

Committee Report

CONSENT CALENDAR

March 13, 2019

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on Resources, Recreation and
Development to which was referred HB 645-FN,**

AN ACT establishing a dock registration procedure.

**Having considered the same, report the same with the
following amendment, and the recommendation that the
bill OUGHT TO PASS WITH AMENDMENT.**

Rep. Andrew Renzullo

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Resources, Recreation and Development
Bill Number:	HB 645-FN
Title:	establishing a dock registration procedure.
Date:	March 13, 2019
Consent Calendar:	CONSENT
Recommendation:	OUGHT TO PASS WITH AMENDMENT 2019-0933h

STATEMENT OF INTENT

This bill establishes a procedure for voluntarily registering docks with the Department of Environmental Services. This is valuable to the registrants in that it protects them by establishing their dock rights, especially during disputes. This registry will provide a service for docks similar to the service provided by the registry of deeds for real estate documents. Registration also allows the repair or replacement of existing legal docks from permitting requirements. The cost of registration is set at \$200. The bill was amended to provide corrective language to a section of the original bill.

Vote 20-0.

Rep. Andrew Renzullo
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Resources, Recreation and Development

HB 645-FN, establishing a dock registration procedure. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Andrew Renzullo for Resources, Recreation and Development. This bill establishes a procedure for voluntarily registering docks with the Department of Environmental Services. This is valuable to the registrants in that it protects them by establishing their dock rights, especially during disputes. This registry will provide a service for docks similar to the service provided by the registry of deeds for real estate documents. Registration also allows the repair or replacement of existing legal docks from permitting requirements. The cost of registration is set at \$200. The bill was amended to provide corrective language to a section of the original bill. **Vote 20-0.**

Original: House Clerk

Cc: Committee Bill File

COMMITTEE REPORT

COMMITTEE: _____

BILL NUMBER: 045-FN

TITLE: _____

DATE: _____

CONSENT CALENDAR: YES NO

- OUGHT TO PASS
- OUGHT TO PASS W/ AMENDMENT
- INEXPEDIENT TO LEGISLATE
- INTERIM STUDY (Available only 2nd year of biennium)

Amendment No. <u>0933</u>

STATEMENT OF INTENT:

This bill establishes a procedure for voluntarily registering docks with the department of environmental services. This is valuable to the registrants in that it protects them by establishing their dock rights, especially during disputes. This registry will provide the service for docks similar to the service provided by the registry of Deeds for ~~plans and deeds~~ ~~subdivision plans~~ and real estate documents. Registration also allows the repair or replacement ~~of~~ ^{of} existing legal docks from permitting requirements. The bill was amended to provide corrective language to a section of the original bill.

COMMITTEE VOTE: 20-0

RESPECTFULLY SUBMITTED,

- | |
|--|
| <ul style="list-style-type: none">• Copy to Committee Bill File• Use Another Report for Minority Report |
|--|

Rep. Andrew Renzullo
For the Committee

Amendment to HB 645-FN

1 Amend RSA 482-A:3, IV-a as inserted by section 2 of the bill by replacing it with the following:

2

3 IV-a.(a) [~~Temporary~~] Seasonal docks [~~installed on any lake or pond~~] shall be exempt from
4 the permitting requirements of this section, provided that a notification is sent to the department by
5 the owner of property that includes the name and address of the property owner, *a copy of the*
6 *deed for the property on which the dock is to be installed*, the municipality, the waterbody,
7 [~~and~~] tax map and lot number on which the proposed dock will be located, *and plans of the*
8 *waterfront and structure to be installed showing that the requirements of this paragraph*
9 *will be met*. To qualify for an exemption under this paragraph, a [~~temporary~~] seasonal dock shall
10 be:

11 [~~(a)~~] (1) The only docking structure on the frontage;

12 [~~(b)~~] (2) Constructed to be removed during the non-boating season;

13 [~~(c)~~] (3) Removed from the lake bed for a minimum of 5 months of each year;

