

Local River Management Advisory Committee - Permit Application Review

as of April 2015

Rivers Management and Protection Program

Permit Application Type	Applicability	Staff Processing Time	LAC Review/Comment Due	For More Information:
Wetlands - Agricultural	Applies to maintenance or improvement of existing crop or pasture land for continued agricultural use.	If Con Comm investigates - 75 days; If Con Comm doesn't investigate - 30 days	If Con Comm investigates - 65 days; If Con Comm doesn't investigate - 25 days	http://des.nh.gov/organization/divisions/water/wetlands/permit-min-impact-agric.htm
Wetlands - Expedited	Applies to Minimum Impact Projects that qualify for Expedited Review.	If Con Comm investigates - 75 days; If Con Comm doesn't investigate - 30 days	If Con Comm investigates - 65 days; If Con Comm doesn't investigate - 25 days	http://des.nh.gov/organization/divisions/water/wetlands/permit-min-impact-expedited.htm
Wetlands - Standard	Applies to Minor and Major Impact Projects	From issuance of letter of acceptance - 75 days (if wetland impact < one acre); 105 days (If wetland impact > one acre)	65 days/95 days	http://des.nh.gov/organization/divisions/water/wetlands/permit-standard-dredge-fill.htm
Wetlands - Forestry Notification	Applies to forest management or timber harvesting activities regulated under the Notice of Intent to Cut Wood requirements of RSA 79:10	Typically 7-10 days	None ; notification only	http://des.nh.gov/organization/divisions/water/wetlands/permit-forest-timber-harv.htm
Wetlands - Permit by Notification	Applies to minimum impact projects qualifying for Permit by Notification.	If Con Comm investigates -25 days from the Town Clerk's signature; If Con Comm doesn't investigate - 10 days from the Town Clerk's signature	If Con Comm investigates - 21 days from the Town Clerk's signature; If Con Comm doesn't investigate - 8 days from the Town Clerk's signature.	http://des.nh.gov/organization/divisions/water/wetlands/permit-by-notification.htm
Wetlands - Recreational Mineral Dredging Notification	Applies to minimum impact projects for small motor mineral dredging.	Typically 7-10 business days	None ; notification only	http://des.nh.gov/organization/divisions/water/wetlands/permit-rec-mineral-dredging.htm
Wetlands - Seasonal Dock Notification for Lakes and Ponds	Allows for construction of a seasonal dock on lake or pond frontages over 75 linear feet in length that currently do not have a docking structure.	None for complete notification	None ; notification only	http://des.nh.gov/organization/divisions/water/wetlands/permit-seasonal-dock.htm
Wetlands - Routine Roadway & Railway Maintenance Notification	Applies to Minimum Impact Projects involving the maintenance of existing roadways or railway corridors that are not located within Designated River corridors. Within the Designated River Corridor these become expedited or standard permits.	Work may commence 5 days after the Wetlands Bureau receives a complete notification	Not Applicable	http://des.nh.gov/organization/divisions/water/wetlands/permit-roadway-railway-maint.htm

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Wetlands - Trail Notification	Applies to Minimum Impact Projects involving the construction or maintenance of recreational trails.	7 – 14 days	None ; notification only	http://des.nh.gov/organization/divisions/water/wetlands/permit-min-impact-trail.htm
Wetlands - Emergency Authorization	Applicants may request, and DES may authorize, work within jurisdiction when there is a threat to public safety, public health or significant damage to private property is imminent and the event causing the emergency occurred within the previous five days .	If the emergency authorization is granted by DES, the Wetlands staff will email or fax a project authorization form to the project proponent.	None for the EA - notification only; After the Fact Permit - 65 days for Standard Wetlands Permit	WD-WB-9 Obtaining Authorization for Emergency Wetlands Impacts
Wetlands - Utility Maintenance Notification	Applies to maintenance (inspection) and repair of existing utility services within existing rights of way.	Typically 7 – 10 days	None ; notification only	http://des.nh.gov/organization/divisions/water/wetlands/permit-utility-maintenance.htm
Shoreland - Shoreland Impact	Required for projects involving excavation, fill, or construction activities within 250 feet of "reference line" for lakes and ponds greater than 10 acres in size, rivers which are fourth order or greater, rivers designated under RSA-483, and tidal waters. Exemptions exist for agriculture and forestry.	Without a waiver or variance - 30 days; With a waiver or variance - 75 days.	Without a waiver or variance - 25 days ; With a waiver or variance - 65 days.	http://des.nh.gov/organization/divisions/water/wetlands/cspa/permit_shoreland_impact.htm
Shoreland - Permit by Notification	<ul style="list-style-type: none"> -Construction, excavation, filing, or other activity that impacts less than 1,500 sq. ft. and adds no more than 900 sq. ft. of impervious area within a protected shoreland area. -Construction, excavation and fill directly related to stormwater management improvements and erosion control projects or environmental restoration or enhancement projects. -Maintenance, repairs, and improvements of public utilities, public roads, and public access facilities. -Similar activities defined as qualified for a PBN by Env-Wq 1406.05. 	5 business days	None ; notification only	http://des.nh.gov/organization/divisions/water/wetlands/cspa/permit-by-notification.htm

