

State of Rhode Island and Providence Plantations
Coastal Resources Management Council
Oliver H. Stedman Government Center
4808 Tower Hill Road, Suite 3
Wakefield, RI 02879-1900

0 MATUNUCK BEACH ROAD, SOUTH KINGSTOWN

(401) 783-3370 Fax (401) 783-2069

File No. (CRMC USE ONLY)

APPLICATION FOR STATE ASSENT

To perform work regulated by the provisions of Chapter 279 of the Public Laws of 1971 Amended.

| No. Street City/Town | 2021-118-002 | | |
|---|---|--|--|
| MATUNUCK BEACH ROAD PARTNERS, LLC | Plat: 92-2 | | |
| Owner's Name MATONOCK BEACTI ROAD FARTNERS, LEC | Lot(s):56 - Utility Pole #NECO #61 | | |
| PO BOX 385, WAKEFIELD, RI 02880 | Owner's Contact: | | |
| Mailing Address | Number: 401-419-2330 | | |
| Address City/Town, State Zip Code | Email Address: stephen.dsmn@gmail.com | | |
| PO BOX 385, WAKEFIELD, RI | Email address: | | |
| Contractor RI Reg. #8741 Address 02889 | Tel. No. 8741 401.419.6993 | | |
| DIPRETE 2 STAFFORD COURT, Designer ENGINEERING Address CRANSTON, RI 02920 | Tel. No. ^{401.943.1000} | | |
| Name of Waterway | Estimated Project Cost (EPC): 5900.00 | | |
| Provide Below a Description of Work As Proposed (required). | Application Fee: | | |
| | | | |
| Have you or any previous owner filed an application for and/or received an a (If so please provide the file and/or assent numbers): Yes, Preliminary Determination Is this site within a designated historic district? OYE | D 2019-03-087 | | |
| (If so please provide the file and/or assent numbers): Yes, Preliminary Determination | CS O NO | | |
| (If so please provide the file and/or assent numbers): Yes, Preliminary Determination Is this site within a designated historic district? Yes, Preliminary Determination YE Is this application being submitted in response to a coastal violation? YE If YES, you must indicate NOV or C& | D 2019-03-087 CS | | |
| (If so please provide the file and/or assent numbers): Yes, Preliminary Determination Is this site within a designated historic district? OYE Is this application being submitted in response to a coastal violation? OYE | D 2019-03-087 CS | | |
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STATEMENT OF DISCLOSURE AND APPLICANT AGREEMENT AS TO FEES

The fees which must be submitted to the Coastal Resources Management Council are based upon representations made to the Coastal Resources Management Council by the applicant. If after submission of this fee the Coastal Resources Management Council determines that an error has been made either in the applicant's submission or in determining the fee to be paid, the applicant understands that additional fees may be assessed by the Coastal Resources Management Council. These fees must be paid prior to the issuance of any assent by the Coastal Resources Management Council.

The applicant understands the above conditions and agrees to comply with them.

Owner Signature

Date

POROX 385 Warlehell, PT02880

Print Name and Mailing Address

OCT 28 2021
COASTAL RESOURCES



October 27, 2021

Application Coordinator Coastal Resources Management Council Oliver Stedman Government Center 4808 Tower Hill Road, Suite 3 Wakefield, RI 02879

RE:

Matunuck Beach Condos
Assent Application
REF CRMC File Number: D2019-03-087
Matunuck Beach Road
AP 92-2 Lot 56
South Kingstown, RI

Dear CRMC Officials:

On behalf of the applicant, DiPrete Engineering respectfully submits the following summary in support of the CRMC Assent application for the proposed Matunuck Beach Condos affordable housing project referenced above.

SUMMARY OF COMPLIANCE WITH RED BOOK

SECTION 1.3.1 (A)

The Applicant proposes a Land Development Project consisting of the installation of a new private roadway (Piping Plover Drive) with associated utilities (municipal water, electric, phone and cable), drainage and six (6) separate RI DEM approved On Site Waste Water Systems utilizing nitrogen reducing technologies; all to support 6 duplex style buildings containing twelve (12) two (2) bedroom units. The Project has received a letter from the Rhode Island Housing and Finance Corporation stating that the Project is eligible for a comprehensive permit pursuant to RIGL Section 45-53 (see attached letter). The Project will create three (3) affordable dwelling units which shall be price restricted and sold to persons qualifying under RIHMFC's guidelines. The need for the construction of new affordable housing, as evidenced by both the letter of eligibility and the Master Plan Approval (copy attached) from the Town of South Kingstown assures COMPLIANCE WITH SECTION 1.3.1(A)1(a).

All applicable local zoning ordinances, building codes, flood hazard standards, safety codes, fire codes and environmental requirements will be met. The Project has been granted Master Plan Approval for a "Comprehensive Permit". Such permit guarantees compliance with all local ordinances, etc. The

Page 2 of 3 Matunuck Beach Condos RI CRMC Assent Application October 27, 2021

Applicant can not continue the local approval process without first obtaining an Assent from CRMC. The design of the Project is such that no buildings are proposed within the 100-year flood plain, no construction activities are proposed within the 225-foot CRMC construction setback and there are no freshwater wetlands that are disturbed on site. This demonstrates COMPLIANCE WITH SECTION 1.3.1(A)1(b).

It is not anticipated that any coastal waters will be affected. There is a salt/brackish marsh on the property delineated by CRMC confirmed flags A-1 to A-5. The marsh edge forms the coastal feature as it is contiguous to and directly connected to Potters Pond, the nearest coastal water. No construction activities are proposed within the construction setback. The stormwater management plan design as detailed by the project storm water management report, the soil erosion control plan and the stormwater management system maintenance plan, are all prepared in accord Best Management Practices (BMPs) and meeting the Rhode Island Stormwater Design and Installation Standards Manual (RISDISM). COMPLIANCE WITH SECTION 1.3.1(A)(c)(d) is thereby assured.

The Property is classified as developed beyond carrying capacity. The Applicant proposes placement of a conservation easement across the entire area of the salt/brackish marsh which occupies the eastern portion of the Property. The easement together with recognition of the Property's CRMC classification demonstrates that there will not be, as result of the project, significant impacts on the abundance and diversity of plant and animal life. This ensures COMPLIANCE WITH SECTION 1.3.1(A)1(e).

