



**RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL  
MANAGEMENT**

**OFFICE OF WATER RESOURCES**

235 Promenade Street  
Providence, Rhode Island 02908

September 22, 2017

LJ Enterprises, LLC  
c/o James N. Baccala, Jr., Member  
100 Armento Street  
Johnston, RI 02919

Re: Wetland Application No. 17-0197 & UIC File No. 001803 in reference to the location below:

Approximately 80 feet west of Trieste Street, approximately 200 feet northwest of the intersection of Trieste Street and Armento Street, Utility Pole No. 6, Assessors Plat 35, Lot 127, Johnston, RI.

Dear Mr. Baccala:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program, ("Program") has completed its review of your proposed five-unit commercial condominium development with onsite wastewater treatment system (OWTS), underground infiltration system, pervious pavement, water line, site grading, retaining walls, and landscaping as illustrated and detailed on site plans submitted with your application. The site plans referenced by this letter and on file with this Program were received on August 24, 2017.

Our inspection reveals that freshwater wetlands regulated by the DEM are present on or in close proximity to the subject property. Review of your proposed project, however, reveals that 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 plans 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. 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 - inch x 4 - inch pressure treated timber posts, galvanized fence posts with cap, or granite or concrete bounds. Markers must extend a minimum 24 inches above grade. A permanent-type tag or sign labeled "RIDEM Buffer Zone" must be placed on each marker. No alterations of any kind are permitted beyond these markers without first obtaining the necessary permit from this Program.
  4. 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.

Please note that this Determination is specific to this proposed project as illustrated on the reviewed site plans, is valid for a **limited period of four (4) years from the date of issue**, 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.

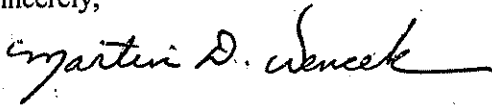
You are advised that this application review has also included review of any subsurface disposal of stormwater subject to the RI DEM Underground Injection Control (UIC) Program. This freshwater wetlands determination therefore also serves as the UIC Program Permit for this project, which has been assigned the **UIC file no. 001803** for any subsurface disposal of stormwater on the site. The following conditions are specific to this UIC Program Permit:

- 1) Any alterations or modifications to the stormwater system from that approved herein, including permanent closure, must be reviewed and approved by RIDEM prior to being effected.
- 2) The property owner/applicant shall periodically inspect, clean, and maintain the stormwater collection and disposal system to ensure proper performance of all components as described in the document entitled "Storm Water Management System: Operations and Maintenance Plan, Proposed Commercial Development, Trieste Street Off Armento Street", dated July, 2017.

**Any modification to your project that would result in an alteration to freshwater wetlands, 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 REVIEWED by this Program. Please contact Claire Swift of this Office (telephone: 401-222-6820, ext. 7418) should you have any questions.

Sincerely,



Martin D. Wencek, Program Supervisor  
Freshwater Wetlands Program  
Office of Water Resources  
MDW/CVS/cvs

Enclosure: Reviewed Site Plan

xc: Karen Sorenson, RIDEM UIC Program  
Scott F. Moorehead, PE, SFM Engineering Associates  
Angelo M. Raimondi, PLS, Scituate Surveys, Inc.