



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

October 18, 2023

Robert DiSalvo
Bella Property Management LLC
566 Durfee Hill Road
Chepachet, RI 02814

RE: Application No. **23-0194** in reference to the location below:

Approximately 100 feet north of Hartford Avenue (Route 101), Utility Pole 139, and approximately 600 feet west of its intersection with Davis Road, Assessor's Plat 22, Lot 107, Scituate, RI.

Dear Mr. DiSalvo:

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 September 5, 2023.

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

- River Protection Region 1

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.
- Floodplain
- Contiguous areas that extend outward two-hundred feet (200') from the edge of a river or stream
- 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** (wetland flags A1 – A25) and 75-foot buffer zone (extended by 25-feet for a 100-foot total from flag A9 through A25 due to the stream and river within 50' from the edge)
- **River** (Tributary to Rush Brook within a drinking water supply watershed) and 200-foot buffer zone.
- **Stream** (unnamed) and 100-foot buffer zone.
- **Floodplain**

The DEM has completed an inspection and review of the wetland edges delineated by you on-site and referenced as Wetland Flags A1 through A25. It is our determination that the wetland edges delineated on-site are accurate.

Please note that the River as defined within the Wetland Rules (designated as a perennial stream by the USGS map) begins east of Wetland Flag A23 and continues to flow southeast. The stream is located north of Flag A9 and continues to flow southeast as depicted on the submitted site plans ending where the River begins.

Please note that our inspection of the subject property has revealed the presence of other freshwater wetlands not specifically delineated by you. Therefore, 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 the site plans submitted with your application and as qualified in this letter. Should you wish to verify the edge of these additional wetlands, a new 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-RICR150-15-3, 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 Rene Legault of this Office telephone: (401-222-4700, ext. 277-7732) should you have any questions regarding this letter.

Sincerely,



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

AC/RJL/rjl

ec: Nicholas Veltri, N. Veltri Survey, Inc.
Larry Desormier, Scituate Town Building/Zoning Official