The property is not located close to any public access points, to any tidal waters or to the waters of Potters Pond. The project, therefore, will not interfere with any public access and will not result in significant impacts to water circulation, flushing, turbidity or sedimentation. As such COMPLIANCE WITH SECTION 1.3.1(A)1(f)(g)(h)(j) is assured.

The Rhode Island Historical Preservation and Heritage Commission has issued its letter, a copy of which is part of this application, evidencing COMPLIANCE WITH SECTION 1.3.1(A)1(i).

Finally, the project will not be visible from the waters of Potters Pond and directly abuts a densely populated mobile home park to the south and densely populated single family home residential neighborhood, photographs of which are a part of this application. There is no likelihood of adverse scenic impacts ensuring COMPLIANCE WITH SECTION 1.3.1(A)(k).

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Page 3 of 3 **Matunuck Beach Condos RI CRMC Assent Application** October 27, 2021

The application and supporting documents are respectfully submitted for RI CRMC review.

Please contact our office should additional information be needed.

Sincerely,

DiPrete Engineering Associates, Inc.

Chrisper Dr. Aml Christopher Duhamel, PE, PLS

Principal

cduhamel@diprete-eng.com

RICRMCCOASTAL HAZARD APPLICATION WORKSHEET

APPLICANT NAME: Matunuck Beach Road Partners, LLC

PROJECT SITE ADDRESS: Mauntuck Beach Road South Kingstown RI (AP 92-2 Lot 56)

STEP 1. PROJECT DESIGN LIFE

A. For properties in a FEMA-designated **A**, or **X** Zone, provide the first floor elevation (FFE) of the proposed structure referenced to NAVD88, <u>OR</u>

For properties in a FEMA-designated **V** or **Coastal A** Zone, please provide the elevation of the lowest horizontal structural member (LHSM) referenced to NAVD88.

OR

LHSM elevation

ft

ft

B. How long do you want your project to last? Identify the expected design life for the project (CRMC recommends a minimum of 30 years)

Design Life: 30

FFF 17.0

vrs

C. Add the number of years you identified in 1B to the current year.

Design Life Year: 2051

D. CHECK beneath the sea level rise (SLR) projection that matches or comes closest to project design life year.

| Year | 2030 | 2040 | 2050 | 2060 | 2070 | 2080 | 2090 | 2100 |
|------|------|------|------|------|------|------|------|------|
| SLR | | | | | 5.15 | | | |

Source: Sea Level Rise (SLR) Projections (Feb. 2017). NOAA High Curve, 83% Confidence Interval. Newport, RI Tide Gauge. All values are expressed in feet relative to NAVD88. http://www.corpsclimate.us/ccaceslcurves.cfm

NOTE: The STORMTOOLS sea level rise scenarios depict how high the water will be above the average height of the daily high tide over the 19-year period between 1983 and 2001. There have been between 4 and 5 inches of sea level rise in Rhodelsland since then. The higher modeled water level accounts for the uncertainties in ice sheet and ocean dynamics.

STEP 2. SITE ASSESSMENT

A. Open RICRMC <u>Coastal Hazard Mapping Tool</u>. Following the tutorial along the left side of the screen, enter the project site address and turn on the sea level layer closest to the number you circled in 1D.

ENTER the STORMTOOLS SLR map layer closest to the SLR value you checked in Step 1D above. If the value falls between the available STORMTOOLS SLR map layers, round to the closest of these sea level rise (SLR) numbers: 1ft, 2ft, 3ft, 5ft, 7ft, 10ft, or 12ft

Does the STORMTOOLS SLR map layer you circled above expose your project site to future tidal inundation? **CHECK YES or NO**

OYE:

ft

D. List any **roads or access routes** that are potentially inundated from SLR. To do this, ZOOM OUT from your project location, change BASEMAP on the viewer to "street view" – see Step 2A.

N/A

STEP 3. STORMTOOLS DESIGN ELEVATION (SDE)

Select your SLR Scenario using the tabs along the top of the online map (NOTE: RECOMMENDED scenario is 100year storm plus 3-feet of sea level rise). Follow the tutorial included along the left panels of the viewer to enter the address of your project site. Select the tab across the top that corresponds to the sea level rise projection you identified in STEP 1. Enter your address on the map, and then click on the project site to identify STORMTOOLS Design Elevation (SDE) from the pop-up box. Enter the SDE value:

20.8 ft

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OCT 28 2021

Page Market College

^{**}Please be advised that CRMC staff may also review the implications of sea level rise in combination with nuisance storm flooding and discuss these potential project concerns with the applicant. Nuisance flooding impacts may be viewed in STORMTOOLS here.

RICRMCCOASTAL HAZARD APPLICATION WORKSHEET

STEP 4. SHORELINE CHANGE

A. Using the CRMC Shoreline Change maps, indicate the transect number closest to your site, and erosion rate listed for that transect. NOTE: Transects are not available for every site. If this is the case, please enter N/A.

Transect Number: N/A

Erosion Rate: 0.3

ft/vear

B. CHECK below the Projected Erosion Rate that corresponds to the design life you identified above.

| Year | 2050 | 2060 | 2070 | 2080 | 2090 | 2100 |
|---------------------------------------|------|------|------|------|------|------|
| Projected Future ErosionMultiplier | 1.34 | 1.45 | 1.57 | 1.70 | 1.84 | 2.00 |

Source: Projected Shoreline Change Rate multipliers. (Oakley et al., 2016)

C.COMPLETEEROSIONSETBACKCALCULATION:

Historic shoreline change rate, STEP 4A

Design Life, STEP 1B

Projected Future Erosion Multiplier, STEP 4B

Erosion Setback (ft) 4A x 1B x 4B

0.3

X 30

X 1.34

= 12.06

NOTE: Setbacks are required per the CRMC Red Book, Section 1.1.9. A minimum setback of 50-feet is required, but a greater setback may be necessary and/or desirable based on this analysis.

