



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

August 8, 2019

RI Army National Guard
c/o Russell DeGraw, Designs & Projects Manager
705 New London Avenue
Cranston, RI 02920

Re: Wetlands Application No. 19-0177 in reference to the property and proposed project located:

Approximately 25 feet west of Arnold Road at Camp Fogarty (2841 South County Trail), and approximately 2,800 feet southwest of its intersection with South County Trail, Assessor's Map (AM) 11, Plat 18, Lot 16, AM 16, Plat 18, Lot 15; AM 17, Plat 18, Lot 63, and AM 23, Plat 18, Lots 11, 12 and 61, East Greenwich, RI.

Dear Mr. DeGraw:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program, ("Program") has completed its review of your proposed culvert replacement project 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 July 3, 2019.

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 (R.I. Gen. Laws § 2-1-18 *et seq.*) or the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act, 250-RICR-150-15-1, 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.

Please note that the labeled "drainage channel" on Sheet Nos. 4, 5 and 6 of 8 was determined to not meet the criteria of a regulated freshwater wetlands (i.e. an Area Subject To Storm Flowage (ASSF)).

Please note that this Determination is specific to this proposed project as illustrated on the reviewed site plans, is valid for four (4) years from the date of this letter, 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 250-RICR-150-15-1.

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

Sincerely,

Nancy L. Freeman

Nancy L. Freeman, Acting Principal Environmental Scientist
Freshwater Wetlands Program
Office of Water Resources
NLF/RJL/rjl

Enclosure: Reviewed Site Plan

cc: Steven M. Cabral, Crossman Engineering