Edwards Street
Wilton, NH 03086

January 6, 2020



**EXPEDITED (EXP) MINIMUM IMPACT
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: Andrew Gardent

Administrative Use Only	Administrative Use Only	Administrative Use Only	File No.:
			Check No.:
			Amount:
			Initials:

SECTION 1 - CONCURRENT PROCESSING OF RELATED SHORELAND/WETLANDS PERMIT APPLICATIONS (Env-Wt 313.05)

If the applicant is not requesting concurrent processing, please proceed to Section 2.

Is the proposed project eligible for the optional concurrent processing of related shoreland/wetlands permit applications (Env-Wt 313.05(d))? If the project is not eligible, proceed to Section 2 (the files will not be processed concurrently). Yes No

By signing this form and initialing this section, the applicant is requesting concurrent processing of related shoreland/wetlands permit applications and understands that concurrently filing the applications with a request to process the applications together constitutes:

- A waiver by the applicant of the shorter time frame, if application processing timelines are different for each permit program under the 2 statutes and their implementing rules; and Initials:
- An agreement by the applicant that any request for additional information by the department under either or both statutes shall affect the review timeframe of both applications being processed together. Initials:

SECTION 2 - REQUIRED PLANNING FOR ALL PROJECTS (Env-Wt 306.05; Env-Wt 603.03; Env-Wt 603.05)

Please use the Wetland Permit Planning Tool (WPPT) or any other database or source to assist in identifying key features such as: priority resource areas (PRA), protected species or habitat, coastal area, or designated river, or designated prime wetlands.

Step 1: A certified wetland scientist must delineate and classify all wetlands and identify the predominant resource functions of each wetland, unless the exceptions listed in Env-Wt 306.05(a)(1) are met (Env-Wt 306.05(a)(1)).

Step 2: Determine whether the subject property is or contains a PRA by answering the following questions (Env-Wt 306.05(a)(2)):

1. Does the property contain any documented occurrences of protected species or habitat for such species? Please use the Natural Heritage Bureau (NHB) DataCheck Tool to make this determination. Yes No
2. Is the property a bog? Please use the WPPT "Peatland" layer (under the PRA module) for general location of bogs or any other database or source. Yes No

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

3. Is the property a floodplain wetland contiguous to a tier 3 or higher watercourse? Please use the WPPT "Floodplain Wetlands Adjacent to Tier 3 Streams" layer (under PRA module) or any other database or source. Yes No
4. Is the property a designated prime wetland or a duly-established 100-foot buffer? Please use the WPPT "Prime Wetlands" layers (under PRA module) or any other database or source. Yes No
5. Is the property a sand dune, tidal wetland, tidal water, or undeveloped tidal buffer zone? Please use the WPPT "Coastal" layers module and PRA module or any other database or source. Yes No

Step 3: For coastal projects that are subject to Env-Wt 600, please attach the Vulnerability Assessment (Env-Wt 603.05) and conduct the data screening required by Env-Wt 603.03.

Step 4: Determine whether the following apply to the subject property (Env-Wt 306.05(a)(4); RSA 482-A:3, I(d)(2)):

1. Is the property within a Local River Management Advisory Committee (LAC) jurisdiction? Yes No
- If yes, please provide the following information:
- The project is within ¼ mile of:
 - A copy of the application was sent to the LAC on Month: Day: Year: .
 - N/A (Env-Wt 311.01(e))
2. Is the property within or does it contain any areas that are subject to time-of-year restrictions under Env-Wt 307? Yes No

Step 5: For stream crossing projects: what is the size of the watershed (Env-Wt 306.05(a)(5))? 4.4 acres N/A

Step 6: For dredge projects: is the subject property contaminated (Env-Wt 306.05(a)(6))? Yes No N/A

SECTION 3 - ELIGIBILITY (Env-Wt 306.03; 310.01; 310.03)