STEP 5. CERI & OTHER SITE CONSIDERATIONS



A. If you live in a community where a Coastal Environmental Risk Index (CERI) has been completed (Barrington, Bristol, Charlestown, Narragansett, South Kingstown, Warren, Warwick, Westerly), CHECK the level of projected damage to your location, as indicated on the map that corresponds to the design life identified in STEP 1.

CERI Level: Moderate High Severe Extreme Inundated by 2100 Not applicable

 $B.\ Consider\ and\ discuss\ with\ your\ design\ consultant\ other forces\ or\ factors\ that\ might\ impact\ the\ development,\ such\ as\ coastal\ habitats,$ shoreline features, public access, wastewater, storm water, depth to water table/groundwater dynamics, saltwater intrusion, or other issues not listed above. In addition, pressure from rising sea levels will result in rising subsurface groundwater levels ultimately effecting wells and septic systems.

STEP 6. LARGE PROJECTS

This step is for Large Projects and Subdivisions only, six (6) or more units, as defined by the CRMC Red Book Section 1.1.6.I(1)(f). This step

may be skipped for other projects.

 $A.\ Use the Sea\ Level\ Affecting\ Marshes\ Model\ (SLAMM)\ Maps\ to\ assess\ potential$ impacts to large projects and subdivisions from salt marsh migration resulting from YES projected sea level rise. CRMC SLAMM maps can be accessed here. The CRMC recommends using the 5-foot SLR projection within SLAMM to assess future potential project impacts on migrating marshes. Does the SLAMM map that corresponds to the design life you identified in STEP 1 expose your project site to future salt marsh migration? CHECK YES or NO

STEP 7: DESIGN EVALUATION

A. Using Chapter 7 of the RI Shoreline Change SAMP as a guide, investigate mitigation options for the exposure identified above and include that in the final application.

This fully completed Coastal Hazard Application Guidance worksheet must accompany the application. If you are a design or

engineering professional, please print and sign here that you have discussed the findings of this worksheet with the Owne

DESIGN/ENGINEER SIGNATURE:

OWNER'S SIGNATURE:

Version 08/10/2021

| AF. CATION NO. DATE RECEIVED WAS CHECK AFT THAT APPLY) | CERTIFICATION |
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| TYPE OF APPLICATION ICHECK ALL AND AND THE AND | application and accompanying forms, submittals, plans and sketches in accordance with line RULEs of the RIDEM portaining application and accompanying forms, submittals, plans and sketches is true and accurate. |
| Z NEW BOILDING | License # 13361 |
| ☐ REPAIR ☐ JOINT OWTS / WETLANDS PD | Designer's Email Kruitshark @diplicery. (cm Phone # 40 - 9-13 - 1000 |
| SITE INFORMATION | Designer's Email Course Transcript |
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COASTAL RESOURCES MANAGEMENT COUNCIL

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ATMENT SYSTEM CONSTRUCTION PERMIT

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| M NEW BUILDING CONSTRUCTION ALTERATION REPAIR TRANSFER | ② A/E TECHNOLOGY TYPE Ax-20 ☐ VARIANCE ☐ REDESIGN ☐ JOINT OWTS / WETLANDS PD | (print), the undersigned licensed OWTs designer, certify that I prepared this application and accompanying forms, submittels, plans and sketches in accordance with the RULEs of the RIDEM pertaining to OWTS and that all the information provided on this application and accompanying forms, submittals, plans and sketches is true and accurate. Designer's Signature License # 133.2 |
| Notice Brick Road South NO. STREET CITY/TO PLAT NUMBER 40-) LOT NUMBER SC LOT SIZE 11,767 SF/ACRES SUBDIVISION NAME Matrick Read Co SUBDIVISION SITE SUITABILITY CERTIFICATIO | Kingbun POLE # SUBDIVISION LOT NUMBER 9 10 NUMBER 9 10 | Business/Company Name Diffick Figure Phone # 40 (fl3-1000) I certify that a) I am the owner of the property indicated under the sile information on this application, b) I will hire a licensed OWTS installer to install the system proposed herein, c) the system will be installed in strict accordance with this application, d) I will hire and retain the licensed OWTS designer or record to witness and inspect the installation of the system, e) I assume all responsibility for the truth and accuracy of this application and ill liability and responsibility for any improper installations of the system on this site and agree to hold the RIDEM harmless from any and all claims relating whatsoeve to the system. In the case of a transfer application, I acknowledge that the permit application and plans previously approved and accompanying this application are the operative documents subject to certification. |
| P.O Box 385 Wakefiel | elo Apughas Fatyras ITD MI. O2880 | Owner's Phone Number Owner's Email Owner(s) Signature Cilary Dianage Owner(s) |
| NO. STREET CITY/TOW | | PERMIT APPROVAL SECTION: DO NOT WRITE BELOW THIS LINE Based upon the representations of the owner and the owner agents, traitiding the representations of the owner and the owner. |
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| BUILDING USE: Residential Commercia Other WATER SUPPLY: Public water public water # OF DESIGN UNITS 4 Bedroven (B&) UNIT DESIGN FLOW 115 gallons per Bt (unit) TANK SIZE 7,000 gallons DESIGN LOAD MINIMUM REQUIRED LEACHFIELD AREA 270 LEACHFIELD TYPE Greet Seed Treetman TOTAL AREA OF LEACHFIELD PROVIDED 24 | TOTAL DAILY FLOW OF GOOD GOOD Square feet Sight (6657 618) | And the control of the distriction of the control o |
| OCT 28 2021 | OW | NER |



Matunuck Beach Condominium CRMC Jurisdiction

1 message

Chris Duhamel <cduhamel@diprete-eng.com>

3 August 2021 at 14:04

To: "Doug Desimone (douglaspropertiesri@gmail.com)" <douglaspropertiesri@gmail.com>

Doug,

CRMC Jurisdiction clarified.

Chris

Chris Duhamel, PE, PLS

Principal

Please feel free to contact me on my cell anytime at 401-640-0513

Thank you!

