



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

April 6, 2011

Stone Soup Cottage Works, LLC
Jonathon Gilbert, Manager
151 Pond Street
Wakefield, RI 02879

Re: Application No. 11-0031 in reference to the location below:

Approximately 1,100 feet west of South Road and approximately 300 feet south of the intersection with O'Brien Road, Utility Pole No. 26 on South Road, Assessor's Plat 55-3, Lot 3, South Kingstown, RI.

Dear Mr. Gilbert:

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 28, 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 Program and include at least the following types:

- Swamp
- 50-foot Perimeter Wetland (that area of land within 50 feet of the edge of any bog, marsh, swamp, or pond)
- River less than ten feet wide (Browns Brook, a cold water fishery)
- 100-foot Riverbank Wetland (the area of land within 100 feet of the edge of any flowing body of water less than 10 feet wide)
- Flood Plain

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 accurate. The wetland edges have been shown on the site plan submitted with your application and are referenced as wetland flags WF-A1 through WF-A12, and WF-A31 through WF-A70. The wetland edge flags delineate the edge of a swamp. Corrections and/or modifications to the delineated edge are required which include the following:

- Add a flag mid-way between WF-A49 and WF-A50, approximately fifteen feet (15') east of the current wetland edge.
- Move flag WF-A60 fifteen feet (15') east.
- Move flag WF-A62 fifteen feet (15') east.
- Move flag WF-A69 fifteen feet (15') north.



You should not infer that any verification of wetland edges carried out by this Department to date represents a determination that this is the extent of all wetlands on your property. **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.** Should you wish to verify the edge of any additional wetlands, an additional application will be required.

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.

Please note that at least one surveying and/or drafting error was identified near Flag WF A31. Flag A31 is located approximately 15 feet northwest of the stonewall, not on the wall as depicted. Please check and revise as necessary. 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 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 may be required from the U.S. Army Corps of Engineers for alteration of these wetland areas.

Furthermore, you must contact the Coastal Resources Management Council (CRMC) to verify the accuracy of the CRMC jurisdictional setbacks and buffer zones depicted on the site plans submitted for any future project proposals.

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 Shawna Holdredge (401-222-6820, ext. 7427) should you have any questions regarding this letter.

Sincerely,

Nancy L. Freeman

Nancy L. Freeman, Senior Environmental Scientist
Office of Water Resources
Freshwater Wetland Program

NLF/SBH/sbh

xc: Kevin Morin, PE, DiPrete Engineering
Christian Sutter, DiPrete Engineering
Tracy Silvia, Senior Environmental Scientist, CRMC