- a. Is the project classified as minimum impact (Env-Wt 306.03)? If you answered no, you cannot use this form and must file a Standard Application form. Yes No
- b. Does your project include activities that are prohibited under RSA 482-A (Env-Wt 306.03(a))? If you answered yes, your project cannot be legally permitted. Yes No
- c. Has any work in a jurisdictional area commenced prior to obtaining the applicable approval Env-Wt 306.03(b))? If you answered yes, you cannot use this form and must file a Standard Application form. Yes No
- d. Has any work been done on the subject property pursuant to another EXP or a statutory permit-by-notification (SPN) for a period of 12 months from the date the EXP was issued that does **not** meet the following criteria (Env-Wt 310.03(a))?
- The proposed work is wholly unrelated to and separate from the work already done under the EXP or SPN;
 - The proposed work and the work already done under the EXP or SPN do not, when combined, constitute a project for which a standard permit is required.
- If you answered yes, you cannot use this form and must file a Standard Application form. Yes No
- e. Is the project located in a PRA but **not** subject to a classification adjustment under Env-Wt 407.02 or a project-type exception (PTE) under Env-Wt 407.04 (Env-Wt 310.01(d)(6))? If you answered yes, you cannot use this form and must file a Standard Application form. Yes No

SECTION 4 - INFORMATION ON THE PROPOSED PROJECT (Env-Wt 310.01(c))

Provide the following information on the proposed project.

Identification of the applicable minimum impact provision(s) in Env-Wt 500, Env-Wt 600, or Env-Wt 900 and the project-specific information required by those provision(s):

Env-Wt 900 Rules: The proposed project intends to install a culvert capable of handling a 50 year storm event in a tier 1 stream. The impact of the proposed project is less than 50 linear feet along the thread of the stream. No waivers are requested. No alternative design is requested.

A brief 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, including the dimensions of the impacts in jurisdictional areas:

This project intends to propose a tier 1 stream crossing. The purpose of the project is to install a culvert for permanent access to land otherwise inaccessible without a wetlands permit. Ultimate use will be a driveway, short term use will be forestry management. There are both permanent and temporary impacts. The temporary impacts are those associated with constructing the crossing and are to be contained within the siltation control. The permanent impacts include the fill, culvert and dry fit stone walls. The total impact along the thread of the stream is 30.33 linear feet. The total area of temporary impact is 106 SF. The total area of permanent impact is 299 SF.

Identification of the type of landform to be affected, including the type of wetland:

The landform to be affected is a swale adjacent to an esker. The crossing will be over a stream classified as riverine, intermittent, streambed, cobble- gravel. The banks of the stream are classified as palustrine forested, broad leaved deciduous/needle-leaved evergreen, saturated.

The number of linear feet of shoreline frontage for projects located on water bodies:

linear feet

Not applicable

SECTION 5 - PROJECT LOCATION (Env-Wt 310.01(b))		
ADDRESS: Off North River Road	TOWN/CITY: Milford	
TAX MAP/LOT NUMBER: 3-10		
LATITUDE (D.ddddd): 42.850747° North	LONGITUDE (D.ddddd): 71.709219° West	
NAME OF WATER BODY, WETLAND, OR OTHER JURISDICTIONAL AREA WHERE WORK IS PROPOSED: N/A		
Check the following box if the project is located in a PRA: <input type="checkbox"/>		
Check the following box if the project is located in DESIGNATED RIVER CORRIDOR: <input type="checkbox"/>		
SECTION 6 – APPLICANT (DESIRED PERMIT HOLDER) INFORMATION (Env-Wt 310.01(a))		
If the applicant is a trust or a company, then the name of the trust or company should be written as the applicant's name.		
NAME: Andrew Gardent		
MAILING ADDRESS: 10 Edwards Street		
TOWN/CITY: Wilton	STATE: NH	ZIP CODE: 03086
PHONE:		
SECTION 7 - AUTHORIZED AGENT INFORMATION (Env-Wt 310.01(a))		
If the agent is a company, then the name of the company should be written as the agent's name.		
NAME: Meridian Land Services, Inc.		
MAILING ADDRESS: P.O. Box 118		
TOWN/CITY: Milford	STATE: NH	ZIP CODE: 03055
PHONE: 603-673-1441		
SECTION 8 - PROPERTY OWNER INFORMATION (IF DIFFERENT FROM APPLICANT) (Env-Wt 310.01(a))		
If the owner is a trust or a company, then the name of the trust or company should be written as the owner's name.		
NAME: SAME		
MAILING ADDRESS:		
TOWN/CITY:	STATE:	ZIP CODE:
PHONE:		
SECTION 9 - APPLICATION FEE (RSA 482-A:3, I)		
<input checked="" type="checkbox"/> \$400 for minimum impact projects. Please make your check or money order payable to: "Treasurer - State of NH"		

