



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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

April 23, 2019

Linda Minisce
47 Mechanic Street
Wakefield, RI 02879

RE: Application No. 19-0044 in reference to the location below:

Approximately 280 feet southwest of Elbow Rock Road, by utility pole no. 64; approximately 2,232 feet northwest of the intersection of Chestnut Hill and Elbow Rock Roads; Assessor's Plat 8, Lot 12, Gloucester, RI.

Dear Ms. Minisce:

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 February 20, 2019.

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 type:

- **Shrub Wetland**

The DEM has completed an inspection and review of the wetland edge delineated by you on site and requested for verification (i.e., flags E1 thru E5). It is our determination that this wetland edge delineated on the subject property is accurate with the following corrections/modifications/comments:

- 1) relocate flag E3 13 feet to the south;
- 2) relocate flag E4 5 feet to the west; and
- 3) relocate flag E5 5 feet to the north-northwest.

Wetland edge flags E1 to E5, as modified above, demarcate the edge of a shrub wetland.

All other depicted wetland edge flags (i.e., flags A21 thru A32, B56 thru B96, and D30 thru D41) were previously verified with corrections in Wetlands Application File No. 18-0248 on January 3, 2019.

You should not infer that any verification of wetland edges carried out by this Department to date represents a determination that this is the extent of all wetlands on your property. The Department has verified only those edges delineated and shown by you on-site and 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, 250-RICR150-15-1, a permit is required from this Program prior to the commencement of any activity which impacts or alters freshwater wetlands.

In accordance with 250-RICR-150-15-1.8(C)(8), 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. Gen. Laws. § 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: Marc N. Nyberg, P.L.S., Marc N. Nyberg Assoc., Inc.
Scott P. Rabideau, Natural Resource Services, Inc.