



RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

OFFICE OF WATER RESOURCES

235 Promenade Street
Providence, Rhode Island 02908

January 20, 2023

Town of Narragansett
James R. Tierney, Town Manager
c/o Joseph Amatore, Project Engineer
25 Fifth Avenue, Engineering Department
Narragansett, RI 02882

RE: Application No. 22-0512 in reference to the property located:

At 900 Point Judith Road, approximately 150 feet east of Point Judith Road and approximately 350 feet southeast of its intersection with John Street, near Utility Pole is NECo 133, Assessor's Plat "K" Lot 461-1, Narragansett, RI

Dear Mr. Tierney:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your Request to verify freshwater wetland edges. 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 12/23/2022.

Per Rule 250-RICR-150-15-3.23, the Statewide Buffer Zone Designation, the property falls within:

- River Protection Region 2

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 and other jurisdictional areas are regulated by this Department and include, but are not limited to, at least the following types:

Jurisdictional Areas:

- Freshwater Wetlands (see below)
- Buffer: All areas of undeveloped vegetated land adjacent to a freshwater wetland that is to be retained in its natural undisturbed condition or is to be created to resemble a naturally occurring vegetated area. For the purpose of defining buffer in these Rules, "adjacent to" means land area within the buffer zone.
- Contiguous areas that extend one-hundred feet (100') from the edge of all other freshwater wetlands

Freshwater Wetlands and associated Statewide Buffer Zone Designation

- Swamp and 75-foot Buffer Zone

The DEM has completed an inspection and review of the wetland edges delineated by you on-site (and are referenced as Flag Numbers 200-201, 100-105). It is our determination that:

Those wetland edges delineated on-site are substantially accurate. Corrections and/or modifications to the delineated edge are required, however, which include the following:

1. Move wetland flag #105 approximately 20 feet to the west and connect it to wetland flag #104 to encompass additional wetland. Please accurately depict and label this revision on future site plans.

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-RICR150-15-3, 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 addition, you should note that freshwater wetlands are present on this property which may be regulated under Section 404 of the Clean Water Act (Federal Water Pollution Control Act, as amended 33 U.S.C. 1344). Accordingly, a permit may be required from the U.S. Army Corps of Engineers for alteration of these wetland areas.

In accordance with 250-RICR-150-15-3.9.3(H), this verification of the delineated edge of freshwater wetlands is valid for a limited period of five (5) years from the date of issue.

Please contact Sam Dufresne of this Office telephone: (401-222-6820, ext. 277-7275) 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/SGD/sgd

c: Jason Schwartz, Senior Environmental Scientist, Applied Bio-Systems, Inc.
Michael A. Fontain, PLS, Fontain Land Surveying, LLC