



RHODE ISLAND  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

April 23, 2010

Debra Alles  
98 West Shore Road  
Pascoag, RI 02859

**Insignificant Alteration – Corrected Permit #2**

Re: Application No. 08-0189 in reference to the location below:

Approximately 1,500 feet southwest of Round Top Road (Route 96) near Utility Pole No. 113, and approximately 4000 feet northwest of its intersection with Brook Road, Assessor's Plat 21, Lots 5 and 21, Burrillville, RI

Dear Ms. Alles:

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. This review included a site inspection of the above referenced property ("subject property") and an evaluation of the proposed five (5) lot residential subdivision with associated gravel access roadway, stormwater conveyance system, and development of each lot with a residence, OWTS, and well as illustrated and detailed on site plans submitted with your application. The most recently revised site plans were received on January 8, 2010. Note that this is a second corrected permit, originally corrected to address an issue raised in a March 16, 2010 letter from Stewart Alles pointing out that the first 100 feet of access road was required by RIDOT to be paved, and herein corrected to reflect that the proper paved distance is actually 200-feet as outlined in an April 5, 2010 letter from your consultant, Paul J. Gadoury. Permit Condition No. 15 has been corrected accordingly, and Permit Conditions No. 3, 6 and 7 have been modified as necessary.

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. 08-0189:

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 January 8, 2010. 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.



30% post-consumer fiber

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 or Town representative upon request.
6. Within ten (10) days of the receipt of this corrected permit, you must record this permit in the land evidence records of the Town of Burrillville and supply this Program with written documentation obtained from the Town showing this corrected 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 of the original permit dated February 23, 2010 unless renewed pursuant to the Rules.
8. Any material utilized in this project must be clean and free of matter that 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 fencing, if used must be removed.
12. Irrespective of notes on the approved site plans to the contrary, you (the applicant) are responsible for the proper installation, operation, maintenance and stability of any mitigative features, stormwater facilities, and systems of treatment and control which are installed or used in compliance with this permit to prevent harm to adjacent wetlands until such time that you provide documentation to this Program that this responsibility has been assumed by another person or organization.
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. 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 plans 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.
15. This Permit is issued under the provision that the access road and all driveway surfaces on the site, **with the exception of the first 200 feet of the access road** which may be paved, are to be unpaved gravel surfaces. Therefore, these driving surfaces shall not be re-surfaced with any form of impervious surface cover unless a drainage design has been submitted, reviewed under a separate application and approved by the RIDEM Wetlands Program.

Pursuant to the provisions in Rule 7.09 and Rule 11.04, as applicable, any properly recorded and valid permit is automatically transferred to the new owner upon sale of the property

Kindly be advised that this permit is not equivalent to a determination of the type or extent of freshwater wetlands on the subject property. Should you wish to obtain such verification, you may submit an application in accordance with the Rules.

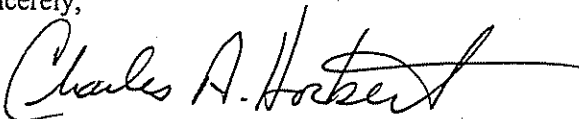
You are required to comply with the terms and conditions of this permit and to carry out this project in compliance with the Rules at all times. Failure to do so may result in an enforcement action by this Department.

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 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: Paul J. Gadoury, P.E.  
Albert Florentz, P.L.S., Andrews Survey & Engineering, Inc.  
Joseph F. Raymond, Burrillville Building Official

RECEIVED  
NSA 1/15/11



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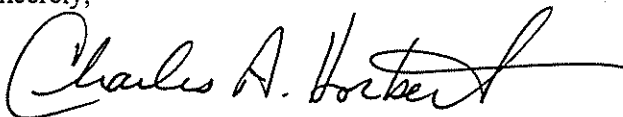
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Sincerely,



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

Enclosure: Approved site plans

xc: Brian Moore, DEM O.W.T.S Program  
Paul J. Gadoury, P.E.  
Albert Florentz, P.L.S., Andrews Survey & Engineering, Inc.  
Joseph F. Raymond, Burrillville Building Official