



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

OFFICE OF WATER RESOURCES
235 Promenade Street, Providence, Rhode Island 02908

May 10, 2018

Clark Homes, LLC
c/o John Michael O'Hearne
185 Hanton Road
North Smithfield, RI, 02896

RE: Application No. 18-0058 in reference to the location below:

Approximately 500 feet northeast of Clark Road, opposite utility pole no. 31-2; approximately 500 feet northeast of the intersection of Tameo Lane and Clark Road; Assessor's Plat 45, Lot 61, Smithfield, RI.

Dear Mr. O'Hearne:

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 March 27, 2018.

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)**
- **Forested Wetland**
- **Three Areas Subject To Storm Flowage**

The DEM has completed an inspection and review of the wetland edges delineated by you on site and requested for verification (i.e., flags A6 thru A29, A37 thru A41, and B1 thru B17). It is our determination that these wetland edges delineated on the subject site are accurate with the following corrections/modifications/comments.

- 1) relocate flag A9 15 feet to the west;
- 2) relocate flag A10 20 feet to the northeast;
- 3) relocate flag A11 30 feet to the east-northeast;
- 4) relocate flag A22 25 feet to the southwest;
- 5) relocate flag A23 18 feet to the southwest;
- 6) relocate flag A25 20 feet to the southwest;
- 7) relocate flag A39 30 feet to the southeast;
- 8) relocate flag A40 30 feet to the south-southeast;

- 9) eliminate flags B1, B3, and B8 thru B11;
- 10) connect flag B2 to flag ASSF3;
- 11) connect flag B2 to flag B4;
- 12) locate a new flag 20 feet northwest of flag B12 and connect this new flag to flags B7 and B12; and
- 13) locate a new flag 40 feet south of flag B17 and connect this new flag to flags ASSF3 and B17.

Wetland edge flags A6 thru A29 and A37 thru A41, as modified above, demarcate the edge of a swamp.

Wetland edge flags B1 thru B17, as modified above, demarcate the edge of a forested wetland.

In addition to the An area subject to storm flowage is present adjacent to and extends into the swamp (in the general vicinity of flags A13 to A18). A second area subject to storm flowage is present within the interior of the swamp (in the general vicinity of flags A18 to A22). A third area subject to storm flowage is present within the interior of the forested wetland (in the general vicinity of flags B12 to ASSF1).

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.

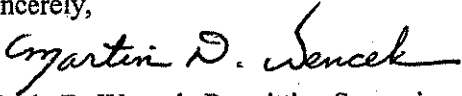
This letter does not constitute an approval or permit for any proposed project on the subject property. Pursuant to Section 2-1-21(a) of the Freshwater Wetlands Act and the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act (Rules) a permit is required from 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. 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. **You are hereby advised** that on July 10, 2015, significant revisions to the RI Freshwater Wetlands Act (R.I.G.L. Section 2-1-18 *et. seq.*) were signed into law. These revisions modify, among other things, the "jurisdictional areas" recognized by the State of Rhode Island. The Department is currently in the process of amending the Rules. If you are contemplating a project on your property, and submit the application prior to the promulgation of the revised Rules, you can expect the wetlands jurisdictional areas to correspond as described in this verification letter.

Any application submitted after promulgation of the Rules will be expected to conform to the then existing and duly promulgated Rules. While these changes will not affect the location of flagged wetland edges as verified in this letter, they may affect how activities located in adjacent jurisdictional upland areas will be regulated. You are advised, in the meantime, to monitor the rulemaking process, which will include opportunities for public input and comment.

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

cc: Michael Darveau, PLS, Darveau Land Surveying, Inc.
Scott P. Rabideau, Natural Resource Services, Inc.