



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

November 21, 2024

Jeffrey J. Alves, Sr.
16 Fern Way
Tiverton, RI 02878

RE: Application No. **24-0235** in reference to the location below:

Approximately 50 feet north of the terminus of Fern Way, opposite Utility Pole No. 3, and approximately 300 feet northeast of its intersection with Poinsetta Way, Assessor's Plat 217, Lot 136, Tiverton, RI.

Dear Mr. Alves:

Kindly be advised that the Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has completed its review of your **Request to Determine the Presence of Jurisdictional Areas**. 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 27, 2024.

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 jurisdictional areas are present on and in close proximity to the subject property. These jurisdictional areas are regulated by this Department and include, but are not limited to, 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:

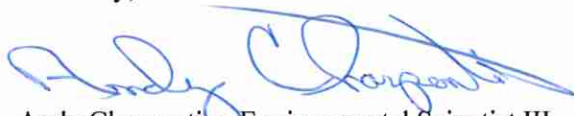
- Swamp > 1 acre and < 10 acres = 50-foot Buffer Zone. (Site inspection found that most of the subject property is swamp).

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-RICR-150-15-3, a permit is required from this Program prior to the commencement of any activity which impacts or alters jurisdictional areas (unless exempt per Rule 250-RICR-150-15-3.6).

In accordance with 250-RICR-150-15-3.9.2(C), this determination of the presence of jurisdictional areas is valid for a limited period of five (5) years from the date of issue.

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

Sincerely,



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

AC/RJL/rjl

cc: John M. Hoyle, Jr., Tiverton Building Official