



Civil Engineers
Structural Engineers
Traffic Engineers
Land Surveyors
Landscape Architects
Scientists

Project # 47617.00

NHDES Wetlands Bureau

***Wetlands Minimum Expedited
Permit Application***

for

Shawn & Michiyo Bardong

***For the Construction of a Two-Story Addition and
New Sewer Connection***

39 Dearborn Street, Portsmouth NH

Rockingham County

September 25, 2024

TFMoran, Inc.

170 Commerce Way – Suite #102
Portsmouth, NH 03801
(603) 431-2222

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SECTION 1



Env-Wt 310.01
EXPEDITED MINIMUM IMPACT (EXP)
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: **Shawn and Michiyo Bardong** **TOWN NAME:** **Portsmouth**

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

SECTION 1 - REQUIRED PLANNING FOR ALL PROJECTS (Env-Wt 306.05; Env-Wt 603.03; Env-Wt 603.05)

Please use the [Wetland Permit Planning Tool \(WPPT\)](#), the Natural Heritage Bureau (NHB) [DataCheck Tool](#), the [Aquatic Restoration Mapper](#), or other sources to assist in identifying key features such as: [priority resource areas \(PRAs\)](#), [protected species or habitats](#), coastal areas, designated rivers, or designated prime wetlands.

| | |
|---|---|
| Does the property contain a PRA? If yes, provide the following information: <ul style="list-style-type: none"> • Does the project qualify for an Impact Classification Adjustment (e.g. NH Fish and Game Department (NHF&G) and NHB agreement for a classification downgrade) or a Project-Type Exception (e.g. Maintenance or Statutory Permit-by-Notification (SPN) project)? See Env-Wt 407.02 and Env-Wt 407.04). • Protected species or habitat? <ul style="list-style-type: none"> ○ If yes, species or habitat name(s): N/A ○ NHB Project ID #: NHB24-2747 • Bog? • Floodplain wetland contiguous to a tier 3 or higher watercourse? • Designated prime wetland or duly-established 100-foot buffer? • Sand dune, tidal wetland, tidal water, or undeveloped tidal buffer zone? | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| Is the property within a Designated River corridor? If yes, provide the following information: <ul style="list-style-type: none"> • Name of Local River Management Advisory Committee (LAC): N/A • A copy of the application was sent to the LAC on Month: <input type="text"/> Day: <input type="text"/> Year: <input type="text"/> | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| For dredging projects, is the subject property contaminated? <ul style="list-style-type: none"> • If yes, list contaminant(s): <input type="text"/> | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| Is there potential to impact impaired waters, class A waters, or outstanding resource waters? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| For stream crossing projects, provide watershed size (see Wetland Permit Planning Tool or Stream Stats): N/A | |

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

SECTION 2 - ELIGIBILITY (Env-Wt 306.03; Env-Wt 310.01; Env-Wt 310.03)

You must confirm that your project meets **ALL** of the following statements to qualify for the EXP process:

- The project qualifies as minimum impact project (Env-Wt 306.03).
- The project does not include activities that are prohibited under RSA 482-A (Env-Wt 306.03(a)).
- The project does not include any work in a jurisdictional area that was started without first obtaining the applicable approval (Env-Wt 306.03(b)).
- No work has been done on the subject property pursuant to another EXP or a Statutory Permit-by-Notification (SPN) within 12 months of the date this EXP will be issued. Alternatively, if any work has been done on the subject property pursuant to another EXP or a SPN within 12 months of the date this EXP will be issued, then you are submitting information, including a plan, with this application demonstrating that:
 - The work proposed in this EXP application is wholly unrelated to and separate from the work already done under the EXP or SPN; and
 - The work proposed in this EXP application, when combined with work that has been done under previously issued EXPs or SPNs within the last 12 months, does not constitute a project for which a Standard Permit is required (Env-Wt 310.03(a)).
- If the project is located in a PRA, it also qualifies for an impact classification adjustment under Env-Wt 407.02 or a project-type exception (PTE) under Env-Wt 407.04 (Env-Wt 310.01(d)(6)).

My project meets all statements above. Proceed to Section 3.

My project does not meet all of the statements above. **Your project does not qualify for the EXP process. Your project either is not permissible or requires a Standard Permit.**

SECTION 3 - INFORMATION ON THE PROPOSED PROJECT (Env-Wt 310.01(c))

Identify the rule(s)/provision(s) which make the project a minimum impact project. Refer to the project list below and the [Expedited Minimum Impact \(EXP\) Project Classification Guidance Document](#).

- Aquatic Vegetation Control Projects (Env-Wt 510.08(a))
- Water Access Structure Construction Projects (Env-Wt 511.06(a))
- Beach Replenishment Projects (Env-Wt 511.07(a))
- Deck or Patio Repair Projects (Env-Wt 511.08(a))
- Breakwater Maintenance and Repair Projects (Env-Wt 512.07(b))
- Docking and Accessory Docking Structure Construction, Repair, and Replacement Projects (Env-Wt 513.24(a))
- Docking Structure Modification Projects (Env-Wt 513.25(a))
- Accessory Docking Structure Installation, Construction, Modification, Repair, and Replacement Projects (Env-Wt 513.26(a))
- Canopy Projects (Env-Wt 513.27(a))
- Bank/Shoreline Stabilization Construction Projects (Env-Wt 514.07(a))
- Dug-in Basins and Boathouse Construction or Modification Projects (Env-Wt 515.06(a), (b))
- Dug-in Basins and Boathouse Maintenance and Repair Projects (Env-Wt 515.07(a))
- Intake and Outflow Structure Construction, Maintenance and Repair Projects (Env-Wt 516.05; Env-Wt 516.06(b))
- Trail or Pathway Projects (Env-Wt 517.06(a); Env-Wt 517.06(d))
- Boardwalk Projects (Env-Wt 517.07(a); (Env-Wt 517.09))
- Dry Hydrants and Other Non-Docking Structure Projects (Env-Wt 518.07(a)(1), (b))
- Pond Construction, Maintenance, and Repair Projects (Env-Wt 519.08(a), (b); Env-Wt 519.09(a))
- Residential Utility Installation Projects (Env-Wt 521.06(a)(7))

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- Non-tidal Dredging Projects (Env-Wt 523.04(a))
- Residential, Commercial, and Industrial Development Projects (Env-Wt 524.06(b))
- Restoration/Enhancement Projects (Env-Wt 525.05)
- Dam Construction, Reconstruction, or Replacement Projects (Env-Wt 526.06(a))
- Dam Modification, Repair, or Maintenance Projects (Env-Wt 526.07(a))
- Pubic Highway Projects (Env-Wt 527.06; Env-Wt 527.07)
- Coastal Projects (Env-Wt 600)
- Stream Crossing Projects (Env-Wt 903.01(e))
- All Other Projects (Env-Wt 407.03)

Provide the project-specific information required by the rule(s)/provision(s). Refer to Chapters Env-Wt 400, Env-Wt 500, Env-Wt 600, and/or Env-Wt 900, as applicable, for project-specific application and design requirements.

This project proposes less than 1,800 square feet of temporary impacts to jurisdictional areas and, as indicated above, does not propose any impacts to Priority Resource Areas (PRAs). Further, the project site has been screened for sensitive natural resources, natural communities, and species, and the results of this screening are included with this permit application in the form of GIS data screening maps as well as coordination with the New Hampshire Natural Heritage Bureau (NHB). This project qualifies to use the Minimum Impact Expedited Process established in Env-Wt 407.03.

Please see applicable Standard Project Specific Worksheets for guidance.

For projects located on waterbodies, provide the linear feet of shoreline frontage on the property: linear feet

Not applicable

Provide 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. DO NOT reply "See attached".

Temporarily impact 1,361 square feet and permanently impact 391 square feet of the Previously Developed Upland Tidal Buffer Zone for the purpose of constructing a 2-story addition and mudroom to the existing dwelling and installing a sewer connection.

Identify the type of jurisdictional resources to be impacted and the area of impact in square feet and/or linear feet:
 Previously Developed Upland Tidal Buffer Zone: 1,361 square feet of temporary impact and 391 square feet of permanent impact.

Not applicable)

SECTION 4 - PROJECT LOCATION (Env-Wt 310.01(b))

ADDRESS: 39 Dearborn Street

TOWN/CITY: Portsmouth

TAX MAP/LOT NUMBER: Map: 140 Lot: 3

US GEOLOGICAL SURVEY (USGS) TOPO MAP WATERBODY NAME: North Mill Pond

N/A

LATITUDE/LONGITUDE in decimal degrees (to five decimal places):
 43.07947° North
 -70.76711° West

SECTION 5 - 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: Shawn and Michiyo Bardong

MAILING ADDRESS: 39 Dearborn Street

TOWN/CITY: Portsmouth

STATE: NH

ZIP CODE: 03801

PHONE: Private

EMAIL ADDRESS (OPTIONAL):

ELECTRONIC COMMUNICATION: By initialing here: N/A, I hereby authorize NHDES to communicate all matters relative to this application electronically.

SECTION 6 - 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: Luke Taylor/ TFMoran, Inc.

MAILING ADDRESS: 170 Commerce Way, Suite #102

TOWN/CITY: Portsmouth

STATE: NH

ZIP CODE: 03801

PHONE: 603-431-2222

EMAIL ADDRESS (OPTIONAL): LTaylor@tfmoran.com

ELECTRONIC COMMUNICATION: By initialing here: LST, I hereby authorize NHDES to communicate all matters relative to this application electronically.

SECTION 7 - 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: Shawn and Michiyo Bardong

MAILING ADDRESS: 39 Dearborn Street

TOWN/CITY: Portsmouth STATE: NH ZIP CODE: 03801

PHONE: N/A EMAIL ADDRESS (OPTIONAL):

ELECTRONIC COMMUNICATION: By initialing here: N/A, I hereby authorize NHDES to communicate all matters relative to this application electronically.

SECTION 8 - APPLICATION FEE (RSA 482-A:3, I)

\$400 for minimum impact projects. Please make your check or money order payable to: "Treasurer - State of NH".

SECTION 9 - REQUIRED CERTIFICATIONS (Env-Wt 310.01(d))

Initial each box below to certify:


| | |
|--|--|
| Initials: [Redacted] LST [Redacted] | The proposed project meets the conditions and limits of the applicable minimum impact project rule. |
| Initials: [Redacted] LST [Redacted] | All abutters have been notified. |
| Initials: [Redacted] LST [Redacted] | 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: [Redacted] LST [Redacted] | The proposal is the alternative with the least adverse impact to jurisdictional areas, as required by Env-Wt 310.01(d)(4). |
| Initials: [Redacted] LST [Redacted] | The project is not an after-the-fact application. |
| Initials: [Redacted] LST [Redacted] | 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 under Env-Wt 407.04. |
| Initials: [Redacted] LST [Redacted] | 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: [Redacted] LST [Redacted] | To the best of the signer's knowledge and belief, all required notifications have been provided. |
| Initials: [Redacted] LST [Redacted] | 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: [Redacted] LST [Redacted] | 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"> Deny the application. Revoke any approval that is granted based on the information. 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: [Redacted] N/A [Redacted] | 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 10 - REQUIRED SIGNATURES (Env-Wt 310.01(d))

| | | | |
|---------------------|---|--|-------------------|
| SIGNATURE (OWNER)*: |  | PRINT NAME LEGIBLY: SHAWN P BARDONG MICHIO BARDONG | DATE: 09/19/24 |
|---------------------|---|--|-------------------|

*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: .

| | | |
|---|---------------------|------------|
| SIGNATURE (APPLICANT, IF DIFFERENT FROM OWNER): | PRINT NAME LEGIBLY: | DATE: |
| [Redacted] | [Redacted] | [Redacted] |
| SIGNATURE (AGENT, IF APPLICABLE): | PRINT NAME LEGIBLY: | DATE: |
|  | Luke Taylor | 09/19/24 |

SECTION 11 - CONSERVATION COMMISSION SIGNATURE (Env-Wt 310.01(h))**
 The signed statement from the Conservation Commission may be submitted electronically.

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 the municipality waives its right to intervene on the project, per RSA 482-A:11.

| | | |
|----------------------------------|---------------------|------------|
| AUTHORIZED COMMISSION SIGNATURE: | PRINT NAME LEGIBLY: | DATE: |
| [Redacted] | [Redacted] | [Redacted] |

SECTION 12 - LOCAL RIVER MANAGEMENT ADVISORY COMMITTEE SIGNATURE (Env-Wt 310.01(i))**

The signature below certifies that the LAC waives its right to intervene per RSA 482-A:11:
 N/A This project is **not** within a Designated River Corridor

| | | |
|---|------------------------------|----------------|
| AUTHORIZED LAC REPRESENTATIVE SIGNATURE: _____ | PRINT NAME LEGIBLY: _____ | DATE: _____ |
|---|------------------------------|----------------|

**Note: If the application is administratively complete, except for the signed statement from the Conservation Commission and/or LAC, the application will be processed under the application processing times established in RSA 482-A:3, XIV (Env-Wt 310.02(h)). The applicant may also indicate that they are applying for a minimum impact application under standard processing timelines.

SECTION 14 - TOWN / CITY CLERK SIGNATURE (Env-Wt 310.01(f))

As required by RSA 482-A:3, I(a)(1), I hereby certify that the municipality has received four copies of the application, including all attachments.

| | |
|--|---|
| TOWN/CITY CLERK SIGNATURE: _____ Catherine Givara | PRINT NAME LEGIBLY: _____ Catherine Givara |
| TOWN/CITY: Portsmouth | DATE: 9/25/24 |

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.
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.



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**NEW
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GIS Data Screening

Env-Wt 603.03

TFMoran, Inc.

