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

September 17, 2021

Comstock Industrial, LLC
c/o West Passage Manager, LLC
John T. Walsh, III
36 Sherwood Place LL
Greenwich, CT 06830

RE: Application No. 21-0224 in reference to the property located:

Approximately 200 feet east of Comstock Parkway and approximately 400 feet northeast of its intersection with Western Industrial Drive, near Utility Pole No. 43, Assessor's Plat 36, Lot 46, Cranston, RI.

Dear Applicant:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your Request to verify the delineated edge of freshwater 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 August 17, 2021.

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, but are not limited to, at least the following types:

- Pond/Forested Wetland
- Perimeter Wetland (that area of land within fifty feet (50') of the edge of any freshwater wetland consisting in part, or in whole, of a bog, marsh, swamp, or pond)
- Forested Wetland

The DEM has completed an inspection and review of the wetland edges delineated by you on-site. The wetland edges delineated on-site are accurate. These wetland edges have been shown on the site plan submitted with your application and are referenced as: B1 through B25 and C1 through C15.

Please note that 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. Should you wish to verify the edge of any additional wetlands, an additional application will be required.

This letter does not constitute an approval or permit for any proposed project on the subject property. Pursuant to R.I. Gen. Laws § 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.

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 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. DEM has finalized adoption of revised Freshwater Wetlands Rules(250-RICR-150-15-2) which will go into effect on **January 15, 2022**. Until that date, the existing Freshwater Wetland Rules (250-RICR-150-15-1) remain in place.

If you are contemplating a project on your property and submit the application prior January 15, 2022, you can expect the wetlands jurisdictional areas to correspond as described in this verification letter. Any application submitted after January 15, 2022 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.

Please contact Jessica Lord of this Office telephone: (401-222-6820, ext. 2777416) should you have any questions regarding this letter.

Sincerely,

Nancy L. Freeman

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

NLF/JAL/jal

ec: Dana Nisbet, PE, DiPrete Engineering
Christian Sutter, PWS, DiPrete Engineering