



RHODE ISLAND

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

August 6, 2014

Dennis Silvia
219 Braman's Lane
Portsmouth, RI 02871

Re: Application No. 14-0120 in reference to the location below:

Approximately 500 feet south of Braman's Lane opposite Utility Pole No. 14, due south of the intersection of Malee Terrace and Braman's Lane, Assessors Plat 64, Lot 71, Portsmouth, RI.

Dear Mr. Silvia:

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 July 17, 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 Program and include at least the following types:

- Swamp
- Pond
- Stream
- 50-foot Perimeter Wetland
- 100-foot Riverbank Wetland
- 100-year Floodplain (associated with the stream)

The DEM has completed an inspection and review of the wetland edges 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 WA02 through WA18. These wetland edge flags delineate the edge of a swamp.

Minor corrections and/or modifications to the delineated edge are required which include the following:

- Flag WA07 must be relocated approximately ten (10) feet to the west.
- Flag WA06 must be relocated approximately five (5) feet to the west.
- Flag WA05 must be relocated approximately eight (8) feet to the west.

Other than these corrections, all other wetland edges illustrated by the WA series flags are considered accurate.

Please note that 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.

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 Wencek, Permitting Supervisor
Office of Water Resources
Freshwater Wetland Program

MDW/CVS/cvs

xc: Michael James, PE, East Bay Engineers
Jennifer James