48 Constitution Drive, Bedford, NH 03110
T(603) 472-4488 www.tfmoran.com



TFMoran, Inc. Seacoast Division


170 Commerce Way–Suite 102, Portsmouth, NH 03801
T(603) 431-2222

100 Year Floodplain



0 50 100 200 Feet

Legend

 100 Year Floodplain



Floodplain Wetlands Adjacent to Tier 3 Streams



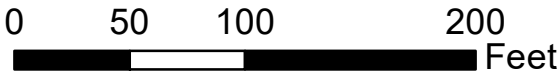
0 50 100 200
Feet

Legend

 Floodplain Wetlands Adjacent to Tier 3 Streams



Impaired Waterbodies

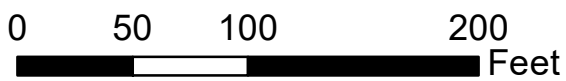


Legend


 Impaired Waterbodies



Local Potential Contamination Sources



Legend

-  Local Potential Contamination Sources



Prime Wetlands with a 100 Foot Buffer



0 50 100 200 Feet

Legend

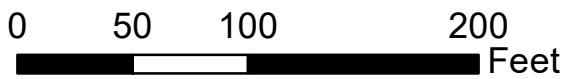
 Prime Wetlands with 100ft Buffer



Saltmarsh Areas



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community, Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community



Legend



Saltmarsh Areas



Sand Dunes



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0 50 100 200 Feet

Legend

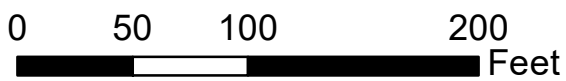
 Sand Dunes




Aquaculture Sites



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community, Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community

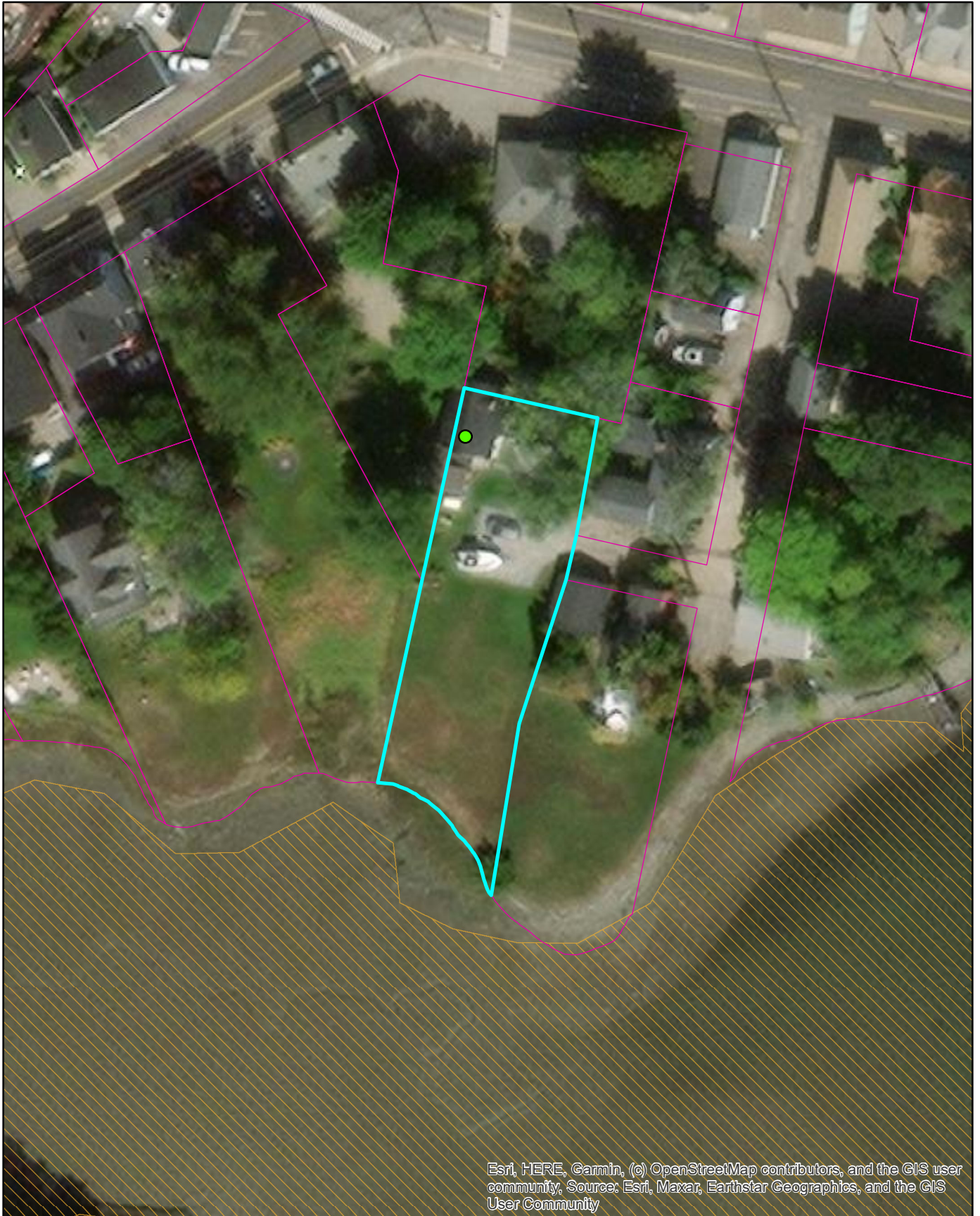


Legend

 2020 Aquaculture Sites




Shellfish Areas



0 50 100 200
Feet

Legend

 Shellfish Classification Areas




Eelgrass Beds



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0 50 100 200 Feet

Legend

 Eelgrass Beds (2021)






NH Fish & Game - Wildlife Action Plan Habitat Tiers



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community, Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community

0 50 100 200 Feet

Legend

-  Highest Ranked Habitat in New Hampshire
-  Highest Ranked Habitat in Biological Region
-  Supporting Landscapes

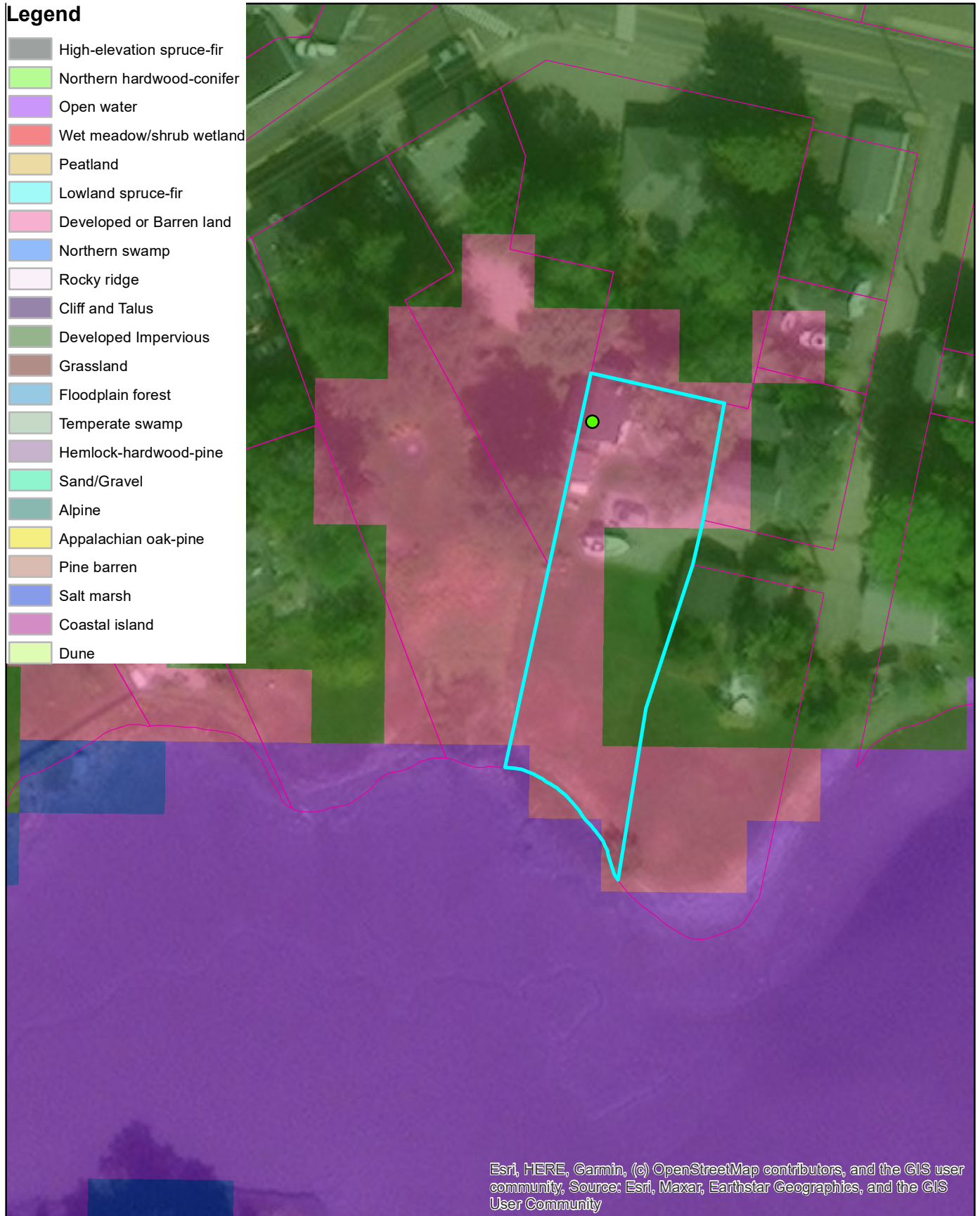


NH Fish & Game - Wildlife Action Plan

Habitat Types

Legend

- High-elevation spruce-fir
- Northern hardwood-conifer
- Open water
- Wet meadow/shrub wetland
- Peatland
- Lowland spruce-fir
- Developed or Barren land
- Northern swamp
- Rocky ridge
- Cliff and Talus
- Developed Impervious
- Grassland
- Floodplain forest
- Temperate swamp
- Hemlock-hardwood-pine
- Sand/Gravel
- Alpine
- Appalachian oak-pine
- Pine barren
- Salt marsh
- Coastal island
- Dune



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community, Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community

0 50 100 200 Feet



Conservation Lands



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0 50 100 200 Feet

Legend

 Conservation Lands



Wildlife Corridors & Prioritized Habitat Blocks



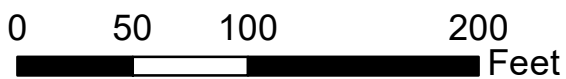
0 50 100 200 Feet

Legend


- Wildlife Corridors
- Wildlife Secondary Corridors
- Prioritized Habitat Blocks



Connect the Coast (CTC) Wildlife Corridors



Legend

 Connect The Coast (CTC) Wildlife Corridors





AVOIDANCE AND MINIMIZATION
WRITTEN NARRATIVE
Water Division/Land Resources Management
Wetlands Bureau
[Check the Status of your Application](#)



RSA/ Rule: RSA 482-A/ Env-Wt 311.04(j); Env-Wt 311.07; Env-Wt 313.01(a)(1)b; Env-Wt 313.01(c)

APPLICANT'S NAME: Shawn and Michiyo Bardong

TOWN NAME: Portsmouth

An applicant for a standard permit shall submit with the permit application a written narrative that explains how all impacts to functions and values of all jurisdictional areas have been avoided and minimized to the maximum extent practicable. This attachment can be used to guide the narrative (attach additional pages if needed). Alternatively, the applicant may attach a completed [Avoidance and Minimization Checklist \(NHDES-W-06-050\)](#) to the permit application.

SECTION 1 - WATER ACCESS STRUCTURES (Env-Wt 311.07(b)(1))

Is the primary purpose of the proposed project to construct a water access structure?

No, the project is a residential site redevelopment.

SECTION 2 - BUILDABLE LOT (Env-Wt 311.07(b)(1))

Does the proposed project require access through wetlands to reach a buildable lot or portion thereof?

No, the project area can be reached through upland areas.

SECTION 3 - AVAILABLE PROPERTY (Env-Wt 311.07(b)(2))*

For any project that proposes permanent impacts of more than one acre, or that proposes permanent impacts to a PRA, or both, are any other properties reasonably available to the applicant, whether already owned or controlled by the applicant or not, that could be used to achieve the project's purpose without altering the functions and values of any jurisdictional area, in particular wetlands, streams, and PRAs?

**Except as provided in any project-specific criteria and except for NH Department of Transportation projects that qualify for a categorical exclusion under the National Environmental Policy Act.*

N/A - The proposed lot location is the only feasible area to construct the addition, mudroom, and sewer connection.

SECTION 4 - ALTERNATIVES (Env-Wt 311.07(b)(3))

Could alternative designs or techniques, such as different layouts, different construction sequencing, or alternative technologies be used to avoid impacts to jurisdictional areas or their functions and values as described in the [Wetlands Best Management Practice Techniques For Avoidance and Minimization?](#)

There is no practicable alternative that would see less of an impact to jurisdictional areas. This project will not impact floodplain wetland, impaired waters, highest-ranked habitat in New Hampshire, and supporting habitat to highest-ranked habitat. It will not impact peatlands, prime wetlands or their buffers, salt marsh areas, sand dunes, eelgrass beds, wildlife corridors, or conservation lands. Additionally, no potential sources for contamination exist within the chosen project area.

This project will avoid impacts to natural sediment transport, saline conditions, and thermal conditions. No nesting and/or breeding habitats will be impacted.

SECTION 5 - CONFORMANCE WITH Env-Wt 311.10(c) (Env-Wt 311.07(b)(4))**

How does the project conform to Env-Wt 311.10(c)?

