



RHODE ISLAND

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

April 1, 2011

Wilfred H. Nelson
45 Pine Tree Lane
Wakefield, RI 02879

Re: Application No. 11-0029 in reference to the location below:

Approximately 220 feet west of Little Rest Road, Utility Pole no. 6164, and approximately 150 feet south of the intersection of Little Rest Road and Marion Road, Assessor's Map 23-3, Lot 5, South Kingstown, RI

Dear Mr. Nelson:

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 February 21, 2011.

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:

- swamp
- perimeter wetland (that area of land within 50 feet of the edge of any bog, marsh, swamp, or pond)
- area subject to storm flowage (ASSF)

The DEM has completed an inspection and review of the wetland edges delineated by you on-site. It is our determination that the wetland edges delineated on-site are substantially accurate. These wetland edges have been shown on the site plan submitted with your application and are referenced as:

- Flags WF-102 through WF119 delineating the swamp
- Flags ASSF1 through ASSF5 delineating the area subject to storm flowage.

The Department has verified only those edges delineated and shown by you on-site and on site plans submitted with your application and as qualified in this letter. Please note that the ASSF extends approximately 20 feet east of flag ASSF5. Also, wetland flags WF100 and WF101 were not inspected or verified since they are located off of the subject property.

Please also be advised that our inspection revealed unauthorized clearing of approximately 3,400 square feet of 50-foot perimeter wetland east of flags WF107 through WF111. You must cease and desist clearing within the perimeter wetland and allow the cleared perimeter wetland to return to a natural condition free of trimming, cutting, mowing or other landscaping activities. Failure to allow this area to return to a natural condition may jeopardize processing of future applications.



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

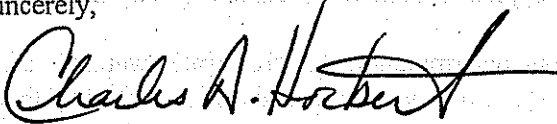
This Program assumes that the edges of freshwater wetlands, as flagged or marked on site, have been accurately surveyed and portrayed on site plans submitted in support of your application. This Program makes no guarantee or representation that such survey is accurate.

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 Andrew Charpentier of this Office telephone: (401-222-6820, ext.7414) should you have any questions regarding this letter.

Sincerely,



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

xc: Linda A. Steere, Applied Bio-Systems, Inc.
Wes Grant, Environmental Planning and Surveying, Inc.