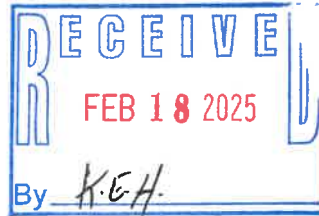




The State of New Hampshire  
**Department of Environmental Services**



**Robert R. Scott, Commissioner**



February 05, 2025

CITY OF PORTSMOUTH  
1 JUNKINS AVE  
PORTSMOUTH NH 03801

**Re: Request for More Information – Standard Dredge and Fill Wetlands Permit Application (RSA 482-A)**  
**NHDES File Number: 2024-03621**  
**Subject Property: Whidden St, Portsmouth, Tax Map #ROW, Lot #ROW**

Dear Applicant:

On February 5, 2025, the New Hampshire Department of Environmental Services (NHDES) Wetlands Bureau reviewed the above-referenced Standard Dredge and Fill Wetlands Permit Application (Application). Pursuant to RSA 482-A:3, XIV(a)(2) and Rules Env-Wt 100 through 900, NHDES Wetlands Bureau determined the following additional information is required to complete its evaluation of the Application:

1. As this project takes place within the protected tidal zone, please provide a copy of the full recorded deed with the associated book and page numbers for the property as recorded in the Rockingham County Registry of Deeds and as required in accordance with Env-Wt 311.06(e).
2. In accordance with Env-Wt 311.06(g), please provide copies of the written follow-up communications such as additional memos or email communications with the Natural Heritage Bureau (NHB) regarding the sensitive plant species located within the vicinity of the project as identified in the NHB DataCheck (NHB ID: NHB24-2788) and make any necessary changes to the application and plans to include all recommendations made by NHF&G required in accordance with Env-Wt 311.01(b).
3. The plans indicate that the proposed impacts will be taking place within 10 feet of the shared property lines with Portsmouth Tax Map #102, Lot #66 and Portsmouth Tax Map #109, Lot #1. Please either revise the plans to clearly show that the proposed impacts will be taking place at least 10 feet from all shared property lines as required in accordance with Env-Wt 307.13(b) or provide the written consent from all abutting property owners where impacts will occur within 10 feet of the shared property line as required in accordance with Env-Wt 307.13(d) as a part of the response to this letter.
4. The impacts associated with the installation of the proposed outlet apron for the outfall extension are considered permanent per Env-Wt 103.57. Please revise the plans to include the impacts associated with the outlet apron as permanent impacts and revise the limits of all temporary and permanent impacts shown as labeled and lightly shaded or stippled areas as required in accordance with Env-Wt 311.05(a)(18), and submit a revised copy of all applicable application materials that will be impacted by this change including but not limited to a revised impact area summary (see Section 11 on page 5 of 7 of the Standard Wetland Permit Application), a revised plan set, etc.
5. Please confirm the location of the highest observable tideline (HOTL) in accordance with Env-Wt 602.23 and depicted pursuant to Env-Wt 603.08(a)(6), and provide the date, time of day, and weather conditions when water depths were recorded and the name and license number of the licensed land surveyor who conducted the field measurements as required to support how the water depth of the HOTL was determined in accordance with Env-Wt 603.08(b).

[www.des.nh.gov](http://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

6. The plans submitted with the Application by The Department of Public Works for the City of Portsmouth (Portsmouth DPW) are not stamped by a certified wetland scientist (CWS). In accordance with Env-Wt 311.05(b)(2), plan sheet(s) depicting wetland boundaries that have been submitted with an application for a standard permit that was prepared by a CWS must be stamped by the CWS who prepared the plan(s), or who oversaw the wetland boundary delineation if done by an apprentice or an associate who is not a certified wetland scientist.
7. Please revise the Portsmouth DPW plans sheet(s) depicting wetland boundaries to include notes that specify the date(s) on which the wetlands delineation was performed, and the means and methods of delineation as required in accordance with Env-Wt 311.05(b)(5).
8. Please revise the Portsmouth DPW plans to identify the specific wetland resource types and their locations on the property using the Cowardin classifications as required in accordance with Env-Wt 406.06(b), Env-Wt 311.05(a)(13), and Env-Wt 524.03(a)(4).
9. Please revise the plans to show the location of the 100-year flood boundary zone and water elevation as shown on the applicable FEMA Flood Insurance Rate Map in accordance with Env-Wt 311.05(a)(16) and Env-Wt 610.04(b).
10. Please provide a vulnerability assessment prepared in accordance with Env-Wt 603.05 and make any adjustments to the proposed plans as required as a result of the assessment.
11. In accordance with Env-Wt 603.08(a)(7) please depict the predicted sea-level rise as identified in the vulnerability assessment in Env-Wt 603.05 and identify areas of the proposed project site subject to flooding from the selected sea-level rise projection as required in accordance with Env-Wt 603.05(d).

Please submit the required information as soon as practicable. Pursuant to RSA 482-A:3, XIV(a)(2), **the required information must be received by NHDES Wetlands Bureau within 60 days of the date of this request (no later than April 6, 2025), or the Application will be denied.** Should additional time be necessary to submit the required information, an extension of the 60-day time period may be requested. Requests for additional time must be received prior to the deadline in order to be approved. In accordance with applicable statutes and regulations, the applicant is also expected to provide copies of the required information to the municipal clerk and all other interested parties.

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

If you have any questions, please contact me at [Kristin.Duclos@des.nh.gov](mailto:Kristin.Duclos@des.nh.gov) or (603) 559-1516.

Sincerely,



Kristin L. Duclos  
Wetlands Specialist, Wetlands Bureau  
Land Resources Management, Water Division

Copied: Portsmouth Municipal Clerk/Conservation Commission  
Portsmouth Department of Public Works, c/o Peter Rice