***Except for projects solely limited to construction or modification of non-tidal shoreline structures only need to complete relevant sections of Attachment A.*

N/A - This project is for the expansion of a non-tidal shoreline structure



Civil Engineers
Structural Engineers
Traffic Engineers
Land Surveyors
Landscape Architects
Scientists



WORK SEQUENCE NARRATIVE

Env-Wt 311.06 (d)

- 1.) No more than 7 days prior to commencing the proposed construction activities, the property owner, or their agent, will notify NHDES via the *Initiation of Construction Notification Form*.
- 2.) Prior to construction activities, erosion and siltation control devices (silt sock barriers) will be installed at the limits of the approved impact areas and as depicted on the approved plans (See attached *Wetland Impact Plan*).
- 3.) The silt sock barriers will be monitored, inspected, and adjusted as necessary throughout construction activities.
- 4.) Construction materials, equipment, and machinery will be transferred to the project area and properly stored in upland areas.
- 5.) Construction equipment will be inspected daily for leaking fuel, oil, and hydraulic fluid, and if necessary, repairs will be made immediately.
- 6.) Contractors responsible for operating construction equipment will have adequate oil spill kits on-site and readily accessible during construction, and they will be trained in deploying this equipment should it be required.
- 7.) Each site improvement will be located and constructed as depicted on the approved plans associated with this Wetlands Permit Application.
- 8.) After construction activities are complete, any exposed or otherwise disturbed soils within the Previously Developed Upland Tidal Buffer Zone will be seeded with a native seed mix that is tolerant of salt spray and sandy soils. Reseeded areas will be watered as necessary and monitored for successful establishment and growth. Once the site is fully stabilized, the aforementioned silt sock barriers will be removed. All leftover equipment, materials, and wastes will be removed and properly disposed of.
- 9.) Upon completing the project, the property owner, or their agent, will notify NHDES via the *Completion of Construction Notice and Certificate of Compliance Form*.



SECTION 2



**US Army Corps
of Engineers**®
New England District

Appendix B

Regional General Permits (GPs) Required Information and Corps Secondary Impacts Checklist

In order for the Corps of Engineers to properly evaluate your application, applicants must submit the following information along with the New Hampshire DES Wetlands Bureau application or permit notification forms. Some projects may require more information. For a more comprehensive checklist, go to www.nae.usace.army.mil/regulatory, “Forms/Publications” and then “Application and Plan Guideline Checklist.” Check with the Corps at (978) 318-8832 for project-specific requirements. For your convenience, this Appendix B is also attached to the State of New Hampshire DES Wetlands Bureau application and Permit by Notification forms.

All Projects:

- Corps application form ([ENG Form 4345](#)) as appropriate.
- Photographs of wetland/waterway to be impacted.
- Purpose of the project.
- Legible, reproducible black and white (no color) plans no larger than 11”x17” with bar scale. Provide locus map and plan views of the entire property.
- Typical cross-section views of all wetland and waterway fill areas and wetland replication areas.
- In navigable waters, show mean low water (MLW) and mean high water (MHW) elevations. Show the high tide line (HTL) elevations when fill is involved. In other waters, show ordinary high water (OHW) elevation.
- On each plan, show the following for the project:
- Vertical datum and the NAVD 1988 equivalent with the vertical units as U.S. feet. Don’t use local datum. In coastal waters this may be mean higher high water (MHHW), mean high water (MHW), mean low water (MLW), mean lower low water (MLLW) or other tidal datum with the vertical units as U.S. feet. MLLW and MHHW are preferred. Provide the correction factor detailing how the vertical datum (e.g., MLLW) was derived using the latest National Tidal Datum Epoch for that area, typically 1983-2001.
- Horizontal state plane coordinates in U.S. survey feet based on the Traverse Mercator Grid system for the State of New Hampshire (Zone 2800) NAD 83.
- Show project limits with existing and proposed conditions.
- Limits of any Federal Navigation Project in the vicinity of the project area and horizontal State Plane Coordinates in U.S. survey feet for the limits of the proposed work closest to the Federal Navigation Project;
- Volume, type, and source of fill material to be discharged into waters and wetlands, including the area(s) (in square feet or acres) of fill in wetlands, below the ordinary high water in inland waters and below the high tide line in coastal waters.
- Delineation of all waterways and wetlands on the project site,;
- Use Federal delineation methods and include Corps wetland delineation data sheets. See GC 2 and www.nero.noaa.gov/hcd for eelgrass survey guidance.
- GP 3, Moorings, contains eelgrass survey requirements for the placement of moorings.
- For activities involving discharges of dredged or fill material into waters of the U.S., include a statement describing how impacts to waters of the U.S. are to be avoided and minimized, and either a statement describing how impacts to waters of the U.S. are to be compensated for (or a conceptual or detailed mitigation plan) or a statement explaining why compensatory mitigation should not be required for the proposed impacts. Please contact the Corps for guidance.



**US Army Corps
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New England District

**New Hampshire General Permits (GPs)
Appendix B - Corps Secondary Impacts Checklist
(for inland wetland/waterway fill projects in New Hampshire)**

1. Attach any explanations to this checklist. Lack of information could delay a Corps permit determination.
2. All references to “work” include all work associated with the project construction and operation. Work includes filling, clearing, flooding, draining, excavation, dozing, stumping, etc.
3. See GC 5, regarding single and complete projects.
4. Contact the Corps at (978) 318-8832 with any questions.

| 1. Impaired Waters | Yes | No |
|---|-----|-----|
| 1.1 Will any work occur within 1 mile upstream in the watershed of an impaired water? See http://des.nh.gov/organization/divisions/water/wmb/section401/impaired_waters.htm to determine if there is an impaired water in the vicinity of your work area.* | X | |
| 2. Wetlands | Yes | No |
| 2.1 Are there are streams, brooks, rivers, ponds, or lakes within 200 feet of any proposed work? | X | |
| 2.2 Are there proposed impacts to SAS, special wetlands. Applicants may obtain information from the NH Department of Resources and Economic Development Natural Heritage Bureau (NHB) DataCheck Tool for information about resources located on the property at https://www2.des.state.nh.us/nhb_datacheck/ . The book Natural Community Systems of New Hampshire also contains specific information about the natural communities found in NH. | X | |
| 2.3 If wetland crossings are proposed, are they adequately designed to maintain hydrology, sediment transport & wildlife passage? | | N/A |
| 2.4 Would the project remove part or all of a riparian buffer? (Riparian buffers are lands adjacent to streams where vegetation is strongly influenced by the presence of water. They are often thin lines of vegetation containing native grasses, flowers, shrubs and/or trees that line the stream banks. They are also called vegetated buffer zones.) | | X |
| 2.5 The overall project site is more than 40 acres? | | X |
| 2.6 What is the area of the previously filled wetlands? | N/A | |
| 2.7 What is the area of the proposed fill in wetlands? | 0 | |
| 2.8 What is the % of previously and proposed fill in wetlands to the overall project site? | N/A | |
| 3. Wildlife | Yes | No |
| 3.1 Has the NHB & USFWS determined that there are known occurrences of rare species, exemplary natural communities, Federal and State threatened and endangered species and habitat, in the vicinity of the proposed project? (All projects require an NHB ID number & a USFWS IPAC determination.) NHB DataCheck Tool: https://www2.des.state.nh.us/nhb_datacheck/ USFWS IPAC website: https://ecos.fws.gov/ipac/location/index | ** | |

| | | |
|---|-----|-----|
| 3.2 Would work occur in any area identified as either “Highest Ranked Habitat in N.H.” or “Highest Ranked Habitat in Ecological Region”? (These areas are colored magenta and green, respectively, on NH Fish and Game’s map, “2010 Highest Ranked Wildlife Habitat by Ecological Condition.”) Map information can be found at: <ul style="list-style-type: none"> • PDF: www.wildlife.state.nh.us/Wildlife/Wildlife_Plan/highest_ranking_habitat.htm. • Data Mapper: www.granit.unh.edu. • GIS: www.granit.unh.edu/data/downloadfreedata/category/databycategory.html. | | X |
| 3.3 Would the project impact more than 20 acres of an undeveloped land block (upland, wetland/waterway) on the entire project site and/or on an adjoining property(s)? | | X |
| 3.4 Does the project propose more than a 10-lot residential subdivision, or a commercial or industrial development? | | X |
| 3.5 Are stream crossings designed in accordance with the GC 21? | | N/A |
| 4. Flooding/Floodplain Values | Yes | No |
| 4.1 Is the proposed project within the 100-year floodplain of an adjacent river or stream? | | X |
| 4.2 If 4.1 is yes, will compensatory flood storage be provided if the project results in a loss of flood storage? | N/A | |
| 5. Historic/Archaeological Resources | | |
| For a minimum, minor or major impact project - a copy of the Request for Project Review (RPR) Form (www.nh.gov/nhdhr/review) with your DES file number shall be sent to the NH Division of Historical Resources as required on Page 11 GC 8(d) of the GP document** | | N/A |

*Although this checklist utilizes state information, its submittal to the Corps is a Federal requirement.

** If your project is not within Federal jurisdiction, coordination with NH DHR is not required under Federal law.



United States Department of the Interior



FISH AND WILDLIFE SERVICE
New England Ecological Services Field Office
70 Commercial Street, Suite 300
Concord, NH 03301-5094
Phone: (603) 223-2541 Fax: (603) 223-0104

In Reply Refer To:
Project Code: 2024-0141593
Project Name: Dockham - Home Addition

09/09/2024 20:14:19 UTC

Subject: List of threatened and endangered species that may occur in your proposed project location or may be affected by your proposed project

To Whom It May Concern:

Updated 4/12/2023 - Please review this letter each time you request an Official Species List, we will continue to update it with additional information and links to websites may change.

About Official Species Lists

The purpose of the Act is to provide a means whereby threatened and endangered species and the ecosystems upon which they depend may be conserved. Federal and non-Federal project proponents have responsibilities under the Act to consider effects on listed species.

The enclosed species list identifies threatened, endangered, proposed, and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 et seq.).

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. The Service recommends that verification be completed by visiting the IPaC website at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested by returning to an existing project's page in IPaC.

Endangered Species Act Project Review

Please visit the “**New England Field Office Endangered Species Project Review and Consultation**” website for step-by-step instructions on how to consider effects on listed

species and prepare and submit a project review package if necessary:

<https://www.fws.gov/office/new-england-ecological-services/endangered-species-project-review>

NOTE Please do not use the **Consultation Package Builder** tool in IPaC except in specific situations following coordination with our office. Please follow the project review guidance on our website instead and reference your **Project Code** in all correspondence.

Northern Long-eared Bat - (Updated 4/12/2023) The Service published a final rule to reclassify the northern long-eared bat (NLEB) as endangered on November 30, 2022. The final rule went into effect on March 31, 2023. You may utilize the **Northern Long-eared Bat Rangewide Determination Key** available in IPaC. More information about this Determination Key and the Interim Consultation Framework are available on the northern long-eared bat species page:

<https://www.fws.gov/species/northern-long-eared-bat-myotis-septentrionalis>

For projects that previously utilized the 4(d) Determination Key, the change in the species' status may trigger the need to re-initiate consultation for any actions that are not completed and for which the Federal action agency retains discretion once the new listing determination becomes effective. If your project was not completed by March 31, 2023, and may result in incidental take of NLEB, please reach out to our office at newengland@fws.gov to see if reinitiation is necessary.

Additional Info About Section 7 of the Act

Under section 7(a)(2) of the Act and its implementing regulations (50 CFR 402 et seq.), Federal agencies are required to determine whether projects may affect threatened and endangered species and/or designated critical habitat. If a Federal agency, or its non-Federal representative, determines that listed species and/or designated critical habitat may be affected by the proposed project, the agency is required to consult with the Service pursuant to 50 CFR 402. In addition, the Federal agency also may need to consider proposed species and proposed critical habitat in the consultation. 50 CFR 402.14(c)(1) specifies the information required for consultation under the Act regardless of the format of the evaluation. More information on the regulations and procedures for section 7 consultation, including the role of permit or license applicants, can be found in the "Endangered Species Consultation Handbook" at:

<https://www.fws.gov/service/section-7-consultations>

In addition to consultation requirements under Section 7(a)(2) of the ESA, please note that under sections 7(a)(1) of the Act and its implementing regulations (50 CFR 402 et seq.), Federal agencies are required to utilize their authorities to carry out programs for the conservation of threatened and endangered species. Please contact NEFO if you would like more information.

Candidate species that appear on the enclosed species list have no current protections under the ESA. The species' occurrence on an official species list does not convey a requirement to

consider impacts to this species as you would a proposed, threatened, or endangered species. The ESA does not provide for interagency consultations on candidate species under section 7, however, the Service recommends that all project proponents incorporate measures into projects to benefit candidate species and their habitats wherever possible.

Migratory Birds

In addition to responsibilities to protect threatened and endangered species under the Endangered Species Act (ESA), there are additional responsibilities under the Migratory Bird Treaty Act (MBTA) and the Bald and Golden Eagle Protection Act (BGEPA) to protect native birds from project-related impacts. Any activity, intentional or unintentional, resulting in take of migratory birds, including eagles, is prohibited unless otherwise permitted by the U.S. Fish and Wildlife Service (50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)). For more information regarding these Acts see:

<https://www.fws.gov/program/migratory-bird-permit>

<https://www.fws.gov/library/collections/bald-and-golden-eagle-management>

Please feel free to contact us at **newengland@fws.gov** with your **Project Code** in the subject line if you need more information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat.

Attachment(s): Official Species List

Attachment(s):

- Official Species List

OFFICIAL SPECIES LIST

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

New England Ecological Services Field Office

70 Commercial Street, Suite 300

Concord, NH 03301-5094

(603) 223-2541

PROJECT SUMMARY

Project Code: 2024-0141593
Project Name: Dockham - Home Addition
Project Type: Residential Construction
Project Description: Construction of a 2-story addition and sewer connection
Project Location:

The approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/@43.07945315,-70.7670934825033,14z>



Counties: Rockingham County, New Hampshire

ENDANGERED SPECIES ACT SPECIES

There is a total of 3 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

-
1. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

MAMMALS

| NAME | STATUS |
|--|------------------------|
| Northern Long-eared Bat <i>Myotis septentrionalis</i> No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/9045 | Endangered |
| Tricolored Bat <i>Perimyotis subflavus</i> No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/10515 | Proposed Endangered |

INSECTS

| NAME | STATUS |
|--|-----------|
| Monarch Butterfly <i>Danaus plexippus</i> No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/9743 | Candidate |

CRITICAL HABITATS

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.

YOU ARE STILL REQUIRED TO DETERMINE IF YOUR PROJECT(S) MAY HAVE EFFECTS ON ALL ABOVE LISTED SPECIES.