14 [~~(d)~~] (4) Configured to be narrow, rectangular, and erected perpendicular to the
15 shoreline *of a lake or pond or parallel to the bank of a river*;

16 [~~(e)~~] (5) No more than 6 feet wide and no more than 40 feet long if the water body is
17 1,000 acres or larger, or no more than 30 feet long if the water body is *a river or* less than 1,000
18 acres *in size*;

19 [~~(f)~~] (6) Located on a parcel of land that has 75 feet or more of shoreline frontage;

20 [~~(g)~~] (7) Located at least 20 feet from an abutting property line or the imaginary
21 extension of the property line over the water;

22 [~~(h)~~] (8) Installed in a manner which requires no modification, regrading, or
23 recontouring of the shoreline, such as installation of a concrete pad for construction of a hinged
24 dock;

25 [~~(i)~~] (9) Installed in a manner which complies with RSA 483-B; and

26 [~~(j)~~] (10) Installed in a location that is not in, or adjacent to, an area that has been
27 designated as a prime wetland in accordance with RSA 482-A:15.

28 (b) *The repair or replacement of legally existing docking facilities in non-tidal*
29 *waters shall be exempt from the permitting requirements for this section, provided that*
30 *the structure has a valid registration filed with the department by the owner of the*
31 *property, in accordance with RSA 482-A:11, XI, that includes the name and address of the*
32 *property owner, the municipality, the waterbody, tax map and lot number on which the*

1 *proposed dock will be located, photographs of all existing structures constructed or*
2 *installed in the waterbody, and plans of the waterfront and structures to be repaired*
3 *showing that the requirements of this paragraph will be met. To qualify for an exemption*
4 *under this paragraph, the owner of the docking facilities shall provide evidence that the*
5 *docking structures to be repaired:*

6 (1) *Have been constructed and maintained in compliance with a permit*
7 *issued under RSA 482-A or its preceding statutes;*

8 (2) *Have been maintained in their current size, location, and configuration*
9 *since January 1, 2000;*

10 (3) *Were not constructed to make land in public waters;*

11 (4) *Are not subject to RSA 482-A:26; and*

12 (5) *Are not the subject of a department administrative order, consent*
13 *decree, or court order that limits any aspect of the construction or use of the docking*
14 *structures.*

15 (c) *Registrations for the repair or replacement of legally existing docking*
16 *structures shall be effective on the date issued and shall be valid for 2 years or until*
17 *ownership of the property changes, whichever occurs first.*

18 (d) *Within 10 business days of receipt of a registration filing, the department*
19 *shall issue a written notice to the property owner stating that the registration has either*
20 *been accepted and issued a registration number, or rejected. If the department does not*
21 *respond within the 10-day period, the property owner or agent may submit to the*
22 *department a written request for a response. If the department fails to respond to the*
23 *written request within an additional 5 days the property owner or agent shall be deemed*
24 *to have submitted a complete and qualifying registration and may proceed with the repair*
25 *or replacement of the legally existing docking structures as presented in the registration*
26 *filing. The authorization provided by this subparagraph shall not relieve the applicant of*
27 *complying with all requirements applicable to the project, including but not limited to*
28 *requirements established in or under this chapter and RSA 485-A relative to water quality.*

29 (e) *Docking structures registered and maintained in accordance with section*
30 *shall be considered to be in compliance with the permitting requirements of this chapter.*

Voting Sheets

HOUSE COMMITTEE ON RESOURCES, RECREATION AND DEVELOPMENT

EXECUTIVE SESSION on HB 645-FN

BILL TITLE: establishing a dock registration procedure.

DATE: March 13, 2019

LOB ROOM: 305

MOTIONS: OUGHT TO PASS WITH AMENDMENT

Moved by Rep. Renzullo Seconded by Rep. Gould AM Vote: 20-0

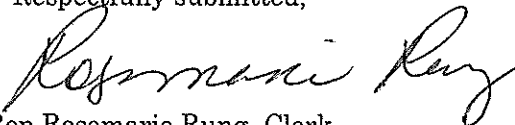
Amendment # 2019-0933h

Moved by Rep. Renzullo Seconded by Rep. Gould Vote: 20-0

CONSENT CALENDAR: YES

Statement of Intent: Refer to Committee Report

Respectfully submitted,


Rep Rosemarie Rung, Clerk

HOUSE COMMITTEE ON RESOURCES, RECREATION AND DEVELOPMENT

EXECUTIVE SESSION on HB 645-FN

BILL TITLE: establishing a dock registration procedure.