SECTION 10 - ALL APPLICABLE CONDITIONS IN Env-Wt 307 HAVE BEEN MET (Env-Wt 310.03(b); Env-Wt 307.01(b)).

Check all conditions applicable to your project below. Please ensure that your plan design and access, construction sequence, and timing appropriately meet applicable conditions below:

- Env-Wt 307.02 US Army Corps of Engineers (USACE) Conditions
- Env-Wt 307.03 Protection of Water Quality Required
- Env-Wt 307.04 Protection of Fisheries and Breeding Areas Required
- Env-Wt 307.05 Protection Against Invasive Species Required
- Env-Wt 307.06 Protection of Rare, Threatened or Endangered Species and Critical Habitat
- Env-Wt 307.07 Consistency Required with Shoreland Water Quality Protection Act
- Env-Wt 307.08 Protection of Designated Prime Wetlands and Duly-Established 100-Foot Buffers
- Env-Wt 307.09 Shoreline Structures
- Env-Wt 307.10 Dredging Activity Conditions
- Env-Wt 307.11 Filling Activity Conditions
- Env-Wt 307.12 Restoring Temporary Impacts: Site Stabilization
- Env-Wt 307.13 Property Line Setbacks
- Env-Wt 307.14 Rock Removal
- Env-Wt 307.15 Use of Heavy Equipment in Wetlands
- Env-Wt 307.16 Adherence to Approved Plans Required
- Env-Wt 307.17 Unpermitted Activities
- Env-Wt 307.18 Reports

irm@des.nh.gov or (603) 271-2147

NHDES Wetlands Bureau, 29 Hazen Drive, PO Box 95, Concord, NH 03302-0095


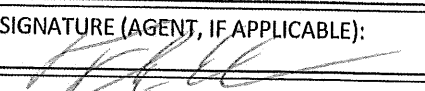
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SECTION 11 - REQUIRED CERTIFICATIONS (Env-Wt 311.11; Env-Wt 310.01(d))

Initial each box below to certify:

Initials: TEC	The proposed project meets the conditions and limits of the applicable minimum Impact project rule.
Initials:	All abutters have been notified.
Initials:	If the project is to repair or replace a docking structure, the docking structure is an existing legal structure. <input checked="" type="checkbox"/> N/A
Initials: TEC	The proposal is the alternative with the least adverse impact to jurisdictional areas, as required by Env-Wt 313.03.
Initials: TEC	The project is not an after-the-fact application.
Initials: TEC	The project is: <ul style="list-style-type: none"> • Not located in a PRA; or • Is located in a PRA but is subject to a classification adjustment under Env-Wt 407.02 or a project-type exception (PTE) under Env-Wt 407.04.
Initials: TEC	The applicant is aware of the limits of the EXP and understands and will comply with all conditions in the EXP and all applicable conditions in Env-Wt 307.
Initials:	To the best of the signer's knowledge and belief, all required notifications have been provided.
Initials: TEC	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: TEC	The signer understands that: <ul style="list-style-type: none"> • The submission of false, incomplete, or misleading information constitutes grounds for NHDES to: <ol style="list-style-type: none"> 1. Deny the application. 2. Revoke any approval that is granted based on the information. And 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 trail projects, where the signature shall authorize only the Department to inspect the site pursuant to RSA 482-A:6, II.
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 12 - REQUIRED SIGNATURE (Env-Wt 311.04(d); Env-Wt 311.11)

