RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
235 Promenade Street, Providence, RI 02908-5767 TDD 401-222-4462

November 2, 2012

Town of South Kingstown
Stephen A. Alfred, Town Manager
180 High Street
Wakefield, RI 02879

Revised Permit

Re: Application No. 04-0030 in reference to the location below:

Approximately 250 feet northwest of Main Street, approximately 280 feet north-northwest of the intersection of Main Street and Robinson Street, Assessor's Plat 57-4, Lot 206, South Kingstown, RI.

Dear Mr. Alfred:

The Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Application for Permit Modification** and has evaluated your proposed modifications to the permitted intermodal parking lot to include lighting as illustrated and detailed on revised site plans submitted with your application. The revised site plans were received on October 22, 2012.

Based upon the Program's evaluation of the revised project and pursuant to Rule 11.03 of the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act (Rules), it is the Program's determination that a revised permit for the modified project may be issued under the following terms and conditions:

1. This letter is the DEM's revised permit for this project under the R.I. Fresh Water Wetlands Act, Rhode Island General Laws (RIGL) Section 2-1-18 et seq.

2. This revised permit is specifically limited to the project, site alterations and limits of disturbance as detailed on the site plans submitted with your application and received by the DEM on October 22, 2012. A copy of the site plans stamped approved by the DEM is enclosed. Further changes or revisions to the project, which would alter freshwater wetlands are not authorized without a permit from the DEM.

3. Where the terms and conditions of the revised permit conflict with the approved site plans, these terms and conditions shall be deemed to supersede the site plans.

4. A copy of the stamped approved site plans and a copy of this revised permit must be kept at the site at all times during site preparation, construction, and final stabilization. Copies of this revised permit and the stamped approved plans must be made available for review by any DEM representative upon request.

5. This revised permit expires on October 25, 2013 pursuant to recently enacted legislation regarding the tolling of valid permits (Chapter 42-17.1-2.5 of the General Laws of RI) and as further described in Rule 9.04(E).

Except as authorized in this revised permit pursuant to revised and approved site plans (enclosed), all terms and conditions previously specified in the Program's permit March 5, 2004 (copy enclosed) remain in effect.

You are required to comply with the terms and conditions of both the original and this revised permit and to carry out this project in compliance with the Rules at all times. Failure to do so may result in an enforcement action by the Program.

In permitting the proposed alterations, the DEM assumes no responsibility for damages resulting from faulty design or construction.

This revised permit does not remove your obligation to obtain any local, state, or federal approvals or permits required by ordinance or law and does not relieve you from any duties owed to adjacent landowners with specific reference to any changes in drainage.

Please contact me (telephone: 401-222-6820, ext. 7402) should you have any questions regarding this letter.

Sincerely,

Charles A. Horbert

Charles A. Horbert, Program Supervisor
Freshwater Wetlands Program
Office of Water Resources
CAH/cah

Enclosure: Approved revised site plans

xc: Susan Moberg, Vanasse Hangen Brustlin, Inc.

RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
235 Promenade Street, Providence, RI 02908-5767 TDD 401-222-4462

March 31, 2008

Town of South Kingstown
Attn: Stephen A. Alfred, Town Manager
180 High Street, P.O. Box 31
Wakefield, RI 02879

Permit Renewal

Re: Application No. 04-0030 in reference to the location below:

Approximately 250 feet northwest of Main Street, approximately 280 feet north-northwest of the intersection of Main Street and Robinson Street, Assessor's Plat 57-4, Lot 206, South Kingstown, RI.

Dear Mr. Alfred:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Application for Renewal** received on March 12, 2008.

It is our understanding that you are requesting renewal of the permit issued for Application No.05-0055. The original permit was issued on March 5, 2004 to the Town of South Kingstown for alterations to freshwater wetlands at the above-referenced location.

This Program has completed review of the application and has found that your project, at this time, is in conformance with those conditions set forth in the original permit as well as the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act (Rules). It is our determination, therefore, that the permit may be renewed. This renewal is valid until March 5, 2010 and expires on that date. No further renewals will be available after this expiration date.

It is your responsibility to maintain compliance with the conditions of the original permit (copy enclosed) and to carry out this project in compliance with the Rules at all times. This renewal does not relieve you of any obligations to obtain any local, state, or federal approvals or permits as required by ordinance or law. Any modifications to the project not illustrated on the approved site plans would require approval of, at least, an Application for Permit Modification prior to the expiration of the permit.

Please contact me directly (telephone: 401-222-6820, ext. 7402) should you have any questions.

Sincerely,

Charles A. Horbert, Permitting Supervisor
Office of Water Resources
Freshwater Wetlands Program
CAH/cah

Enclosure: Letter dated March 5, 2004

RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
235 Promenade Street, Providence, RI 02908-5767 TDD 401-222-4462

March 5, 2004

Town of South Kingstown
Jon R. Schock, Director of Public Services
180 High Street, P.O. Box 31
Wakefield, RI 02879

Insignificant Alteration – Permit

Re: Application No. 04-0030 in reference to the proposed project and location below:

Approximately 250 feet northwest of Main Street, approximately 280 feet north-northwest of the intersection of Main Street and Robinson Street, Assessor's Plat 57-4, Lot 206, South Kingstown, RI.