DATE: March 13, 2019

LOB ROOM: 305

MOTION: (Please check one box)

- OTP
- ITL
- Retain (1st year)
- Adoption of Amendment # _____ (if offered)
- Interim Study (2nd year)

Moved by Rep. Renzullo Seconded by Rep. Gould Vote: _____

MOTION: (Please check one box)

- OTP
- OTP/A
- ITL
- Retain (1st year)
- Adoption of Amendment # 2019-0933h (if offered)
- Interim Study (2nd year)

Moved by Rep. Renzullo Seconded by Rep. Gould Vote: 20-0

MOTION: (Please check one box)

- OTP
- OTP/A
- ITL
- Retain (1st year)
- Adoption of Amendment # _____ (if offered)
- Interim Study (2nd year)

Moved by Rep. Renzullo Seconded by Rep. Gould Vote: 20-0

MOTION: (Please check one box)

- OTP
- OTP/A
- ITL
- Retain (1st year)
- Adoption of Amendment # _____ (if offered)
- Interim Study (2nd year)

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

CONSENT CALENDAR: X YES _____ NO

Minority Report? _____ Yes _____ No If yes, author, Rep: _____ Motion _____

Respectfully submitted: Rosemarie Rung
Rep Rosemarie Rung, Clerk



2019 SESSION

Resources, Recreation and Development

Bill #: 654-FN Motion: adoption AM #: 0933h Exec Session Date: 3/13/2019

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Smith, Suzanne J. Chairman	✓		
Maes, Kevin G. Vice Chairman	✓		
Spang, Judith T.	✓		
Parkhurst, Henry A. L.	✓		
Thomas, Yvonne D.	✓		
Grassie, Chuck W.	✓		
Bushway, Patricia J.	✓		
Cohen, Bruce L.	✓		
Noel, Henry W.	✓		
Rung, Rosemarie Clerk	✓		
Thomas, Wendy E.N.	✓		
Renzullo, Andrew	✓		
Gould, Linda R.	✓		
Horgan, James F.	✓		
Feeney, George	✓		
Gunski, Michael D.	✓		
Harb, Robert D.	✓		
Hobson, Deborah L.	✓		
Lucas, Gates S. <i>Torosian</i>	✓		
Whittemore, James R.	✓		
TOTAL VOTE:	<i>20</i>	<i>0</i>	



2019 SESSION

Resources, Recreation and Development

Bill #: 645-FN Motion: OTPA ²⁰¹⁹⁻ AM #: 0933h Exec Session Date: 3/13/2019

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Smith, Suzanne J. Chairman	✓		
Maes, Kevin G. Vice Chairman	✓		
Spang, Judith T.	✓		
Parkhurst, Henry A. L.	✓		
Thomas, Yvonne D.	✓		
Grassie, Chuck W.	✓		
Bushway, Patricia J.	✓		
Cohen, Bruce L.	✓		
Noel, Henry W.	✓		
Rung, Rosemarie Clerk	✓		
Thomas, Wendy E.N.	✓		
Renzullo, Andrew	✓		
Gould, Linda R.	✓		
Horgan, James F.	✓		
Feeney, George	✓		
Gunski, Michael D.	✓		
Harb, Robert D.	✓		
Hobson, Deborah L.	✓		
Lucas, Gates-S. <i>Torosian</i>	✓		
Whittemore, James R.	✓		
TOTAL VOTE:	<i>20</i>	<i>6</i>	

