



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

April 18, 2024

Harrington Realty, LLC
Terrence A. Harrington Sr.
39 Dees Circle
Warwick, RI 02889

RE: Application No. **20-0045** in reference to the location below:

Approximately 140 feet south of Shirley Drive near utility pole 3, and 250 feet from the intersection of Shirley Drive and Diamond Hill Road, Assessor's Plat 21, Lot 422, Cumberland, RI.

Dear Mr. Harrington:

The Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your Application for Permit Transfer in accordance with Rule 250-RICR-150-15-1.11(D) of the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act ("Rules").

Pursuant to the provisions in Rule 250-RICR-150-15-1.7(A)(9) and Rule 250-RICR-150-15-1.11(D) as applicable, any properly recorded and valid permit is automatically transferred to the new owner upon sale of the property. Since this permit was recorded in land evidence records and is still valid, you assumed responsibility of the permit upon purchase of the property. It is your responsibility to comply with the approved site plans and all conditions of the original permit issued on May 8, 2020, including any time limitations therein (copy enclosed). Our database has been updated to reflect that you are the current owner.

This Program has also completed the Application for Permit Renewal (Completed forms enclosed). Pursuant to Rule 1.9(D) this permit is renewed and valid until May 8, 2026.

Please feel free to call me at (401) 537-4209 if you have any questions about this letter.

Sincerely,

Andy Charpentier, Environmental Scientist III
Freshwater Wetlands Program
Office of Water Resources

Enclosures: Permit Letter dated May 8, 2020
Completed Permit Renewal Forms



RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
 OFFICE OF WATER RESOURCES - Groundwater and Freshwater Wetlands Protection
FRESHWATER WETLANDS PROGRAM
 235 Promenade Street, Providence, RI 02908
 Telephone: 401-222-6820; Rhode Island Relay: 711
www.dem.ri.gov/wetlands

Environmental Management
FOR RIDEM USE ONLY

Complete Application Received Date:

APR - 5 2024

reviewer:

Permit Application Center

FRESHWATER WETLANDS APPLICATION FOR PERMIT RENEWAL

INSTRUCTIONS: Use this form to request a **Permit Renewal** of a Significant Alteration or Freshwater Wetlands Permit [250-RICR-150-15-3(3.14.2)] or a Permit issued as a result of an Application to Alter or a Request for Preliminary Determination [250-RICR-150-15-1(1.11(B))]

Submit completed Application for Permit Renewal forms with fee no later than sixty (60) days before Permit expiration to:

Permit Application Center (PAC), RIDEM, 235 Promenade Street, Providence, RI 02908

(Check or money order must be made payable to the Rhode Island General Treasurer.)

Note: An Application for Renewal of a permit shall be limited to requests to continue or complete the originally permitted alterations. Any modifications to the original proposal, other than permitted modifications, shall require a new application, or an Application for Permit Modification.

PAYMENT INFORMATION

Fee Payment Amount: **\$200.** Check #: 2776 Check Issued By: Harrington Realty LLC

PERMIT INFORMATION and HISTORY

Note: View historical permit information and status, or download a copy of approved FWW decisions and approved plans from DEM's **Wetlands Online Permit Search** at: www.ri.gov/DEM/wetlands/

Select Original Permit Type to be Renewed:

- Freshwater Wetlands Permit [250-RICR-150-15-3(3.11)]
- Significant Alteration [250-RICR-150-15-3(3.12)]
- Permit resulted from Request for Preliminary Determination [250-RICR-150-15-1(1.9)]
- Permit resulted from Application to Alter [250-RICR-150-15-1(1.10)]

Provide all file numbers associated with this site:

Freshwater Wetlands: 20-0045
 Groundwater Discharge/UIC: _____
 RIPDES Construction General Permit: _____

Note: Joint OWTS/Freshwater Wetlands Permits shall not be renewed. New application required.

Provide Original or Subsequent Permit Information:

Original Permit Issue Date: May 8, 2020 Subsequent Renewal Issue Date(s): _____
 Original Permit Expiration Date: May 8, 2024 Subsequent Renewal Expiration Date(s): _____

Have all original and subsequent permits for the project for which the renewal is requested been recorded in the municipal land evidence records, as required by the permits' terms and conditions of approval? (if applicable) YES NO N/A

If yes, has written documentation confirming the recording been received by DEM? YES NO N/A

If no, submit written documentation confirming the original and subsequent permits have been recorded with this form. (if applicable)

Note: Confirm by viewing permit information from the Wetlands Online Permit Search at: www.ri.gov/DEM/wetlands/

PROPERTY, SITE and PROJECT INFORMATION

Note: An Application for Renewal of a permit will not be granted, if, in the opinion of the Department, work has taken place in non-compliance with the original permit or any renewal thereof, is in non-compliance with the Fresh Water Wetlands Act or any of the Rules, or if the applicant revises the project such that there is a change in proposed alterations of freshwater wetlands, buffers, floodplains, areas subject to flooding or areas subject to storm flowage.