SIGNATURE (OWNER)*: 	PRINT NAME LEGIBLY: ANDREW GARDENT	DATE: 1-9-20
*Note: if the applicant is not the owner of the property, each property owner also shall sign and date the application provided that property owner signatures shall not be required for transportation projects adjacent to existing rights-of-way where an easement will be obtained prior to the start of construction (Env-Wt 311.11(d)). Check the following box if your project meets this exception: <input type="checkbox"/> .		
SIGNATURE (APPLICANT, IF DIFFERENT FROM OWNER): _____	PRINT NAME LEGIBLY:	DATE:
SIGNATURE (AGENT, IF APPLICABLE): 	PRINT NAME LEGIBLY: THOMAS E. CARR	DATE: 1-13-20

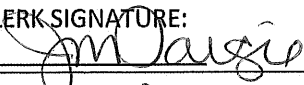
irm@des.nh.gov or (603) 271-2147

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SECTION 13 - CONSERVATION COMMISSION SIGNATURE (Env-Wt 310.01(h))**		
The signature below certifies that the municipal Conservation Commission or, if there is no conservation commission, the local governing body, has reviewed this application and waives its right to intervene per RSA 482-A:11.		
AUTHORIZED COMMISSION SIGNATURE: 	PRINT NAME LEGIBLY: ANDREW G. HUGHES	DATE: 1/9/20
SECTION 14 - LOCAL RIVER MANAGEMENT ADVISORY COMMITTEE SIGNATURE (Env-Wt 310.01(i))**		
The signature below certifies that the Local River Management Advisory Committee (LAC) waives its right to intervene per RSA 482-A:11. (<input checked="" type="checkbox"/> N/A This project is <i>not</i> within a Designated River Corridor)		
AUTHORIZED LAC REPRESENTATIVE SIGNATURE: _____	PRINT NAME LEGIBLY:	DATE:

**Note: If the application is complete, except for the signed statement from the Conservation Commission and/or LAC, waiving their right to intervene on the project, the application will be processed under the application processing times established in RSA 482-A:3, XIV (Env-Wt 310.02(h)).

SECTION 15 - COUNTY CONSERVATION DISTRICT OR CERTIFIED WETLAND SCIENTIST SIGNATURE (Env-Wt 310.01(g))		
If required by the appropriate minimum impact project rule, please provide a signed statement by the county conservation district or certified wetland scientist (CWS) certifying compliance with all conditions of that rule.		
By signing below, the county conservation district or certified wetland scientist certifies compliance with all conditions of that rule.		
AUTHORIZED COUNTY CONSERVATION DISTRICT OR CWS SIGNATURE: _____	PRINT NAME LEGIBLY:	DATE:
SECTION 16 - TOWN / CITY CLERK SIGNATURE (Env-Wt 310.01(f))		
As required by RSA 482-A:3, I(a)(1), I hereby certify that he municipality has received 4 copies of the application including all attachments.		
TOWN/CITY CLERK SIGNATURE: 	PRINT NAME LEGIBLY: Joan Darsie	DATE: 1/13/20
TOWN/CITY: MILFORD		

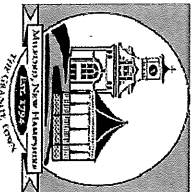
DIRECTIONS FOR TOWN/CITY CLERK:

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. And
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 single, 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.



