



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

June 24, 2014

Town of Cumberland
Attn: Eugene J. Jeffers, Public Works Director
45 Broad Street
Cumberland, RI 02864

and

Estate of Louis J. Giuliano
Patricia Lett, Executrix
2970 Mendon Road, Unit 127
Cumberland, RI 02864

Re: Application No. 14-0033 in reference to the location below:

Approximately 160 feet west the end of Weeks and Ballou Streets, and approximately 260 feet west of Branch Avenue, Assessor's Plat 53, Lots 632 thru 636; 994 thru 1002; 987 thru 992; 1013 thru 1018 and 1800, Cumberland, RI

Dear Mr. Jeffers & Ms. Lett:

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, 2014.

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:

- forested wetland
- areas subject to storm flowage

The DEM has completed an inspection and review of the wetland edges delineated by you on-site. Please note, that per your request this verification pertains **only** to flags A110 through A119; B100 & B101; C100 through C122; C138 through C149; and C129 to C134. It is our determination that those wetland edges delineated on-site are substantially accurate. Corrections and/or modifications to the delineated edge are required, however, which include the following:

- Eliminate wetland flag C132 and connect flag C131 to C133.
- Relocate flag A119 southwest 15 feet.

Please note that our inspection of the subject property has revealed the presence of other freshwater wetlands not specifically delineated by you. Therefore, 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 these additional wetlands, an additional application will be required.

Office of Water Resources/Tel. 401-222-4700/FAX. 401-222-6177



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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

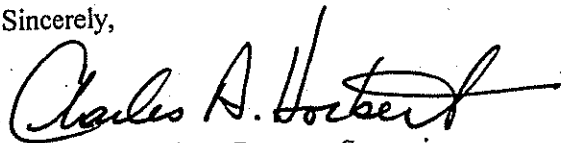
This Program assumes that the edges of freshwater wetlands, as flagged or marked on site, have been accurately surveyed and portrayed on site plans submitted in support of your application. This Program makes no guarantee or representation that such survey is accurate.

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, Program Supervisor
Office of Water Resources
Freshwater Wetlands Program
CAH/AC/ac

ec: Stephen Tyrrell, RIDEM Office of Compliance & Inspection
Kevin Fetzer, Ecotones, Inc.

xc: Marc N. Nyberg, Marc N. Nyberg Associates, Inc.
Tara Capuano, Northern Realty, LLC