IPAC USER CONTACT INFORMATION

Agency: Private Entity

Name: Luke Taylor

Address: 170 Commerce Way, Suite 102

City: Portsmouth

State: NH

Zip: 03801

Email: ltaylor@tfmoran.com

Phone: 6034312222



United States Department of the Interior



FISH AND WILDLIFE SERVICE
New England Ecological Services Field Office
70 Commercial Street, Suite 300
Concord, NH 03301-5094
Phone: (603) 223-2541 Fax: (603) 223-0104

In Reply Refer To:
Project code: 2024-0141593
Project Name: Dockham - Home Addition

09/09/2024 20:20:13 UTC

Federal Nexus: yes
Federal Action Agency (if applicable): Army Corps of Engineers

Subject: Record of project representative's no effect determination for 'Dockham - Home Addition'

Dear Luke Taylor:

This letter records your determination using the Information for Planning and Consultation (IPaC) system provided to the U.S. Fish and Wildlife Service (Service) on September 09, 2024, for 'Dockham - Home Addition' (here forward, Project). This project has been assigned Project Code 2024-0141593 and all future correspondence should clearly reference this number. **Please carefully review this letter.**

Ensuring Accurate Determinations When Using IPaC

The Service developed the IPaC system and associated species' determination keys in accordance with the Endangered Species Act of 1973 (ESA; 87 Stat. 884, as amended; 16 U.S.C. 1531 et seq.) and based on a standing analysis. All information submitted by the Project proponent into IPaC must accurately represent the full scope and details of the Project.

Failure to accurately represent or implement the Project as detailed in IPaC or the Northern Long-eared Bat Rangewide Determination Key (Dkey), invalidates this letter. ***Answers to certain questions in the DKey commit the project proponent to implementation of conservation measures that must be followed for the ESA determination to remain valid.***

Determination for the Northern Long-Eared Bat

Based upon your IPaC submission and a standing analysis, your project has reached the determination of "No Effect" on the northern long-eared bat. To make a no effect determination, the full scope of the proposed project implementation (action) should not have any effects (either positive or negative), to a federally listed species or designated critical habitat. Effects of the action are all consequences to listed species or critical habitat that are caused by the proposed

action, including the consequences of other activities that are caused by the proposed action. A consequence is caused by the proposed action if it would not occur but for the proposed action and it is reasonably certain to occur. Effects of the action may occur later in time and may include consequences occurring outside the immediate area involved in the action. (See § 402.17).

Under Section 7 of the ESA, if a federal action agency makes a no effect determination, no consultation with the Service is required (ESA §7). If a proposed Federal action may affect a listed species or designated critical habitat, formal consultation is required except when the Service concurs, in writing, that a proposed action "is not likely to adversely affect" listed species or designated critical habitat [50 CFR §402.02, 50 CFR§402.13].

Other Species and Critical Habitat that May be Present in the Action Area

The IPaC-assisted determination for the northern long-eared bat does not apply to the following ESA-protected species and/or critical habitat that also may occur in your Action area:

- Monarch Butterfly *Danaus plexippus* Candidate
- Tricolored Bat *Perimyotis subflavus* Proposed Endangered

You may coordinate with our Office to determine whether the Action may affect the animal species listed above and, if so, how they may be affected.

Next Steps

Based upon your IPaC submission, your project has reached the determination of “No Effect” on the northern long-eared bat. If there are no updates on listed species, no further consultation/coordination for this project is required with respect to the northern long-eared bat. However, the Service recommends that project proponents re-evaluate the Project in IPaC if: 1) the scope, timing, duration, or location of the Project changes (includes any project changes or amendments); 2) new information reveals the Project may impact (positively or negatively) federally listed species or designated critical habitat; or 3) a new species is listed, or critical habitat designated. If any of the above conditions occurs, additional coordination with the Service should take place to ensure compliance with the Act.

If you have any questions regarding this letter or need further assistance, please contact the New England Ecological Services Field Office and reference Project Code 2024-0141593 associated with this Project.

Action Description

You provided to IPaC the following name and description for the subject Action.

1. Name

Dockham - Home Addition

2. Description

The following description was provided for the project 'Dockham - Home Addition':

Construction of a 2-story addition and sewer connection

The approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/@43.07945315,-70.7670934825033,14z>



DETERMINATION KEY RESULT

Based on the information you provided, you have determined that the Proposed Action will have no effect on the Endangered northern long-eared bat (*Myotis septentrionalis*). Therefore, no consultation with the U.S. Fish and Wildlife Service pursuant to Section 7(a)(2) of the Endangered Species Act of 1973 (87 Stat. 884, as amended 16 U.S.C. 1531 *et seq.*) is required for those species.

QUALIFICATION INTERVIEW

1. Does the proposed project include, or is it reasonably certain to cause, intentional take of the northern long-eared bat or any other listed species?

Note: Intentional take is defined as take that is the intended result of a project. Intentional take could refer to research, direct species management, surveys, and/or studies that include intentional handling/encountering, harassment, collection, or capturing of any individual of a federally listed threatened, endangered or proposed species?

No

2. Does any component of the action involve construction or operation of wind turbines?

Note: For federal actions, answer 'yes' if the construction or operation of wind power facilities is either (1) part of the federal action or (2) would not occur but for a federal agency action (federal permit, funding, etc.).

No

3. Is the proposed action authorized, permitted, licensed, funded, or being carried out by a Federal agency in whole or in part?

Yes

4. Is the Federal Highway Administration (FHWA), Federal Railroad Administration (FRA), or Federal Transit Administration (FTA) funding or authorizing the proposed action, in whole or in part?

No

5. Are you an employee of the federal action agency or have you been officially designated in writing by the agency as its designated non-federal representative for the purposes of Endangered Species Act Section 7 informal consultation per 50 CFR § 402.08?

Note: This key may be used for federal actions and for non-federal actions to facilitate section 7 consultation and to help determine whether an incidental take permit may be needed, respectively. This question is for information purposes only.

No

6. Is the lead federal action agency the Environmental Protection Agency (EPA) or Federal Communications Commission (FCC)? Is the Environmental Protection Agency (EPA) or Federal Communications Commission (FCC) funding or authorizing the proposed action, in whole or in part?

No

7. Is the lead federal action agency the Federal Energy Regulatory Commission (FERC)?

No

8. Have you determined that your proposed action will have no effect on the northern long-eared bat? Remember to consider the [effects of any activities](#) that would not occur but for the proposed action.

If you think that the northern long-eared bat may be affected by your project or if you would like assistance in deciding, answer “No” below and continue through the key. If you have determined that the northern long-eared bat does not occur in your project’s action area and/or that your project will have no effects whatsoever on the species despite the potential for it to occur in the action area, you may make a “no effect” determination for the northern long-eared bat.

Note: Federal agencies (or their designated non-federal representatives) must consult with USFWS on federal agency actions that may affect listed species [50 CFR 402.14(a)]. Consultation is not required for actions that will not affect listed species or critical habitat. Therefore, this determination key will not provide a consistency or verification letter for actions that will not affect listed species. If you believe that the northern long-eared bat may be affected by your project or if you would like assistance in deciding, please answer “No” and continue through the key. Remember that this key addresses only effects to the northern long-eared bat. Consultation with USFWS would be required if your action may affect another listed species or critical habitat. The definition of [Effects of the Action](#) can be found here: <https://www.fws.gov/media/northern-long-eared-bat-assisted-determination-key-selected-definitions>

Yes

PROJECT QUESTIONNAIRE

Will all project activities be completed by November 30, 2024?

No

IPAC USER CONTACT INFORMATION

Agency: Private Entity
Name: Luke Taylor
Address: 170 Commerce Way, Suite 102
City: Portsmouth
State: NH
Zip: 03801
Email: ltaylor@tfmoran.com
Phone: 6034312222

LEAD AGENCY CONTACT INFORMATION

Lead Agency: Army Corps of Engineers

New Hampshire Natural Heritage Bureau NHB DataCheck Results Letter

To: Luke Taylor
170 Commerce Way, Suite 102
Portsmouth, NH 03801

From: NH Natural Heritage Bureau

Date: 9/5/2024 (This letter is valid through 9/5/2025)

Re: Review by NH Natural Heritage Bureau of request dated 9/5/2024

Permit Types: Shoreland Standard Permit
General Permit
Standard Dredge & Fill - Major

NHB ID: NHB24-2747

Applicant: Luke Taylor

Location: Portsmouth
Tax Map: 140, Tax Lot: 3
Address: 39 Dearborn Street

Proj. Description: The goal of this project is to expand an existing dwelling by adding a 2 story addition and mudroom area. A new sewer connection will also be added.

The NH Natural Heritage database has been checked for records of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government. We currently have no recorded occurrences for sensitive species near this project area.

A negative result (no record in our database) does not mean that a sensitive species is not present. Our data can only tell you of known occurrences, based on information gathered by qualified biologists and reported to our office. However, many areas have never been surveyed, or have only been surveyed for certain species. An on-site survey would provide better information on what species and communities are indeed present.

Based on the information submitted, no further consultation with the NH Fish and Game Department pursuant to Fis 1004 is required.

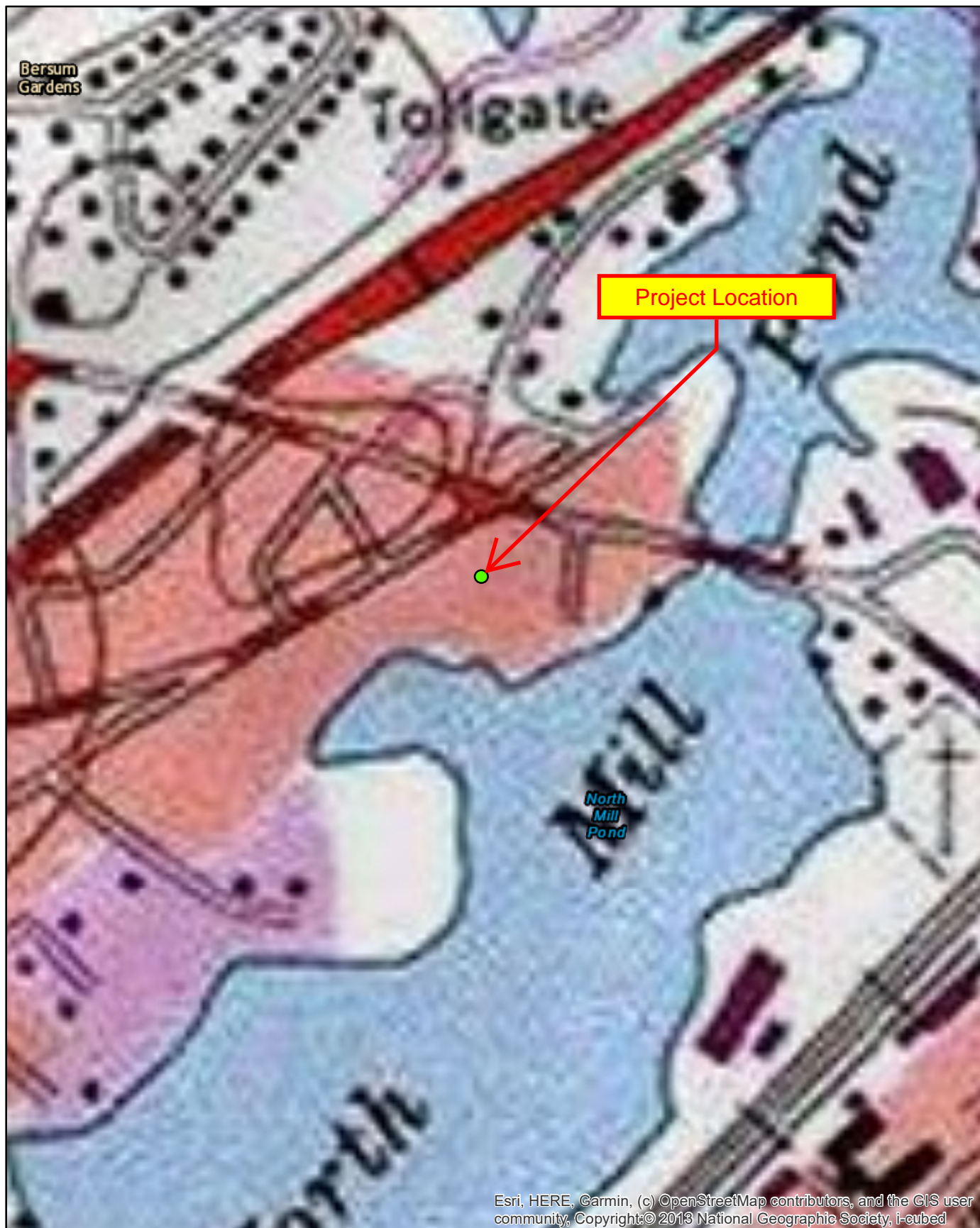
New Hampshire Natural Heritage Bureau
NHB DataCheck Results Letter