Gardent

Milford, NH




1 inch = 350 Feet

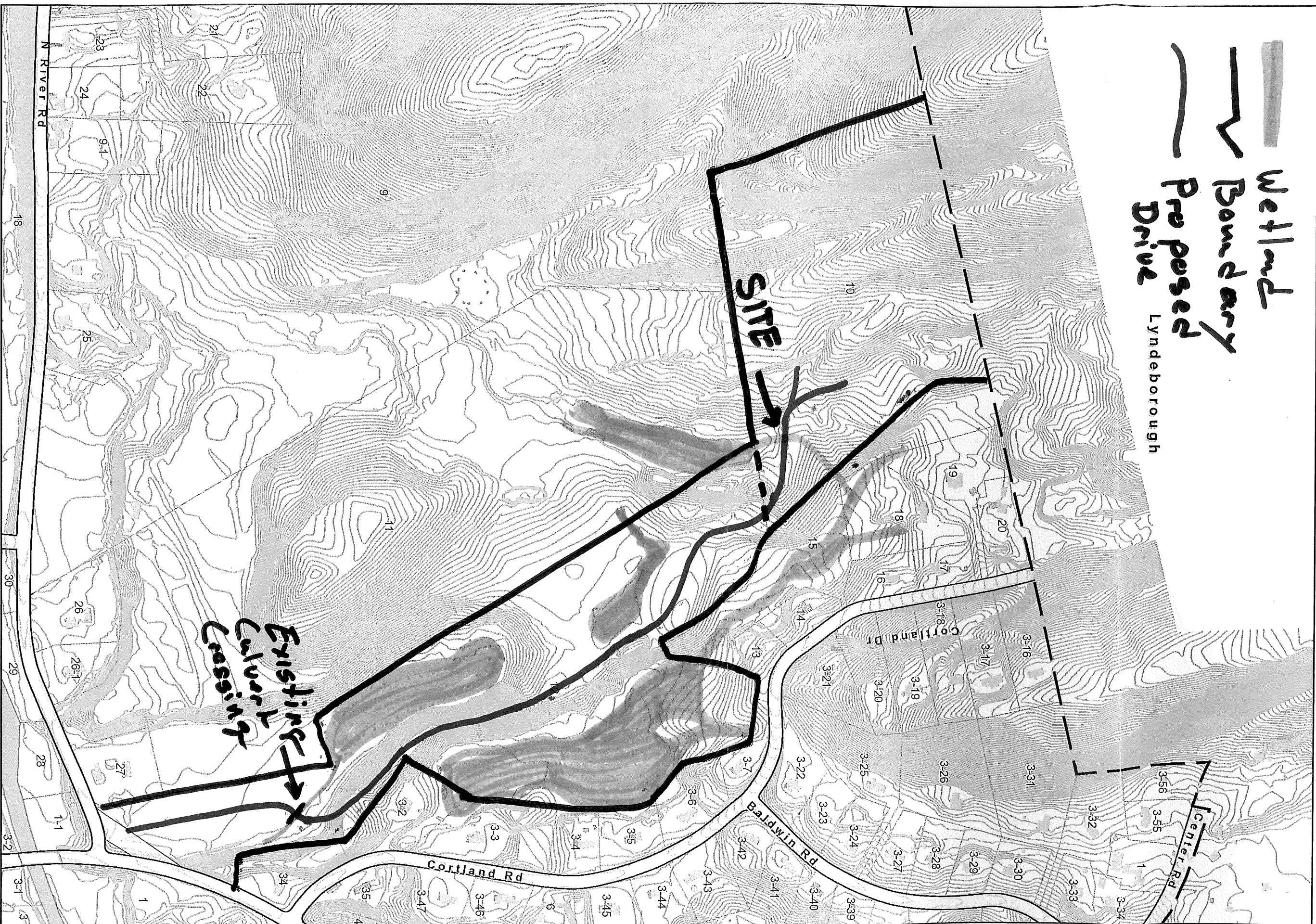


CAI Technologies

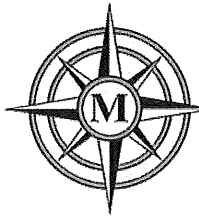
President: Margaret Greenhill Stewart

January 9, 2020

 Wetland
 Boundary
 Proposed
 Drive Lyndeborough



Data shown on this map is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this map.



MERIDIAN LAND SERVICES, INC.

CIVIL ENGINEERING | LAND SURVEYING | PERMITTING | SOIL & WETLAND MAPPING | SEPTIC DESIGN | ENVIRONMENTAL

Office: 31 Old Nashua Road, Suite 2, Amherst, NH 03031

Mailing: PO Box 118, Milford, NH 03055

Phone: 603-673-1441 * Fax 603-673-1584

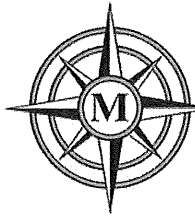
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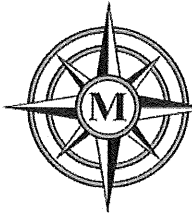
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