Project Name: _____ RIDOT PTSID # (if applicable): _____

Primary City/Town: Cumberland Street Abutting Site: Shirley Drive

Previous enforcement action for this site? YES NO If yes, provide Enforcement File(s) #: _____

Has actual site work commenced on the project for which renewal is requested? YES NO

If no, provide anticipated date for start of construction: _____

Provide anticipated date for project completion: _____

APPLICANT INFORMATION

Note: Only the original permittee or subsequent transferee may request renewal of the permit. If required, please submit an Application for Permit Transfer in addition to this form.

Applicant's Name (Required): Cobble Hill Road LLC and Stephen Long Title: _____

The applicant must be the owner of the property or easement which is the subject of this application or must be the government agency or entity with power of condemnation over such property or easement.

Name of Representative (if Applicant is an Agency or Entity): John Shekarchi

Email: office@sheklawfirm.com Phone: (401)722-3600

Mailing Address: 132 Old River Road, Suite 103

City/Town: Lincoln State: RI Zip Code: 02865

Note: Permit Renewals being submitted for a project with more than one applicant may provide the Supplemental Document: Additional Applicant Information and Certification in addition to this form.

Supplemental Form attached? YES NO

APPLICANT CERTIFICATION

Select **both** Certifications for Permit Renewal to be granted by RIDEM (required):

- I hereby state that I am requesting renewal of the original or subsequently modified permitted project under the Freshwater Wetlands Permit specified above. I fully understand the permit limitations and will comply with any and all conditions of the permit.
- I hereby certify that I have requested and authorized the investigation, compilation, and submission of all the information, in whatever form, contained in this Application; that I have personally examined and am familiar with the information submitted herein; and that such information is true, accurate and complete to the best of my knowledge. I hereby authorize RIDEM personnel access to the property for purposes of observing conditions pertinent to this application and assessing compliance with any permit or determination resulting from this application, including any sampling, monitoring or surveying that may be deemed appropriate, consistent with RIDEM's Administrative Inspection Guidelines (250-RICR-20-00-3)

Note any special conditions for access:

Applicant's Signature: *John E Shekarki* (John E SHEKARKI) Date of Signature: 3.27.24
Stephane V. Lopez Date of Signature: 3.27.24

RENEWAL PERMIT DECISION [FOR RIDEM USE ONLY]

In accordance with the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act (250-RICR-150-15-3, 14.2, "Rules"), DEM issues the following determination concerning your proposed project based on reliance on the above information and accompanying attachments to your application. Any change in your project, or the existence of property characteristics that differ from descriptions that were provided to the DEM, may invalidate this determination.

Freshwater Wetlands Permit #: 20-0095

- DEM Compliance Inspection Conducted on: _____
 - Project is generally in conformance with those conditions set forth in the original permit as well as the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act [250-RICR-150-15-3]
 - Unauthorized wetland alterations have occurred, cease all Wetland disturbance on site.

- Permit Renewal Granted [PERMRENEW]
 - See original Permit for all applicable terms and conditions of approval, available for download at: www.ri.gov/DEM/wetlands/
 - Additional Terms and Conditional of Approval:
 - This renewal is valid until the Renewal Expiration Date provided below.
 - It is the Applicant's responsibility to maintain compliance with the conditions of the permit and to carry out this project in compliance with the Rules at all times.
 - This renewal does not relieve the Applicant of any obligations to obtain any local, state or federal approvals or permits as required by ordinance or law.

- Permit Renewal Not Granted [NOTRENEWED]
 - Original Permit Type not eligible for Renewal.
 - Original Permit has expired.
 - DEM Compliance Inspection found activities onsite are not in compliance with the original or subsequently modified permit.
 - For details, findings and instructions for further required actions, see enclosed letter dated: _____

Please contact the Freshwater Wetlands Program by email at DEM.FWW@dem.ri.gov or call (401) 222-6820, option #3, if you have questions regarding this decision.

