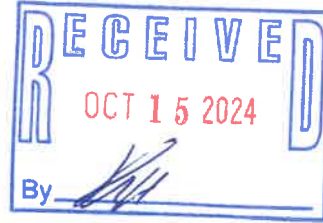




The State of New Hampshire
Department of Environmental Services



Robert R. Scott, Commissioner



October 7, 2024

HPIII Boston Portsmouth, LLC
Attn: Lori Kraemer
1400 N. Water Street, Suite 500
Milwaukee, Wisconsin 53202
(via email: Lkraemer@hammes.com)

Re: Atlantic Orthopaedics – Parking Expansion
1900 Lafayette Road
Tax Map 267, Lot 8, Portsmouth, NH

Permit: AoT-2686

Dear Applicant:

Based upon the plans and application, approved on October 7, 2024, we are hereby issuing RSA 485-A:17 Alteration of Terrain Permit AoT-2686. The permit is subject to the following conditions:

PROJECT SPECIFIC CONDITIONS:

1. Plans by TFMoran, Inc., entitled “Atlantic Orthopaedics, Parking Expansion”, dated January 24, 2024, latest revisions dated August 7, 2024, and supporting documentation in the permit file are a part of this approval. The project must be constructed as shown on the approved plans.
2. **This permit expires on October 7, 2029.** No earth moving activities shall occur on the project after this expiration date unless the permit has been extended by the Department. If an extension is required, the request must be received by the department before the permit expires. The Amendment Request form is available at: <https://www.des.nh.gov/land/land-development>.

GENERAL CONDITIONS:

1. Activities shall not cause or contribute to any violations of the surface water quality standards established in Administrative Rule Env-Wq 1700.
2. You must submit revised plans for permit amendment prior to any changes in construction details or sequences. You must notify the Department in writing within ten days of a change in ownership.
3. You must notify the Department in writing prior to the start of construction and upon completion of construction. Forms can be submitted electronically at: <https://www.des.nh.gov/land/land-development>. Paper forms are available at the referenced web address.
4. **Upon completion of construction, a written notice signed by the permit holder and a qualified engineer shall be submitted to the Department, in accordance with Env-Wq 1503.21(c)(1), stating that the project was completed in accordance with the approved plans and specifications.** If deviations were made, the permit holder shall review the requirements in Env-Wq 1503.21(c)(2).
5. **All stormwater practices shall be inspected and maintained in accordance with Env-Wq 1507.07 and the project Inspection and Maintenance (I&M) Plan.** All record keeping required by the I&M Plan shall be maintained by the identified responsible party and be made available to the department upon request.
6. This permit does not relieve the applicant from the obligation to obtain other local, state or federal permits that may be required (e.g., from US EPA, US Army Corps of Engineers, etc.). Projects disturbing over 1 acre may

require a federal stormwater permit from EPA. Information regarding this permitting process can be obtained at: <https://www.epa.gov/npdes/2022-construction-general-permit-cgp>

7. If applicable, no activity shall occur in wetland areas until a Wetlands Permit is obtained from the Department. Issuance of this permit does not obligate the Department to approve a Wetlands Permit for this project.
8. This project has been screened for potential impact to known occurrences of protected species and exemplary natural communities in the immediate area. Since many areas have never been surveyed, or only cursory surveys have been performed, 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. This permit does not authorize in any way the take of threatened or endangered species, as defined by RSA 212-A:2, or of any protected species or exemplary natural communities, as defined in RSA 217-A:3.

Sincerely,



Ridgely Mauck, P.E.
Alteration of Terrain Bureau

cc: Portsmouth Planning Board ✓

ec: TFMoran, Inc.



