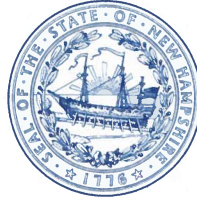


THE STATE OF NEW HAMPSHIRE

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PUBLIC UTILITIES COMMISSION

21 S. Fruit Street, Suite 10  
Concord, N.H. 03301-2429

TDD Access: Relay NH  
1-800-735-2964

Tel. (603) 271-2431

FAX (603) 271-3878

Website:  
[www.puc.nh.gov](http://www.puc.nh.gov)

NHPUC 13AUG'19PM12:10

August 13, 2019

Ray Martin, District Commissioner  
Warner Village Water District  
PO Box 252  
55 West Joppa Road  
Warner, New Hampshire 03278

Re: DW 08-095 – Warner Village Water District  
Petition to Discontinue Water Service and Modification of Franchise Boundaries

Dear Mr. Martin:

The Staff of the New Hampshire Public Utilities Commission (NHPUC or Commission) recently contacted representatives of the New Hampshire Department of Environmental Services (NHDES) Subsurface Systems Bureau (SSB) to obtain the status of certain NHDES approvals required relative to the four lots that are the subject of the above-mentioned docket. These NHDES approvals must be attained prior to a Commission Order granting your request for franchise modification.

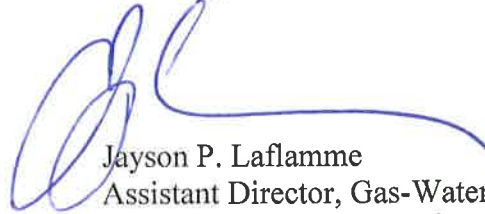
On August 7, 2019, our Staff received the attached letter from NHDES. You will note that the necessary approvals have been granted for Lots 3 and 3-1. The NHDES letter also indicates that further information is required relative to the two remaining parcels: Lots 6 and 7. Specifically, the NHDES is requesting submission of a subdivision application regarding these two lots for review and approval by the SSB. The NHDES letter also spells out how this may be accomplished. If you have any questions relative to the process of making this subdivision application, we recommend that you contact Mr. Kevin Kaveny at NHDES ([kevin.kaveny@des.nh.gov](mailto:kevin.kaveny@des.nh.gov)).

For its part, the Staff of the NHPUC is requesting that the District address the remaining NHDES approvals prior to September 30, 2019, or Staff will recommend closure of this docket.

August 13, 2019

Please do not hesitate to contact me if you have any further questions. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in blue ink, consisting of stylized initials 'JL' followed by a long horizontal flourish.

Jayson P. Laflamme  
Assistant Director, Gas-Water Division

Attachment

cc: Service List  
Kevin Kaveny, DES  
Robert Tardif, DES



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



**Robert R. Scott, Commissioner**

August 2, 2019

JAYSON P LAFLAMME  
ASSISTANT DIRECTOR GAS-WATER DIVISION  
STATE OF NH PUBLIC UTILITIES COMMISSION  
21 S FRUIT ST, SUITE 10  
CONCORD NH 03301 2429

NHPLC 7AUG19PM1:29

**RE: Request for Compliance Status  
Warner Village Water District  
Parcel IDs: Map 10 / Lots 3, 3-1, 6 & 7, Warner, NH**

Dear Mr. LaFlamme:

At your request, the New Hampshire Department of Environmental Services (NHDES) Subsurface Systems Bureau (SSB) has recently reviewed our files pertaining to the proposal by the Warner Village Water District (WVWD) to disconnect the four above mentioned parcels from the District's community water service. DES's involvement with this proposal was to determine whether these four parcels, upon community water termination, would be in compliance with State Statute at RSA 485-A and its implementing regulations, the Subdivision and Individual Sewage Disposal System Design Rules at Env-Wq 1000 ("the Rules"). Confirmatory information has been reviewed in our files to indicate Lots 3 and 3-1 on Map 10 have been issued the necessary amended septic system construction and operational approvals, as well as an amended subdivision approval as was required in our initial request to WVWD. Based on the information we have to date, these two parcels are now administratively complete and meet the requirements of RSA 485-A and Env-Wq 1000.

**Documented Approvals:**

Lot 3 Amended Construction & Operational Approval **162925-A** / Amended Subdivision Approval **36442-A**  
Lot 3-1 Amended Construction & Operational Approval **166994-A** / Amended Subdivision Approval **36442-A**

With respect to the two other parcels (Lots 6 & 7), a subdivision application must be submitted to the Bureau for review and approval. Although the Bureau allows this subdivision application to be prepared by any permitted designer, it may be most cost effective to retain the services of the designer who worked on the septic system construction approval plans that were previously submitted to the Bureau for Lot 7. Some of the file information and associated data collection from Lots 6 and 7 could be incorporated into the required subdivision application documents. Moreover, test pits will be required as part of this Subdivision Application.

