



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

May 15, 2015

Tri Town Construction Co., Inc.
C/o Edward R. Lawson, President
10 White Horn Road
Kingston, R.I. 02881

RE: Application No. 15-0007 in reference to the location below:

Approximately 560 southeast of Misty Oaks Court; approximately 520 feet southwest of the terminus of Nottingham Drive; and approximately 660 feet southwest of the intersection of Cross Bow Lane and Nottingham Drive; Assessor's Plat 12, Lot 31, West Warwick, RI.

Dear Mr. Lawson:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Request to Verify Delineated Edge of 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 January 21, 2015.

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:

- 1 Swamp
- 1 Perimeter Wetland (that area of land within 50 feet of the edge of any bog, marsh, swamp, or pond)
- 5 Forested Wetlands
- 2 Special Aquatic Sites
- 1 River (Hawkinson Brook)
- 1 Intermittent Stream
- Riverbanks (the area of land within 100 feet of the edge of any flowing body of water less than 10 feet wide associated with the intermittent stream)
- Riverbanks (the area of land within 100/200 feet of the edge of any flowing body of water <10/10 feet or greater in width associated with Hawkinson Brook) - see Paragraph 1 on page 3 below
- Flood Plain (associated with the river and intermittent stream)
- 1 Area Subject To Storm Flowage (ASSF)

The DEM has completed an inspection and review of the wetland edges delineated by you on site and requested for verification (i.e., flags A1 through A6, B1 through B6, C1 through C21, D20 through D56, E1 through E9, F1 through F71, and G1 through G16). Note: flag F13 has been incorrectly located on the site plan and flag G16 is not depicted on the site plan. It is our determination that these wetland edges delineated on the subject site are accurate with the following corrections/modifications/comments:

- 1) relocate flag C4 10 feet to the southeast;
- 2) relocate flag C5 18 feet to the southeast, then 6 feet to the south;
- 3) connect relocated flag C5 to flag C1;
- 4) relocate flag C17 10 feet to the west;
- 5) relocate flag C18 15 feet to the west;
- 6) relocate flag C20 16 feet to the west;
- 7) relocate flag C21 10 feet to the west;

- 8) connect relocated flag C21 to flag C6;
- 9) relocate flag D29 15 feet to the north;
- 10) relocate flag D32 10 feet to the north;
- 11) relocate flag D33 20 feet to the north;
- 12) eliminate flags D38, D39, D46, D51, and D52;
- 13) connect flag D37 to flag D40;
- 14) connect flag D45 to flag D47;
- 15) connect flag D50 to flag D53;
- 16) relocate flag D55 10 feet to the north;
- 17) relocate flag E3 20 feet to the northeast;
- 18) add an intermediary flag between flags E5 and E6 by expanding the wetland edge 10 feet to the southeast;
- 19) relocate flag F4 10 feet to the southwest;
- 20) relocate flag F5 20 feet to the southeast;
- 21) eliminate flags F6 and F7;
- 22) relocate flag F8 15 feet to the southwest;
- 23) connect relocated flag F5 to relocated flag F8;
- 24) relocate flag F9 15 feet to the southwest;
- 25) relocate flag F16 15 feet to the south;
- 26) relocate flag F18 20 feet to the south;
- 27) relocate flag F19 30 feet to the south;
- 28) relocate flag F24 15 feet to the south;
- 29) relocate flag F25 18 feet to the east;
- 31) eliminate flag F34;
- 32) eliminate flags F42 through F45;
- 33) connect flag F41 to flag F46;
- 34) eliminate flags F69 and F70;
- 35) connect flag F68 to flag F71;
- 36) relocate flag G3 10 feet to the northwest;
- 37) relocate flag G6 15 feet to the northwest; and
- 38) relocate flag G12 10 feet to the southeast.

Wetland edge flags A1 through A6 demarcate the edge of a forested wetland.

Wetland edge flags B1 through B6 demarcate the edge of a special aquatic site.

Wetland edge flags C1 through C5, as modified above demarcate the edge of a special aquatic site.

Wetland edge flags C6 through C21, as modified above demarcate the edge of a forested wetland.

Wetland edge flags D20 through D56, as modified above demarcate the edge of a swamp.

Wetland edge flags E1 through E9, as modified above demarcate the edge of a forested wetland.

Wetland edge flags F1 through F71, as modified above demarcate the edge of a forested wetland.

Wetland edge flags G1 through G16, as modified above demarcate the edge of a forested wetland.

The forested wetland edge at flags F33 and F35 expands eastward along the constructed channel for about 155 feet with an overall vegetated width averaging approximately 10 feet.

Please note that Hawkinson Brook was previously determined in wetland application file no. 87-1048D to be a river >10 feet wide with a 200 foot riverbank wetland. However, measurements in accordance with Appendix 2(D)2 of the Rules and Regulations Governing the Administration and Enforcement of the Fresh Water Wetlands Act will be needed to confirm the riverbank wetland width.

An intermittent stream is present east of the forested wetland delineated by the F flag series. This intermittent stream begins at a point located about 55 feet west of an existing culvert (depicted approximately 15 feet east of flag CL4) and follows a constructed channel to the culvert.

The depicted channel delineated by flags ASSF 1A, ASSF 1B, and ASSF 1C is considered an area subject to storm flowage.

Please be advised that none of the depicted watercourses (i.e., the ASSF, the intermittent stream, and the river) or their centerlines have been verified, as part of this review.

Please also note that there is a vegetated wetland with trees and shrubs present east of the Special Aquatic Site delineated by the B flag series. The edge of this vegetated wetland has not been delineated.

You should not infer that any verification of wetland edges carried out by this Program to date represents a determination that this is the extent of all wetlands on your property. This Program has verified only those edges marked by you on site and depicted on site plans submitted with your application and as qualified in this letter.

This Program did not undertake an inspection of other areas of this property to determine the presence of any additional freshwater wetlands.

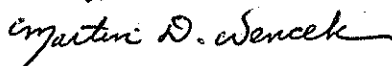
This Program assumes that the edges of the freshwater wetlands, as flagged or marked on site, have been accurately surveyed and portrayed on site plans submitted in support of your application. This Program makes no guarantee or representation that such survey is accurate. Please be aware that at least flag F13 has been incorrectly surveyed onto the site plan and that flag G16 is not depicted on the site plan.

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

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 Daniel M. Kowal (401-222-4700, ext. 7416) of this Office should you have any questions regarding this letter.

Sincerely,



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

MDW/DMK/dmk
xc: Eric Prive, P.E., DiPrete Engineering