



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

February 20, 2023

1119 Division Site, LLC  
Nicholas Giacobbi  
1140 Reservoir Avenue  
Cranston, RI 02920

**Re:** Wetlands Application No. 22-0458 & Groundwater Discharge/UIC File No. 002142 in reference to the property and proposed project located:

Approximately 80 feet north of Division Street (Route 401) and approximately 1630 feet east of its intersection with Quaker Lane (Route 2), near Utility Pole No. 117-2, Assessor's Plat 215, Lot 7, Warwick, RI.

Dear Mr. Giacobbi:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program, ("Program") has completed its review of your proposed construction of a 4,550 square foot drive-thru carwash, with associated paved parking areas, stormwater mitigation systems, clearing, grading, and soil disturbance 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 February 2, 2023.

Our inspection reveals that jurisdictional areas 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 jurisdictional areas. 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-150-15-3, 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 and buffers, or
  - b. A diversion of groundwater into or away from these wetlands and buffers, or
  - c. A modification to the quality of water reaching these wetlands and buffers, which could change their natural character.
3. This Program has made specific revisions to the reviewed site plans. These revisions are clearly marked in red on the reviewed plans. All sheets have been re-numbered consecutively (1 of 19 through 19 of 19).

You are advised that this application review has also included review of any subsurface disposal of stormwater subject to the DEM Groundwater Discharge/Underground Injection Control (UIC) Program. This letter therefore also serves as the Groundwater Discharge/UIC Program Permit for this project, which has been assigned the file number 002142 for any subsurface disposal of stormwater on the site. The following conditions are specific to this Groundwater Discharge/UIC Program Permit:

- 1) Any alterations or modifications to the stormwater system from that approved herein, including permanent closure, must be reviewed and approved by DEM prior to being effected.
- 2) The property owner/applicant shall periodically inspect, clean, and maintain the stormwater collection and disposal system to ensure proper performance of all components as described in "Stormwater Operation and Maintenance Plan (O&M) For TPG Development and Construction; Proposed Drive-thru Carwash; 1119 Division Street, Warwick, Rhode Island, Kent County" dated January 27, 2023, date received February 2, 2023, as prepared by Bohler Engineering.
- 3) This Groundwater Discharge/UIC Program registration expires four (4) years from the date of this Registration letter.
- 4) You must notify this Office 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](http://dem.ri.gov/stormwaterconstruction)

Please note that this Determination is specific to this proposed project as illustrated on the reviewed site plans, is valid for five (5) 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 or other jurisdictional areas on the subject property. Should you wish to obtain such verification, you may submit an application in accordance with 250-RICR-150-15-3.

Any modification to your project that would result in an alteration to jurisdictional areas 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 Jessica Lord of this Office (telephone: 401-222-6820, ext. 277-7416) should you have any questions.

Sincerely,

*Nancy L. Freeman*

Nancy L. Freeman, Principal Environmental Scientist  
Freshwater Wetlands Program  
Office of Water Resources  
NLF/JAL/jal

Enclosure: Reviewed Site Plan

cc: Neal Personeus, DEM Stormwater Program (UIC Program)  
Joshua Swerling, P.E., Bohler