



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

January 2, 2025

City of East Providence
Dr. Sandra Forand, Superintendent
1998 Pawtucket Avenue
East Providence, RI 02914

REVISED PERMIT

RE: Application No. **23-0151** in reference to the location below:

Approximately 250 feet west of Brown Street (at 111 Brown Street), Utility Pole 11, approximately 500 feet southwest of its intersection with Brightbridge Avenue, Assessor's Plat 307, Lots 33-7 & 33-15, East Providence, RI.

Dear Dr. Forand:

The Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Application for Permit Modification** and has evaluated your proposed modifications to the permitted school building renovations and additions, proposed parking areas, driveways, walkways, stormwater treatment structures, utilities, and associated landscaping as illustrated and detailed on revised site plans submitted with your application. Revised site plan sheets 2, 5, 6, 9 through 13, 23 and 24 were received by this Program on November 25, 2024; all remaining Sheets were received by this Program on September 12, 2024.

Based upon the Program's evaluation of the revised project and pursuant to 250-RICR-150-3.14.3 of the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act, 250-RICR-150-15-3, it is the Program's determination that a revised permit for the modified project may be issued under the following terms and conditions.

Terms and Conditions for Wetland Application No. 23-0151 and RIPDES No. RIR102540:

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 September 12, 2024 and November 25, 2024. 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 City of East Providence and supply this Program with written documentation obtained from the City showing this revised permit was recorded.
6. This revised permit expires on December 28, 2028, unless renewed pursuant to the Rules.
7. The long-term operation and maintenance plan shall be strictly followed. The long-term operation and maintenance plan shall be that entitled "Stormwater Operation and Maintenance Plan, Long Term Pollution Prevention, Pare Project No. 22037.05, RIDEM File No. 23-0151, RIPDES No. RIR102540, Edward R. Martin Middle School, 111 Brown Street, East Providence, Rhode Island, Assessors Map 307, Lot 33-7 & Lot 33-15" bearing the latest revision date of November 2024, dated received Nov. 25, 2024, prepared by: Pare Corporation, 8 Blackstone Valley Place, Lincoln, RI 02865.
8. The site plans for this project state that StormTech® SC-740 chambers or an approved equivalent will be used for the underground sand filters. This application was reviewed with the understanding that the intent is to use the SC-740 chambers therefore this approval is conditional upon that design. If it is determined that a different type of underground chamber will be used, a modification must be submitted to verify that the design meets the pertinent requirements of the Stormwater Rules and the additional requirements of the Alternative Stormwater Technology Certification for any proprietary devices.
9. The operation and maintenance plan should include mandatory language when it comes to maintenance activities for devices that are outlined in the Stormwater Rules. For the Isolator Row Plus proprietary devices, inspections shall be performed a minimum of 2 times a year. Devices shall be cleaned when pollutant removal capacity is reduced by 50% or more, or where 50% or more of the pollutant storage capacity is filled or displaced. Hazardous debris removed shall be disposed of in accordance with state and federal regulations by a properly licensed contractor.
10. If at any time during this project there is evidence of a "Recognized Environmental Concern" as defined in ASTM E-1527-13, soils must be sampled to determine if they exceed the soil objectives outlined in 250-RICR-140-30-1, "Rules and Regulations for the Investigation and Remediation of Hazardous Material Releases," Rule 1.6.1(C) effective 1-8-19, ("Remediation Regulations"). If the soil sampling exceeds Table 1 or Table 2 in Rule 1.9.2 of the Remediation Regulations, the RIDEM Office of Water Resources and Office of Land Revitalization and Sustainable Materials Management must be notified.

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 December 28, 2023 (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 the Rules. 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.

Please contact Rene Legault at this office at (telephone: 401-537-4248) should you have any questions regarding this letter.

