



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

May 7, 2013

Carlo & Barbara Conti
47 Swam Road
Smithfield, RI 02917

Re: Application No. 13-0058 in reference to the location below:

Approximately 120 feet northeast of the terminus of Reardon Way, near Utility Pole No. 17, approximately 840 feet northwest of its intersection with Swan Road, Assessor's Plat 46, Lot 392, Smithfield, RI

Dear Mr. and Mrs. Conti:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program, ("Program") has completed its review of your proposed single-family dwelling with associated driveway, septic system, stormwater infiltration systems, utilities and landscaping 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 April 10, 2013.

Our inspection reveals that freshwater wetlands regulated by the DEM are present on 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 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. This Program has made a specific revision to the reviewed site plans. Specifically, since no limit of disturbance was depicted as required, one has been designated at the silt fence line. Any future changes or revisions to the project which would alter freshwater wetlands beyond this limit of disturbance are not authorized without a permit from the DEM. This revision is clearly marked in red on the approved plans. This project must take place in compliance with this revision.
4. During site inspection it was noted that the erosion and sedimentation controls that were placed onsite have not been maintained and have subsequently deteriorated. You are responsible for repairing the silt fence so that the stakes are secure in the ground and the bottom 4 to 6 inches of fabric is embedded below the ground surface as depicted on the silt fence detail provided on your site plan. All areas of unstable soil upslope of the wetland areas must be properly contained with erosion controls. Please remove any construction debris and trash that has blown past the silt fence into the riverbank wetland by hand.

Please note that this Determination is specific to this proposed project as illustrated on the reviewed site plans, is valid for a period of four (4) years, and does not remove your obligation to obtain any local, state or federal approvals or permits required by ordinance or law.

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 the Rules.

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

Sincerely,



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

Enclosure: Reviewed Site Plan

xc: Brian Moore, DEM OWTS Program
Joseph A. Casali, Joe Casali Engineering, Inc.
Anthony E. Muscatelli, PLS
Scott Rabideau, Natural Resource Services, Inc.
Peter R. Scorpio, Smithfield Building Official