



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

November 6, 2023

Jeffrey Lace
140 Joslin Road
Glendale, RI 02826

Freshwater Wetlands Permit

Re: Application No. 23-0214 for the property and project located:

Approximately 60 feet northwest of Round Lake Drive, opposite Utility Pole No. 3, approximately 330 feet northeast of its intersection with Staghead Drive, Assessors Plat 135, Lots 10 and 11, Burrillville, RI.

Dear Mr. Lace:

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 proposed boulder wall with clearing, landscaping and associated site alterations as illustrated and detailed on site plans submitted with your application. These site plans were received by the DEM on October 13, 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 General Variance Criteria and a **Freshwater Wetlands Permit** may be issued under the following terms and conditions:

Terms and Conditions for Wetlands Application No. 23-0214:

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 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 October 13, 2023. A copy of the site plans stamped approved by the DEM is enclosed. Changes or revisions to the project that would alter jurisdictional areas are not authorized without a permit from the DEM.
3. 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.
4. 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 town representative upon request.

5. Within ten (10) days of the receipt of this permit, you must record this permit in the land evidence records of the Town of Burrillville and supply this Program with written documentation obtained from the Town showing this permit was recorded.
6. 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.
7. Any material utilized in this project must be clean and free of matter that could pollute any jurisdictional area.
8. You are obligated to install, utilize, follow, and maintain all best management practices detailed or described on the approved site plans in the construction of the project to minimize or prevent adverse impacts to any adjacent freshwater wetland, buffer or other jurisdictional areas and the functions and values provided by such freshwater wetlands and buffers.
9. Upon permanent stabilization of all disturbed soils, temporary erosion and/or sediment controls must be removed.
10. This Program has made specific revisions to the approved site plans. These revisions are clearly marked in red on the approved plans. Specifically, the permanent limit of disturbance has been revised to enclose only the proposed boulder wall and to tie-into the previously approved project limits. This project must take place in compliance with these revisions.
11. The area north/northeast of the boulder wall (the temporary disturbance for well line) and outside the revised permanent limit of disturbance must re-vegetate naturally without being subjected to mowing or manicuring.
12. All plantings of shrubs, trees or other forms of vegetation required and installed under Application 19-0222 between the project and any adjacent freshwater wetland areas and buffers except for necessary replacement (see Application 19-0222), must be allowed to develop naturally without being subjected to mowing or manicuring.

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.

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 Jessica Lord of this office (telephone: 401-222-6820, ext. 2777416) should you have any questions regarding this letter.

Sincerely,

Nancy L. Freeman

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

Enclosure: Approved site plans

ec: Mohamed Freij, PE, PLS, Supervising Engineer, DEM OWTS Program
Brian Lafaille, PE, MBA, Environmental Engineer III, DEM OWTS Program
Town of Burrillville Building Official
Robert Angilly, Jr., Terry Lane Co
Tom D'Angelo, Terry Lane Co