Sincerely,



Andy Charpentier, Environmental Scientist III
Freshwater Wetlands Program
Office of Water Resources
AC//RJL/rjl

Enclosures: Original permit letter dated December 28, 2023
Approved Site Plans

cc: Neal Personeus, RIDEM Stormwater Program
Kelly Owens, RIDEM/LRSMM
Robert Walker, East Providence City Superintendent of Building Inspection
David Potter, PE, Pare Corp.
Seaver Anderson, Pare Corp.



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

December 28, 2023

City of East Providence
Dr. Sandra Forand, Superintendent
145 Taunton Avenue
East Providence, RI 02914

Freshwater Wetlands Permit

RE: Application No. 23-0151 in reference to the location below:

Approximately 250 feet west of Brown Street (at 111 Brown Street), Utility Pole 11, approximately 500 feet southwest of its intersection with Brightridge Avenue, Assessor's Plat 307, Lots 33-7 & 33-15, East Providence, RI.

Dear Dr. Forand:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Application for a Freshwater Wetlands Permit** as described in Rule 3.11 of the Rules and Regulations Governing the Administration and Enforcement of the Fresh Water Wetlands Act, 250-RICR-150-15-3 ("Rules"). This review included a site inspection of the above referenced property ("subject property") and an evaluation of the renovations and additions to the existing school building, parking areas, driveways, walkways, stormwater treatment structures, utilities, and associated landscaping as illustrated and detailed on site plans submitted with your application. The most recently revised site plans (Sheet 1 through 21) were received by the DEM on November 28, 2023, and sheets 22 through 26 (Landscaping Plans) were received on December 21, 2023.

Our observations of the subject property, review of the site plans and evaluation of the proposed project reveals that alterations of jurisdictional areas are proposed. However, pursuant to Rule 3.7.3A of the Rules, this project meets the Variance Criteria for Public and Governmental Bodies and a **Freshwater Wetlands Permit** may be issued under the following terms and conditions:

Terms and Conditions for Wetlands Application No. 23-0151 & and RIPDES No. RIR102540:

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 determination also includes your final authorization to discharge storm water associated with construction activity under the **2020 RIDPES General Permit for Stormwater Discharge During Construction Activity ("CGP")**. For future references and inquiry, your permit authorization number is RIPDES No. **RIR102540**. This **RIPDES CGP** permit is not transferable to any person except after written notice to the Director, in the form of a Permit Transfer Form available on the RIDEM Stormwater Construction Permitting website.
3. 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 November 28, 2023 and December

- 21, 2023. 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.
4. 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.
 5. 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
 6. 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 city representative upon request.
 7. Within ten (10) days of the receipt of this permit, you must record this permit in the land evidence records of the City of East Providence and supply this Program with written documentation obtained from the City showing this permit was recorded.
 8. The effective date of this permit is the date this letter was issued. This permit expires five (5) years from the date of this letter unless renewed pursuant to the Rules.
 9. Any material utilized in this project must be clean and free of matter that could pollute any jurisdictional area.
 10. 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.
 11. Both the owner and the contractor retained to undertake the construction activity are required to comply with all terms and conditions of the CGP. This includes maintaining the Soil Erosion and Sediment Control (SESC) Plan, performing the required inspections and maintenance of the selected Best Management Practices (BMPs), and retaining inspection records. Further information on the requirements of the CGP is available at:
<http://www.dem.ri.gov/programs/benviron/water/permits/ripdes/pdfs/cgp092620.pdf>.
 12. 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 freshwater wetland, buffer, floodplain, area subject to storm flowage, or area subject to flooding or other jurisdictional areas not subject to disturbance under this permit.
 13. Upon permanent stabilization of all disturbed soils, temporary erosion and/or sediment controls must be removed.
 14. 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 freshwater wetland, buffer or floodplain, area subject to storm flowage, or area subject to flooding or other jurisdictional areas until documentation is provided that this responsibility has been assigned to another entity. The long-term operation and maintenance plan shall be

strictly followed. The long-term operation and maintenance plan shall be that entitled "Stormwater Operation and Maintenance Plan, Long Term Pollution Prevention Plan, Client Project No. 22037.05, Edward R. Martin Middle School, 111 Brown Street, East Providence, Rhode Island, Assessors Map 307, Lot 33-7 & Lot 33-15" bearing the latest revision date of September 2023, dated received Nov. 8, 2023, prepared by Pare Corporation, 8 Blackstone Valley Place, Lincoln, RI 02865.

