



RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF WATER RESOURCES
235 Promenade Street
Providence, Rhode Island 02908

August 5, 2020

Scituate Highlands LLC
c/o Kalpesh Shah
522 Switch Road
Wood River Junction, RI 02894

RE: Application No. 07-0341, **Application for Renewal** for the site located:

Approximately 2,600 feet northeast of Nipmuc Road, by utility pole nos. 55 & 56, approximately 5,900 feet south-southeast of the intersection of Old Plainfield Pike and Nipmuc Road, Assessor's Plat 50, Lot 5, Scituate, RI.

Dear Mr. Shah:

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 December 23, 2019.

It is our understanding that you are requesting renewal of the permit issued for Application No. 07-0341. The original permit was issued on June 19, 2008 to Scituate Highlands LLC for alterations to freshwater wetlands at the above-referenced location. The permit was tolled to February 8, 2019.

This Program has completed an inspection of the site and has found that your project is in substantial conformance (see below) with those conditions set forth in the permit letter as well as the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act, 250-RICR-150-15-1. It is our determination, therefore, that the permit may be renewed. This renewal is valid until February 8, 2021 and expires on that date. No additional renewals are allowed. A new permit will be required for any work or activity that is not completed by February 8, 2021, which impacts or alters freshwater wetlands.

A copy of the original permit letter of June 19, 2008 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.

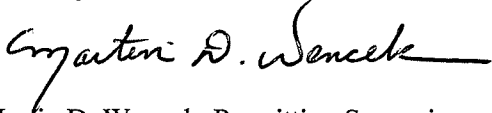
Please be advised that the disturbed area of the 50 foot perimeter wetland (previously cleared and the former site of a woodpile) located on Subdivision Lot 8 must be allowed to revegetate back naturally without cutting or mowing.

Please be advised that within 30 days of the date of this renewal permit letter, you must submit a revised drainage analysis for the as-built conditions of the project as previously requested on June 23, 2020 in an email sent to Mr. Christopher Duhamel, PE, PLS, of DiPrete Engineering (copy enclosed). If the Program does not receive this requested revised drainage analysis for the as-built conditions of the project within the 30 day time limit (September 4, 2020), your permit will then be suspended until such time that this Program receives the revised drainage analysis and can review and verify your submission as accurate.

Application No. 07-0341
Page two

Please contact Daniel Kowal of this office (telephone: 401-222-4700, ext. 7416) should you have any questions regarding this letter, or Nick Pisani (401-222-4700, ext. 7423) should you have any questions regarding the required drainage analysis.

Sincerely,



Marfin D. Wencsek, Permitting Supervisor
Freshwater Wetlands Program
Office of Water Resources

MDW/DMK/dmk

Enclosure: Copy of original permit letter of 6/19/08
Copy of email from N. Pisani to C. Duhamel dated 6/23/2020

cc: Christopher Duhamel, PE, PLS, DiPrete Engineering
George Dumont, Scituate Building Official



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

June 19, 2008

Scituate Highlands, LLC
C/o Joseph H. Scott
410 Kingston Road
Kingston, RI 02892

Insignificant Alteration – Permit

RE: Application No. 07-0341 in reference to the property and proposed project located:

Approximately 2,600 feet northeast of Nipmuc Road, by utility pole nos. 55 & 56, approximately 5,900 feet south-southeast of the intersection of Old Plainfield Pike and Nipmuc Road, Assessor's Plat 50, Lot 5, Scituate, RI.

Dear Mr. Scott:

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 and has evaluated the proposed thirty-eight lot single family residential development with houses, garages, roadways, driveways, private wells, On-site Wastewater Treatment Systems (OWTS), drainage structures, subdrains, and five detention basins, as illustrated and detailed on site plans submitted with your application. These site plans were received on April 8, 2008.

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 9.00 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: 07-0341

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 April 8, 2008. 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 Scituate 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 installation, 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. You must provide written certification from a registered land surveyor or registered professional engineer that the stormwater drainage system including any and all basins, piping systems, catch basins, culverts, swales and any other stormwater management control features have been constructed/installed in accordance with the site plan approved by this permit. This written certification must be submitted to this Program within twenty (20) days of its request or upon completion of the project.

Please note that this Department has not verified, as part of this application, the wetland edges delineated by flags A6, J1 through J20 and Z1 through Z12. Also, be advised that wetland flags ASSF 1 through ASSF 8, ASSF 1A, ASSF 2A and the locations of all of the intermittent and perennial streams depicted on the approved site plans have not been verified [Rule 7.04(B)4] as part of this review. Therefore, **you must strictly adhere to the limit of disturbance depicted on the approved site plans.**

This permit is valid for the applicant and is automatically transferred upon the sale of the property to the new owner in accordance with Rule 11.04.

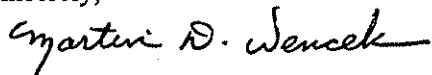
You are required to comply with the terms and conditions of this permit and to carry out this project in compliance with the Rules at all times. Failure to do so may result in an enforcement action by this Department.

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 plans

xc: David Provonsil, Scituate Building Official
Christopher A. Duhamel, P.E., DiPrete Engineering Associates, Inc.
Scott Rabideau, Natural Resource Services, Inc.