Amendment to HB 645-FN

1 Amend RSA 482-A:3, IV-a as inserted by section 2 of the bill by replacing it with the following:

2

3 IV-a.(a) [~~Temporary~~] Seasonal docks [~~installed on any lake or pond~~] shall be exempt from
4 the permitting requirements of this section, provided that a notification is sent to the department by
5 the owner of property that includes the name and address of the property owner, *a copy of the*
6 *deed for the property on which the dock is to be installed*, the municipality, the waterbody,
7 [~~and~~] tax map and lot number on which the proposed dock will be located, *and plans of the*
8 *waterfront and structure to be installed showing that the requirements of this paragraph*
9 *will be met*. To qualify for an exemption under this paragraph, a [~~temporary~~] seasonal dock shall
10 be:

11 [~~(a)~~] (1) The only docking structure on the frontage;

12 [~~(b)~~] (2) Constructed to be removed during the non-boating season;

13 [~~(c)~~] (3) Removed from the lake bed for a minimum of 5 months of each year;

14 [~~(d)~~] (4) Configured to be narrow, rectangular, and erected perpendicular to the
15 shoreline *of a lake or pond or parallel to the bank of a river*;

16 [~~(e)~~] (5) No more than 6 feet wide and no more than 40 feet long if the water body is
17 1,000 acres or larger, or no more than 30 feet long if the water body is *a river or* less than 1,000
18 acres *in size*;

19 [~~(f)~~] (6) Located on a parcel of land that has 75 feet or more of shoreline frontage;

20 [~~(g)~~] (7) Located at least 20 feet from an abutting property line or the imaginary
21 extension of the property line over the water;

22 [~~(h)~~] (8) Installed in a manner which requires no modification, regrading, or
23 recontouring of the shoreline, such as installation of a concrete pad for construction of a hinged
24 dock;

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26 [~~(j)~~] (10) Installed in a location that is not in, or adjacent to, an area that has been
27 designated as a prime wetland in accordance with RSA 482-A:15.

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31 *property, in accordance with RSA 482-A:11, XI, that includes the name and address of the*
32 *property owner, the municipality, the waterbody, tax map and lot number on which the*

1 *proposed dock will be located, photographs of all existing structures constructed or*
2 *installed in the waterbody, and plans of the waterfront and structures to be repaired*
3 *showing that the requirements of this paragraph will be met. To qualify for an exemption*
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7 *issued under RSA 482-A or its preceding statutes;*

8 (2) *Have been maintained in their current size, location, and configuration*
9 *since January 1, 2000;*

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11 (4) *Are not subject to RSA 482-A:26; and*

12 (5) *Are not the subject of a department administrative order, consent*
13 *decree, or court order that limits any aspect of the construction or use of the docking*
14 *structures.*

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16 *structures shall be effective on the date issued and shall be valid for 2 years or until*
17 *ownership of the property changes, whichever occurs first.*

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20 *been accepted and issued a registration number, or rejected. If the department does not*
21 *respond within the 10-day period, the property owner or agent may submit to the*
22 *department a written request for a response. If the department fails to respond to the*
23 *written request within an additional 5 days the property owner or agent shall be deemed*
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25 *or replacement of the legally existing docking structures as presented in the registration*
26 *filing. The authorization provided by this subparagraph shall not relieve the applicant of*
27 *complying with all requirements applicable to the project, including but not limited to*
28 *requirements established in or under this chapter and RSA 485-A relative to water quality.*

29 (e) *Docking structures registered and maintained in accordance with section*
30 *shall be considered to be in compliance with the permitting requirements of this chapter.*

Hearing Minutes

HOUSE COMMITTEE ON RESOURCES, RECREATION AND DEVELOPMENT

PUBLIC HEARING ON HB 645-FN

BILL TITLE: establishing a dock registration procedure.

DATE: March 5, 2019

LOB ROOM: 305

Time Public Hearing Called to Order: 10:45 a.m.

Time Adjourned: 11:08 a.m.