MAP OF PROJECT BOUNDARIES FOR: NHB24-2747



SECTION 3

USGS Map - Project Location Scale 1:5,000



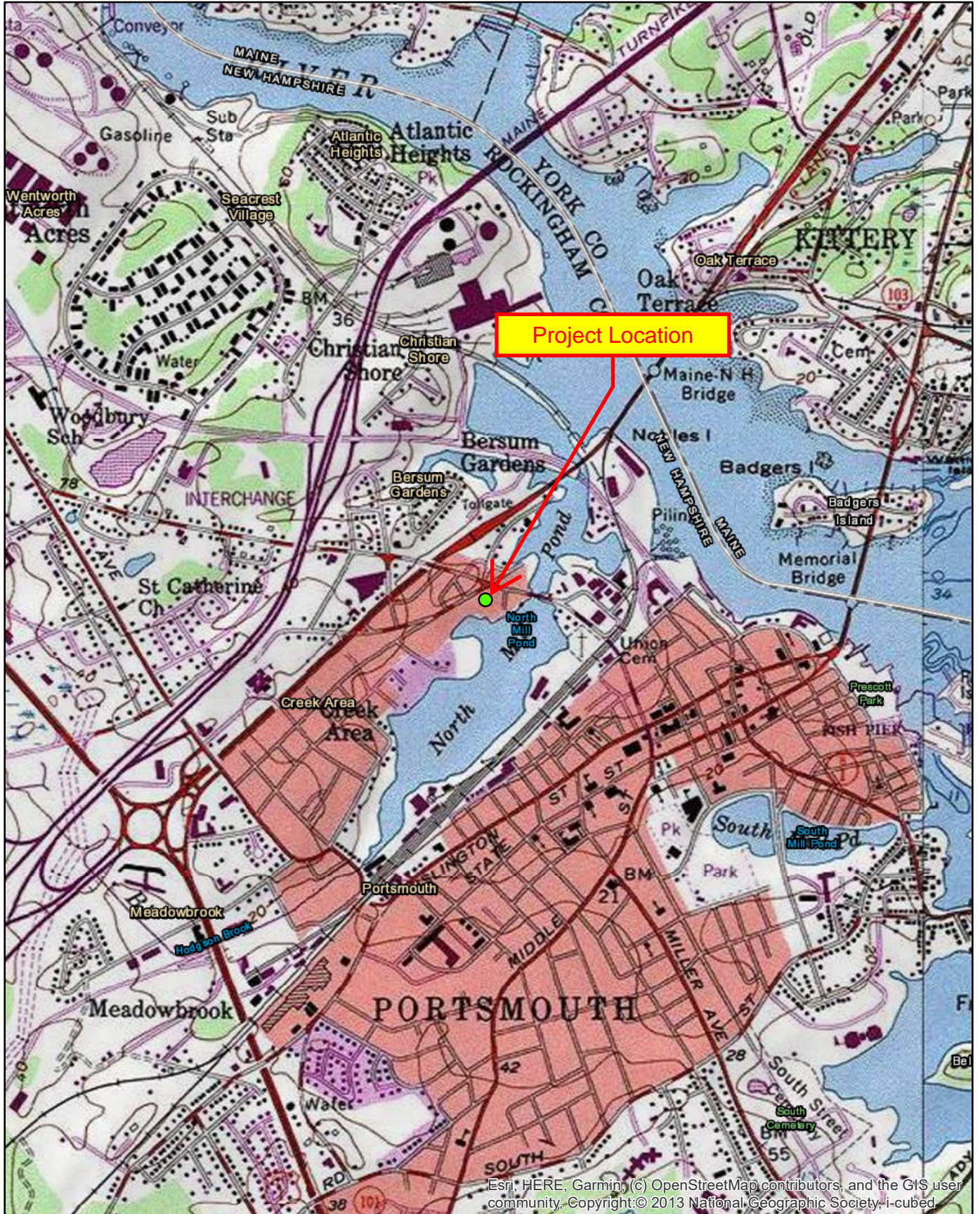
Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community, Copyright:© 2013 National Geographic Society, i-cubed

0 250 500 1,000
Feet

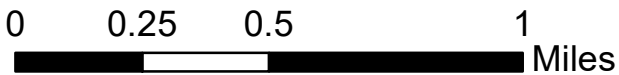


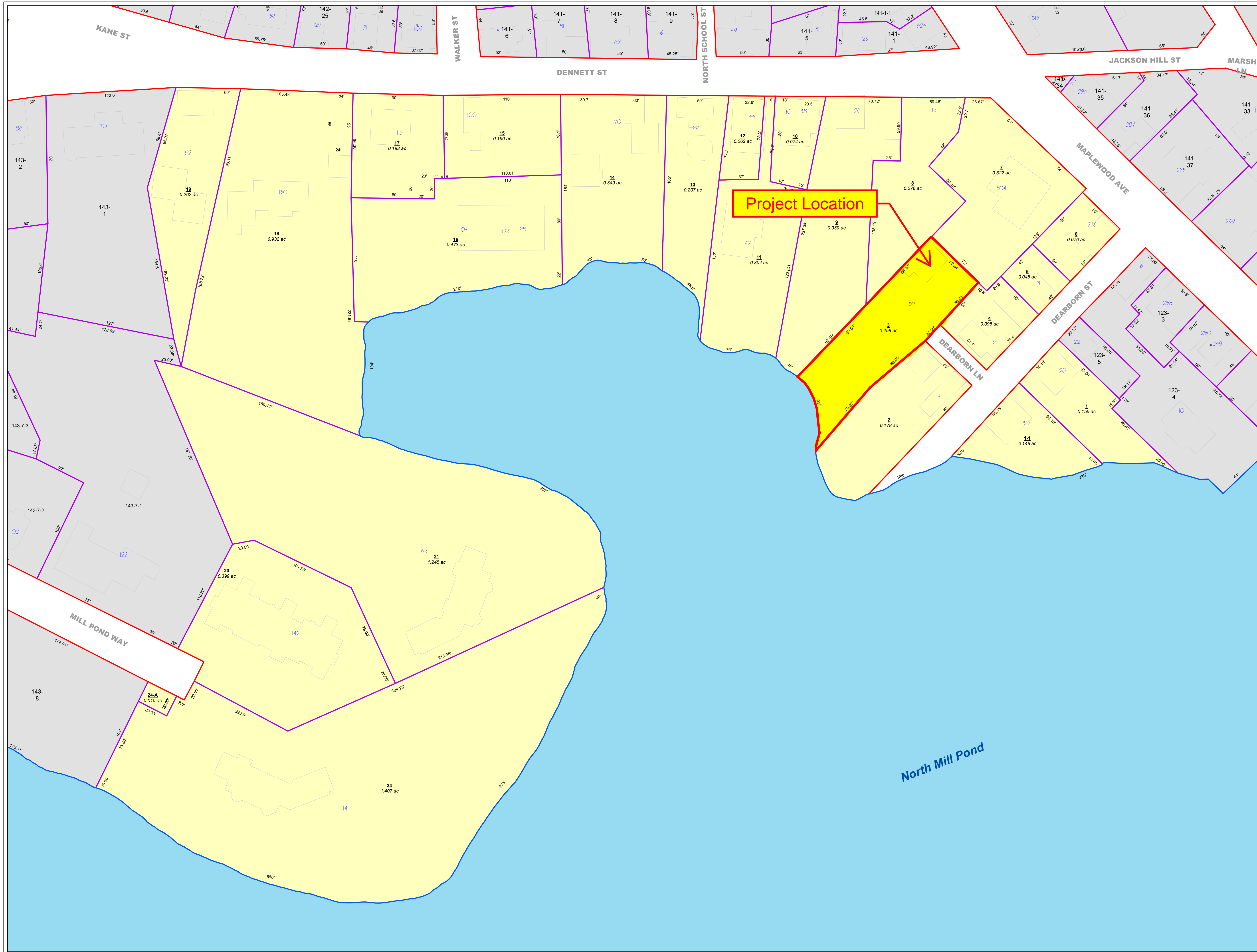
USGS Map - Project Location

Scale 1:24,000



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community, Copyright © 2013 National Geographic Society, i-cubed





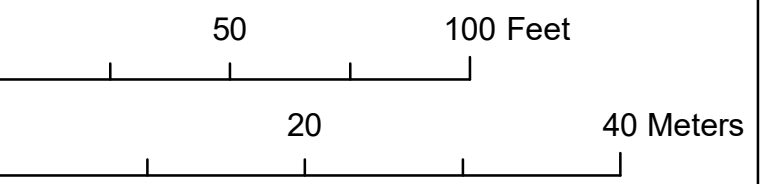
Partial Legend
 See the cover sheet for the complete legend.

- 7-5A** Lot or lot-unit number
- 2.56 ac Parcel area in acres (ac) or square feet (sf)
- Address number
- 233-137 Parcel number from a neighboring map
- 68' Parcel line dimension
- Street name

SIMS AVE
 Street name

- Parcel/Parcel boundary
- Parcel/ROW boundary
- Water boundary
- Structure (1994 data)

- Parcel covered by this map
- Parcel from a neighboring map (see other map for current status)



This map is for assessment purposes only. It is not intended for legal description or conveyance. Parcels are mapped as of April 1. Building footprints are 2006 data and may not represent current structures. Streets appearing on this map may be paper (unbuilt) streets. Lot numbers take precedence over address numbers. Address numbers shown on this map may not represent posted or legal addresses.

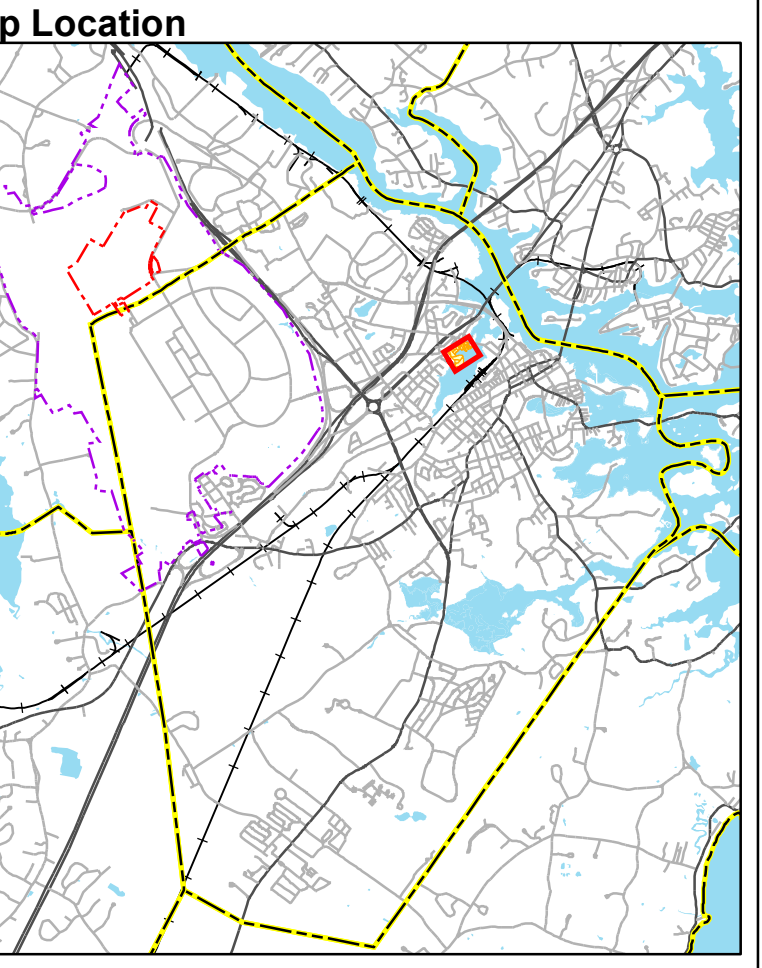
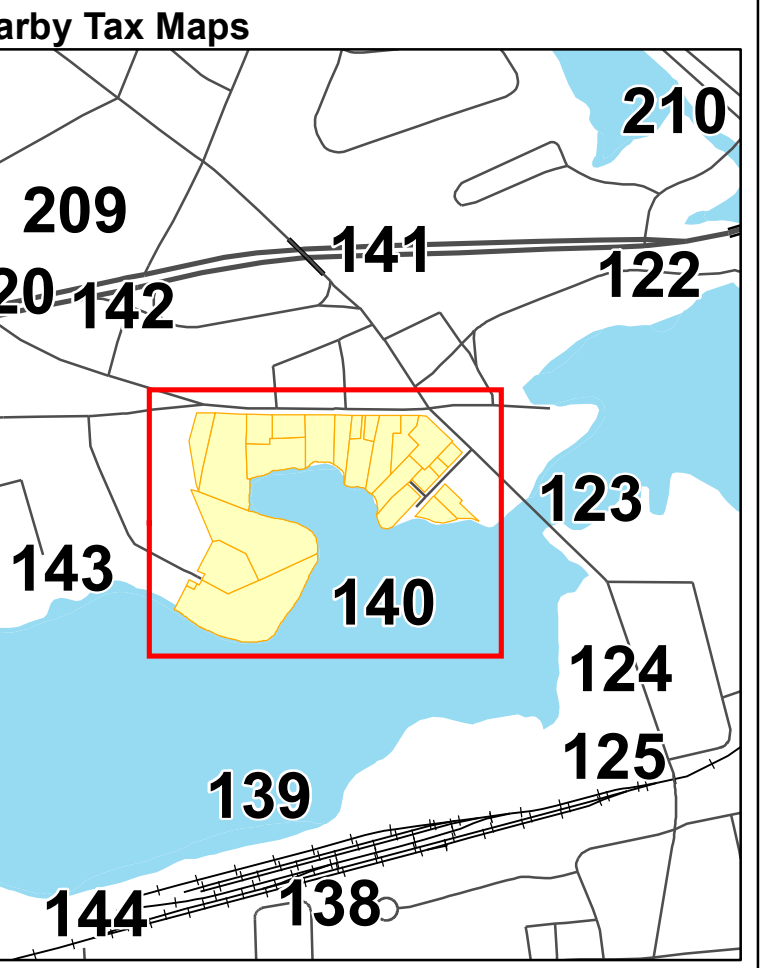
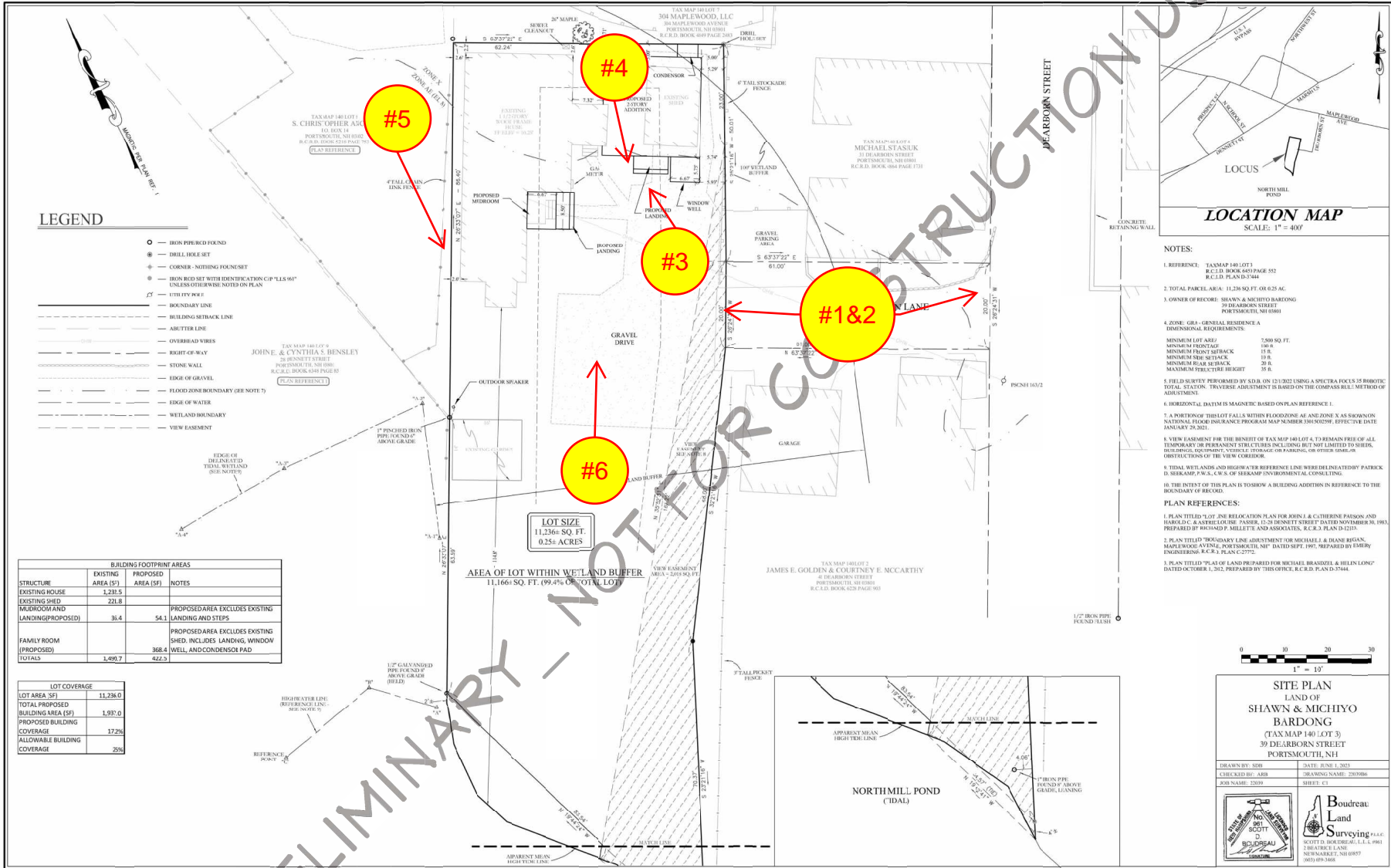


