



RHODE ISLAND  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

June 9, 2008

Holby Marine

Attn: W. Barrett Holby Jr.

97 Broad Common Road

Bristol, RI 02809

Re: Application No. 08-0090 in reference to the location below:

Approximately 400 feet northwest of Broadcommon Road, near Utility Pole No 2 and approximately 600 feet west of its intersection with Ballou Boulevard, Assessor's Plat 100, Lots 2 and 60, Bristol, RI

Dear Mr. Holby:

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 March 27, 2008.

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:

- Pond-wetland complex (flags "A1" to "A10")
- Perimeter wetland (that area of land within 50 feet of the edge of any bog, marsh, swamp, or pond)
- Stream/intermittent stream (Unnamed)
- Riverbank wetland (the area of land within 100 feet of the edge of any flowing body of water less than 10 feet in width during normal flow)
- Area subject to storm flowage
- Flood plain (associated with the intermittent stream)

The DEM has completed an inspection and review of the wetland edge delineated by you on-site. It is our determination that those wetland edges delineated on-site are substantially accurate. Corrections and/or modifications to the delineated edge are required, however, which include the following:

- Move flag A3 ten feet (10') south.
- The Area subject to storm flowage ("ASSF") depicted along the northern and eastern property boundary is considered to be an intermittent stream north of its intersection with a second ASSF, which originates east of the property and flows on to the property approximately 60 feet north of Flag A10. Please depict a 100-foot riverbank wetland and properly label this portion of the watercourse as an intermittent stream in any future site plan submissions.

- The wetland on-site labeled as a "forested wetland" is considered to be contiguous to an off-site pond; accordingly, a 50-foot perimeter wetland is to be applied to this flagged wetland edge.

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

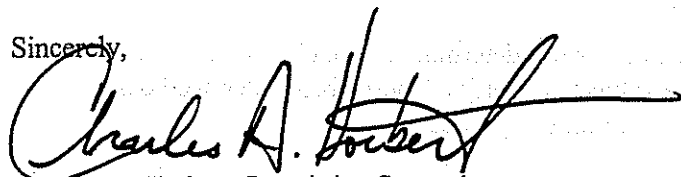
This Program assumes that the edges of freshwater wetlands, as flagged or marked on site, have been accurately surveyed and portrayed on site plans submitted in support of your application. This Program makes no guarantee or representation that such survey is accurate.

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 8.03(H) 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 Kate McPherson of this Office telephone: (401-222-6820, ext. 7732) should you have any questions regarding this letter.

Sincerely,



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

xc: Ron Blanchard, P.E., Site Engineering, Inc.