DiPrete Engineering | BOSTON PROVIDENCE NEWPORT

T 401-943-1000 | C 401-640-0513 | Two Stafford Court Cranston, RI 02920

diprete-eng.com | Facebook | Twitter | Linked In | City/Town | Vcard

From: Personeus, Neal (DEM) <neal.personeus@dem.ri.gov>

Sent: Tuesday, July 27, 2021 1:02 PM

To: Chris Duhamel <cduhamel@diprete-eng.com>
Cc: rlucia <rlucia@crmc.ri.gov>; tsilvia@crmc.ri.gov

Subject: Re: [EXTERNAL] : Matunuck Beach Condominium

[EXTERNAL MESSAGE] - Don't click links or open attachments unless you are certain of the source.

Hi Chris,

CRMC review staff are aware that the RIPDES and UIC reviews will be part of the CRMC Assent review and any potential subsequent permit, as per the Rules. I have already communicated with CRMC staff on this project. Please note that should the project scope be changed such that the project doesn't require an Assent from CRMC, then you will need to return to RIDEM for both the RIPDES and UIC, provided they are both still triggered after any design changes.

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0CT 28 2021 &simpl=msg-f%3A1707096297

MANAGEMENT COUNCIL

| and the | Thanks, |
|---------|--|
| | Neal |
| | From: Chris Duhamel <cduhamel@diprete-eng.com> Sent: Tuesday, July 27, 2021 12:16 PM To: Personeus, Neal (DEM) <neal.personeus@dem_ri.gov> Cc: Jakob Cruikshank <jcruikshank@diprete-eng.com>; Doug Desimone (douglaspropertiesri@gmail.com) <douglaspropertiesri@gmail.com> Subject: [EXTERNAL] : Matunuck Beach Condominium</douglaspropertiesri@gmail.com></jcruikshank@diprete-eng.com></neal.personeus@dem_ri.gov></cduhamel@diprete-eng.com> |
| | Dear Neal, Kristen Thompson has called and informed us that the attached application for RIDEM review of the UIC Program and |
| - | RIPDES NOI are not applicable for the subject site. LPM L |
| | Would you be able to respond with an return email that I could submit to the RI CRMC for the Assent application? |
| | I have copied the owner Doug Desimone on this request as well. |
| | Thank you for your assistance. |
| _ | Sincerely |
| | Chris |
| | |
| | Chris Duhamel, PE, PLS |
| | Principal |
| | |
| | Please feel free to contact me on my cell anytime at 401-640-0513 |
| | Thank you! |
| | |
| | |
| | DiPrete Engineering BOSTON PROVIDENCE NEWPORT [DIPRETE-ENG.COM] |
| | T 401-943-1000 C 401-640-0513 Two Stafford Court Cranston, RI 02920 |
| | diprete-eng.com [diprete-eng.com] Facebook [facebook.com] Twitter [twitter.com] Linked In [linkedin.com] City/Town [diprete-eng.com] Vcard [diprete-eng.com] |
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| | OCT 28 2021 |
| | UC1 20 2021 |

Please let me know if you still have questions or require additional information.





STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

HISTORICAL PRESERVATION & HERITAGE COMMISSION

Old State House • 150 Benefit Street • Providence, R.I. 02903-1209

TEL (401) 222-2678

FAX (401) 222-2968

TTY / Relay 711

Website www.preservation.ri.gov

Jennifer R. Cervenka, Chair Coastal Resources Management Council Stedman Government Center, 4808 Tower Hill Road Wakefield, RI 02879

CRMC File Number:

2019-03-087

Applicant:

E. Blanazgo

Town:

South highman

us typ 4/

Response Date:

4/15/17

Dear Ms. Cervenka,

The Rhode Island Historical Preservation & Heritage Commission has reviewed the above-referenced project. It is our conclusion that this project will have no effect on any significant cultural resources (those listed on or eligible for listing on the National Register of Historic Places).

These comments are provided in accordance with Section 220 of the Coastal Resources Management Plan. If you have any questions, please contact Jeff Emidy, Project Review Coordinator, or Charlotte Taylor, Senior Archaeologist, at this office.

Very truly yours,

J. Paul Loether

Executive Director, RIHPHC

State Historic Preservation Officer

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COASTAL RESOURCES

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OCT 28 2021

COASTAL RESOURCES



UNION FIRE DISTRICT OF SOUTH KINGSTOWN 131 ASA POND ROAD SOUTH KINGSTOWN, RI 02879



TEL (401) 789-8354

FAX (401) 789-8750

August 30, 2021

Mr. James Rabbitt, Planning Director Town of South Kingstown 180 High Street Wakefield, RI 02879

Re: Matunuck Beach Conominiums Subdivision

Dear Mr. Rabbitt;

The Union Fire District's Fire Marshal's Office has no objections to the planned subdivision Matunuck Beach Conominiums. Fire Code compliance for the buildings will be reviewed at the time of plans submittal at the office of the Building Official.

If you need anything further, please don't hesitate to contact us.

Regards,

Chris Hiener, Fire Marshal

Union Fire District 131 Asa Pond Rd

Wakefield, RI 02879 Phone (401)789-8354

Cell (401)255-5921

Fax (401)789-8750

chiener@unionfiredistrict.com

www.unionfiredistrict.com

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COASTAL RESOURCES
MANAGEMENT COUNCIL



Town of South Kingstown, Rhode Island

PLANNING DEPARTMENT 180 High Street Wakefield, RI 02879 Tel (401) 789-9331 x1244 Fax (401) 789-9792

March 24, 2021

Very Good Building and Development, LLC c/o Stephen R. DeSimone
P.O. Box 402
Narragansett, RI 02882

RE:

Matunuck Beach Road Condominiums

Major Land Development Project - Comprehensive Permit

Conceptual Master Plan Approval

Matunuck Beach Road

South Kingstown Tax Assessor's Plat 92-2, Lot 56

Dear Mr. DeSimone:

At the meeting of the South Kingstown Planning Board held on March 11, 2021 the Board voted as follows:

Motion: "The South Kingstown Planning Board hereby grants Conceptual Master Plan approval to the Matunuck Beach Road Condominium Project, a proposed twelve (12) unit residential condominium complex, submitted as a Comprehensive Permit, to contain six (6) duplex structures for a total of twelve (12) with three (3) units being deed-restricted low and moderate-income housing units, located on Matunuck Beach Road, Steve DeSimone, applicant, Eileen R. Biancuzzo, owner. This approval is based upon plan set entitled: "Master Plan Submission, Matunuck Beach Road Condominiums, Matunuck Beach Road, South Kingstown, Rhode Island, Assessor's Plat 92-2 Lot 56, prepared by DiPrete Engineering (DP), Two Stafford Court, Cranston, RI 02920."

| Sheet | Prepared By | <u>Date</u> | Revision Date |
|--------|-------------|------------------|------------------|
| 1 of 6 | DP | March 27, 2020 | February 8, 2021 |
| 2 of 6 | DP | March 27, 2020 | February 8, 2021 |
| 1 of 1 | DP | October 23, 2019 | |
| 5 of 6 | DP . | March 27, 2020 | February 8, 2021 |
| 6 of 6 | DP | March 27, 2020 | February 8, 2021 |

Findings of Fact

- A. The applicant qualifies as an eligible entity and the project is an eligible project pursuant to R.I.G.L. § 45-53-4, as a for-profit developer dedicating at least 25% of the units to be developed as low and moderate income housing units;
- B. The proposed development is consistent with local needs as identified in the local comprehensive community plan, and will address the need for affordable housing development within the community;
- C. The three (3) low and moderate income (LMI) housing units are: integrated throughout the development, compatible in scale and architectural style to the market rate units within the project and with all required Conditions of Approval, and will be built and occupied prior to, or simultaneous with, the construction and occupancy of market rate units;

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OCT 28 2021

- D. The proposed land development project is in compliance with the standards and provisions of the South Kingstown Zoning Ordinance and Subdivision and Land Development Regulations, and/or where expressly varied or waived the local concerns that have been affected by the relief granted do not outweigh the state and local need for low and moderate income housing;
- E. Based on the baseline technical analysis conducted at this Conceptual Master Plan stage of review, it appears there will be no significant negative environmental impacts from the proposed development as shown on the plans;
- F. Based on the baseline technical analysis conducted at this Conceptual Master Plan stage of review, it appears there will be no significant negative impacts on the health and safety of current or future residents of the community, or in areas including but not limited to safe circulation or pedestrian and vehicular traffic, provision of emergency services, sewerage disposal, availability of potable water, adequate surface water run-off, and the preservation of natural, historical or cultural features that contribute to the attractiveness of the community;
- G. The property has adequate and permanent physical access to a public street, namely Matunuck Beach Road, assuming that the information associated with the application and representation made by their traffic consultant that they have proper sightline and stopping distances is actually contained within their property lines and/or that the land area necessary to accommodate the stated sightlines and safe stopping distances are controlled by the applicant; and
- H. The development project, as proposed, will not result in the creation of individual lots with any physical constraints to development that building on those lots according to pertinent regulations and building standards would be impracticable.
- I. The "Findings of Fact" above are based on the general assumption/conclusion that the development plan will be revised by the applicant at the future Preliminary Plan stage to incorporate the conditions of the approval listed as part of this motion.

Findings of Fact, Requested Relief

- J. The proposed development will be in compliance with the standards and provisions of the South Kingstown Zoning Ordinance and Subdivision and Land Development Regulations and/or where expressly varied or waived local concerns that have been affected by the relief granted do not outweigh the state and local need for LMI housing. In view of the state and local need for LMI housing the following waivers, variances and exceptions are hereby granted:
 - i. Zoning Ordinance Section 301 Schedule of Use Regulations Table, Use Code 12.1 Multi-Household Land Development Project. A Multi-Household Land Development Project is not an allowed use within the R20 Zoning District. In addition, it should be noted that a single multi-family (3 or more units) structure is also not allowed within the R20 District.
 - ii. Zoning Ordinance Section 401 Schedule of Dimensional Regulations, Density. The Yield Plan shows the maximum yield of the subject parcel under conventional zoning requirements is six (6) units; the applicant is proposing twelve (12) units.
 - iii. <u>Subdivision & Land Development Regulations</u> Article IV, Section H(9), Multi Household Dwellings, Supplementary Standards. Distances between structures is required to be 50'; the applicant is proposing a separation of 25'.
- K. Because multi-family housing is not allowed in the R-20 district, there are no specific setbacks associated with this proposed use. However, yard setbacks for single-family housing in the R-20 District are as follows:

OCT 2.8.2021

| Front | 35 ft. |
|--------|--------|
| Corner | 25 ft. |
| Side | 15 ft. |
| Rear | 35 ft. |

L. No other relief is granted and all local ordinances and regulations not specifically mentioned herein shall be enforced in their entirety. Any subsequent revision to the plans that require additional or more expansive relief must be approved by the Planning Board in accordance with state law and Section 509 of the South Kingstown Zoning Ordinance as amended.

Conditions of Approval

The Planning Board finds that the conditions imposed in the section are necessary in order to properly address local concerns as previously stated herein. The Board finds that such conditions will not render it impossible to proceed with the proposed project without financial loss, within any limitations that may be set by a subsidizing agency of the government. To the extent that such conditions may render the project infeasible, the Board finds that the local concerns in imposing the same outweigh the potential benefits of the affordable units that have been proposed and that said conditions are 'consistent with local needs' as follows:

