



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

August 21, 2014

Town Of Burrillville
JJP Pascoag, LLC
KRA (Pascoag) Acquisition, LLC
c/o Jeffrey M. McCormick, Burrillville Director of Public Works and Engineering Services
65 Union Avenue
Burrillville, RI 02830

Insignificant Alteration – Permit

RE: Wetland Application No. 14-0127 in reference to the property and proposed project located:

Approximately 120 feet south of High Street (State Route 100), by utility pole no. 2; approximately 235 feet southwest of the intersection of High and South Main Streets; Assessor's Plat Map 191, Lots 114 and 135, and Assessor's Plat Map 192, Lot 17, Burrillville, RI.

Dear Mr. McCormick:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Request for Preliminary Determination** application and has evaluated the proposed 1) construction of a new public park (Gonyea Memorial Park) and 2) improvements to the existing parking lot and accessory use building on lot 114 including the construction of a new drive-thru window, by-pass lane, stacking lane (to be utilized by a bank or credit union tenant), electrical utility work, drainage structure installations, and other related site work, as illustrated and detailed on site plans submitted with your application. These site plans were received by the DEM on July 29, 2014.

Our observations of the subject property, review of the site plans and evaluation of the proposed project reveals that alterations of freshwater wetlands are proposed. However, pursuant to Rule 9.00 of the Rules and Regulations Governing the Administration and Enforcement of the Fresh Water Wetlands Act (Rules), this project may be permitted as an **insignificant alteration** to freshwater wetlands under the following terms and conditions:

Terms and Conditions for Application No. 14-0127:

1. This letter is the DEM's permit for this project under the R.I. Fresh Water Wetlands Act, Rhode Island General Laws (RIGL) Section 2-1-18 et seq.
2. This permit is specifically limited to the project, site alterations and limits of disturbance as detailed on the site plans submitted with your application and received by the DEM on July 29, 2014. A copy of the site plans stamped approved by the DEM is enclosed. Changes or revisions to the project which would alter freshwater wetlands are not authorized without a permit from the DEM.



3. Where the terms and conditions of the permit conflict with the approved site plans, these terms and conditions shall be deemed to supersede the site plans.
4. You must notify this Program in writing immediately prior to the commencement of site alterations and upon completion of the project.
5. A copy of the stamped approved site plans and a copy of this permit must be kept at the site at all times during site preparation, construction, and final stabilization. Copies of this permit and the stamped approved plans must be made available for review by any DEM representative upon request.
6. Within ten (10) days of the receipt of this permit, you must record this permit in the land evidence records of the Town of Burrillville and supply this Program with written documentation obtained from the Town showing this permit was recorded.
7. The effective date of this permit is the date this letter was issued. This permit expires on July 1, 2019.
8. Any material utilized in this project must be clean and free of matter which could pollute any freshwater wetland.
9. Prior to commencement of site alterations, you shall erect or post a sign resistant to the weather and at least twelve (12) inches wide and eighteen (18) inches long, which boldly identifies the initials "DEM" and the application number of this permit. This sign must be maintained at the site in a conspicuous location until such time that the project is complete.
10. Temporary erosion and sediment controls detailed or described on the approved site plans shall be properly installed at the site prior to or commensurate with site alterations. Such controls shall be properly maintained, replaced, supplemented, or modified as necessary throughout the life of this project to minimize soil erosion and to prevent sediment from being deposited in any wetlands not subject to disturbance under this permit.
11. You are responsible for the proper operation, maintenance and stability of any mitigative features, facilities, and systems of treatment and control which are installed or used in compliance with this permit to prevent harm to adjacent wetlands.
12. You are obligated to install, utilize and follow all best management practices detailed or described on the approved site plans in the construction of the project to minimize or prevent adverse impacts to any adjacent freshwater wetlands and the functions and values provided by such wetlands.
13. Removal of debris and sediment from the Pascoag River channels must be performed during the low flow period (i.e., the period from July 1 to October 31 of any calendar year). Sediment from each separate Pascoag River channel shall be removed from one channel at a time, while allowing water to flow through the other channel.
14. All plantings of shrubs, trees or other forms of vegetation as shown or detailed on the approved plans, or detailed in this permit, must be installed as soon as possible after completion of final grading; weather and season permitting.

15. You must provide written certification from a registered land surveyor or registered professional engineer that the stormwater drainage system including any and all basins, piping systems, catch basins, culverts, swales and any other stormwater management control features have been constructed/installed in accordance with the site plans approved by this permit. This written certification must be submitted to this Program within twenty (20) days of its request or upon completion of the project.
16. This Program has made specific revisions to the approved site plans. These revisions are clearly marked in red on the approved plans. This project must take place in compliance with these revisions. Specifically: a) The proposed pea stone diaphragm pretreatment infiltration practice has been deleted from plan sheets 8, 10, & 13 of 20. Runoff from the proposed sidewalk shall be directed as sheet flow across the area to be capped; b) Clearing and grubbing of existing woody vegetation (i.e., trees, saplings, and shrubs) occurring within 10 feet of the pond edge associated with wetland flags A2, A3, and A4 (sheet 6 of 20) are not authorized. Clearing and grading are not authorized in the vicinity of the existing trees, saplings, and shrubs occurring within 25 feet of the pond edge associated with wetland flag A1; c) Grading and soil disturbance are not authorized in the vicinity of the existing trees, saplings, and shrubs occurring within 10 feet of the pond edge associated with wetland flags A2, A3, and A4 (sheet 10 of 20). Grading and soil disturbance are not authorized in the vicinity of the existing trees, saplings, and shrubs occurring within 25 feet of the pond edge associated with wetland flag A1; and d) proposed highbush blueberry shrubs may be planted as indicated on sheet 13 of 20 but can be installed at your discretion between existing trees, saplings, and shrubs that occur in the area noted in (b) and (c) above.

Please note that this Department has not verified the wetland edges that are illustrated on the approved site plans, as part of this application. Therefore, you must strictly adhere to the limit of disturbance depicted on the approved site plans.

Kindly be advised that this permit is not equivalent to a verification of the type or extent of freshwater wetlands on site. Should you wish to have the types and extent of freshwater wetlands verified, you may submit the appropriate application in accordance with Rule 8.03.

You are required to comply with the terms and conditions of this permit and to carry out this project in compliance with the Rules at all times. Failure to do so may result in an enforcement action by this Department.

Pursuant to the provisions in Rule 7.09 and Rule 11.04, as applicable, any properly recorded and valid permit is automatically transferred to the new owner upon sale of the property.

In permitting the proposed alterations, the DEM assumes no responsibility for damages resulting from faulty design or construction.

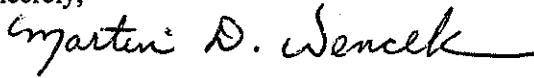
This permit does not remove your obligation to obtain any local, state, or federal approvals or permits required by ordinance or law and does not relieve you from any duties owed to adjacent landowners with specific reference to any changes in drainage.

Application No. 14-0127

Page 4 of 4

Please contact Daniel Kowal of this office (telephone: 401-222-4700, ext. 7416) should you have any questions regarding this letter.

Sincerely,



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

MDW/DMK/dmk

Enclosure: Approved site plans

xc: Bruce Hagerman, Crossman Engineering