



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

January 25, 2010

S.W. Realty
Attn: Stephen Wildenhain
77 Water Street
Rehobeth, MA 02769

Permit Renewal

Re: Application No. 05-0493 in reference to the location below:

Approximately 140 feet southwest of East Wallum Lake Road, by Utility Pole No. 23, approximately 900 feet southeast of its intersection with Whipple Road, Assessor's Plat 139, Lot 18, Burrillville, RI

Dear Mr. Wildenhain:

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 January 11, 2010.

It is our understanding that you are requesting renewal of the permit issued for Application No. 05-0493. The original permit was issued on February 9, 2006 to you for alterations to freshwater wetlands at the above-referenced location.

This Program has completed a review of your application, and understands that construction has not yet commenced. In all other respects, 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 **February 9, 2012** and expires on that date. No further renewals are available after that date. Any wetland alterations not completed by that date will require another separate application to obtain a new permit for remaining work.

A copy of the original permit letter of February 9, 2006 is enclosed for your convenience. It is your responsibility to maintain compliance with the conditions of the permit 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.

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

Sincerely,



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

Enclosure; Letter dated February 9, 2006



RHODE ISLAND

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

February 9, 2006

Stephen Wildenhain
53 Blacksmith Road
Seekonk, MA. 02771

Insignificant Alteration – Permit

RE: Application No. 05-0493 in reference to the property and proposed project located:

Approximately 140 feet southwest of East Wallum Lake Road, by utility pole no. 23, approximately 900 feet southeast of the intersection of Whipple and East Wallum Lake Roads, Assessor' s Plat 139, Lot 18, Burrillville, RI.

Dear Mr. Wildenhain:

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 two bedroom dwelling with garage, well, driveway, utilities, ISDS, retaining wall, and yard space as illustrated and detailed on site plans submitted with your application. These site plans were received on October 24, 2005.

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. 05-0493:

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 October 24, 2005. A copy of the site plan 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 plan, these terms and conditions shall be deemed to supersede the site plan.
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 plan 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 plan 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 Burrillville 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 plan 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 obligated to install, utilize and follow all best management practices detailed or described on the approved site plan 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.
13. All plantings of shrubs, trees or other forms of vegetation as shown or detailed on the approved plan, or detailed in this permit, must be installed as soon as possible after completion of final grading; weather and season permitting. You must notify this Program in writing upon completion of the required plantings for a compliance inspection by a Program representative.
14. Buffer zone plantings of trees and/or shrubs proposed between the project and any adjacent freshwater wetland areas, except for necessary replacement, must be allowed to develop naturally without being subjected to mowing or manicuring.
15. The proposed pressure water line must be installed within the depicted limits of disturbance as illustrated on the approved site plan.
16. This Program has made a specific revision to the approved site plan. This revision is clearly marked in red on the approved plan. This project must take place in compliance with this revision. Specifically, all new utility lines (e.g., telephone, electric) and poles must be located within the driveway corridor within the approved limits of disturbance.

17. This permit supersedes a previous permit issued by the DEM for the subject property under Application No. 99-0086.

Please note that this Department has not verified the wetland edges that are illustrated on the approved site plan, as part of this application. Therefore, you must strictly adhere to the limits of disturbance depicted on the approved site plan.

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.

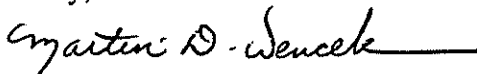
You are required to comply with the terms and conditions of this permit and to carry out this project in compliance with the Rules at all times. Failure to do so may result in an enforcement action by this Department.

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 Daniel Kowal of this office (telephone: 401-222-4700, ext. 7416) should you have any questions regarding this letter.

Sincerely,



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

MDW/DMK/dmk

Enclosure: Approved site plan

xc: George B. Dupont, P.E., P.L.S., A.R.M. Engineering Inc.
Joseph P. McCue, Natural Resource Services, Inc.
Joseph Raymond, Burrillville Building Official