



RHODE ISLAND

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

May 29, 2007

Vincent Russo
124 Simmonsville Avenue
Johnston, RI 02919

Re: Application No. 07-0131 in reference to the location below:

Approximately 400 feet south of the terminus of Alvina Drive, and approximately 1000 feet south of the intersection of Macers Farm Road and Alvina Drive, Assessor' s Plat 29, Lot 68, Johnston, RI

Dear Mr. Russo:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program, ("Program") has completed its review of your proposed three (3) bedroom dwelling with associated septic system, utilities and driveway for the above referenced property ("subject property") 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 26, 2007.

Our inspection reveals that freshwater wetlands regulated by the DEM are present on 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 specific revisions to the reviewed site plan. These revisions are clearly marked in red on the reviewed plan. This project must take place in compliance with this revision. Specifically, the limit of work has been extended to the western and northern property lines in order to properly encompass the proposal as required.
4. Aerial photographs indicate that unauthorized alterations have occurred within portions of riverbank wetland. These alterations consist of at least grading and clearing of vegetation. All portions of the riverbank wetland are to be left undisturbed and allowed to re-vegetate to a natural, wild state free of future cutting or landscaping.

Please note that this Determination is specific to this proposed project as depicted 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 types or extent of freshwater wetlands on site. Should you wish to have the types and extent of freshwater wetlands verified, you may submit the appropriate application in accordance with the Rules.

Enclosed please find one (1) copy of your site plans stamped REVIEWED by this Program. Please contact Andrew Charpentier (telephone: 401-222-6820 Ext. 7414) should you have any questions.

Sincerely,



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

Enclosure: Reviewed Site Plan

xc: Bernard Nascenzi, Johnston Building Official
Nicholas Veltri, N. Veltri Survey, Inc.