Committee Members: Reps. Suzanne Smith, Maes, Rung, Spang, Parkhurst, Y. Thomas, Grassie, Bushway, Cohen, Noel, W. Thomas, Renzullo, Gould, Feeney, Gunski, Hobson, Whittemore and L'Heureux

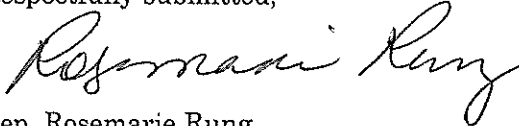
Bill Sponsors:
Rep. Renzullo

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

1. **Rep. Andrew Renzullo** introduced the bill as the prime sponsor and deferred to Darlene Forst of NHDES.
2. ***Darlene Forst of NHDES** (Shoreline Protection) spoke to the bill and provided an amendment to correct language in the bill.

Respectfully submitted,



Rep. Rosemarie Rung
Clerk

NH HOUSE OF REPRESENTATIVES
RESOURCES, RECREATION AND DEVELOPMENT COMMITTEE
TESTIMONY ON HB 645-FN

1. Rep. Andrew Renzullo introduced the bill as the prime sponsor and deferred to Darlene Forst of NHDES
2. *Darlene Forst of NHDES (Shoreline Protection) spoke to the bill and provided an amendment to correct language in the bill.

Testimony



The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner



March 5, 2019

The Honorable Suzanne Smith
Chair, Resources, Recreation and Development Committee
Legislative Office Building, Room 305
Concord, NH 03301

RE: HB 645, AN ACT establishing a dock registration procedure.

Dear Chair Smith and Members of the Committee:

Thank you for the opportunity to comment on HB 645. This bill would change the criteria to qualify for the permitting exemption for seasonal docks from notification to registration, restore the pre-existing fee requirement, and update the fee requirement into be comparable with the current dock fee structure. The New Hampshire Department of Environmental Services (NHDES) request significant modifications to this bill.

As drafted this bill would remove the permitting exemption currently provided for the installation of a single seasonal pier and replace it with a registration process that would maintain the current administrative requirements placed on both the individual and the NHDES but would add a \$200 fee equal to the current minimum impact project fee required pursuant to RSA 482-A:3, I, (c).

The NHDES requests that the legislation be amended to reflect the attached document which provides language creating a voluntary registration process for existing non-tidal docks. Owners that opt into this new registration process would be exempted from the requirement to obtain permits for any necessary docking structure repairs so long as the structure remains registered. This reduces the need for paperwork and would allow them to simply schedule repairs when needed; saving them time, and potentially, consultant costs. An additional benefit to property owners that opt into this new registration process would be to provide a mechanism for the owners of existing non-tidal docking structures that had existed prior to January 1, 2000, but for which no permitting records could be found, to obtain legal status for those structures by registering them with the NHDES. This would not apply to docking structures that are the subject of pending compliance actions or to areas of fill placed in public waters. The \$200 registration fee proposed is equal to the current minimum impact fee required with the submittal of repair permit applications pursuant to RSA 482-A:3. The NHDES respectfully requests that this Committee consider amending this legislation to include the attached language. The NHDES supports this legislation provided that it is amended as requested.

Thank you again for the opportunity to comment on HB 645. Should you have any questions, or need additional information, please feel free to contact either Rene Pelletier, Assistant Director, Water

A 2

1 Excavating and Dredging Permit; Registration for Seasonal Docks. Amend RSA 482-A:3, I(d)-(e) to read as follows:

(d) *If an owner chooses to register existing docking structures, at the time the owner registers the structures with the department, he or she shall also submit a nonrefundable fee of \$200.*

(e) At the time the applicant files the application with the department, the applicant shall provide written notice of the proposed project to:

(1) All abutters, as defined in the rules of the department, unless exempted in such rules, which shall be provided by certified mail or other delivery method that provides proof of receipt. The applicant shall retain such receipts and provide copies to the department upon request. The department shall have no obligation to verify the identity of abutters or their receipt of notice. Any abutter who has actual notice of the filing of an application shall have no cause to challenge the application based on failure to receive written notice. Nothing in this subparagraph shall prevent the department from taking appropriate action in the event an applicant fails to provide the required notice or provides false information.