Photo Orientation Key



SITE PLAN



| Number | Date | Description |
|--------|------|-------------|
| | | |
| | | |
| | | |

PLOT PLAN

CLIENT:
BARBONG
39 DEARBORN EXT
PORTSMOUTH, NH

CONTACT:
ABRIGO HOME
PO BOX 1864
PORTSMOUTH, NH 03801
207-349-6650

DATE:
6/24/23

COPYRIGHT © ABRIGO HOME 2022

SCALED FOR:
24" X 36"

SCALE:
ON DRAWINGS

SHEET:

A2



Civil Engineers
Structural Engineers
Traffic Engineers
Land Surveyors
Landscape Architects
Scientists

Photo Exhibit

See attached Photo Orientation Key for reference.



Photo: 1



Photo:2



Photo: 3



Photo: 4



Photo: 5



Photo: 6

SECTION 4



Return to:
Shawn Bardong
Michiyo Bardong
39 Dearborn Street
Portsmouth, NH 03801

| | | |
|--------------|-----------|-----------|
| LCHIP | ROA635766 | 25.00 |
| TRANSFER TAX | RO119555 | 18,000.00 |
| RECORDING | | 14.00 |
| SURCHARGE | | 2.00 |

T/S: \$18,000

WARRANTY DEED

KNOW ALL PERSONS BY THESE PRESENTS: That **Helen Long** and **Michael Brandzel**, both Single, of 39 Dearborn Street, Portsmouth, NH 03801, for consideration paid grants to **Shawn Bardong** and **Michiyo Bardong**, Husband and Wife, of 39 Hodgdon Way, B-2121, Portsmouth, NH 03801, as joint tenants with rights of survivorship, with WARRANTY COVENANTS:

A certain lot of land in Portsmouth, Rockingham County, State of New Hampshire, with the buildings thereon, and bounded northwesterly by land now or formerly of Biagio and C.C. Donini, one hundred seventeen and nine tenths (117.9) feet, more or less; northeasterly by land now or formerly of the heirs of Lucy M. Hoyt, sixty-two and five tenths (62.5) feet, more or less; southeasterly by land now or formerly of Charles W. Marden, a line or passageway leading from Dearborn Street to said premises, and by land now or formerly of Chester A. and Elizabeth Hersey, two hundred (200) feet, more or less; southwesterly by the North Mill Pond; including all right, title and interest in said lane or passageway.

No matter how otherwise described herein, said premises being depicted on a Plan entitled "Plan of Land Prepared for Michael Brandzel & Helen Long (Tax Map 140, Lot 3), 39 Dearborn Street, Portsmouth, NH" dated October 1, 2012, prepared by Boudreau Land Surveying, PLLC and recorded in the Rockingham County Registry of Deeds as Plan #D-37444.

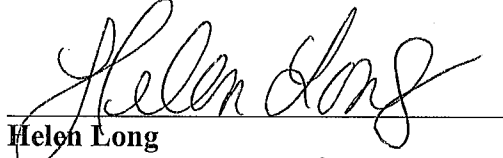
Including all right, title and interest in said lane or passageway.

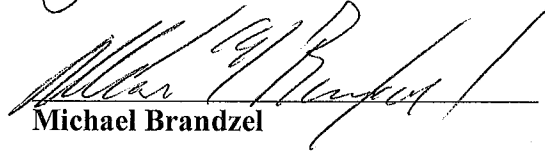
Together with and Subject to the terms and provisions of the Easement Deed between Michael Brandzel and Helen Long and Michael Stasiuk dated October 2, 2015 and recorded in said Registry at Book 5663, Page 616.

Meaning and intending to describe and convey the same premises conveyed to Michael Brandzel and Helen Long by Warranty Deed of Paul Nakrosis and Milda M. Nakrosis a/k/a Millie Nakrosis dated April 13, 2009 and recorded in the Rockingham County Registry of Deeds at Book 5000, Page 1302.

We, Helen Long and Michael Brandzel, hereby release all rights of homestead and any other interests therein in the above-described premises.

Executed this 31st day of October, 2022.

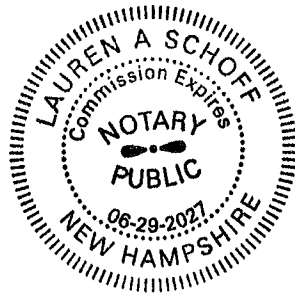

Helen Long

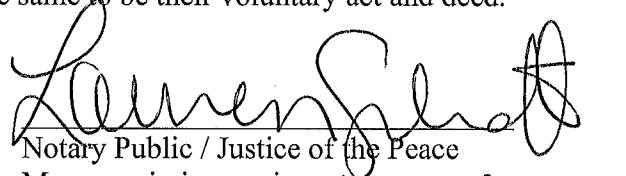

Michael Brandzel

STATE OF NEW HAMPSHIRE
COUNTY OF Rockingham, ss.

On this 31st day of October, 2022, personally appeared the above-named **Helen Long** and **Michael Brandzel** known to me or satisfactorily proven through proof of identification (i.e. their driver's licenses) to be the individuals who executed the foregoing instrument, and swore to and acknowledged the same to be their voluntary act and deed.

Before me,




Notary Public / Justice of the Peace
My commission expires: June 29, 2027



Civil Engineers
 Structural Engineers
 Traffic Engineers
 Land Surveyors
 Landscape Architects
 Scientists

Abutters List

DOCKHAM - HOME IMPROVEMENTS

39 DEARBORN ST

September 10, 2024

47617.00

| Assessors Map | | Abutter Name | Mailing Address |
|---------------|-----|--|---|
| Map | Lot | | |
| 140 | 2 | JAMES E. GOLDEN C/O COURTNEY E. MCCARTHY | 41 DEARBORN ST PORTSMOUTH, NH 03801 |
| 140 | 4 | MICHAEL STASUIK | 33 DEARBORN ST PORTSMOUTH, NH 03801 |
| 140 | 7 | 304 MAPLEWOOD LLC C/O PLANET FITNESS | 304 MAPLEWOOD AVE PORTSMOUTH, NH 03801 |
| 140 | 8 | CHRISTOPHER S. ANCTIL | 73 EXETER RD NORTH HAMPTON, NH 03862 |
| 140 | 9 | JOHN E. & CYNTHIA S. BENSLEY | 28 DENNETT ST PORTSMOUTH, NH 03801 |



Civil Engineers
 Structural Engineers
 Traffic Engineers
 Land Surveyors
 Landscape Architects
 Scientists



**ABUTTER NOTIFICATION FOR
 NHDES WETLAND PERMIT APPLICATION**

VIA CERTIFIED MAIL

September 10, 2024

James E. Golden
 c/o Courtney E. McCarthy
 41 Dearborn St.
 Portsmouth, NH 03801

**Re: NHDES Wetland Permit Application
 39 Dearborn Street, Portsmouth NH - Tax Map: 140 Lot: 3
 Project #47617.00**

Dear Abutter:

This letter is to inform you that a *Wetland Permit Application* will be filed with the NH Department of Environmental Services (NHDES) for impacts proposed at the above referenced property. In accordance with RSA 482-A/Env-Wt 100-900, we are required to notify you about this permit application by certified mail.

Once the permit application is filed, the complete permit application, including the design plans that depict the impacts associated with the proposed project, will be available for viewing at the City of Portsmouth Clerk’s Office.

Should you have any questions regarding this matter or require additional information, please do not hesitate to contact me directly at (603) 431-2222, anytime between 8:00 AM and 5:00 PM.

Sincerely,

TFMoran, Inc.

Luke Taylor
Environmental Permitting Specialist

cc: NHDES Wetlands Bureau

TFMoran, Inc.
 48 Constitution Drive, Bedford, NH 03110
 T(603) 472-4488 www.tfmoran.com



TFMoran, Inc. Seacoast Division
 170 Commerce Way–Suite 102, Portsmouth, NH 03801
 T(603) 431-2222



Civil Engineers
 Structural Engineers
 Traffic Engineers
 Land Surveyors
 Landscape Architects
 Scientists



**ABUTTER NOTIFICATION FOR
 NHDES WETLAND PERMIT APPLICATION**

VIA CERTIFIED MAIL

September 10, 2024

Michael Stasuik
 33 Dearborn St.
 Portsmouth, NH 03801

**Re: NHDES Wetland Permit Application
 39 Dearborn Street, Portsmouth NH - Tax Map: 140 Lot: 3
 Project #47617.00**

Dear Abutter:

This letter is to inform you that a *Wetland Permit Application* will be filed with the NH Department of Environmental Services (NHDES) for impacts proposed at the above referenced property. In accordance with RSA 482-A/Env-Wt 100-900, we are required to notify you about this permit application by certified mail.

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TFMoran, Inc.

Luke Taylor
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cc: NHDES Wetlands Bureau

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TFMoran, Inc. Seacoast Division
 170 Commerce Way-Suite 102, Portsmouth, NH 03801
 T(603) 431-2222



Civil Engineers
 Structural Engineers
 Traffic Engineers
 Land Surveyors
 Landscape Architects
 Scientists



**ABUTTER NOTIFICATION FOR
 NHDES WETLAND PERMIT APPLICATION**

VIA CERTIFIED MAIL

September 10, 2024

304 Maplewood, LLC.
 c/o Planet Fitness
 304 Maplewood Ave.
 Portsmouth, NH 03801

**Re: NHDES Wetland Permit Application
 39 Dearborn Street, Portsmouth NH - Tax Map: 140 Lot: 3
 Project #47617.00**

Dear Abutter:

This letter is to inform you that a *Wetland Permit Application* will be filed with the NH Department of Environmental Services (NHDES) for impacts proposed at the above referenced property. In accordance with RSA 482-A/Env-Wt 100-900, we are required to notify you about this permit application by certified mail.

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 T(603) 431-2222



Civil Engineers
 Structural Engineers
 Traffic Engineers
 Land Surveyors
 Landscape Architects
 Scientists



**ABUTTER NOTIFICATION FOR
 NHDES WETLAND PERMIT APPLICATION**

VIA CERTIFIED MAIL

September 10, 2024

Christopher S. Anctil
 73 Exeter Rd.
 North Hampton, NH 03862

**Re: NHDES Wetland Permit Application
 39 Dearborn Street, Portsmouth NH - Tax Map: 140 Lot: 3
 Project #47617.00**

Dear Abutter:

This letter is to inform you that a *Wetland Permit Application* will be filed with the NH Department of Environmental Services (NHDES) for impacts proposed at the above referenced property. In accordance with RSA 482-A/Env-Wt 100-900, we are required to notify you about this permit application by certified mail.

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Sincerely,

TFMoran, Inc.

Luke Taylor
Environmental Permitting Specialist

cc: NHDES Wetlands Bureau

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 48 Constitution Drive, Bedford, NH 03110
 T(603) 472-4488 www.tfmoran.com



TFMoran, Inc. Seacoast Division
 170 Commerce Way–Suite 102, Portsmouth, NH 03801
 T(603) 431-2222



Civil Engineers
 Structural Engineers
 Traffic Engineers
 Land Surveyors
 Landscape Architects
 Scientists



**ABUTTER NOTIFICATION FOR
 NHDES WETLAND PERMIT APPLICATION**

VIA CERTIFIED MAIL

September 10, 2024

John E. & Cynthia S. Bensley
 28 Dennett St.
 Portsmouth, NH 03801

**Re: NHDES Wetland Permit Application
 39 Dearborn Street, Portsmouth NH - Tax Map: 140 Lot: 3
 Project #47617.00**

Dear Abutter:

This letter is to inform you that a *Wetland Permit Application* will be filed with the NH Department of Environmental Services (NHDES) for impacts proposed at the above referenced property. In accordance with RSA 482-A/Env-Wt 100-900, we are required to notify you about this permit application by certified mail.

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Sincerely,

TFMoran, Inc.