- a. Said conditions are not designed or intended to exclude LMI residents from the community or to discourage or frustrate the likelihood of success of the project as further described below and thus are reasonable in view of the state need for LMI housing; and
- b. Similar conditions are applied on a case-by-case basis and as equally as possible to both subsidized and unsubsidized housing as further described below.
- 1. Approval is limited to a maximum of twelve (12) total units, which could be reduced if the applicant fails to satisfy said conditions, and provided that the applicant:
 - a. Modifies the site plan in a manner that allows the Town's fire-fighting apparatus to turn around within the site, as evidenced by the approval of the Chief of the Union Fire District.
 - b. Modifies the site plan to accommodate trash removal vehicles and clearly depicts where trash receptacles will be located on the property and how they will be properly screened from view by abutting properties.
 - c. Modifies the grading for proposed parking spaces so that the cross slopes do not exceed three (3) percent.
 - d. Submits a proposed site design with storm water calculations that clearly indicates that pre-and post-development drainage patterns remain the same or are reduced as it relates to peak flow and volume for up to a 100 year storm/rainfall event, except that storm water may be discharged to the east in a manner that adheres to Rhode Island Coastal Resource Management Council (CRMC) and/or RIDEM stormwater management requirements and is confirmed by the Town Engineer. Drainage patterns/sub-region(s) may not be diverted to another region within the site.
 - e. The applicant shall supply a mounding analysis as part of the storm water management plan to be submitted at the Preliminary Plans stage.
 - f. Modifies the proposed drainage infrastructure in a manner that utilizes a combination of infiltration under portions of the proposed common driveway and/or storm water tree pits/tree wells and/or hardened structures (i.e. Storm Tech Chamber Systems ASTM standards) and designed to meet all the AASHTO requirements for live load and earth load design.
 - g. Designs all storm water systems in a manner to minimize mosquito breeding.

OCT 28 2021
COASTAL RESOURCES
MANAGEMENT COUNCIL

- h. Modifies the proposed building footprints to reduce the overall width of the residential structures to allow increased setbacks between buildings and to accommodate the placement of structure/enclosures for storage and/or refuse containers. By reducing the width of the building footprints the applicant may move the proposed buildings no more than 4' to the north (reducing the proposed distance between the front of the buildings and the road from 18' to 14').
- i. The applicant shall submit:
 - Architectural renderings of the proposed duplex units that are generally consistent with Exhibit A and incorporate design features such as porches, columns and beams, trim and embellishments, varied wall and roof planes, eaves and rakes, and appropriately scaled repetitive elements (i.e., dormers) in order to break up the scale of the individual buildings and massing of the six buildings;
 - Floor plans for the duplex units. The LMI Housing Units shall be within 5% of the total square footage of the proposed market rate units;
 - Elevations showing building height are limited to two and ½ stories with pitched roof(s) - minimum roof pitch 6/12 - primary roof.
 - All architectural submissions shall be subject to professional peer review as it relates to the above items. The applicant shall be responsible for up to \$10,000 in peer review costs associated with this condition.
- j. Modifies the proposed parking layout/site plan to clearly articulate that the proposed additional guest parking (western portion of site) will utilize pervious pavements (i.e. Grass Pave 2 – Invisible Structures) and be limited to 18 spaces.
- k. Modifies the most northwesterly proposed 90 degree impervious parking spaces by eliminating four (4) spaces south of Lot 60/AP 92-2 and the 4 spaces south of Lot 61/AP 92-2 and creating four (4) parking spaces positioned between the eliminated spaces. The modification to this parking area will allow the applicant to construct up to a total of 36 spaces on impervious surfaces and eighteen (18) spaces on pervious spaces. This area shall be landscaped in a manner to visually screen parked cars from the two abutting northerly properties.
- I. The applicant shall modify the design of the site to incorporate features (i.e., fencing/grading/landscaping) that discourage cut-through pedestrian movements from Holden Road through the site. A plan depicting all fence types including materials and style shall be submitted by the applicant at the Preliminary Plan Phase. The final type (material and style) and location of all fences (solid types, maximum 6 ft. high) verses non-solid types (e.g., split rail) shall be approved by the Board. All fencing shall be designed to not impede surface water drainage patterns. The plans shall provide a detail/cut sheet for proposed fencing types.
- m. With the preliminary plan application, submit a concise development phasing/sequencing plan, to include but not limited to: road construction, storm drainage installation, utility installation, erosion and sediment control, unit development, etc.
- n. Additional items TBD.
- 2. Approval is based upon the provision of 25% subsidized housing units available for LMI residents. The LMI dwelling units will be sold to a person or family with an income at or below 100% of the Area Median Income and be deed restricted for a period of not less than thirty (30) years.
- 3. Proposed LMI Housing units shall be integrated throughout the development, shall be compatible in scale and architectural style to the market rate units within the project, and

they shall be built and offered for occupancy simultaneously with the construction and occupancy of the market rate units.

- 4. As part of the Preliminary Plan submittal, the applicant shall indicate which specific units will contain the LMI Housing units and shall propose the schedule by which the LMI Housing units will be constructed. Said schedule shall not exceed the construction of three (3) market-rate units for every one (1) LMI Housing unit.
- 5. The proposed residential units shall limited to 2 bedrooms. The applicant shall add this provision as a deed restriction and in the Home Owners Association (HOA) documents.
 - a. The building square footage and associated building footprints shall be limited to the square footage approved during the permitting process. Consequently future additions to the approved units shall be prohibited.
- 6. The applicant shall be subject to a peer review of their proposed storm-water management plan/storm-water design as it relates to the management of storm-water on site including evaluating impacts to abutting properties both upstream and downstream to the project. The applicant shall be responsible for up to \$10,000 in peer review costs associated with this condition and shall submit the required fee associated with Article XI, Section 4 (Project Review Fees) of the Subdivision and Land Development Regulations with the submission of the Preliminary Plan application.

Said motion, made by Ms. Rubinoff and duly seconded by Mr. Murphy, passed by unanimous poll vote, 7-0 (S. Axelrod; P. DiStefano; S. DiMasi; P. Jordan; M. Mack; J. Murphy; P. Rubinoff).

This decision may be appealed in accordance with RIGL § 45-53-4 and 45-53-5 of the Low and Moderate Income Housing Act.

Respectfully

F. Steven DiMasi, Chair

Planning Board



Town of South Kingstown, Rhode Island

DEPARTMENT OF ASSESSMENT

180 High Street Wakefield, RI 02879 Tel. 401-789-9331 Ext. 1220

October 4, 2021

To Whom It May Concern:

This letter will confirm ownership of real estate located in the Town of South Kingstown under the name(s) of **Matunuck Beach Road Partners LLC** as of **September 23**, **2021**. This property is located at **Matunuck Beach Road** and listed on my records as Map **92-2** Lot **56**.

The Tax Assessor's Office cannot verify residency.

