



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

June 16, 2022

Jared Nunes  
10 Kristen Drive  
Greenville, RI 02828

**RE:** Application No. 22-0153 in reference to the location below:

Approximately 150 feet south of George Washington Highway (Route 116), at Utility Pole No.15, and approximately 300 feet west of West Reservoir, Assessor's Plat 48, Lot 49, Smithfield, RI

Dear Mr. Nunes:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Request to Determine the Presence 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 April 29, 2022.

Based upon the Program's observations and review, it is our determination that freshwater wetlands are present on and in close proximity to the subject property. These freshwater wetlands are regulated by this Department and include, but are not limited to, the following types:

- Stream/intermittent stream
- Riverbank wetland (the area of land within 100 feet of the edge of any flowing body of water less than 10 feet wide).
- Flood plain

**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-RICR-150-15-1, a permit is required from this Program prior to the commencement of any activity which impacts or alters freshwater wetlands.**

Please be advised that unauthorized alterations to at least the 100-foot riverbank wetland consisting of clearing and fill were observed during review of this application. Please allow the disturbed wetlands to return to a natural condition free from clearing, trimming, and landscaping. No additional work is permitted within the wetland areas unless reviewed and approved by this Program.

In accordance with 250-RICR-150-15-1.8(B)(3), this determination of the presence of wetlands is valid for a limited period of four (4) years from the date of issue.

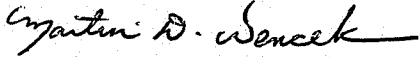
You are hereby advised that on July 10, 2015, significant revisions to the RI Freshwater Wetlands Act (R.I. Gen. Laws§ 2-1-18 et. seq.) were signed into law. These revisions modify, among other things, the "jurisdictional areas" recognized by the State of Rhode Island for the purpose of freshwater wetlands protection. DEM has developed revised Freshwater Wetlands Rules and initiated rulemaking to have the full rules go into effect on July 1, 2022

(250-RICR-150-15-3). Until the effective 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 to the effective date, you can expect the wetlands jurisdictional areas to correspond as described in this letter. Any application submitted after the effective date will be expected to conform to the then existing and duly promulgated Rules.

Please contact Andy Charpentier of this Office telephone: (401-222-6820, ext. 2777414) should you have any questions regarding this letter.

Sincerely,



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

Ec: Eric M. DeNardo, P.E., Environmental Strategies & Management  
Bruce Ahern, DEM, Office of Compliance and Inspection