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Alteration of Terrain Permit	Required for projects disturbing more than 100,000 sq. ft. of contiguous terrain (or 50,000 sq. ft. within the protected shoreland as defined by RSA 483-B), or for disturbance of any area having a 25% or steeper land slope and is within 50 feet of any surface water.	50 days	40 days	http://des.nh.gov/organization/divisions/water/aot/permit_aot.htm
Dam Permit	Applies to non-permitted existing dams, the repair or reconstruction of dams, and the construction of new dams and hydro-energy production facilities.	Typically 60 days	50 days	http://des.nh.gov/organization/divisions/water/dam/permit_dam.htm
Dam Removal	Applies to any person who seeks to remove a dam.	Typically 60 days	50 days	http://des.nh.gov/organization/divisions/water/dam/damremoval/permit_dam_removal.htm
Groundwater - Discharge Permit	All discharges to ground or groundwater that are not permitted by Subsurface Systems Bureau; over 20,000 gallons per day from single source; discharges using other than subsurface leaching; aquifer recharge; or discharging treated contaminated wastewater.	90 days	80 days	http://des.nh.gov/organization/divisions/water/dwgb/dwspp/gw_discharge/permit_groundwater_disch.htm
Groundwater - Temporary Groundwater Discharge	Temporary (120 days or less) discharges to the ground or groundwater.	Typically 5-15 days	No time for comments on temporary permits	http://des.nh.gov/organization/divisions/water/dwgb/dwspp/gw_discharge/permit_temp_grndwtr_disch.htm
Groundwater - Temporary Surface Water Discharge	Temporary (120 days or less) discharges to the ground or groundwater with the potential to contaminate surface water or wetlands.	Typically 5-15 days	No time for comments on temporary permits	http://des.nh.gov/organization/divisions/water/dwgb/dwspp/gw_discharge/permit_temp_srfcwtr_disch.htm
Drinking Water - Large Groundwater Withdrawal	Required for any withdrawal from groundwater of 57,600 gallons or more of water in any 24-hour period from a well or wells installed after July 1998 at a single property or place of business.	Typically 18 months or more	If a public hearing is held - 45 day comment period following the hearing. If a public hearing is not held - 45 day comment period following application or report submittal.	http://des.nh.gov/organization/divisions/water/dwgb/dwspp/lg_withdrawals/permit_lgw_withdrawal.htm

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Drinking Water - Public Water System Permit to Operate	Applies to privately- and federally-owned community water systems, and privately- and federally-owned non-transient non-community water systems. Annual permit.	5 business days	None	http://des.nh.gov/organization/divisions/water/dwgb/permit_pws_pto.htm
Solid Waste - Standard Permit	To provide regulatory controls to assure proper construction, operation, and closure of solid waste facilities in order to protect the environment, public health and safety. Applies to most types of solid waste management facilities and all solid waste facilities that accept 30 tons of waste or more per day, including landfills, transfer stations/recycling facilities, and processing/treatment facilities such as incinerators, composting facilities, and material recovery facilities.	120 days maximum or 30 days after hearing, which ever is longer	During public hearing or comment period	http://des.nh.gov/organization/divisions/waste/swmb/pdrs/permit_sw_standard.htm
Solid Waste - Permit by Notification	Certain small-scale facilities that receive 30 tons per day or less and that pose little or no threat to human health or the environment. Applies to solid waste limited public transfer stations, collection centers for select recyclables, scrap metal collection and recycling centers, truck transfer stations, centers producing certified waste derived products, small food waste composting facilities, and asbestos waste holding facilities for abatement contractors.	30 days	25 days	http://des.nh.gov/organization/divisions/waste/swmb/pdrs/permit_sw_by_notification.htm
Solid Waste - Research and Development Projects	Applies to research and development projects, as defined in Env-Sw 104.	30 days	25 days	http://des.nh.gov/organization/divisions/waste/swmb/pdrs/permit-sw-research-dev-proj.htm