15. If at any time during this project there is evidence of a "Recognized Environmental Concern" as defined in ASTM E-1527-13, soils must be sampled to determine if they exceed the soil objectives outlined in 250-RICR-140-30-1, "Rules and Regulations for the Investigation and Remediation of Hazardous Material Releases", Rule 1.6.1(C) effective 1-8-19, ("Remediation Regulations"). If the soil sampling exceeds Table 1 or Table 2 in Rule 1.9.2 of the Remediation Regulations, the RIDEM Office of Water Resources and Office of Land Revitalization and Sustainable Materials Management must be notified.
16. Mitigation or screen plantings of trees and/or shrubs proposed between the project and any adjacent freshwater wetland areas and buffers must be installed as soon as possible after completion of final grading; weather and season permitting. Except for necessary replacement, the created buffer must be allowed to develop naturally without being subjected to mowing or manicuring.
17. Any mitigation or screen plantings which fail to survive one full growing season shall be replaced. Replacement plantings shall be similarly guaranteed for one full growing season.
18. Artificial lighting must be directed away from all vegetated wetland and buffer areas. Where this is not possible, the use of deflectors to concentrate lighting away from vegetated wetlands must be employed.
19. You must provide written certification from a registered land surveyor or registered professional engineer that the stormwater drainage system including any and all basins, piping systems, catch basins, culverts, swales and any other stormwater management control features have been constructed/installed in accordance with the site plans approved by this permit. This written certification must be submitted to this Program within twenty (20) days of its request or upon completion of the project.
20. This Program has made specific revisions to the approved site plans. These revisions are clearly marked in red on the approved plans. Specifically, the site plans have been numbered consecutively as required.

Pursuant to the provisions in 250-RICR-150-15-3.8.13 and 250-RICR-150-15-3.14.4(A), as applicable, any properly recorded and valid Freshwater Wetlands Permit is automatically transferred to the new owner upon sale of the property.

Please be aware that the RIDEM's Rules and Regulations Governing the Establishment of Various Fees (250-RICR-30-00-1) require that RIPDES CGP permit holders to pay an Annual Fee of \$100.00. An invoice will be sent to the owner on record in May/June of each year if the construction was still active as of December 31st of the previous year. The owner will be responsible for the Annual Fee until the construction activity has been completed, the site has been properly stabilized, and a completed Notice of Termination (NOT) has been received by the RIPDES Program.

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.

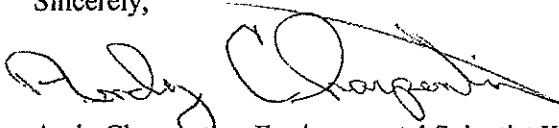
In permitting the proposed alterations, the DEM assumes no responsibility for damages resulting from faulty design or construction.

Kindly be advised that this permit is not equivalent to a verification of the type or extent of freshwater wetlands or jurisdictional areas 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-150-15-3.9.3.

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.

Please contact Rene Legault of this office (telephone: 401-537-4248) should you have any questions regarding this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "Andy Charpentier". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

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

AC/RJL/rjl

Enclosure: Approved site plans

ec: Neal Personeus, DEM Stormwater Program
Robert Walker, East Providence Superintendent of Building Inspection
David Potter, PE, Pare Corp.
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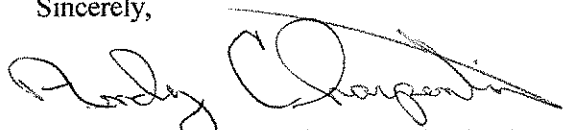
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Sincerely,

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

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Enclosure: Approved site plans

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