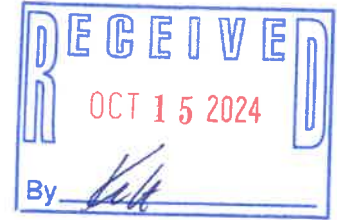
The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner



October 09, 2024

City of Portsmouth
C/o Peter Rice, Public Works Director
680 Peverly Hill Rd
Portsmouth NH 03801



Re: Letter of Compliance
Land Resources Management File Number: 2024-01127
Subject Property: 99 Pierce Island Road, Portsmouth, Tax Map #208, Lot #1

Dear Mr. Rice:

On August 1, 2024, personnel from the New Hampshire Department of Environmental Services (NHDES) Land Resources Management Program (LRMP) received a monitoring report for the above-referenced property (Property). On October 9, 2024, personnel from NHDES LRMP conducted an inspection at the above-referenced Property. The purpose of the inspection was to determine compliance with RSA 482-A, Fill and Dredge in Wetlands; RSA 483-B, Shoreland Water Quality Protection Act; and applicable rules, specifically, whether the observations noted in the letter issued to you on April 29, 2024 have been addressed.

As a result of reviewing the monitoring report and subsequent inspection, NHDES determined the observations described in the letter were addressed. NHDES is therefore closing enforcement file 2024-01127. However, NHDES reserves the right to reopen this matter should information be received regarding additional violations on the Property.

Please be advised further work in the protected shoreland, wetlands, waters of the state, the upland tidal buffer zone, the bank, flat, sand dune, or in other RSA 482-A, RSA 483-B, and RSA 485-A:17 jurisdictional areas typically requires a posted, approved permit prior to carrying out such work.

Thank you for your assistance in bringing this matter to a resolution. Should you have any questions, please contact the Land Resources Management Program at (603) 271-2147.

Sincerely,

David Price
East Region Supervisor
Land Resources Management Program
Water Division

Copied: Portsmouth Conservation Commission
Portsmouth Planning Department
Earle Chase, CWS

www.des.nh.gov

29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095
NHDES Main Line: (603) 271-3503 • Subsurface Fax: (603) 271-6683 • Wetlands Fax: (603) 271-6588
TDD Access: Relay NH 1 (800) 735-2964



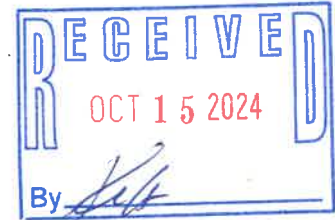
The State of New Hampshire
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October 09, 2024

City of Portsmouth
C/o Peter Rice, Public Works Director
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New Hampshire Association of Conservation Commissions

SERVING NEW HAMPSHIRE'S COMMUNITIES SINCE 1970
54 Portsmouth Street, Concord, NH 03301 | (603) 224-7867 | www.nhacc.org

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October 1, 2024

Dear Portsmouth Conservation Commission,



New Hampshire Association of Conservation Commissions (NHACC) works to ensure that all conservation commissions remain strong and relevant within their communities, making NH a healthy, desirable place to live and work. We understand how important our local conservation commissions are in protecting natural resources. We need your conservation commission to renew your NHACC membership so we can continue to provide technical assistance and strong leadership.

Your annual dues provide so much more than simply access to expert advice. **Your support of NHACC helps build a stronger NH conservation community.** We work diligently to make sure your voice is heard in the state legislature and on state-wide commissions; providing strength in unity. Please renew your NHACC membership for 2025 to help us provide education and advocacy to our members.

Last year your dues helped NHACC host field training programs on wetlands ecology and conservation easement monitoring for our members. With your support we tracked state legislation, providing testimony on bills impacting natural resources and legislative updates to our members. We presented another online Lunch & Learn series making our programs more accessible to our members. We collaborated on Wildlife Webinars with the *Taking Action for Wildlife* team; NHACC, UNH Extension, and NH Fish & Game.

Remember, the benefits of membership include:

- Discounted rate at our **Annual Conference to be held on November 2nd**;
- Access to the NHACC Members Resource Library on our website;
- Educational opportunities focused on what matters to our members: wetland permit review, land management, and wildlife habitat protection;
- Networking opportunities including roundtables, hikes, and potluck gatherings;
- Up-to-date publications from our E-newsletter and Legislative Updates.

Don't miss out on this opportunity to be part of a connected conservation community: renew your membership for 2025. Feel free to contact me at Barbara@NHACC.org or call 224-7867 if you have any questions or need assistance. We look forward to working with you again this year.

Sincerely,

Barbara Richter, Executive Director

