



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

December 13, 2018

89 Sodom Trail Realty, LLC.  
Attn: Mark Depasquale  
North Kingstown, RI 02852

**Re:** Application No. 18-0305 in reference to the property located:

Approximately 300 feet north of Sodom Trail, Utility Pole 9, approximately 1,000 feet west northwest of its intersection with Hallville Road, Assessor's Plat 36, Lot 5, Block 3, Exeter, RI.

Dear Mr. Depasquale:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Request to Verify Wetland Edges**. This review included an inspection of the above referenced property ("subject property") as described by the site plans submitted with your application and received by the DEM on November 20, 2018.

Based upon the Program's observations and review, it is our determination that freshwater wetlands are present on and in close proximity to the subject property. These freshwater wetlands are regulated by this Department and include at least the following types:

- Swamp (200-, 400-, 500-, and 600-series flags)
- Perimeter Wetland (that area of land within 50 feet of the edge of any bog, marsh, swamp, or pond)
- Forested Wetland (100- and 300-series flags)
- Special Aquatic Site (within 300-series flags as well as within the western-most swamp)

The DEM has completed an inspection and review of the wetland edges delineated by you on-site. These wetland edges have been shown on the site plan submitted with your application and are referenced as flag series 100-110, 200b-230, 300-340, WF401-404, WF502-504, and WF600-603.

It is our determination that the wetland edges delineated on-site are substantially accurate. Corrections or modification to the delineated edge are required, however, which include the following:

- Connect wetland flags 200b and 208 directly (thereby omitting 200a through 207). The flags south of these two points appear to be a drainage way into the wetland but do not constitute wetland.
- Wetland flag 314 can be removed and flags 313 and 315 can be connected to better represent the wetland edge.
- Insert a new flag approximately 15' west of flag 334 to add to the area between flags 334 and 335.
- No stream was observed in this field investigation (as noted on site plans between flag series 400 and 500).

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.

This Program assumes that the edges of 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.

In addition, you should note that freshwater wetlands are present on this property that may be regulated under Section 404 of the Clean Water Act (Federal Water Pollution Control Act, as amended 33 U.S.C. 1344). Accordingly, a permit may be required from the U.S. Army Corps of Engineers for alteration of these wetland areas.

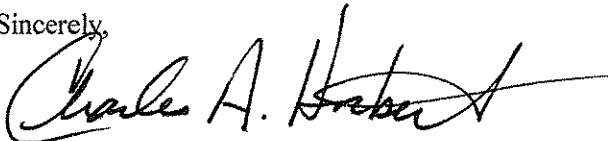
In accordance with Rule 8.03(H) of the Rules, this verification of the delineated edge of freshwater wetlands is valid for a limited period of four (4) years from the date of issue.

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 Rene Legault of this Office ((401)-222-4700, ext. 7732) should you have any questions regarding this letter.

Sincerely,



Charles A. Horbert, Program Supervisor  
Office of Water Resources  
Freshwater Wetlands Program  
CAH/RJL/rjl

ec: Kevin Morin, Green Development, LLC.  
Joseph McCue, Mason & Associates