



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

January 29, 2016

AKG, Inc.
Gary Guarriello, President
P.O. Box 7
Peace Dale, RI 02883

Re: Application No. 15-0281 in reference to the location below:

Approximately 160 feet west of Oakwoods Drive, at Utility Pole No. 9-2, and approximately 1,320 feet north of its intersection with Kingstown Road (Route 108), Assessor's Plat 49-1, Lot 164, South Kingstown, RI

Dear Mr. Guarriello:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program, ("Program") has completed its review of your proposed four (4) bedroom house with associated deck/patio, paved driveway, sewer and water lines and landscaping as illustrated and detailed on site plans submitted with your application. Also proposed is replanting of freshwater wetland to restore areas that had been cleared on site without a permit. The site plans referenced by this letter and on file with this Program were received on December 22, 2015.

Our inspection reveals that freshwater wetlands regulated by the DEM are present on the subject property. Review of your proposed project, however, reveals that, provided all areas of unauthorized clearing are restored as depicted on the enclosed reviewed site plans, this project does not represent an alteration to these freshwater wetlands. It is our determination therefore that a permit for this project pursuant to the Freshwater Wetland Act (Rhode Island General Law Section 2-1-18 et seq.) or the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act is not required. **This Determination is specific to the proposed site alterations illustrated and detailed on site plan on file with this Program** and is further predicated on the following:

1. Adequate measures are employed during and after site alterations to control soil erosion and to prevent any sediment from such erosion being deposited in any freshwater wetlands. You should consult the Rhode Island Soil Erosion and Sediment Control Handbook for appropriate methods to control erosion and prevent sediment from leaving your project site.
2. This determination does not authorize you to modify your project in such a way as to result in the following:
 - a. An increase in the rate and/or volume of surface water runoff flowing into, or draining or diverting from these wetlands; or

- b. A diversion of groundwater into or away from these wetlands; or
 - c. A modification to the quality of water reaching these wetlands, which could change their natural character.
3. All restoration plantings of shrubs, trees or other forms of vegetation as shown or detailed on the reviewed plans must be installed **no later than May 30, 2016**. All plantings must be at least two (2) feet in height after planting. Any plantings which fail to survive one full growing season shall be replaced. Replacement plantings shall be similarly guaranteed for one full growing season. You must notify this Program in writing upon completion of the required plantings.
 4. 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.
 5. Also prior to commencement of any site alterations, permanent buffer zone markers must be installed along the limit of disturbance at the locations indicated on the reviewed 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.**
 6. This Program has made a specific revision to the reviewed site plan. This revision is clearly marked in red on the approved plans. This project must take place in compliance with this revision. Specifically, following installation of the required plantings the disturbed soils are to be stabilized with a conservation seed mix, not mulch.

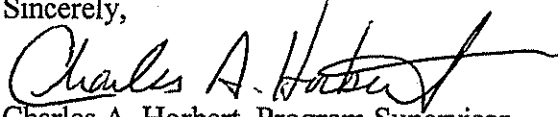
Please note that this Determination is specific to this proposed project as illustrated on the reviewed site plans, is valid until July 1, 2020, and does not remove your obligation to obtain any local, state or federal approvals or permits required by ordinance or law.

Kindly be advised that this determination is not equivalent to a determination of the type or extent of freshwater wetlands on the subject property. Should you wish to obtain such verification, you may submit an application in accordance with the Rules.

Modification to your project, which would result in an alteration or allowing your project to result in an alteration to freshwater wetlands, requires a permit from this Program. Unauthorized alterations to freshwater wetlands are subject to enforcement action.

Enclosed please find one (1) copy of your site plans stamped by this Program. Please contact Andrew Charpentier of this Office (telephone: 401-222-6820, ext.7414) should you have any questions.

Sincerely,



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

Enclosure: Reviewed Site Plan
Perimeter Wetland Fact Sheet

cc: Stephen Tyrrell, DEM Office of Compliance and Inspection
Jeffrey T. O'Hara, South Kingstown Building Official

xc: Melissa & Sean McDonald
Jeffrey J. Campopiano, P.E.