Luke Taylor
Environmental Permitting Specialist

cc: NHDES Wetlands Bureau

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TFMoran, Inc. Seacoast Division
 170 Commerce Way-Suite 102, Portsmouth, NH 03801
 T(603) 431-2222

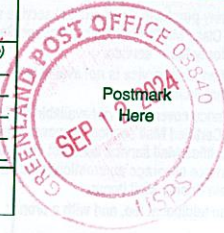
7020 0640 0001 3192 1750

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 Return Receipt (electronic) \$
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 Adult Signature Required \$
 Adult Signature Restricted Delivery \$



Postage
\$.69
Total Postage and
\$ 9.64

Sent To JAMES E. GOLDEN C/O COURTNEY E. MCCARTHY
Street and Apt. No. 41 DEARBORN ST
City, State, ZIP+4® PORTSMOUTH, NH 03801
Project # 47617.00 W

PS Form 3800, A

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 Return Receipt (electronic) \$
 Certified Mail Restricted Delivery \$
 Adult Signature Required \$
 Adult Signature Restricted Delivery \$



Postage
\$.69
Total Postage
\$ 9.64

Sent To CHRISTOPHER S. ANCTIL
Street and Apt. 73 EXETER RD
City, State, ZIP+4® NORTH HAMPTON, NH 03862
Project # 47617.00 W

PS Form 3800,

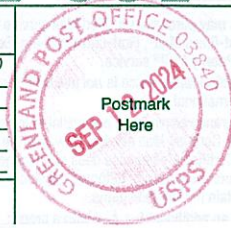
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 Return Receipt (electronic) \$
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 Adult Signature Required \$
 Adult Signature Restricted Delivery \$



Postage
\$.69
Total Postage and
\$ 9.64

Sent To 304 MAPLEWOOD LLC C/O PLANET FITNESS
Street and Apt. No. 304 MAPLEWOOD AVE
City, State, ZIP+4® PORTSMOUTH, NH 03801
Project # 47617.00 W

PS Form 3800,

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 Return Receipt (electronic) \$
 Certified Mail Restricted Delivery \$
 Adult Signature Required \$
 Adult Signature Restricted Delivery \$



Postage
\$.69
Total Postage
\$ 9.64

Sent To JOHN E. & CYNTHIA S. BENSLEY
Street and Apt. 28 DENNETT ST
City, State, ZIP+4® PORTSMOUTH, NH 03801
Project # 47617.00 W

PS Form 3800,

7020 0640 0001 3192 1767

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Extra Services & Fees (check box, add fee as appropriate)
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 Return Receipt (electronic) \$
 Certified Mail Restricted Delivery \$
 Adult Signature Required \$
 Adult Signature Restricted Delivery \$

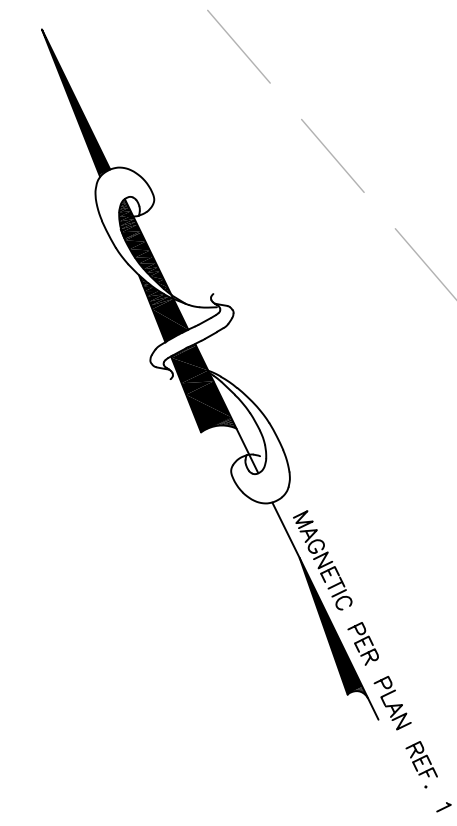


Postage
\$.69
Total Postage
\$ 9.64

Sent To MICHAEL STASUIK
Street and Apt. 33 DEARBORN ST
City, State, ZIP+4® PORTSMOUTH, NH 03801
Project # 47617.00 W

PS Form 3800,

SECTION 5

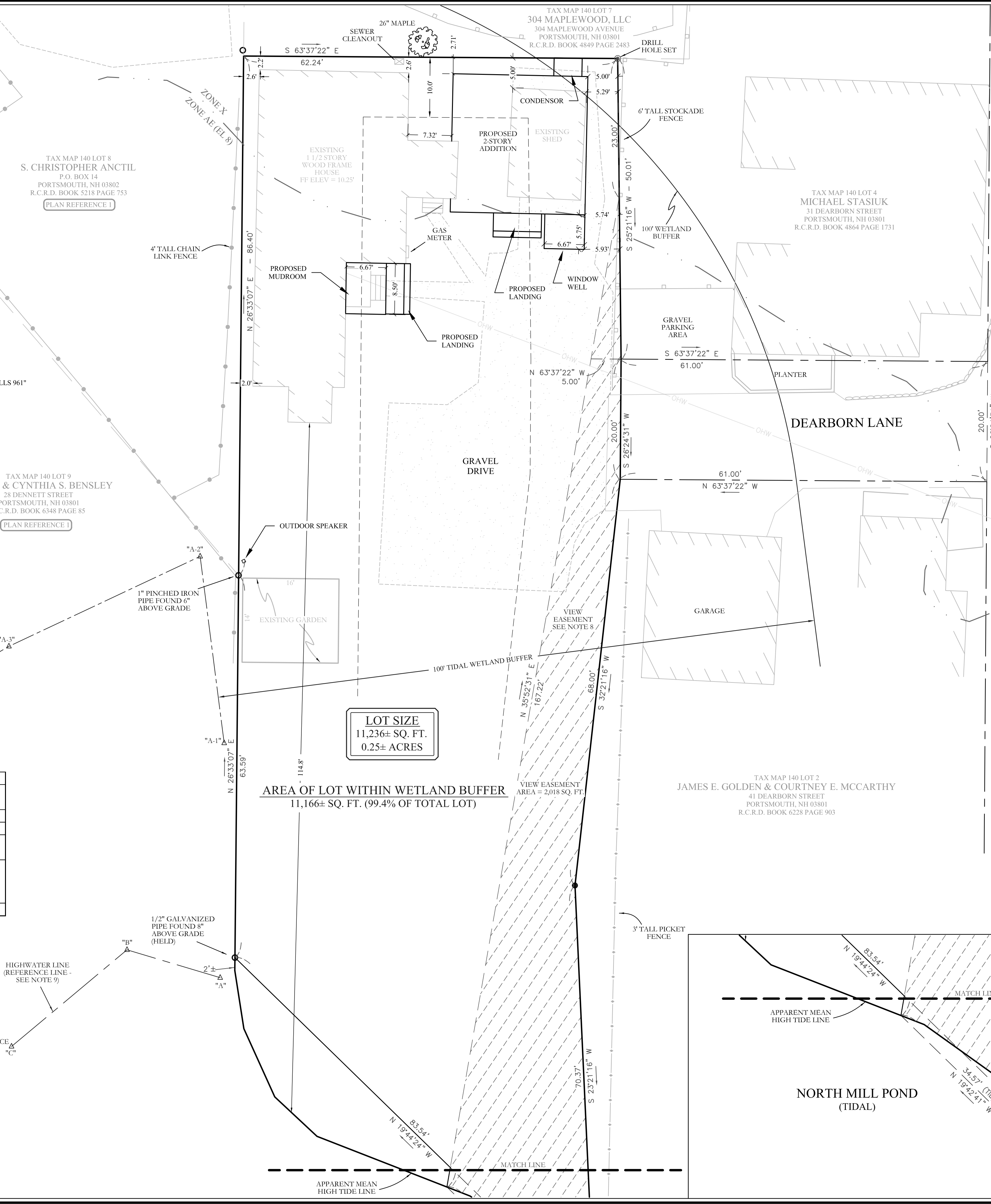


LEGEND

- — IRON PIPE/ROD FOUND
- ⊙ — DRILL HOLE SET
- ◆ — CORNER - NOTHING FOUND/SET
- — IRON ROD SET WITH IDENTIFICATION CAP "LLS 961" UNLESS OTHERWISE NOTED ON PLAN
- ⊕ — UTILITY POLE
- — BOUNDARY LINE
- — BUILDING SETBACK LINE
- — ABUTTER LINE
- — OVERHEAD WIRES
- — RIGHT-OF-WAY
- — STONE WALL
- — EDGE OF GRAVEL
- — FLOOD ZONE BOUNDARY (SEE NOTE 7)
- — EDGE OF WATER
- — WETLAND BOUNDARY
- — VIEW EASEMENT

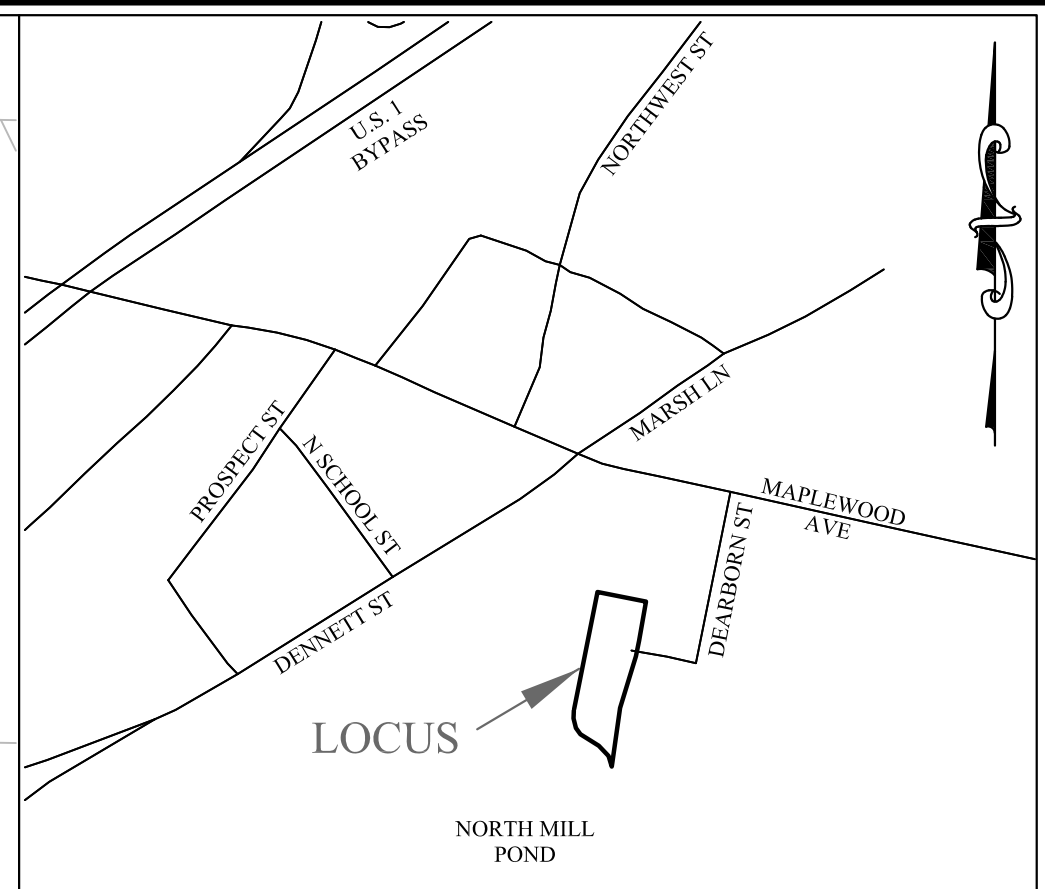
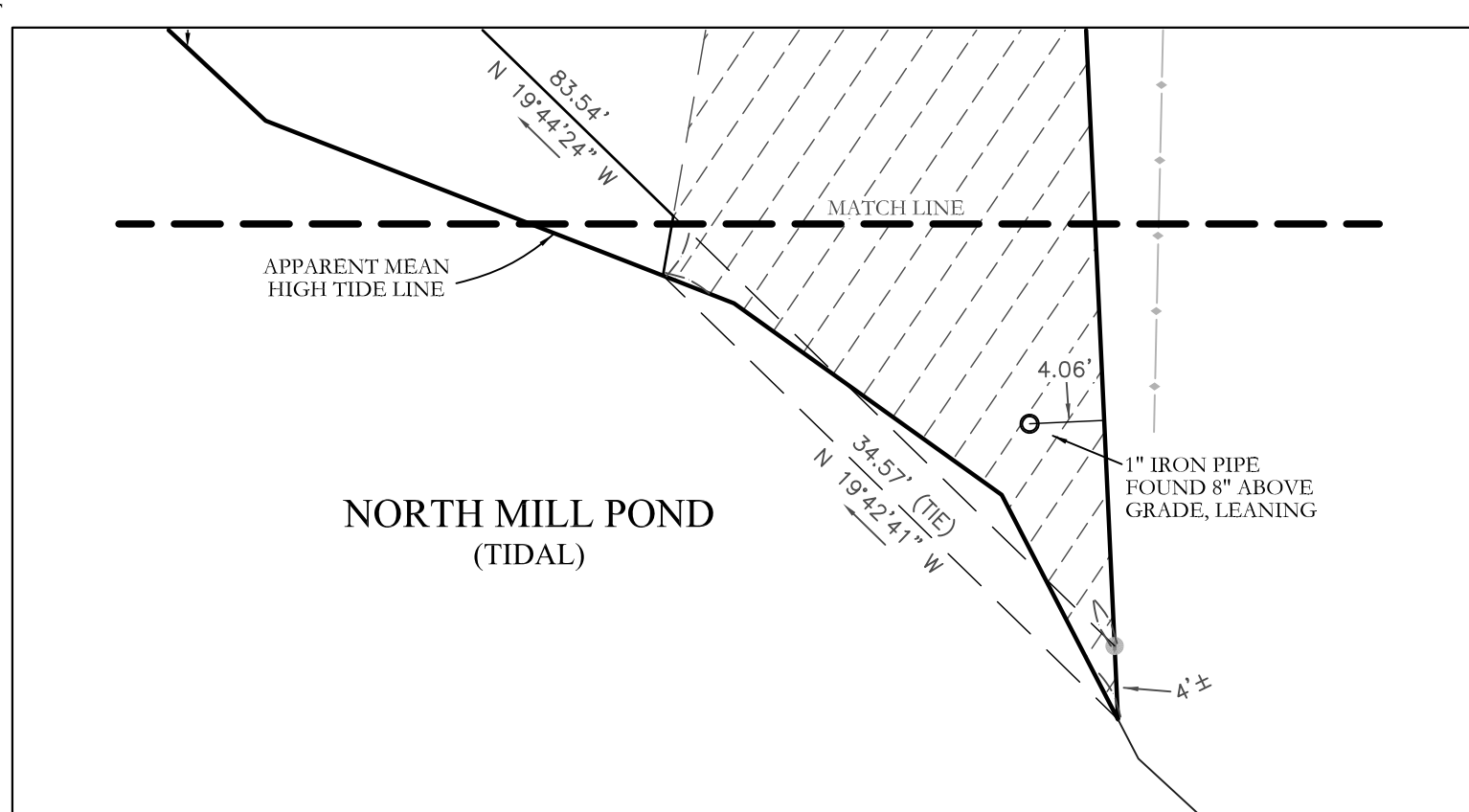
| BUILDING FOOTPRINT AREAS | | | |
|--------------------------------|--------------------|--------------------|--|
| STRUCTURE | EXISTING AREA (SF) | PROPOSED AREA (SF) | NOTES |
| EXISTING HOUSE | 1,232.5 | | |
| EXISTING SHED | 221.8 | | |
| MUDROOM AND LANDING (PROPOSED) | 36.4 | 54.1 | PROPOSED AREA EXCLUDES EXISTING LANDING AND STEPS |
| FAMILY ROOM (PROPOSED) | | 368.4 | PROPOSED AREA EXCLUDES EXISTING SHED. INCLUDES LANDING, WINDOW WELL, AND CONDENSOR PAD |
| TOTALS | 1,490.7 | 422.5 | |

