



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

April 30, 2014

Seabury Apartments LLC
Attn: Rachel Charrier, Manager
331 Union Street
New Bedford, MA 02740

Re: Application No. 13-0183 in reference to the location below:

Approximately 600 feet west of Jepson Lane, approximately 600 feet southwest of the intersection of Jepson Lane and Perrault Street, Assessor's Map 60, Lot 3, Portsmouth, RI, and Assessor's Plat 110, Lot 4, Middletown, RI.

Dear Ms. Charrier:

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 November 1, 2013.

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:

- A combination of Marsh and Swamp
- 50-foot Perimeter Wetland

The DEM has completed an inspection and review of the wetland edge delineated by you on site. It is our determination that the wetland edge delineated on site is substantially accurate. This wetland edge has been shown on the site plan submitted with your application and is referenced as wetland flags A10 through A90 and B21 through B56. These flags delineate the edge of a wetland comprised of marsh and swamp. Flags A1 through A9 and B1 through B20 are located off the subject property and are not verified under this application.

Please note you should not infer that any verification of wetland edges carried out by DEM to date represents a determination that this is the extent of all wetlands on the subject property. **The Department has verified only those edges delineated and shown by you on the subject property and on site plans submitted with your application and as qualified in this letter.** Please be aware that it appears there is potential for additional wetland in the southeastern portion of the subject property where isolated areas of surface flooding and wetland vegetation were observed by this Program. Should you wish to verify the edge of any potential additional wetlands on the subject property, a new, separate application will be required. Prior to the design and submission of any future application for future development, the potential presence of these wetland areas should be ascertained so that they might be avoided if present.



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.

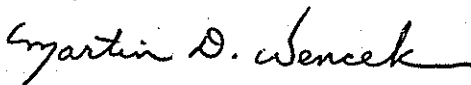
This Program assumes that the edges of freshwater wetlands, as flagged or marked on site, have been accurately surveyed and portrayed on site plans submitted in support of your application. This Program makes no guarantee or representation that such survey is accurate.

In addition, you should note that freshwater wetlands are present on this property 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.

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 Claire Swift of this Office telephone: (401-222-6820, ext. 7418) should you have any questions regarding this letter.

Sincerely,



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

MDW /CVS/cvs

xc: Scott Goddard, PWS, Goddard Consulting, LLC
Michael R. Darveau, PLS, Thompson Farland Professional Engineers/Land Surveyors