



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

December 30, 2024

2/3 Realty LLC
c/o David Murphy, Jr.
3340 Pawtucket Avenue
Riverside, RI 02915

RE: Application No. 24-0264 in reference to the property located:

Approximately 1,250 feet east of Pawtucket Avenue, 1350 feet east of the nearest intersection with Wetmore Avenue, closest Utility Pole is No. 3, Assessor's Plat 310, Block 5, Lot 10 (Parcel A), East Providence, RI.

Dear Mr. Murphy:

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 October 25, 2024.

Per Rule 250-RICR-150-15-3.23, the **Statewide Buffer Zone Designation, your 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 jurisdictional areas are regulated by this Department and include, but are not limited to, at least the following types:

Freshwater Wetlands and associated Statewide Buffer Zone Designation:

- **Deciduous Forested Swamp: 75' Buffer Zone (BZ)**
 - Extends to 100-foot BZ where shrub swamp is present within 50 feet inward of the delineated edge, where applicable.
 - Flags A1 through A16 Deciduous Forested (Flag Nos. A1 through A8 not located on Parcel A but are considered generally accurate).
- **Shrub Swamp: 75' Buffer Zone**
 - Extends to 100-foot BZ where Deciduous Forested Swamp is present within 50 feet inward of the delineated edge, where applicable.
 - Flags A17 through A35 Shrub Swamp
- **Freshwater Streams: 100' Buffer Zone**
- **River (Mosskettuash Brook and Tributaries): 100-foot Buffer Zone**

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 the Rules, “adjacent to” means land area within the Buffer Zone. Undeveloped vegetated land is an area of land that does not consist of buildings, impervious surfaces, bare gravel, lawn, or landscaped areas.

Other Jurisdictional Areas:

- Contiguous Areas that extend out from 100-feet from the edge of all other freshwater wetlands,
- Contiguous Areas that extend out from 200-feet from the edge of a river or stream.

Floodplain:

- Associated with all rivers and streams

The DEM has completed an inspection and review of the wetland edge delineated by you on-site. These wetland edges have been shown on the site plan submitted and are referenced as Flag Numbers A8 to A34. It is our determination that:

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

- Flags A27 and A28 must be moved, outward, 15 feet to the west to encompass additional swamp.

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 Ryan Corvese of this Office telephone: (401-537-4245) 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/RKC/rkc

cc: Bradford J. Travers, PLS #2521, Waterman Engineering Co.
Scott P. Rabideau, PWS, Natural Resource Services, Inc.