

CERTIFICATION FOR GRANDFATHERED SHORELINE STRUCTURES

Applications to repair or replace an existing legal structure require that the applicant certify in writing that the structure was **previously permitted** by the state or would be considered meeting the definition of **grandfathered status**. *Complete the following form and submit it with your application to meet the certification requirement.*

I, _____ (print name legibly) certify that the shoreline structure I am requesting to **repair*** or **replace**, which is located at _____ (tax map/lot number/property address), was either previously permitted by the NHDES Wetlands Bureau (or predecessor) or meets the definition of **grandfathered status**.

Signature of Owner or Authorized Agent

Date

For Grandfathered structures provide the following information:

- 1) The year the structure was constructed and installed: _____; and
- 2) Evidence documenting the structure's age.

For previously permitted structures provide the following information:

- 1) Previous permit number(s): _____; or
- 2) Previous owner(s) name(s): _____.

*Terms in **bold** print are explained below as they are defined in the DES Wetlands Bureau Code or Administrative Rules Wt 100 - 800.

Grandfathered status means that the structure:(a) was in place before permit jurisdiction under RSA 482-A:3, I or its predecessor statute RSA 483-A1:I, took effect; b) has remained unaltered in location, size and configuration;c) has not been **abandoned** within the meaning of DES Wetlands Bureau Rules Wt 502.05, 303.05 (a) (4), and 101.01.

Permit jurisdiction took effect as follows:

June 22, 1967 - for any structure in tidal water, with the exception of **seasonal structures** which did not involve dredge, fill, removal, or excavation.

July 2, 1969 - for any structure in fresh water, with the exception of **seasonal structures** which did not involve dredge, fill, removal, or excavation.

September 4, 1978 - for any **seasonal structure** not falling under the categories above.

July 23, 1989 - for any structure in upland portions within one hundred feet of the highest observable tideline.

Abandonment means the failure, for a period of 5 years, to maintain an existing structure in a condition so that it is functional and intact.

Repair means the restoring of an existing legal structure by partial replacement of worn, broken, or unsound parts.

Replacement means the substitution of a new structure for an existing legal structure with NO change in size, dimensions, location, configuration, or which conforms in all material aspects to the original structure.