



RHODE ISLAND

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

October 9, 2007

Claudia Villamizar
PO Box 7352
Kensington, CT 06037

Re: Application No. 07-0354 in reference to the location below:

Approximately 30 feet south of Dory Street, and approximately 50 feet west of the intersection of Dory Street and Beacon Avenue, opposite Utility Pole No. 4, Assessor's Plat 3, Lot 153, Jamestown, RI

Dear Ms. Villamizar:

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 three (3) bedroom single family dwelling with associated garage, deck, driveway, septic system, individual well, and landscaping as illustrated and detailed on site plans submitted with your application. These site plans were received on August 30, 2007.

Our observations of the subject property, review of the site plans and evaluation of the proposed project reveals that alterations of freshwater wetlands including at least swamp and its associated 50-foot perimeter wetland will result from this proposed project.

The proposed alterations affecting freshwater wetlands include at least clearing, grading, soil disturbance, and other construction related disturbance within the above-noted freshwater wetlands.

It is the Program's determination pursuant to the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act (Rules) that the proposed project:

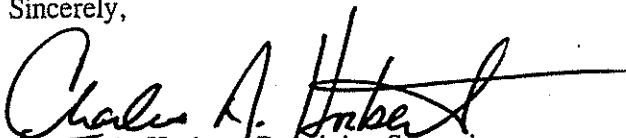
- a. appears to represent more than a minimal change or modification to the natural characteristics, functions and/or values of the freshwater wetlands noted herein, may be detrimental to the basic natural capabilities or values associated with the freshwater wetlands to be altered, and appears to be random, unnecessary, and undesirable;
- b. does not satisfactorily avoid, minimize or mitigate impacts to the freshwater wetlands;
- c. does not comply with the Review Criteria set forth in Rule 10.05(C) including but not limited to Rule 10.05(C) (6); and
- d. falls within one or more of the general categories of Significant Alterations as outlined in Rule 9.03(B), and specifically B (1), (2), (3b), and (3c).

Therefore, as proposed, this project represents a **significant alteration** to freshwater wetlands and may proceed only following submission of an **Application to Alter a Freshwater Wetland and receipt of a permit from this Program**. Upon receipt of your application, this Program will proceed with its processing pursuant to the Rules.

You should be aware that freshwater wetlands are present on this property that 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 to alter these wetlands may be required from the U.S. Army Corps of Engineers.

If you are interested in further details relative to the review of this project by this Program, you are welcome to review this file at our office. Please call in advance to arrange an appointment. If you have any questions relative to this determination, you may contact either me or Shawna Holdredge of my staff (telephone: 401-222-6820 ext. 7427).

Sincerely,



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

Enclosure: Application Package

xc: Frederick W. Brown, Jamestown Building Official
John P. Caito, John P. Caito Corporation
Joseph Klinger, Ecotones, Inc.