



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

January 31, 2023

Franco Fresilli & Antonette DeMasi
53 Maplewood Avenue
Cranston, RI 02920

REVISED PERMIT & PERMIT TRANSFER

RE: Application No. 21-0013 in reference to the property and proposed project located:

Approximately 650 feet west of Tourtellot Hill Road, opposite Utility Pole No. 120, and approximately 700 feet south of its intersection with Hunting House Road, Assessor's Plat 18, Lot 222, Gloucester and Assessor's Plat 22, Lot 26, Scituate, RI.

Dear Mr. Fressilli & Ms. DeMasi:

The Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Application for Permit Modification and Application for Permit Transfer**. This program has evaluated your proposed modifications to the permitted 4-bedroom dwelling, attached garage, crushed stone driveway, septic system, stormwater treatment structures and associated landscaping as illustrated and detailed on revised site plans submitted with your application. The revised site plans were received on August 4, 2022.

Based upon the Program's evaluation of the revised project and pursuant to 250-RICR-150-15-1.11(C) of the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act, 250-RICR-150-15-1, it is the Program's determination that a revised permit for the modified project may be issued under the following terms and conditions:

1. This letter is the DEM's revised permit for this project under the R.I. Fresh Water Wetlands Act, R.I. Gen. Laws § 2-1-18 et seq.
2. This revised 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 August 4, 2022. A copy of the site plans stamped approved by the DEM is enclosed. Changes or revisions to the project, which would alter freshwater wetlands are not authorized without a permit from the DEM.
3. Where the terms and conditions of the revised 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 revised permit must be kept at the site at all times during site preparation, construction, and final stabilization. Copies of this revised 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 revised permit, you must record this permit in the land evidence records of the Towns of Scituate and Gloucester and supply this Program with written documentation obtained from the Towns showing this revised permit was recorded.
6. This Program has made specific revisions to the approved site plans. These revisions are clearly marked in red on the approved plans. This project must take place in compliance with these revisions. Specifically, the limit of disturbance near the northern "QPA" has been modified to avoid encroachment into the QPA. All QPAs must remain naturally vegetated areas (lawn areas may not be used as QPAs).

Except as authorized in this revised permit pursuant to revised and approved site plans (enclosed), all terms and conditions previously specified in the Program's permit dated April 8, 2021 (copy enclosed) remain in effect.

You are required to comply with the terms and conditions of this revised permit and to carry out this project in compliance with 250-RICR-150-15-1 at all times. Failure to do so may result in an enforcement action by the Program.


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

This revised 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.

This Program has also processed the **Application for Permit Transfer** pursuant to the provisions in Rule 1.7(A)9. Our database has been updated to reflect that you are the new owners/permittees.

Please contact me at this office at (telephone: 401-222-6820 ext. 27777414) should you have any questions regarding this letter.

Sincerely,


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

Enclosure: Original permit dated April 8, 2021

cc: Mohamed Freij; DEM OWTS Program
Larry Desormier, Scituate Building Official
Ken Johnson, Gloucester Building Official



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

April 8, 2021

Julian Forgue
459 Snake Hill Road
North Scituate, RI 02857

Insignificant Alteration – Permit

RE: Application No. 21-0013 for the property and project located:

Approximately 650 feet west of Tourtellot Hill Road, opposite Utility Pole No. 120, and approximately 700 feet south of its intersection with Hunting House Road, Assessor's Plat 18, Lot 222, Gloucester and Assessor's Plat 22, Lot 26, Scituate, RI

Dear Mr. Forgue:

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 4-bedroom dwelling, driveway, well, septic system, stormwater treatment structures, and associated landscaping as illustrated and detailed on site plans submitted with your application. These site plans were received by the DEM on February 1, 2021.

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. 21-0013:

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 February 1, 2021. 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 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 Towns of Scituate and Glocester and supply this Program with written documentation obtained from the Towns 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 responsible for the proper installation, operation, maintenance and stability of any mitigative features, stormwater treatment facilities, and systems of treatment and control that are installed or used in compliance with this permit to prevent harm to adjacent wetlands until documentation is provided that this responsibility has been assigned to another entity.
13. 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.
14. 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. All plantings as shown on the approved site plan must be completed no later than October 22, 2021. You must notify this Program in writing upon completion of the required plantings for a compliance inspection by a Program representative.

15. Buffer zone plantings of trees and/or shrubs proposed between the project and any adjacent freshwater wetland areas, except for necessary replacement, must be allowed to develop naturally without being subjected to mowing or manicuring.
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. Artificial lighting is not authorized along the driveway where it crosses freshwater wetlands.
18. Any utilities that are to be installed to service the proposed development must follow the driveway and must be contained totally within the limits of disturbance that are depicted on the approved site plans.
19. This Program has made specific revisions to the approved site plans. These revisions are clearly marked in red on the approved plans. This project must take place in compliance with these revisions. **Specifically, a minimum of 3" of the crushed stone is required for the crushed stone driveways. Also, roof drains have not been depicted, but must be installed so as to meet the requirements specified within the "State of Rhode Island Stormwater Management Guidance for Individual Single-Family Residential Lot Development" and all OWTS setback requirements.**

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.

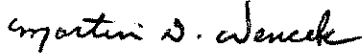
Kindly be advised that this permit is not equivalent to a verification of the type or extent of freshwater wetlands on site. Should you wish to have the types and extent of freshwater wetlands verified, you may submit the appropriate application in accordance with 250-RICR-150-15-1.8(C).

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.

If you have not already done so, or in order to check on the status of their review, please contact the U.S. Army Corps of Engineers to determine federal permit requirements on your project. Write the Corps' New England District, Regulatory Branch 696 Virginia Road, Concord, MA 01742-2751; website: <https://www.nae.usace.army.mil/Missions/Regulatory/> or email at cenae-r@usace.army.mil Please note that the Department of the Army authorization must be obtained before any work is initiated in areas subject to Corps jurisdiction.

Please contact Andy Charpentier of this office (telephone: 401-222-4700, ext.77414) should you have any questions regarding this letter.

Sincerely,



Martin D. Wencek, Program Supervisor
Office of Water Resources
Freshwater Wetlands Program
MDW/AC/ac

Enclosure: Approved site plans

cc: Mohamed Freij, DEM OWTS Program
Mike Wierbonics, U.S. Army Corps of Engineers, New England District
George Dumont, Scituate Building Official
Ken Johnson, Gloucester Building Official



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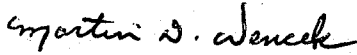
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