



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

May 9, 2007

Jack Partyka
97 Heaton Orchard Road
West Kingston, RI 02892

Re: Application No. 07-0125 in reference to the location below:

Approximately 400 feet south of Mooresfield Road (Route 138), near Utility Pole No. 67, and approximately 1100 feet southwest of its intersection with Broad Rock Road, Assessor's Plat Map 25, Lot 12, South Kingstown, RI

Dear Mr. Partyka:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program, ("Program") has completed its review of your proposed four (4) bedroom single family residence with driveway, ISDS, well, and landscaping as illustrated and detailed on site plans submitted with your application. The site plans referenced by this letter and on file with this Program were received on March 22, 2007.

Our inspection reveals that freshwater wetlands regulated by the DEM are present on or in close proximity to the subject property. Review of your proposed project, however, reveals that this project does not represent an alteration to these freshwater wetlands. It is our determination therefore that a permit for this project pursuant to the Freshwater Wetland Act (Rhode Island General Law Section 2-1-18 et seq.) or the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act is not required. This Determination is specific to the proposed site alterations illustrated and detailed on site plans on file with this Program and is further predicated on the following:

1. Adequate measures are employed during and after site alterations to control soil erosion and to prevent any sediment from such erosion being deposited in any freshwater wetlands. You should consult the Rhode Island Soil Erosion and Sediment Control Handbook for appropriate methods to control erosion and prevent sediment from leaving your project site.
2. This determination does not authorize you to modify your project in such a way as to result in the following:
 - a. An increase in the rate and/or volume of surface water runoff flowing into, or draining or diverting from these wetlands; or
 - b. A diversion of groundwater into or away from these wetlands; or
 - c. A modification to the quality of water reaching these wetlands, which could change their natural character.

3. This Program has made a specific revision to the reviewed site plans. This revision is clearly marked in red on the reviewed plans. Specifically the limit of disturbance has been extended along the eastern side to completely enclose the project as required. This project must take place in compliance with this revision.

Please note that this Determination is specific to this proposed project as illustrated on the reviewed site plans, is valid for a limited period of four (4) years from the date of issue, and does not remove your obligation to obtain any local, state or federal approvals or permits required by ordinance or law.

Modification to your project, which would result in an alteration or allowing your project to result in an alteration to freshwater wetlands, requires a permit from this Program. Unauthorized alterations to freshwater wetlands are subject to enforcement action.

Kindly be advised that this Determination is not equivalent to a verification of the type or extent of freshwater wetlands on the subject property. Should you wish to obtain such verification, you may submit an application pursuant to Rule 9.02 of the Rules.

Enclosed please find one (1) copy of your site plans stamped REVIEWED by this Program. Please contact Kate McPherson of this Office (telephone: 401-222-6820, ext. 7732) should you have any questions.

Sincerely,



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

Enclosure: Reviewed Site Plan

xc: Wesley Grant III, P.E., Environmental Planning & Surveying Inc.
Dexter Miller, Environmental Services
Russell W. Brown, South Kingstown Building Official