



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

November 5, 2018

Marc D. Rapoza  
190 W. Main Road  
Little Compton, RI

**Insignificant Alteration – Permit**

**RE:** Application No. 18-0245 in reference to the property and proposed project located:

Approximately 150 feet east of W. Main Road (at house no. 190) and approximately 225 feet southeast of its intersection with Patten Drive, near Utility Poles 80 & 81, Assessor's Plat 22, Lot 13, Little Compton.

Dear Mr. Rapoza:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Request for Preliminary Determination** application. This review included a site inspection of the above referenced property ("subject property") and an evaluation of the proposed approximately 70-foot by 17-foot recreational area including repair to the stone walls, removal of the old concrete flooring and replacement with stone dust/gravel and vegetative clearing within the former chicken coop footprint as illustrated and detailed on site plans submitted with your application. These site plans were received by the DEM on September 7, 2018.

Our observations of the subject property, review of the site plans and evaluation of the proposed project reveals that alterations of freshwater wetlands are proposed. However, pursuant to Rule 9.00 of the Rules and Regulations Governing the Administration and Enforcement of the Fresh Water Wetlands Act (Rules), this project may be permitted as an **insignificant alteration** to freshwater wetlands under the following terms and conditions:

**Terms and Conditions for Application No: 18-0245**

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 September 7, 2018. A copy of the site plans stamped approved by the DEM is enclosed. Changes or revisions to the project that 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. 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 representative upon request.

5. Within ten (10) days of the receipt of this permit, you must record this permit in the land evidence records of the Town of Little Compton and supply this Program with written documentation obtained from the Town showing this permit was recorded.
6. The effective date of this permit is the date this letter was issued. This permit expires four years from the date issued unless renewed pursuant to the Rules.
7. Any material utilized in this project must be clean and free of matter that could pollute any freshwater wetland.
8. 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.
9. No artificial lighting within the recreational area is authorized under this permit.
10. This Program has made specific revisions to the approved site plans. These revisions are clearly marked in red on the approved plans. Specifically, the limit of disturbance (LOD) has been redlined to enclose all work approved under this permit. The recreational area is not to exceed the stone walls and footprint of the former chicken coop; no alterations are authorized within the adjacent freshwater wetlands undergoing restoration. This project must take place in compliance with these revisions.

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 by this Department.

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

Kindly be advised that this permit is not equivalent to a verification of the type or extent of freshwater wetlands on site. Should you wish to have the types and extent of freshwater wetlands verified, you may submit the appropriate application in accordance with Rule 8.03.

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.

Please contact me at this office (telephone: 401-222-6820 x 7408) should you have any questions regarding this letter.

Application No. 18-0245

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Sincerely,

*Nancy L. Freeman*

Nancy L. Freeman, Senior Environmental Scientist  
Office of Water Resources  
Freshwater Wetlands Program  
NLF/nlf

Enclosure: Approved site plans

cc: Peter DeFusco, Ecological Scientist  
Kimberley Justham, RIDEM, OC & I  
Bruce Ahern, RIDEM, OC & I  
Daniel P. Joubert, Sr., Building Head/Zoning Official, Little Compton