| LOT COVERAGE | |
|-----------------------------------|----------|
| LOT AREA (SF) | 11,236.0 |
| TOTAL PROPOSED BUILDING AREA (SF) | 1,937.0 |
| PROPOSED BUILDING COVERAGE | 17.2% |
| ALLOWABLE BUILDING COVERAGE | 25% |



LOT SIZE
11,236± SQ. FT.
0.25± ACRES

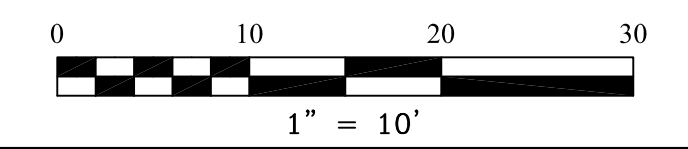
AREA OF LOT WITHIN WETLAND BUFFER
11,166± SQ. FT. (99.4% OF TOTAL LOT)



LOCATION MAP
SCALE: 1" = 400'

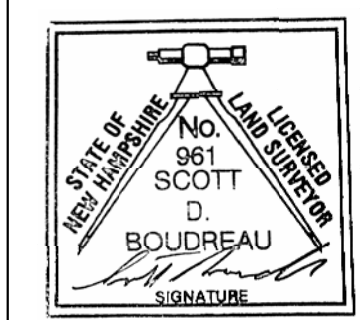
- NOTES:**
- REFERENCE: TAX MAP 140 LOT 3 R.C.R.D. BOOK 6450 PAGE 552 R.C.R.D. PLAN D-37444
 - TOTAL PARCEL AREA: 11,236 SQ. FT. OR 0.25 AC.
 - OWNER OF RECORD: SHAWN & MICHIO BARDONG 39 DEARBORN STREET PORTSMOUTH, NH 03801
 - ZONE: GRA - GENERAL RESIDENCE A DIMENSIONAL REQUIREMENTS:
 MINIMUM LOT AREA 7,500 SQ. FT.
 MINIMUM FRONTAGE 100 R.
 MINIMUM FRONT SETBACK 15 R.
 MINIMUM SIDE SETBACK 10 R.
 MINIMUM REAR SETBACK 20 R.
 MAXIMUM STRUCTURE HEIGHT 35 R.
 - FIELD SURVEY PERFORMED BY S.D.B. ON 12/1/2022 USING A SPECTRA FOCUS 35 ROBOTIC TOTAL STATION. TRAVERSE ADJUSTMENT IS BASED ON THE COMPASS RULE METHOD OF ADJUSTMENT.
 - HORIZONTAL DATUM IS MAGNETIC BASED ON PLAN REFERENCE 1.
 - A PORTION OF THIS LOT FALLS WITHIN FLOOD ZONE AE AND ZONE X AS SHOWN ON NATIONAL FLOOD INSURANCE PROGRAM MAP NUMBER 33015C0259F, EFFECTIVE DATE JANUARY 29, 2021.
 - VIEW EASEMENT FOR THE BENEFIT OF TAX MAP 140 LOT 4, TO REMAIN FREE OF ALL TEMPORARY OR PERMANENT STRUCTURES INCLUDING BUT NOT LIMITED TO SHEDS, BUILDINGS, EQUIPMENT, VEHICLE STORAGE OR PARKING, OR OTHER SIMILAR OBSTRUCTIONS OF THE VIEW CORRIDOR.
 - TIDAL WETLANDS AND HIGHWATER REFERENCE LINE WERE DELINEATED BY PATRICK D. SEEKAMP, P.W.S., C.W.S. OF SEEKAMP ENVIRONMENTAL CONSULTING.
 - THE INTENT OF THIS PLAN IS TO SHOW A BUILDING ADDITION IN REFERENCE TO THE BOUNDARY OF RECORD.

- PLAN REFERENCES:**
- PLAN TITLED "LOT LINE RELOCATION PLAN FOR JOHN J. & CATHERINE PAUSON AND HAROLD C. & ASTRID LOUISE PASSER, 12-28 DENNETT STREET" DATED NOVEMBER 30, 1983, PREPARED BY RICHARD P. MILLETTE AND ASSOCIATES, R.C.R.D. PLAN D-12123.
 - PLAN TITLED "BOUNDARY LINE ADJUSTMENT FOR MICHAEL J. & DIANE REGAN, MAPLEWOOD AVENUE, PORTSMOUTH, NH" DATED SEPT. 1997, PREPARED BY EMERY ENGINEERING, R.C.R.D. PLAN C-27772.
 - PLAN TITLED "PLAN OF LAND PREPARED FOR MICHAEL BRANDZEL & HELEN LONG" DATED OCTOBER 1, 2012, PREPARED BY THIS OFFICE, R.C.R.D. PLAN D-37444.



SITE PLAN
LAND OF
SHAWN & MICHIO BARDONG
(TAX MAP 140 LOT 3)
39 DEARBORN STREET
PORTSMOUTH, NH

DRAWN BY: SDB DATE: JUNE 1, 2023
CHECKED BY: ARB DRAWING NAME: 22039B6
JOB NAME: 22039 SHEET: C1



Boudreau Land Surveying, L.L.C.
SCOTT D. BOUDREAU, L.L.C. #961
2 BEATRICE LANE
NEWMARKET, NH 03857
(603) 659-3468

Oct 02, 2024 - 12:55pm
F:\MISC Projects\47617\ Dearborn St, Portsmouth, NH\47617-00 Dockham Builders 36 Dearborn St Portsmouth NH\Design\PRODUCTION DRWGS\47617-00-Impact-Plan.dwg



SITE DATA

OWNER OF RECORD OF MAP 140 LOT 3: SHAWN & MICHIO BARDONG
DEED REFERENCE TO PARCEL IS BK 6450 PG 552.
AREA OF PARCEL = 11,236± SF OR 0.25± ACRES

ZONED: GENERAL RESIDENCE A (GRA)
EXISTING USE: SINGLE FAMILY RESIDENTIAL
PROPOSED USE: SINGLE FAMILY RESIDENTIAL

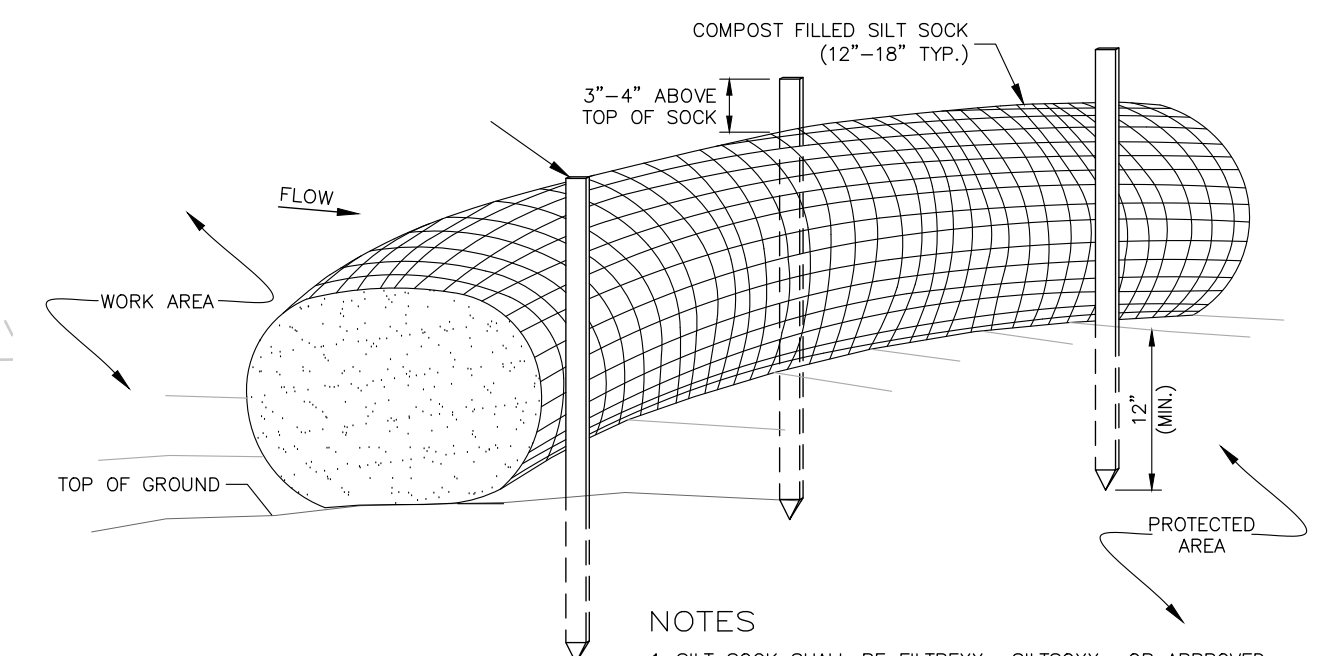
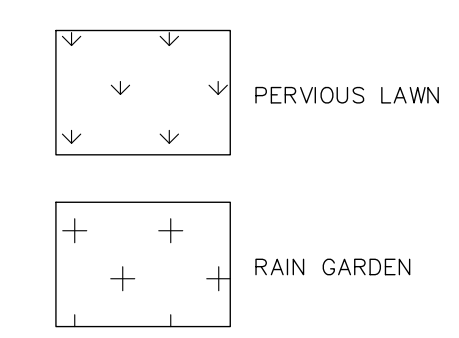
THE PURPOSE OF THIS PLAN IS TO DEPICT THE IMPACTS ASSOCIATED WITH THE PROPOSED TWO-STORY DWELLING ADDITION, MUDROOM AREA AND SEWER CONNECTION.

NOTES

NO WATERFRONT BUFFER 25X50-FOOT GRID SEGMENT TREE AND SAPLING POINT SCORE WILL BE REDUCED BELOW THE MINIMUM REQUIRED TREE AND SAPLING POINT SCORE ESTABLISHED WITHIN RSA 483-B, V(O)(D)(G). FURTHERMORE, THERE ARE NO TREES OR SAPLINGS TO BE CUT IN THE 50' WATERFRONT BUFFER.

| IMPACT AREA | |
|-------------|--|
| | PROPOSED TEMPORARY IMPACTS JURISDICTIONAL UNDER NH WETLAND LAW 1,708 S.F. |
| | PROPOSED PERMANENT IMPACTS JURISDICTIONAL UNDER NH WETLAND LAW 391 S.F. |

LEGEND



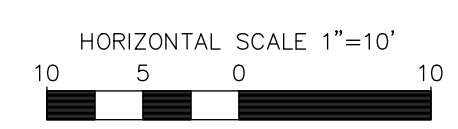
NOTES

- SILT SOCK SHALL BE FILTREXXSM SILT SOCKSM OR APPROVED EQUIVALENT.
- SEE SPECIFICATIONS FOR SOCK SIZE AND COMPOST FILL REQUIREMENTS.
- SILT SOCK SHALL BE INSPECTED PERIODICALLY AND AFTER ALL STORM EVENTS, AND REPAIR OR REPLACEMENT SHALL BE PERFORMED AS NEEDED.
- COMPOST MATERIAL SHALL BE DISPERSED ON SITE, AS DETERMINED BY THE ENGINEER.

SILT SOCK

NOT TO SCALE

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SITE DEVELOPMENT PLANS

TAX MAP 140 LOT 3
WETLAND IMPACT PLAN
BARDONG RESIDENCE
39 DEARBORN STREET, PORTSMOUTH NH
OWNED BY
SHAWN & MICHIO BARDONG
PREPARED FOR
DOCKHAM BUILDERS, LLC
1"=20' (11"X17")
SCALE: 1"=10' (22"X34') **SEPTEMBER 16, 2024**

| | | |
|--|----------------------|-----------------------|
| | Civil Engineers | 48 Constitution Drive |
| | Structural Engineers | Bedford, NH 03110 |
| | Traffic Engineers | Phone (603) 472-4488 |
| | Land Surveyors | Fax (603) 472-9747 |
| | Landscape Architects | www.tfmoran.com |
| | Scientists | |

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| FILE: 47617.00 | DR: LST | FB: - | | |
| | CK: JRA | CADFILE: IMPACT-PLAN | | C-01 |