Signature of DEM Official: *[Signature]*

Decision Date: 04/18/24 Renewal Expiration Date: May 8, 2026
(if applicable)



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

May 8, 2020

Cobble Hill Road, LLC and Stephen Long
c/o John Shekarchi
132 Old River Road, Suite 103
Lincoln, RI 02865

Insignificant Alteration – Permit

Re: Application No. 20-0045 for the property and project located:

Approximately 140 feet south of Shirley Drive near utility pole 3, and 250 feet from the intersection of Shirley Drive and Diamond Hill Road, Assessor's Plat 21, Lot 422, Cumberland, RI.

Dear Messrs. Shekarchi and Long:

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 single-family dwelling, pervious driveway with small paved parking area, manhole and culvert extension, utility connections (town water, sewer and gas), drainage swales, retaining wall with clearing, grading, landscaping and associated site alterations as illustrated and detailed on site plans submitted with your application. These site plans were received by the DEM on April 22, 2020.

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 250-RICR-150-15-1.9 of the Rules and Regulations Governing the Administration and Enforcement of the Fresh Water Wetlands Act, 250-RICR-150-15-1, this project may be permitted as an **insignificant alteration** to freshwater wetlands under the following terms and conditions:

Terms and Conditions for Wetlands Application No. 20-0045:

1. This letter is the DEM's permit for this project under the R.I. Fresh Water Wetlands Act, R.I. Gen. Laws § 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 April 22, 2020. 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. You must notify this Program in writing of the anticipated start date, and of your contractor's contact information, by submitting the Notice of Start of Construction Form prior to commencement of any permitted site alterations or construction activity. You must also notify this Program in writing upon completion of the project. The Start of Construction Form can be found on the webpage: dem.ri.gov/stormwaterconstruction
5. 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 or city/town representative upon request.
6. Within ten (10) days of the receipt of this permit, you must record this permit in the land evidence records of the Town of Cumberland and supply this Program with written documentation obtained from the Town showing this permit was recorded.
7. The effective date of this permit is the date this letter was issued. This permit expires four (4) years from the date of this letter unless renewed pursuant to the Rules.
8. Any material utilized in this project must be clean and free of matter that could pollute any freshwater wetland.
9. Prior to commencement of site alterations, you shall erect or post a sign resistant to the weather and at least twelve (12) inches wide and eighteen (18) inches long, which boldly identifies the initials "DEM" and the application number of this permit. This sign must be maintained at the site in a conspicuous location until such time that the project is complete.
10. Temporary erosion and sediment controls detailed or described on the approved site plans shall be properly installed at the site prior to or commensurate with site alterations. Such controls shall be properly maintained, replaced, supplemented, or modified as necessary throughout the life of this project to minimize soil erosion and to prevent sediment from being deposited in any wetlands not subject to disturbance under this permit.
11. Upon permanent stabilization of all disturbed soils, temporary erosion and/or sediment controls must be removed.
12. 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.
13. Upon completion of the project, you must provide written certification from a registered land surveyor or registered professional engineer that culvert extensions and manhole structure have been constructed/installed in accordance with the site plans approved by this permit and that the culverts are functioning properly.
14. All construction activities involving soil disturbances within watercourses must temporarily cease in the event of any abnormally high stormwater runoff event.
15. All plantings of shrubs, trees or other forms of vegetation as shown or detailed on the approved plans, or detailed in this permit, must be installed as soon as possible after completion of final grading; weather and season permitting.

16. Any plantings which fail to survive one full growing season shall be replaced. Replacement plantings shall be similarly guaranteed for one full growing season.
17. Electrical connections (underground or poles and overhead wires) must be installed within the approved limit of disturbance.

Pursuant to the provisions in 250-RICR-150-15-1.7(A)(9) and 250-RICR-150-15-1.11(D), 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.

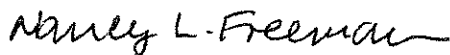
In permitting the proposed alterations, the DEM assumes no responsibility for damages resulting from faulty design or construction.

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 250-RICR-150-15-1.8(C).

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 Sophie Clode of this office (telephone: 401-222-6820, ext. 7419) should you have any questions regarding this letter.

Sincerely,



Nancy L. Freeman, Principal Environmental Scientist
Office of Water Resources
Freshwater Wetlands Program

Enclosure: Approved site plans

cc: Stephen T. Long (Co-Applicant), PLS, Marsh & Long Surveying
Daniel R. Campbell, PE, Level Design Group
Scott P. Rabideau, President, PWS, Natural Resource Services Inc.
Robert A. Anderson, Jr., Director of Public Works, Town of Cumberland
Lawrence Desormier, Building Official, Town of Cumberland