Sincerely,

Jean-Paul Bouchard

Jean-Paul Bouchard Town Assessor



PETRARCA, MARK S ETUX PRISCILLA A 106 PROSPECT RD WAKEFIELD, RI 20879 93-1 - 16

CHAUCER, LEILA P 5 NORWOOD AVENUE MILFORD. CT 06460 93-1-15

POTTS STEPHANIE PA INC 6 FAIRWAY DR HOPE VALLEY, RI 02832 92-2-52

92-2 57 7 HOLDEN ROAD HANLEY-MULHOLLAND BARBARA A 7 HOLDEN ROAD WAKEFIELD, RI 02879

92-2 58 13 HOLDEN ROAD ZELINSKY, PAUL R & CATHERINE H 35 WOODSTOCK DR MANCHESTER, CT 06042

92-2 62 33 HOLDEN ROAD DIANA'S TRUST 19 BELLA VISTA CIRCLE GLOCESTER, RI 02814

92-2 63 55 HOLDEN ROAD SOMERS, JOHNS & JEAN

92-2 64 73 HOLDEN ROAD KOCH-MULVEY, ERIKA & JANSSEN. HEIDI R & KELLEHER. ANDREA 893 DANIELSON PIKE NORTH SCITUATE, RI 02857

92-2 66 87 HOLDEN ROAD CWALINA RI REALTY TRUS 83 NORTH ST NORTH READING, MA 01834

55 HOLDEN ROAD WAKEFIELD RI 02879

> 92-2 72 116 HOLDEN ROAD KIMBERLY A 187 MARION AVE PLANTSVILLE, CT 06479

92-2 60 21 HOLDEN ROAD HAZARD DONALD & LIND 216 WOPOWOG RD EAST HAMPTON, CT 06424

92-2 69 101 HOLDEN ROAD ROSS CAROL F REVOC TRUST 101 HOLDEN ROAD WAKEFIELD, RI 02879

92-2 61 27 HOLDEN ROAD GUERTIN FAMILY IRREVOC LIVING TRUST 1201 SE PALM BEACH RD PORT ST LUCIE, FL 34952

92-2 68 93 HOLDEN ROAD MORRISSETTE, MAURICE A JEANNINE A TRUSTEES 93 HOLDEN RD WAKEFIELD, RI 02879

The Carpenters Beach Trust 854 Matunuck Beach Road 92-2-55

POTTS STEPHANIE PAINC 6 FAIRWAY DR HOPE VALLEY, RI 02832 93-1/1

92-2-70- KUIPER, ODIN K KUIPER, CARRIE J 33 FARMCLIFF DR GLASTONBURY, CT 06033 Wakefield, RI 02879









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| TYPE OF APPLICATION | (CHECK ALL THAT APPLY) | at the second this |
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COASTAL RESOURCES MANAGEMENT COUNCIL

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| ☐ REPAIR | □ VARIANCE W 65T | application and accompanying forms, submittals, plans and sketches in accordance with the RULEs of the RIDEM pertaining to OWTS and that all information provided on this application and accompanying forms, submittals, plans and sketches is true and accurate. |
| ☐ TRANSFER | ☐ JOINT OWTS / WETLANDS PD | |
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| Matinick Beach Road South | Kingsbun | Designer's Email jerukshak Odjale en con Phone # 401-943-1000 Business/Company Name Diffield Engineering |
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| SUBDIVISION SITE SUITABILITY CERTIFICATION OWNER INFO | | to the system. In the case of a transfer application, I acknowledge that the permit application and plans previously approved and accompanying application are the operative documents subject to certification. |
| ^ | | Owner's Phone Number |
| LAST NAME FIRST N | clo Douglas François LTO AME M.I. | Owner's Email |
| P.O Box 385 Whefeld | | Owner(s) Signature Ciken Saum |
| NO. STREET CITY/TOW | N ZIP CODE | PERMIT APPROVAL SECTION: DO NOT WRITE BELOW THIS LINE |
| RIDEM APPLICAT | ÎON HISTORY | cases upon the representations of the owner and the owner's agents, including the representations of the owner country |
| PREVIOUS SITE TESTING A YES NO A | PPLICATION # 2021-1431 | and the fruth and accuracy of all information submitted, this application for an OVITS is hereby approved. The RIDEM assumes no responsibility of liability for the future safe operation or maintenance of the afgressed system of the fitness or substitute. |
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| WETLAND DETERMINATION 🔲 YES 🖾 NO RIDEM FIL | LE# DATE / / | and the intringing accuracy of all information submitted, this application for an OV/TS is hereby approved. The RIDEM assumes no responsibility or liability for the future safe operation or maintenance of the affireased system, of the timess or suitability of this system of the owners, or the owners again's representations. This approval is subject to future suspension or revocation in the event that subsequent examination reveals any data indicated on any application, form, submitted per or sketch to be incorrect, or not in compliance with the RIVES or any conditions at the alto are made in the approval design is not in accordance with the RIVES, or in the event that the system discharges inadequately mean waster to waters of the State of falls to operate satisfactions it is any other respiner. |
| LARGE SYSTEM Q YES NO OCI FILE # II | F APPLICABLE | M CRTANT Additional telms of approval as dire let. |
| DESIGN INFO | RMATION | the common reaching area excevation must be inspected by signification to cace their of any gravel or stone. |
| BUILDING USE: 🗷 Residential 🚨 Commercia | 1. | Westerviste to weeks of the State oxiditional Terms of approval associated transcribed. WPORTANT: Additional Terms of approval associated or any gravel or stone. By stone of leaching area excelled in must be inspected by RIDEM prior to covering any component of the aystem with backful. By stone installation must be inspected by RIDEM prior to covering any component of the aystem with backful. By the middle construction and the appropriate control of the aystem of the aystem of a control of the aystem of record must control or majurage area engineering a majorial or easy of record must control or majurage area engineering majorial or easy of technology. Cartification only of this form and Operation/Militarianse particle to the first of the appropriate of the appropriate or provided and restricted control or the control of the appropriate or any appropriate or provided and restricted control or the provided or any appropriate permit for an applicable condition. |
| Other_ | JUN 1. E 000 | 12 STROUGH AND RETAIN A COMMENT OF THE PROPERTY OF THE PROPERT |
| WATER SUPPLY: Apublic water public we | private well | Consideration of the second of |
| # OF DESIGN UNITS 4 Bedroom (BL) | Office of Water Per | Figuration See Original permit for all applicable contribute |
| UNIT DESIGN FLOW 115 gallons per By (unit) | TOTAL DAILY FLOW 460 gallons | CENTRAL PROPERTY OF THE PROPER |
| TANK SIZE 2,000 gellons DESIGN LOAD | ING RATE 21 gpd/sf | No Romania an arcins |
| MINIMUM REQUIRED LEACHFIELD AREA 210 | | COURSE CONTRACT VI HAMELE |
| TOTAL AREA OF LEACHFIELD PROVIDED 24 | System (65T 6218) | Signis une of RIDEN Concill |
| TOTAL AREA OF LEACHFIELD PROVIDED 21 | square feet | Signal tre of RIDEN Condition (Date of Approval Date of Bruttello That That I |