Upon review of our files, it was also noted that unintended misinformation was presented to the Bureau on the requested waiver form signed by the applicant (Mr. Jeffrey Evans) and the owner of Lot 7 (Mr. James Vonvett). This error caused us to incorrectly prepare an amended construction and operational approval for Lot 6, when it should have been issued to Lot 7. Our Design Review staff is aware of this error and will make the necessary corrections to assure that the file reflects the correct information.

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

**Approvals:**

Lot 6 None

Lot 7 Amended Construction & Operational Approval 176944-A (will be corrected by SSB staff)

Please contact Ms. Dawn Buker, Design Review Supervisor at (603) 271-1449 or [dawn.buker@des.nh.gov](mailto:dawn.buker@des.nh.gov) should you have any questions regarding the required submittals as her design review team will be reviewing the subdivision application for completeness. Should you have any questions of me, please feel free to contact me at (603) 271-3442 or [kevin.kaveny@des.nh.gov](mailto:kevin.kaveny@des.nh.gov).

Sincerely,



Kevin J. Kaveny  
Compliance Supervisor  
Subsurface Systems Bureau  
Land Resources Management

Certified Mail: 3020 0000 5320 1062

Attachments: 162925-A, 166994-A, SA36442-A

cc: Warner Village Water District, PO Box 252, Warner, NH 03278

Warner Health Office

ec: Dawn Buker, NHDES SSB Design Review Supervisor

# APPROVAL FOR CONSTRUCTION

**Lot 3**

162925-A

N.H. DEPARTMENT OF ENVIRONMENTAL SERVICES

162925-A

SUBSURFACE SYSTEMS BUREAU

P.O. BOX 95, 29 HAZEN DRIVE, CONCORD, NH 03302-0095

APPROVAL NO.

THE PLANS AND SPECIFICATIONS FOR SEWAGE OR WASTE DISPOSAL SYSTEM SUBMITTED FOR:

OWNER: **PETER ST JAMES**  
**69 N VILLAGE RD**  
**WARNER NH 03278**

Map No./Lot No.: **11**  
Subd. Appvl. No.:  
Subd. Name: **MERRIMACK**  
County: **1931**  
Registry Book No.: **1779**  
Registry Page No.:  
Probate Docket No.:  
(If Applicable) **0**

COPY SENT TO: **OFFICE OF SELECTMEN**  
**PO BOX 265**  
**WARNER NH 03278-0265**

Type of System: **2 BR**  
**300 GPD**  
**WARNER**

BY APPLICANT: PERMIT NO. **00243**

Town/City Location: **NORTH VILLAGE**

**GEORGE F WUNDERLICH**  
**RR 1 BOX 515**  
**ANDOVER NH 03216**

Street Location:

Subsurface waste disposal systems must be operated and maintained in a manner so as to prevent nuisance or health hazard due to system failure. (RSA 485-A:37)

It is unlawful to discharge any hazardous chemicals or substances into subsurface waste disposal systems. Included are paints, thinners, gasoline and chlorinated hydrocarbon solvents such as TCE, sometimes used to clean failed septic systems and auto parts. (Env-Ws 1503.04)

**ADVISE YOUR CONTRACTOR OF REQUIRED CHANGES  
IN PLANS AS INDICATED BELOW CONDITIONS**

TRANSFER OF OWNERSHIP EFFECTIVE 8/4/12.

APPROVAL AMENDED TO REFLECT AN ON LOT WELL. E.T. 10/5/12

06/07/1988

Approved this date: \_\_\_\_\_

Date amended: \_\_\_\_\_

  
JAMES G FALICON

By: \_\_\_\_\_  
N.H. Department of Environmental Services Staff

Amended by: \_\_\_\_\_ (OVER)

# APPROVAL FOR CONSTRUCTION

LOT 3-1

168994-A

N.H. DEPARTMENT OF ENVIRONMENTAL SERVICES

168994-A

SUBSURFACE SYSTEMS BUREAU

P.O. BOX 95, 29 HAZEN DRIVE, CONCORD, NH 03302-0095

APPROVAL NO.