Dear Mr. Schock:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Request for Preliminary Determination** application. This review included a site inspection of the above referenced property ("subject property") and an evaluation of the proposed parking lot reconstruction, comfort station, and vegetative plantings as illustrated and detailed on site plans submitted with your application. These site plans were received on January 21, 2004.

Our observations of the subject property, review of the site plans and evaluation of the proposed project reveals that alterations of freshwater wetlands are proposed. However, pursuant to Rule 9.03 of the Rules and Regulations Governing the Administration and Enforcement of the Fresh Water Wetlands Act (Rules), this project may be permitted as an **insignificant alteration** to freshwater wetlands under the following terms and conditions:

Terms and Conditions for Application No. 04-0030:

1. This letter is the DEM's permit for this project under the R.I. Fresh Water Wetlands Act, Rhode Island General Laws (RIGL) Section 2-1-18 et seq.

2. This permit is specifically limited to the project, site alterations and limits of disturbance as detailed on the site plans submitted with your application and received by the DEM on January 21, 2004. A copy of the site plans stamped approved by the DEM is enclosed. Changes or revisions to the project, which would alter freshwater wetlands are not authorized without a permit from the DEM.

3. Where the terms and conditions of the permit conflict with the approved site plans, these terms and conditions shall be deemed to supersede the site plans.

4. You must notify this Program in writing immediately prior to the commencement of site alterations and upon completion of the project.

5. A copy of the stamped approved site plans and a copy of this permit must be kept at the site at all times during site preparation, construction, and final stabilization. Copies of this permit and the stamped approved plans must be made available for review by any DEM representative upon request.

6. Within ten (10) days of the receipt of this permit, you must record this permit in the land evidence records of the Town of South Kingstown and supply this Program with written documentation obtained from the Town showing this permit was recorded.

7. The effective date of this permit is the date this letter was issued. This permit expires four (4) years from the date of issue.

8. Any material utilized in this project must be clean and free of matter, which could pollute any freshwater wetland.

9. Prior to commencement of site alterations, you shall erect or post a sign resistant to the weather and at least twelve (12) inches wide and eighteen (18) inches long, which boldly identifies the initials "DEM" and the application number of this permit. This sign must be maintained at the site in a conspicuous location until such time that the project is complete.

10. Temporary erosion and sediment controls detailed or described on the approved site plans shall be properly installed at the site prior to or commensurate with site alterations. Such controls shall be properly maintained, replaced, supplemented, or modified as necessary throughout the life of this project to minimize soil erosion and to prevent sediment from being deposited in any wetlands not subject to disturbance under this permit.

11. Upon permanent stabilization of all disturbed soils, temporary erosion and/or sediment controls consisting of silt fence must be removed.

12. You are responsible for the proper operation, maintenance and stability of any mitigative features, facilities, and systems of treatment and control, which are installed or used in compliance with this permit to prevent harm to adjacent wetlands.

13. You are obligated to install, utilize and follow all best management practices detailed or described on the approved site plans in the construction of the project to minimize or prevent adverse impacts to any adjacent freshwater wetlands and the functions and values provided by such wetlands.

14. All plantings of shrubs, trees or other forms of vegetation as shown or detailed on the approved plans, or detailed in this permit, must be installed as soon as possible after completion of final grading; weather and season permitting.

15. This Program has made a specific revision to the approved site plans. This revision is clearly marked in red on the approved plans. This project must take place in compliance with this revision. Specifically, the Approved limit of disturbance is recognized at the line of erosion controls.

Kindly be advised that this permit is not the equivalent to a verification of the type or extent of freshwater wetlands on-site. Should you wish to obtain such a verification, you may submit the appropriate application in accordance with Rule 9.02.

This permit is valid for the original applicant only and is not transferable to another person unless the new owner completes and submits an **Application for Permit Transfer** in accordance with Rule 9.08.

You are required to comply with the terms and conditions of this permit and to carry out this project in compliance with the Rules at all times. Failure to do so may result in an enforcement action by this Department .

In permitting the proposed alterations, the DEM assumes no responsibility for damages resulting from faulty design or construction.

This permit does not remove your obligation to obtain any local, state, or federal approvals or permits required by ordinance or law and does not relieve you from any duties owed to adjacent landowners with specific reference to any changes in drainage.

Please contact Scott Ribas of this office (401-222-4700; ext. 4413) should you have any questions regarding this letter.

Sincerely,

Martin D. Wencek

Martin D. Wencek, Permitting Supervisor
Wetlands Program
Office of Water Resources

MDW/SR/sr

Enclosure: Approved site plans

xc: Tim Wolken, South Kingstown Director of Recreation
William G. Boardman III, South Kingstown Town Engineer