



**RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

December 8, 2014

North Smithfield CP, LLC

John Hueber, Manager

c/o Crosspoint Associates, Inc.

300 Third Avenue, Suite 2

Waltham, MA 02451

RE: Application No. 14-0183 in reference to the property located:

Approximately 500 feet south of Victory Highway (Route 102) at 900 Victory Highway and approximately 700 feet southwest of its intersection with North Main Street (Route 5) near Utility Pole No. 4-84, Assessor's Plat 1, Lot 310, North Smithfield, RI

Dear Mr. Hueber:

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 October 10, 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
- perimeter wetland (that area of land within 50 feet of the edge of any bog, marsh, swamp, or pond)
- 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)
- area(s) subject to storm flowage
- flood plain

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 accurate with one minor correction. These wetland edges have been shown on the site plan submitted with your application and are referenced as: A-2 through A-47. Corrections and/or modifications to the delineated edge are required, however, which include the following: Flag A38a was not located and appears inaccurate. Please connect Flags A38 to Flag A39 on future site plan and revise the perimeter wetland accordingly.

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

Sincerely,

Nancy L. Freeman

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

xc: Jason Clough, P.E., DiPrete Engineering
Christian Sutter, DiPrete Engineering