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Hazardous Waste - Emergency Permit	May be issued for a non-permitted facility to treat, store or dispose of hazardous waste; or for a permitted facility to treat, store or dispose of hazardous waste not covered by an existing permit.	Immediate (if verbal), then followed by a written permit within five days. The Hazardous Waste Compliance Section considers an applicant request as high priority and expedites the response.	None	http://des.nh.gov/organization/divisions/waste/hwcb/hwcs/permit_hw_emergency.htm
Hazardous Waste - Limited Permit	To allow businesses or individuals that generate hazardous waste to treat those wastes onsite.	Typically 30 days to 60 days after the application is deemed complete.	25 days	http://des.nh.gov/organization/divisions/waste/hwcb/hwcs/permit_hw_limited.htm
Hazardous Waste - Standard Permit	To establish conditions under which hazardous wastes can be safely treated, stored or disposed. Applies to facilities that treat, store or dispose hazardous wastes, also called TSD facilities.	The estimated processing time after application is deemed complete is 1-2 years, depending upon the scope and complexity of the application and the length of time needed by the Hazardous Waste Facility Siting Board and the Municipal Hazardous Waste Facility Review Committee to reach a final decision.	90 days ☐	http://des.nh.gov/organization/divisions/waste/hwcb/hwcs/permit_hw_standard.htm
Hazardous Waste - Transfer Facility Permit	To establish conditions to safely store, bulk or consolidate hazardous waste.	12 to 18 months after the application is deemed complete.	90 days	http://des.nh.gov/organization/divisions/waste/hwcb/hwcs/permit_hw_transfer_facility.htm
Boat Navigation and Operating Restrictions for Watercraft - NH Dept. of Safety	Applies to changes or adoption of rules governing the maximum horsepower of boat engines and outboard motors or prescribing maximum speed limits for the operation of such boats or outboard motors applicable to or upon all or any portion of the public waters of this state.	After all persons have spoken at the public hearing, the commissioner shall establish a date by which the commissioner shall make a determination on whether to adopt rules pursuant to RSA 270:12	During public hearing or comment period; 2 week notice of hearing required. Hearings are held during June, July, August and September.	http://www.gencourt.state.nh.us/rsa/html/XXII/270/270-12.htm http://www.nh.gov/safety/divisions/nhsp/fob/marine-patrol/index.html

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Mining and Reclamation - NH Dept. of Resources & Economic Development	Applies to the mining and extraction of mineral resources and dimensional stone. Permits are required when the mining activity disturbs more than 5 acres or greater than 2,000 cubic yards of material is excavated per year.	In concert with DES, DRED shall have at least 30 days to process a complete application. Within 30 days of receipt of a complete application, DRED must hold a public hearing.	During public hearing or comment period; no less than 5-day notice of the hearing date required to every abutter and holder of conservation, preservation, or agricultural preservation restrictions shall be notified by certified mail.	For RSA 12-E -Mining and Reclamation
Insects Pests & Plant Diseases - NH Dept. of Agriculture, Markets and Food	Applies to all pesticide and herbicide applications that could affect any designated river or river segment where such applications are subject to the need for a special permit issued by the division of pesticide control.	Dept of Agriculture, Markets and Foods must render the permit within 90 days.	30 days, unless additional time requested/required. The Division of Pesticide Control of the Dept. of Agriculture, Markets and Foods will allow additional time to review and comment, if needed.	For RSA 430 Insects, Pests & Plant Diseases http://www.agriculture.nh.gov/divisions/pesticide-control/index.htm

483:12-a State Action; Notification of Rivers Coordinator; Petition for Review. –

I. Any state agency considering any action affecting any river or segment designated under this chapter shall notify the rivers coordinator prior to taking any such action. Such agency shall forward to the rivers coordinator for review and comment copies of all notices of public hearings, or, where a public hearing is not required, a copy of the application for issuance of a permit, certificate, or license within the designated river or corridor under RSA 485-C, RSA 485-A, RSA 483-B, RSA 12-E, RSA 270:12, RSA 482, RSA 482-A, RSA 149-M, RSA 430, or RSA 147-A. If an agency is notified by the rivers coordinator that a proposed activity would violate a protection measure under RSA 483:9, 483:9-a, 483:9-aa, or 483:9-b, such agency shall deny the application.

- RSA 485-A: Water Pollution and Waste Disposal Act
- RSA 485-C: Groundwater Protection Act
- RSA 483-B: Shoreland Water Quality Protection Act
- RSA 12-E: Mining and Reclamation Act
- RSA 270:12: Operating Restrictions for Watercraft
- RSA 482: Dams, Mills and Flowage Act
- RSA 482-A: Fill and Dredge in Wetlands Act
- RSA 149-M: Solid Waste Management Act