OCT 28 2021

OWNER



RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT ONSITE WASTEWATER TREATMENT SYSTEM CONSTRUCTION PERMIT



www.dem.ri.gov/saptic

| Arg diagonals | 我们是没有一个人的,我们就没有一个人的,我们就没有一个人的,我们就没有一个人的,我们就没有一个人的,我们就没有一个人的,我们就没有一个人的人的人,我们就没有 | LIED C. ANGUNE RECEIVED & BOOK & CHECK # | /030 NOTE 034 |
|---|---|--|--|
| TYPE OF APPLICATION | (CHECK ALL THAT APPLY) | CERTIFICATION | |
| ZENEW BUILDING CONSTRUCTION □ ALTERATION □ REPAIR □ TRANSFER | CMA/E TECHNOLOGY TYPE Ax 20 CI VARIANCE CI REDESIGN CI JOINT OWTS / WETLANDS PD | Jokub Crukrimik (print), the undersigne application and accompanying forms, submittals, plans and skelches in accordance with the F information provided on this application and accompanying forms, submittals, plans and sketch | hes is true and accurate. |
| SITE INF | ORMATION | | nse # <u>13362</u> |
| NO. STREET CITY | TOWN POLE # SG SUBDIVISION LOT NUMBER (IA.) 18 | Designer's Email Jantshak @ dipate - my.com Ph Business/Company Name Di Pak Engineering | enger or a |
| SUBDIVISION NAME Moderate Results SUBDIVISION SITE SUITABILITY CERTIFICA | Condos TION#_N/A | I certify that a) I am the owner of the property indicated under the site information on this application of the system proposed herein, c) the system will be installed in strict accordance with this application eccord to witness and inspect the installation of the system, e) I assume all responsibility for the responsibility for any improper installations of the system on this site and agree to hold the Rit to the system. In the case of a transfer application, I exknowledge that the permit application are the operative documents subject to certification. | on, d) I will hire and retain the licensed OWTS designer of the truth and accuracy of this application and all liability and |
| Broncusso Filera LAST NAME FIRST | NAME . M.I. | Owner's Phone Number Owner's Email | |
| P-O Box 385 Wakeh | | Owner(s) Signature Cillon Dimensor | |
| RIDEMI APPLIC PREVIOUS SITE TESTING SE YES NO DEPTH TO APPROVED WATER TABLE 6.0' TEST HOLE # 31-12 DATE EXCAVATED 2/22/21 | ATION HISTORY APPLICATION # 2032 - 1432 HOW DETERMINED SEY WETLANDS within 200' OF OWTS YES NO | PERMIT APPROVAL SECTION: DO NOT-WRITED Based upon the representations of the owner and the owner's agents; including the and the nuth and accuracy of all information submitted, this application for an OWI responsibility or liability for the future safe operation of maintenance of the aforesal to this afternoon to the assume any responsibility for the accuracy and finith of the or This approval is subject to future suspension or revocation in the event that subsequent approval is subject to future suspension or revocation in the event that subsequent approval is subject to future suspension or revocation in the event that the approved design is not in accordance with the RULES, or in the event wastewater to waters of the State or falls to operate satisfactorily in any other manning. | representations of the owner's OV/TS designer, S is hereby approved. The RIDEM assumes no d system, of the fitness or sultability of this system wher's, or the owner's agent's representations. usent examination reveals any data indicated on with the RULES or any conditions at the site are t that the system discharges inadequately treated ser |
| WETLAND DETERMINATION YES MO RIDEM | | MINISTRY ANT. Additional terms of approva | as circled |
| LARGE SYSTEM TYES TO NO OCI FILE | #IF APPLICABLE FORMATION | A Bottom of the ching area excellation must be inspected by the RIDEM prior to a System material after must be inspected by RIDEM prior to exvening any combo | placement of any gravet or stone. |
| BUILDING USE: W Residential Comme | rclal Environmental Managem | Cautom of teaching area excellational terms of approval cautom of teaching area excellation must be inspected by the RIDEM pilor to a year in the latest and the RIDEM pilor to a year in the all teaching area excelled by RIDEM pilor to severing any composition of a year and a tipulations of a year and the latest and a tipulation of a year and the latest and a tipulation of a year and the latest and a tipulation of any after the latest and a second and a year and a second and a year and year. | Handa(s) approved on construction. If may apply (see A/E Technology Certification.) Identica records prior to conformance. |
| # OF DESIGN UNITS 4 Bediove (BR) | | Consideration of the control must be installed prior to start of or control must be installed prior to start of or control must be installed prior to start of or control must be adjusted by the conditions. | stel Resources Management Council. onatruction |
| TANK SIZE 7,000 gallons DESIGN LO | | Told in primeter | |
| LEACHFIELD TYPE GOOD SON TOOL | square feet 28 2021 | CRACA; proved required Signature of RIDEM Official | Date of A |
| TOTAL AREA OF LEACHFIELD PROVIDED | 146.0 scuare GOASTAL RESOURCES | They walken I leters | Date of Approval Date of Expiration 1/21/2) //21/20 |