(2) The local river management advisory committee if the project is within a river corridor as defined in RSA 483:4, XVIII, or a river segment designated in RSA 483:15. Such notice shall be sent by certified mail or other delivery method that provides proof of receipt. The applicant shall retain such receipts and provide copies to the department upon request. The local river management advisory committee shall, under RSA 483:8-a, III(a)-(b), advise the commissioner and consider and comment on the permit application.

{(e)} (f) Beginning October 1, 2007, the department shall submit an annual report to the house and senate finance committees, the house resources, recreation and development committee, and the senate energy and natural resources committee relative to administration of the wetlands fees permit process established by this section.

2 Excavating and Dredging Permit; Certain Exemptions. Amend RSA 482-A:3, IV-a to read as follows:

IV-a.(a) [~~Temporary~~] Seasonal docks [~~installed on any lake or pond~~] shall be exempt from the permitting requirements of this section, provided that a notification is sent to the department by the owner of property that includes the name and address of the property owner, *a copy of the deed for the property on which the dock is to be installed*, the municipality, the waterbody, [and] tax map and lot number on which the proposed dock will be located, *and plans of the waterfront and structure to be installed showing that the requirements of this paragraph will be met*. To qualify for an exemption under this paragraph, a [~~temporary~~] seasonal dock shall be:

{(a)} (1) The only docking structure on the frontage;

(c) Registrations for the repair or replacement of legally existing docking structures shall be effective on the date issued and shall be valid for 2 years or until ownership of the property changes, whichever occurs first.

(d) Within 10 business days of receipt of a registration filing, the department shall issue a written notice to the property owner stating that the registration has either been accepted and issued a registration number, or rejected. If the department does not respond within the 10-day period, the property owner or agent may submit to the department a written request for a response. If the department fails to respond to the written request within an additional 5 days the property owner or agent shall be deemed to have submitted a complete and qualifying registration and may proceed with the repair or replacement of the legally existing docking structures as presented in the registration filing. The authorization provided by this subparagraph shall not relieve the applicant of complying with all requirements applicable to the project, including but not limited to requirements established in or under this chapter and RSA 485-A relative to water quality.

(e) Docking structures registered and maintained in accordance with section shall be considered to be in compliance with the permitting requirements of this chapter.

3 New Paragraph; Administrative Provisions. Amend RSA 482-A:11 by inserting after paragraph X the following new paragraph:

XI. The commissioner shall adopt rules pursuant to RSA 541-A, establishing registration forms, the registration renewal process, and the display of registration number and the registration process for the repair or replacement of legally existing docking structures pursuant to RSA 482-A:3, IV-a.

4 Posting of Permits; Display of Registration Numbers. Amend RSA 482-A:12 to read as follows:

482-A:12 Posting of Permits, *Display of Registration Numbers*, and Reports of Violations. Project approval by the department shall be in the form of a permit, a copy of which the applicant shall post in a secured manner in a prominent place at the site of the approved project. The department shall mail a copy of such permit to the local governing body of the municipality where the project is located. *Any registration number issued by the department pursuant to RSA 482-A:3, IV-a(c) shall be prominently displayed on the lakeward face of the docking structures.* Any person proceeding without a posted permit shall be in violation of this chapter. All state, county, and local law enforcement officers are directed to be watchful for violations of the provisions of this chapter and to report all suspected violations to the department.

5 Effective Date. This act shall take effect 60 days after its passage.

Bill as
Introduced

HB 645-FN - AS INTRODUCED

2019 SESSION

19-0768
08/03

HOUSE BILL **645-FN**
AN ACT establishing a dock registration procedure.
SPONSORS: Rep. Renzullo, Hills. 37
COMMITTEE: Resources, Recreation and Development

ANALYSIS

This bill establishes a procedure for voluntarily registering docks with the department of environmental services.

.....

