



The State of New Hampshire
Department of Environmental Services



Robert R. Scott, Commissioner

July 29, 2023

Eversource Energy
Attn: Ashley Friend
13 Legends Drive
Hooksett, New Hampshire 03106

RE: E194 & U181 Structure Replacement Project
Portsmouth & Newington, NH

Permit: AoT-2427

Dear Applicant:

Based upon the plans and application, approved on July 29, 2023, we are hereby issuing RSA 485-A:17 Alteration of Terrain Permit AoT-2427. As part of the processing of this application, DES granted approval to waiving specific requirements of Env-Wq 1503.12(d), Env-Wq 1503.21(d)(6 & 7) and Env-Wq 1504.09, finding that granting the waivers would not have an adverse impact on the environment, public health, public safety, or abutting properties, and that granting the requests is consistent with the intent and purpose of the rules waived. Additional documentation relative to the waivers requested is contained within the file. This permit is subject to the following conditions:

PROJECT SPECIFIC CONDITIONS:

1. Plans by Tighe & Bond, Inc., entitled "Line E194 and U181 Structure Replacement Project", dated July 10, 2023, Notes & Details sheet (Figure: Page 1), dated July 12, 2023, and supporting documentation in the permit file are a part of this approval.
2. **This permit expires on July 29, 2028.** No earth moving activities shall occur on the project after this expiration date unless the permit has been extended by the Department. If an extension is required, the request must be received by the department before the permit expires. The Amendment Request form is available at: <https://www.des.nh.gov/land/land-development>

GENERAL CONDITIONS:

1. Activities shall not cause or contribute to any violations of the surface water quality standards established in Administrative Rule Env-Wq 1700.
2. You must submit revised plans for permit amendment prior to any changes in construction details or sequences. You must notify the Department in writing within ten days of a change in ownership.
3. You must notify the Department in writing prior to the start of construction and upon completion of construction. Forms can be submitted electronically at: <https://www.des.nh.gov/land/land-development> . Paper forms are available at the referenced web address.
4. This permit does not relieve the applicant from the obligation to obtain other local, state or federal permits that may be required (e.g., from US EPA, US Army Corps of Engineers, etc.). Projects disturbing over 1 acre may require a federal stormwater permit from EPA. Information regarding this permitting process can be obtained at: <https://www.epa.gov/npdes/2022-construction-general-permit-cgp>.
5. **Upon completion of construction, a written notice signed by the permit holder and a qualified engineer shall be submitted to the Department, in accordance with Env-Wq 1503.21(c)(1), stating that**

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the project was completed in accordance with the approved plans and specifications. If deviations were made, the permit holder shall review the requirements in Env-Wq 1503.21(c)(2).

6. No activity shall occur in wetland areas until the applicable permit is obtained from the Department. Issuance of this permit does not obligate the Department to approve a Wetlands Permit for this project

7. This project has been screened for potential impact to known occurrences of protected species and exemplary natural communities in the immediate area. Since many areas have never been surveyed, or only cursory surveys have been performed, unidentified sensitive species or communities may be present. This permit does not absolve the permittee from due diligence in regard to state, local or federal laws regarding such communities or species. This permit does not authorize in any way the take of threatened or endangered species, as defined by RSA 212-A:2, or of any protected species or exemplary natural communities, as defined in RSA 217-A:3

Sincerely,



Ridgely Mauck, P.E.
Alteration of Terrain Bureau

cc: Portsmouth Planning Board
Newington Planning Board

cc: Tighe & Bond, Inc.