



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

September 5, 2014

David Q Simpson
825 Brayton Road
Tiverton, RI 02878

Re: Application No. 14-0138 in reference to the location below:

Approximately 400 feet west of Brayton Road, near Utility Pole 55 and approximately 830 feet southwest of its intersection with Deer Run Road, Assessor's Plat 506, Lot 103, Tiverton, RI

Dear Mr. Simpson:

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 August 8, 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:

- Swamp (flags WF #11 through WF #39)
- Perimeter wetland (that area of land within 50 feet of the edge of any bog, marsh, swamp, or pond)
- Intermittent stream (unnamed)
- Riverbank wetland (the area of land within 100 feet of the edge of any flowing body of water less than 10 feet wide)
- Area subject to storm flowage
- Floodplain

The DEM has completed an inspection and review of the wetland edge delineated by you on-site. It is our determination that the wetland edges delineated on-site are accurate. These wetland edges have been shown on the site plan submitted with your application and are referenced as: WF #11 through WF #39

Please note that our inspection of the subject property has revealed additional wetland edge flags present in the area west of the intersection of the two gravel drives in the general location of the depicted "ASSF". A portion of this ASSF, closest to the swamp noted above, is characterized by a predominance of hydrophytic vegetation and considered contiguous with the swamp, with the associated 50-foot perimeter wetland. Since these wetland flags were not surveyed on to the site plan they were not verified. **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.



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 Kate McPherson of this Office telephone: (401-222-6820, ext. 7732) should you have any questions regarding this letter.

Sincerely,



Charles A. Horbert, Program Supervisor
Office of Water Resources
Freshwater Wetlands Program
CAH/KHM/khm

xc: Donald J. Medeiros, Able Engineering, Inc.
Scott P. Rabideau, Natural Resource Services, Inc.