



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

April 23, 2009

Jamie Miles & Myrna Adolfo
PO Box 524
Adamsville, RI 02801

RE: Application No. 09-0033 in reference to the property and project located:

Approximately 600 feet west of Old Harbor Road, opposite utility pole no. 15 (MA.); approximately 2,100 feet south-southwest of the intersection of River and Old Harbor Roads; Assessor's Plat 44, Lot 18-7, Little Compton, RI.

Dear Mr. Miles & Ms. Adolfo:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your proposed three bedroom dwelling with a private well, driveway, utilities, On-site Wastewater Treatment System (OWTS), foundation drain, site grading, and a detached garage with kitchen and bathroom 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 February 6, 2009.

Our inspection reveals that freshwater wetlands regulated by the DEM are present on or in close proximity to 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 of Non-Jurisdiction 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. You must strictly adhere to the limit of disturbance depicted on the reviewed site plans.

4. This Program has made specific revisions to the reviewed site plans. These revisions are clearly marked in red on the reviewed plans. This project must take place in compliance with these revisions. Specifically, the proposed silt fence line has been extended along the depicted limit of disturbance from near the proposed OWTS to near wetland edge flag WF #3H to prevent sediment from entering adjacent freshwater wetland areas, whose edges have not been verified but are known to be broader than shown. The existing stonewall is not to be used as a siltation barrier.

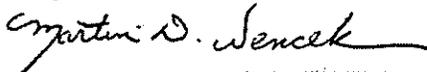
Kindly be advised that this determination is not equivalent to a determination of the type or extent of freshwater wetlands on the subject property. Should you wish to obtain such verification, you may submit an application in accordance with Rule 8.03.

Please note that this Determination of Non-Jurisdiction is specific to this proposed project, 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 Department. Unauthorized alterations to freshwater wetlands are subject to enforcement action.

Enclosed please find one (1) copy of your site plans stamped REVIEWED by this Program. Please contact Daniel Kowal (telephone: 401-222-4700, ext. 7416) should you have any questions.

Sincerely,



Martin D. Wencek, Permitting Supervisor
Freshwater Wetlands Program
Office of Water Resources

MDW/DMK/dmk

Enclosure: Reviewed Site Plans

xc: Michael W. Mello, Little Compton Building Official
Donald J. Medeiros, PE, PLS, Able Engineering Inc.