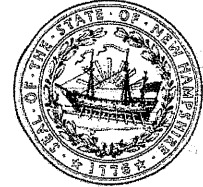


The State of New Hampshire  
**Department of Environmental Services**

Robert R. Scott, Commissioner



**RESTORATION PLAN APPROVAL**

January 22, 2021

Robin Comeau  
Anthony Comeau  
176 Stevens Hill Road  
Nottingham NH 03290

**RE: Land Resources Management File #2020-02408, 176 Stevens Hill Road, Nottingham Tax Map 49/Lot #4**

Dear Robin Comeau and Anthony Comeau:

On January 14, 2021, the New Hampshire Department of Environmental Services (NHDES) Land Resources Management Program received a proposed site restoration plan (the Restoration Plan) for the above-referenced property. This site has been the subject of NHDES enforcement action. NHDES hereby approves the Restoration Plan as submitted, subject to the following specific conditions. If there is a conflict between the Restoration Plan and this Restoration Plan Approval, the Restoration Plan Approval will control.

1. **By July 1, 2021**, approximately 1,444 square feet of wetlands shall be restored, monitored and managed in accordance with the Restoration Plan and all project descriptive details submitted to NHDES on January 14, 2021 by Blaisdell Survey, LLC.
2. The restoration shall be conducted according to the Restoration Plan and as conditioned by this Restoration Plan Approval. Any changes or alterations to the Restoration Plan must be requested in writing and approved by NHDES in writing prior to implementing any such changes or alterations.
3. All persons involved in restoration activities on the property shall have read and become familiar with the provisions of the Restoration Plan and this Restoration Plan Approval prior to beginning restoration work on the property. A copy of the Restoration Plan and this Restoration Plan Approval shall be kept posted at the property during the time restoration work continues on the property.
4. A NH certified wetland scientist (CWS) shall supervise the restoration activities on the property to ensure that the restoration is accomplished pursuant to this Restoration Plan Approval.
5. Siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
6. All steps shall be taken during the restoration necessary to ensure that no water quality violations occur on the property.

[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

7. Within three days following the last activity in the restoration area or where restoration activities are suspended for more than three days, all soils exposed by restoration activities shall be stabilized by seeding and mulching.
8. No machinery shall be used within undisturbed NHDES jurisdictional areas on the property during the restoration.
9. All material removed during restoration activities shall be placed out of NHDES's jurisdiction.
10. All material removed during restoration activities shall be removed down to the level of the original hydric soils.
11. Wetland soils from areas vegetated with purple loosestrife (*Lythrum salicaria*) or other invasive species shall not be used in the wetland restoration site.
12. Invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and Common Reed (*Phragmites spp.*) shall be controlled by measures agreed upon by the Wetlands Bureau if the species is found in the restoration areas during construction and during the early stages of vegetative establishment.
13. The wetland restoration area shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or the areas shall be replanted until a functional wetland is established to the satisfaction of NHDES.
14. There shall be no substitutions made for the plant species specified on the approved plan for replanting purposes without prior written approval from NHDES.
15. The CWS shall inspect the restoration areas, and submit an initial monitoring report with photographs to NHDES by **August 2, 2021**. The initial monitoring report shall include, but not be limited to, documentation of erosion control deployment, construction sequencing, restoration activities and status of restoration at time of initial monitoring report. Photographs should depict all stages of restoration sequencing.
16. The CWS shall submit subsequent monitoring reports to NHDES by **September 1, 2022 and September 1, 2023** to document the success of the restoration and outline a schedule for remedial actions if necessary. Such reports shall be submitted to NHDES with photographs demonstrating the conditions on the restoration site, include any necessary remedial actions, and contain a schedule for completing the remedial actions and conducting follow up inspections.
17. Remedial actions may include, but are not limited to replanting, relocation of plantings, removal of invasive species, altering the soil composition or depths, deconsolidation of soils due to compaction, altering the elevation of the wetland surface, or changing the hydraulic regime.
18. This Restoration Plan Approval does not convey a property right, nor authorize any injury to property of others, nor invasion of rights of others.
19. This Restoration Plan Approval does not relieve the owner from the obligation to obtain other local, state or

federal permits that may be required.

If, 20. Transfer of ownership of the property shall require notification to NHDES and an agreement on transfer of the rights and obligations of this Restoration Plan Approval, if required, prior to such transfer of ownership.

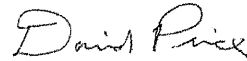
NHDES personnel may conduct another inspection at a later date to determine compliance with the provisions of the approved restoration plan and all other applicable NHDES statutes and rules.

Following completion of the restoration work, monitoring reports should reference NHDES File Number 2020-02408, and should be addressed as follows:

Department of Environmental Services  
Land Resource Management Program  
Attn: David Price, Compliance Specialist  
222 International Drive, Suite 175  
Portsmouth, NH 03801

If you have any questions concerning the contents of this Restoration Plan Approval letter, please contact me at David.Price@des.nh.gov or (603) 559-1514

Sincerely,



David Price  
Compliance Specialist  
Land Resource Management Program

Nottingham Conservation Commission  
Nottingham Code Enforcement  
Blaisdell Survey, LLC