THE PLANS AND SPECIFICATIONS FOR SEWAGE OR WASTE DISPOSAL SYSTEM SUBMITTED FOR:

OWNER: **CONNIE/KENNETH BENWARD**  
**3 WALDRON HILL RD**  
**WARNER NH 03278-**

Map No./Lot No.: **12**

**8**

Subd. Appvl. No.:

Subd. Name: **MERRIMACK**

County: **1955**

Registry Book No.: **1032**

Registry Page No.:

Probate Docket No.: **0**  
(If Applicable)

COPY SENT TO: **OFFICE OF SELECTMEN**  
**PO BOX 265**  
**WARNER NH 03278-0265**

Type of System: **2 BR**  
**300 GPD**

**WARNER**

BY APPLICANT: PERMIT NO. **00847**

Town/City Location: **NORTH VILLAGE ROAD &**  
**WALDRON HILL ROAD**

Street Location:

**CARLISSE WILSON**  
**GRANTHAM ROAD**  
**WEST SPRINGFIELD NH 03284**

Subsurface waste disposal systems must be operated and maintained in a manner so as to prevent nuisance or health hazard due to system failure.  
(RSA 485-A:37)

It is unlawful to discharge any hazardous chemicals or substances into subsurface waste disposal systems. Included are paints, thinners, gasoline and chlorinated hydrocarbon solvents such as TCE, sometimes used to clean failed septic systems and auto parts. (Env-Ws 1503.04)

## ADVISE YOUR CONTRACTOR OF REQUIRED CHANGES IN PLANS AS INDICATED BELOW CONDITIONS

FOUNDATION DRAIN TO OUTLET AT LEAST 75 FEET FROM SYSTEM.

TRANSFER OF OWNERSHIP EFFECTIVE 10/4/12.

APPROVAL AMENDED TO REFLECT AN ON LOT WELL AND TO GRANT A WAIVER TO ADDRESS THE DISTANCE BETWEEN THE FIELD AND WELL. E.T. 10/5/12  
WAIVER GRANTED.

09/27/1988

**IRA X CASTEN**

Approved this date: \_\_\_\_\_

By: \_\_\_\_\_

N.H. Department of Environmental Services Staff

Date amended: \_\_\_\_\_

Amended by: \_\_\_\_\_

(OVER)

# APPROVAL FOR SUBDIVISION

N.H. DEPARTMENT OF ENVIRONMENTAL SERVICES  
SUBSURFACE SYSTEMS BUREAU  
P.O. BOX 95, 6 HAZEN DRIVE, CONCORD, NH 03302-0095

36442-A

APPROVAL NO.

THIS SUBDIVISION IDENTIFIED AS  
**LOTS: LOT 10-3 AND 10-3A**

OWNED BY: **GARY/PAM MULSOW**  
**NORTH VILLAGE RD**  
**WARNER NH 03228**

**WARNER**

and located in \_\_\_\_\_

**08/08/1988**

has this date \_\_\_\_\_

been approved in accordance with the requirements of the Department of Environmental Services as set forth in Chapter 485-A (as inserted by Chapter 147, Laws of 1967) and the rules, regulations, standards and procedures promulgated thereunder. A copy of this Plan and Approval is sent to

COPY OF PLAN & APPROVAL SENT TO:  
**OFFICE OF SELECTMEN**  
**PO BOX 265**  
**WARNER NH 03278-0265**

**WARNER**

Planning Board, in \_\_\_\_\_

APPLICANT: **GEORGE WUNDERLICH**  
**RR1 BOX 515**  
**ANDOVER NH 03216**

This approval, based on information submitted by the subdivider, implies but does not warrant that soil and other conditions are generally suitable for sub-surface sewage disposal systems within this subdivision.

Amended Date: **10/03/2012**

THIS APPROVAL DOES NOT SUPERSEDE LOCAL ORDINANCES OR REGULATIONS

Archive Remark 21: LOT 10-3 AND 10-3A

APPROVAL AMENDED TO REFLECT ON LOT WELLS. E.T. 10/3/12



MELANIE Z EVERS

Approved by: \_\_\_\_\_

N.H. Department of Environmental Services Staff

NOTE: ALL INDIVIDUAL SYSTEMS MUST BE SEPARATELY APPROVED BEFORE CONSTRUCTION OF THE BUILDING OR THE WASTE DISPOSAL SYSTEM.

NO LIABILITY IS INCURRED BY THE STATE by reason of any approval of subdivision plans or any approval to construct or use a sewage or waste disposal system. Approval by the New Hampshire Department of Environmental Services of sewage and waste disposal systems and subdivisions is based on plans and specifications supplied by the applicant. NO GUARANTEE IS INTENDED OR IMPLIED BY REASON OF ANY ADVICE GIVEN BY THE DEPARTMENT OR ITS STAFF.

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robyn.desçoteau@puc.nh.gov

steve.frink@puc.nh.gov

suzanne.amidon@puc.nh.gov

wateradmin@warner.nh.us