



**RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

**OFFICE OF WATER RESOURCE**

235 Promenade Street  
Providence, Rhode Island 02908

October 4, 2019

Claudio Marasco  
30 Osprey Drive  
East Greenwich, RI 02818

**Re:** Notice of Completion of Work – Application No. 15-0213 for property located:

Approximately 150 feet east of Osprey Drive, approximately 275 feet south of its intersection with High Hawk Road, Assessor's Plat 15, Lot 388, East Greenwich, RI

Dear Mr. Marasco:

In response to your email indicating the completion of the four (4) bedroom dwelling, driveway, septic system, rain gardens, utilities, and landscaping, the Freshwater Wetlands Program has inspected the property subject to the Application mentioned above. This inspection took place on September 5, 2019. This inspection revealed that the work carried out on said property has been completed in substantial compliance with the plans approved by this Department and the conditions of approval issued in our permit letter of November 16, 2016 (copy enclosed).

This letter represents a “notice of completion of work” as described in Section 2-1-22 (f) of the Fresh Water Wetlands Act. In accordance with said Section, this letter is to be recorded in the land evidence records of the town where the property subject to this permit is located.

Thank you for your cooperation in this matter. Please contact Andrew Charpentier of the Freshwater Wetlands Program (telephone: 222-4700 ext. 7414) should you have any questions.

Sincerely,

Martin D. Wencek, Permitting Supervisor  
Office of Water Resources/Permitting Section  
Freshwater Wetlands Program  
MDW/AC/ac

Enclosure: Wetland Permit dated November 16, 2016

cc: Ernest Marinaro, East Greenwich Building Official



**RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**  
**OFFICE OF WATER RESOURCES**  
235 Promenade Street  
Providence, Rhode Island 02908

May 4, 2018

Claudio Marasco  
47 Bridge Street, Unit 7  
East Greenwich, RI 02818

**Revised Permit**

**Re:** Application No. 15-0213 in reference to the location below:

Approximately 150 feet east of Osprey Drive, approximately 275 feet south of its intersection with High Hawk Road, Assessor's Plat 15, Lot 388, East Greenwich, RI

Dear Mr. Marasco:

The Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Application for Permit Modification** and has evaluated your proposed modifications to the permitted four (4) bedroom dwelling, by revising the driveway surface from permeable pavers to porous pavement as illustrated and detailed on revised site plans submitted with your application. The revised site plan was received on April 16, 2018.

Based upon the Program's evaluation of the revised project and pursuant to Rule 11.03 of the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act (Rules), it is the Program's determination that a revised permit for the modified project may be issued under the following terms and conditions:

1. This letter is the DEM's revised 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 revised permit is specifically limited to the project, site alterations and limits of disturbance as detailed on the site plan submitted with your application and received by the DEM on April 16, 2018. A copy of the site plan 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 revised permit conflict with the approved site plan, these terms and conditions shall be deemed to supersede the site plan.
4. A copy of the stamped approved site plan and a copy of this revised permit must be kept at the site at all times during site preparation, construction, and final stabilization. Copies of this revised permit and the stamped approved plan must be made available for review by any DEM or Town representative upon request.
5. **Within ten (10) days of receipt of this permit, you must record this revised permit in the land evidence records of the Town of East Greenwich and supply this Program with written documentation obtained from the Town showing this revised permit was recorded.**
6. This revised permit expires on November 16, 2018 unless renewed pursuant to Rule 11.02.

7. All driveway and slab elevations, and all associated grading, must match the revised plans approved by this Program on March 6, 2017.

Except as authorized in this revised permit pursuant to revised and approved site plans (enclosed), all terms and conditions previously specified in the Program's permit dated November 16, 2016 and revised permit dated March 6, 2017(copies enclosed) remain in effect.

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.

You are required to comply with the terms and conditions of this revised 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 the Program.

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

This revised 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.

Please contact Andrew Charpentier of this Program (telephone: 401-277-6820 Ext. 7414) should you have any questions regarding this letter.

Sincerely,



Charles A. Horbert, Program Supervisor  
Office of Water Resources  
Freshwater Wetlands Program  
CAH/AC/ac

Enclosures: Approved revised site plan  
Letters dated November 16, 2016 & March 6, 2017



March 6, 2017

Claudio Marasco  
30 Osprey Drive  
East Greenwich, RI 02818

**REVISED PERMIT**

Re: Application No. 15-0213 in reference to the location below:

Approximately 150 feet east of Osprey Drive, approximately 275 feet south of its intersection with High Hawk Road, Assessor's Plat 15, Lot 388, East Greenwich, RI

Dear Mr. Marasco:

The Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Application for Permit Modification** and has evaluated your proposed modifications to the permitted four (4) bedroom dwelling, with associated driveway, septic system, rain gardens, utilities and landscaping as illustrated and detailed on revised site plans submitted with your application. The revised site plan was received on February 22, 2017.

