



RHODE ISLAND

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

August 1, 2014

Bruce R. Montgomery
P.O. Box 298
New Shoreham, RI 02807

RE: Application No. 14-0115 in reference to the property located:

Along the east and west side of a private Right of Way (R.O.W.), approximately 500 feet south of Cooneymus Road and approximately 1,560 feet west of its intersection with West Side Road near Utility Pole No. 65, Assessor's Plat 14, Lot 32, New Shoreham, RI.

Dear Mr. Montgomery:

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 by the DEM on June 25, 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:

- pond/swamp/emergent plant community wetland (A/B/D/F-Series)
- perimeter wetland (that area of land within 50 feet of the edge of any freshwater wetland consisting in part, or in whole, of a bog, marsh, swamp, or pond). Please note that the perimeter wetland is also assessed to the D-Series Wetland based on its hydrologic connection to larger wetland complex east of the R.O.W.
- stream/intermittent stream
- riverbank wetland (that area of land within one hundred feet (100') of the edge of any flowing body of water having a width of less than ten feet (10') during normal flow)
- flood plain
- shrub wetland (E-Series)

* Please note that regulated coastal wetlands are present on-site that fall under the jurisdiction of the RI Coastal Resources Management Council (CRMC). These coastal wetlands have not been verified under this Application. Please contact CRMC for assistance (401) 783-3370.

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 1B through 6B connecting to 1F to 8F; Flags 1A through 17A and 1E through 9E. Corrections and/or modifications to

the delineated edge are required, however, which include the following, along with additional clarification:

- Relocate Flag 5A, 20 feet southwest, to remain immediately east of the R.O.W.
- Relocate Flag 1E, 12 feet east.
- The delineated C-Series does not meet the criteria of a vegetated wetland. This area was comprised of a topographic depression, which did not support a prevalence of vegetation typically adapted for life in saturated soil conditions.
- Wetland Flags 1D through 8D were not verified, since these flags were not located. However, this wetland edge appears to be generally accurate as shown on the site plans based on site conditions observed.
- Flags 3G/2G/3G were not located and therefore not verified.

Please note 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 any wetlands not currently depicted, 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

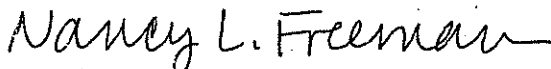
This Program assumes that the edges of freshwater wetlands, as flagged or marked on site, have been accurately surveyed and portrayed on site plans submitted in support of your application. This Program makes no guarantee or representation that such survey is accurate.

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 me telephone: (401-222-6820, ext. 7408) should you have any questions regarding this letter.

Sincerely,



Nancy L. Freeman, Senior Environmental Scientist
Office of Water Resources
Freshwater Wetlands Program
NLF/nlf

xc: David Gardner, PLS
Claire McElderry, Island Environmental
Steve Tyrrell, RIDEM OC & I