Explanation: Matter added to current law appears in *bold italics*.
 Matter removed from current law appears ~~[in brackets and struck through.]~~
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

1 ~~and~~ tax map and lot number on which the proposed dock will be located, *and plans of the*
 2 *waterfront and structure to be installed showing that the requirements of this paragraph*
 3 *will be met. Such registration is voluntary. However a seasonal dock without a*
 4 *registration shall be subject to the permitting requirements of this section.* To qualify for an
 5 exemption under this paragraph, a ~~temporary~~ seasonal dock shall be:

6 ~~(a)~~ (1) The only docking structure on the frontage;

7 ~~(b)~~ (2) Constructed to be removed during the non-boating season;

8 ~~(c)~~ (3) Removed from the lake bed for a minimum of 5 months of each year;

9 ~~(d)~~ (4) Configured to be narrow, rectangular, and erected perpendicular to the
 10 shoreline *of a lake or pond or parallel to the bank of a river;*

11 ~~(e)~~ (5) No more than 6 feet wide and no more than 40 feet long if the water body is
 12 1,000 acres or larger, or no more than 30 feet long if the water body is *a river or* less than 1,000
 13 acres *in size;*

14 ~~(f)~~ (6) Located on a parcel of land that has 75 feet or more of shoreline frontage;

15 ~~(g)~~ (7) Located at least 20 feet from an abutting property line or the imaginary
 16 extension of the property line over the water;

17 ~~(h)~~ (8) Installed in a manner which requires no modification, regrading, or
 18 recontouring of the shoreline, such as installation of a concrete pad for construction of a hinged
 19 dock;

20 ~~(i)~~ (9) Installed in a manner which complies with RSA 483-B; and

21 ~~(j)~~ (10) Installed in a location that is not in, or adjacent to, an area that has been
 22 designated as a prime wetland in accordance with RSA 482-A:15.

23 (b) *Registrations for the installation of seasonal docks and for the repair or*
 24 *replacement of legally existing docking structures shall be valid for a period of 2 years*
 25 *from the date of issue or until ownership of the property changes, whichever occurs first.*

26 (c) *Within 10 business days of receipt of a registration filing, the department*
 27 *shall issue a written notice to the property owner stating that the registration has either*
 28 *been accepted and issued a registration number, or rejected. If the department does not*
 29 *respond within the 10-day period, the property owner or agent may submit to the*
 30 *department a written request for a response. If the department fails to respond to the*
 31 *written request within an additional 5 days the property owner or agent shall be deemed*
 32 *to have submitted a complete and qualifying registration and may proceed with the*
 33 *installation of the seasonal dock or repair or replacement of the legally existing docking*
 34 *structures as presented in the registration filing. The authorization provided by this*
 35 *subparagraph shall not relieve the applicant of complying with all requirements*
 36 *applicable to the project, including but not limited to requirements established in or*
 37 *under this chapter and RSA 485-A relative to water quality.*

38 (d) *Docking structures registered and maintained in accordance with this*

HB 645-FN- FISCAL NOTE
AS INTRODUCED

AN ACT establishing a dock registration procedure.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2020	FY 2021	FY 2022	FY 2023
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$50,400	\$50,400	\$50,400	\$50,400
Expenditures	Indeterminable	Indeterminable	Indeterminable	Indeterminable
<i>Funding Source:</i>	<input type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Other - Wetlands and shorelands review fund.			

METHODOLOGY:

The Department of Environmental Services states this bill would convert the existing seasonal dock notification process to a voluntary registration process and expand that process to include docks on rivers. The registrations would be valid for two years and include a \$200 fee. The Department assumes the bill would have no effect on the number of individuals seeking a seasonal dock on a lake or a pond in any given year. The Department indicates existing computer systems and staff could implement these changes with a minimal increase in expenditures. The Department has received an average of 126 annual seasonal dock notifications in the previous 4 years. The Department assumes there would be an equal number of dock registrations on rivers, for a total of 252 registrations annually. The registration process would generate additional annual revenue to the wetlands and shorelands review fund of \$50,400 (252 x \$200). The funds would be used for the review of registrations, maintenance of registration records and to provide public information on structures located in public waters.

AGENCIES CONTACTED:

Department of Environmental Services