Based upon the Program's evaluation of the revised project and pursuant to Rule 11.03 of the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act (Rules), it is the Program's determination that a revised permit for the modified project may be issued under the following terms and conditions:

1. This letter is the DEM's revised 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 revised permit is specifically limited to the project, site alterations and limits of disturbance as detailed on the site plan submitted with your application and received by the DEM on February 22, 2016. A copy of the site plan stamped approved by the DEM is enclosed. Further 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 revised permit conflict with the approved site plan, these terms and conditions shall be deemed to supersede the site plan.
4. A copy of the stamped approved site plan and a copy of this revised permit must be kept at the site at all times during site preparation, construction, and final stabilization. Copies of this revised permit and the stamped approved plan must be made available for review by any DEM representative upon request.

5. **Within ten (10) days of receipt of this permit, you must record this revised permit in the land evidence records of the Town of East Greenwich and supply this Program with written documentation obtained from the Town showing this revised permit was recorded.**
6. This revised permit expires on November 16, 2017, which is one (1) year from the date of the issuance of the original permit.

Except as authorized in this revised permit pursuant to revised and approved site plans (enclosed), all terms and conditions previously specified in the Program's permit dated November 16, 2016 (copy enclosed) remain in effect.

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.

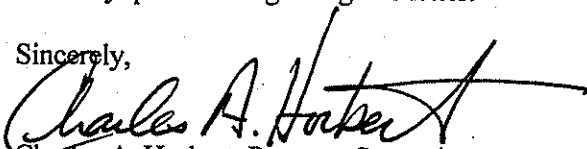
You are required to comply with the terms and conditions of this revised permit and to carry out this project in compliance with the Rules at all times. Failure to do so may result in an enforcement action by the Program.

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

This revised 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.

Please contact Andrew Charpentier of this Program (telephone: 401-277-6820 Ext. 7414) should you have any questions regarding this letter.

Sincerely,



Charles A. Horbert, Program Supervisor  
Office of Water Resources  
Freshwater Wetlands Program  
CAH/AC/ac

Enclosures: Approved revised site plan  
Original Permit letter

cc: Scott P. Rabideau, Natural Resource Services, Inc.  
Ron T. Blanchard, P.E., Site Engineering, Inc.  
Wayne R. Pimental, East Greenwich Building Official



RHODE ISLAND  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT  
235 Promenade Street, Providence, RI 02908-5767 TDD 401-222-4462

**CERTIFIED MAIL**

November 16, 2016

Claudio Marasco  
30 Osprey Drive  
East Greenwich, RI 02818

**PERMIT TO ALTER FRESHWATER WETLANDS**

**Re:** Application No. 15-0213 in reference to the location below:

Approximately 150 feet east of Osprey Drive, approximately 275 feet south of its intersection with High Hawk Road, Assessor's Plat 15, Lot 388, East Greenwich, RI

Dear Mr. Marasco:

The Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Application to Alter a Freshwater Wetland** regarding the proposed four (4) bedroom dwelling with associated driveway, septic system, rain gardens, utilities and landscaping as described and detailed in the material and information submitted in support of your application and on site plans received by the DEM on July 28, 2016. These site plans describing the project were made available for public comment as part of the forty-five (45) day public notice period required in accordance with the Freshwater Wetlands Act (R.I. General Laws (R.I.G.L.) Section 2-1-18 et seq.) and the procedures set forth in Rule 9.05 of the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act (Rules).

This Program received three (3) letters relating to your application which were submitted during the public notice period. These letters expressed concern regarding your project's impacts to freshwater wetland values. This Program reviewed these letters together with any supporting documents and evaluated the potential impacts from the project upon the values mentioned in the letters. The Program has determined that the comments contained within these letters do not constitute an objection of a substantive nature as defined in Rule 10.04 (C)(3). Therefore, a public hearing pursuant to R.I.G.L. Section 2-1-22 is not required.

