



RHODE ISLAND  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

April 24, 2007

Robert M. Eaton Jr.  
75 Mountindale Road  
Smithfield, RI 02917

Re: Application No. 07-0065 in reference to the location below:

Approximately 500 feet north of Mountindale Road, Utility Pole 17, and approximately 3500 feet west of the intersection of Mountindale Road and Sebille Road, Assessor's Plat 43, Lot 61, Smithfield, RI

Dear Mr. Eaton:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Request to verify the delineated edge of freshwater wetlands**. This review included an inspection of the above referenced property ("subject property") as described by the site plans submitted with your application and received on February 14, 2007.

Based upon the Program's observations and review, it is our determination that freshwater wetlands are present on or are in close proximity to the subject property. These freshwater wetlands are regulated by this Department and include at least the following types:

- forested wetland
- river (unnamed)
- riverbank wetland (that area of land within 100 feet of the edge of any flowing body of water less than 10 feet wide)
- flood plain (associated with the river)

The DEM has completed an inspection and review of the wetland edges delineated by you on-site. It is our determination that those wetland edges delineated on-site are substantially accurate. Corrections, clarifications and/or modifications with respect to the delineated edge are as follows:

- The forested wetland extends west from the vicinity of flags B-33 and B-34. As discussed with you, no work is currently proposed or contemplated in this vicinity, and you do not require verification of this specific area. If work is proposed in this area in the future, this portion of wetland will need to be flagged and surveyed located for future applications.
- The Department did not specifically inspect or verify centerline flags associated with the river channel. It is your responsibility to ensure that the river is accurately depicted with its associated riverbank wetland and floodplain for any future applications.

**The Department has verified only those edges delineated and shown by you on-site and on site plans submitted with your application and as qualified in this letter.** Should you wish to verify the edge of any additional wetlands, an additional application will be required.

**This letter does not constitute an approval or permit for any proposed project on the subject property. Pursuant to Section 2-1-21(a) of the Freshwater Wetlands Act and the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act (Rules) a permit is required from this Program prior to the commencement of any activity which impacts or alters freshwater wetlands**

In addition, you should note that freshwater wetlands are present on this property which may be regulated under Section 404 of the Clean Water Act (Federal Water Pollution Control Act, as amended 33 U.S.C. 1344). Accordingly, a permit may be required from the U.S. Army Corps of Engineers for alteration of these wetland areas.

In accordance with Rule 9.02(F) of the Rules, this verification of the delineated edge of freshwater wetlands is valid for a limited period of four (4) years from the date of issue.

Please contact Andrew Charpentier of this Office telephone: (401-222-6820 ext.7414) should you have any questions regarding this letter.

Sincerely,



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

xc: Brian P. Thalman, P.E. Thalman Engineering Co., Inc.  
Tonya Brainsky, Natural Resources Services, Inc.