Pursuant to the Program's review and evaluation of your application including all supporting information and material, as well as the record to date, the Program has determined that this project does not represent a random, unnecessary or undesirable alteration of freshwater wetlands. Therefore, this Program hereby issues this permit to alter freshwater wetlands **subject to all controlling Rules and the Terms and Conditions set forth herein.**

**Permit Terms and Conditions for Application No. 15-02213:**

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 28, 2016. 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 again 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 or Town 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 East Greenwich 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 one (1) year from the effective date unless renewed pursuant to Rule 11.02.
8. Any material utilized in this project must be clean and free of matter that 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 or the DEM issues a Notice of Completion of Work for the project.
10. Also prior to commencement of any site alterations, permanent buffer zone markers must be installed along the limit of disturbance at the locations indicated in red ink on the approved site plans, in order to provide permanent reference points on site that are clear to present and future property owners. Acceptable permanent type markers include 4" x 4" pressure treated timber posts, galvanized fence posts with cap, or granite or concrete bounds. Markers must extend a minimum 24" above grade. A permanent-type tag or sign labeled "RIDEM Buffer Zone" must be placed on each marker. A permanent-type fence at least 24" tall placed along the limits of disturbance and similarly labeled may be substituted where desired. **No alterations of any kind are permitted beyond these markers without first obtaining the necessary permit from this Program.**
11. Immediately upon installation of the buffer zone markers, this Program must be contacted to arrange an on-site inspection. Once proper installation has been confirmed by this Program, work may be initiated on the project as herein approved.
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. 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.
14. Upon permanent stabilization of all disturbed soils, temporary erosion and/or sediment controls must be removed.
15. This permit requires construction and installation of both a pervious paver driveway and two raingardens as depicted on the approved site plans for proper treatment of stormwater. No changes or modifications to these features by you or future landowners are allowed without a permit from this Program.
16. This Program has made a specific revision to the approved site plans. This revision is clearly marked in red on the approved plans. This project must take place in compliance with this revisions. Specifically, evergreen trees at least 3' to 4' tall after planting (either northern white cedar or white pine) are to be planted 10-feet apart on-center along the proposed limit of disturbance wherever encroachment into perimeter wetland is proposed.
17. 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. This Program must be contacted upon completion of these plantings for a compliance inspection.
18. Buffer zone plantings of trees and/or shrubs proposed between the project and any adjacent freshwater wetland areas, except for necessary replacement, must be allowed to develop naturally without being subjected to mowing or manicuring. Any plants not surviving for at least one year after planting must be replaced in kind.

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.

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 against you by the DEM.

In permitting the proposed alterations, the Program 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.

If you are aggrieved by this decision, you may, within thirty (30) days of the receipt of this letter, request an adjudicatory hearing in writing. This request must be sent directly to the DEM Administrative Adjudication Division ("AAD"), One Capitol Hill, Second Floor, Providence, RI 02903. Copies of the request should also be forwarded to both this Program and to the Office of Legal Services at 235 Promenade Street, Providence, RI 02908. Your written request for an adjudicatory hearing must be timely filed and should conform to the requirements of Rule 7.00(b) of the "Administrative Rules of Practice and Procedure for the Department of Environmental Management Administrative Adjudication Division for Environmental Matters", (AAD Rules).

AAD Rule 7.00(b) provides:

"The request for hearing shall state clearly and concisely the specific issues which are in dispute and the facts in support thereof, the relief sought if any, the license or permit sought or involved and any additional information required by applicable statues and regulations."

The written request must be accompanied by an adjudicatory hearing fee of two thousand dollars (\$2,000.00); in the form of a certified bank check or money order made payable to the Rhode Island General Treasurer; however, in the event that the cost of the hearing exceeds the fee paid, the Program through the AAD will require an additional fee which the applicant must submit prior to the DEM's issuance of any final decision regarding this application. The adjudicatory hearing will be held before a Hearing Officer from the AAD. Such hearing will be held in compliance with the AAD Rules, Chapter 42-35-1 et seq. of the R.I.G.L., and other governing laws, rules, and regulations adopted by the DEM. Please note that you have the right to be represented by legal counsel in any proceeding which may be held in this matter.

If you have any questions regarding this matter, you may contact me or Andy Charpentier of my staff at this office (telephone: 401-222-6820, ext. 7414).

Sincerely,



Charles A. Horbert, Program Supervisor  
Office of Water Resources  
Freshwater Wetlands Program  
CAH/AC/ac

Enclosure:      Approved Site Plans

ec:    Bonnie Stewart, Administrative Adjudication Division  
      Alicia Good, Assistant Director, Chief, Office of Water Resources  
      Mary Kay, Executive Counsel, DEM Office of Legal Services  
      Stephen Tyrrell, Office of Compliance and Inspection  
      Wayne R. Pimental, East Greenwich Building Official  
      Ron Blanchard, Site Engineering, Inc.  
      Scott P. Rabideau, Natural Resource Services, Inc.

xc:    Michael & Marguerite Pallini  
      Robert L. Duff  
      Mary Leveillee