



State of Rhode Island
Coastal Resources Management Council
Oliver H. Stedman Government Center
4808 Tower Hill Road, Suite 116
Wakefield, RI 02879-1900

*Previous
approval Maintenance
Asst*
(401) 783-3370
Fax (401) 783-2069

May 12, 2025



Chrones Family Rev. Trust
c/o James Chrones



RE: CRMC Maintenance Certification M2024-10-047- Restack revetment and install back-of-wall drainage layer. Removed unpermitted concrete. No expansion of the revetment is permitted.

Site Location: 25 Atlantic Avenue, Westerly; Plat(s): 175; Lot(s): 17

Dear Mr./Mrs. :

A site inspection and review of plans submitted to this office for the above cited project indicates it is in conformance with and will have no adverse effect on the plan and program adopted by the Coastal Resources Management Council.

The Coastal Resources Management Council will interpose no objection to the work proposed, as long as all work is done in accordance with plans/and or notice submitted into this office and provided the following stipulations are adhered to.

ADDITIONAL STIPULATIONS

General Stipulations

A. The applicant shall record this assent in its entirety in the land evidence records of the Town of Westerly within thirty (30) days of the date of assent issuance. Certification by the Town Clerk's office that this stipulation has been complied with shall be furnished to Coastal Resources Management Council by the applicant within fifteen (15) days thereafter. Failure to comply with provision will render this assent null and void.

B. For the purpose of this permit, the coastal feature shall be the revetment; and the inland edge of the coastal feature shall be the top inland edge of the revetment.

C. The approved plan shall be those entitled "Site Plan Existing Conditions" sheets 3-10, dated October 2, 2024, by August J. Kreuzkamp III, PE of Harbor Engineering, LLC. Except as stipulated or modified herein, all details and specifications thereon shall be strictly adhered to. Any and all changes require written approval from this office.

D. Prior to commencement of site alterations, you shall post the CRMC assent card. This assent card must be maintained at the site in a conspicuous location until such time that the project is complete.



E. Prior to conducting earthwork and other land disturbing activities, erosion, runoff and sediment control measures shall be installed and maintained in accordance with good engineering practices including the applicable details found in the manufacturer's specifications and/or in the Rhode Island Soil Erosion and Sediment Control Handbook (as amended). These measures must be maintained until the site is stabilized through the establishment of vegetative cover and/or construction of the approved facilities (buildings, roadways, parking areas, etc.) has stabilized soils sufficiently to prevent erosion and sedimentation.

F. All concrete, concrete debris, and cement wash outside the perimeter of the concrete retaining wall below the patio shall be removed from the revetment.

G. There shall be no discharge or disposal of toxic waste, hazardous materials, oil, grease and other lubricants, excess fertilizer, pesticides or other chemicals or controlled materials either on site or in any area which may enter a wetland, watercourse or groundwater. All spills of such materials shall be reported to the RI Department of Environmental Management for appropriate remediation. All used lubricants, excess chemicals, fertilizers, pesticides, etc., shall be removed from the site for transport, handling and disposal in accordance with all applicable state and federal regulations.

H. All excess excavated materials (soils, rock, gravel, etc.), excess construction materials, demolition debris, temporary erosion, runoff and sediment control measures, etc., shall be removed from the site for appropriate re-use and/or proper disposal at a suitable upland location or landfill. All toxic materials and waste shall be properly transported and disposed of in accordance with applicable state and federal regulations.

General Shoreline Protection Stipulations

A. Construction activities shall be conducted only during lower tides in dry conditions. No heavy machinery or construction materials shall be stored or stockpiled on the coastal beach throughout the project.

B. There shall be no filling on the coastal feature or in tidal waters. The shoreline protection facility shall not be used to regain property lost through historical erosion or storm events.

C. The toe of the shoreline protection facility (including the drainage layer) shall be located no farther seaward than the toe of the existing revetment.

D. If the shoreline protection structure is damaged, a separate Maintenance Certification must be issued before repair activity can commence. If damage is >50%, as assessed by CRMC, any replacement work shall be classified as new work and will require a new CRMC Assent.

E. Any area up to ten feet (10') landward of the recent recognizable high tide line, where shore exists, shall remain in the public trust after completion of work, pursuant to RI Gen. Law §46-23. The public retains all the rights and privileges outlined in the Rhode Island State Constitution, Article 1, Section 17.

F. Work shall only take place in the off-season (between Labor Day and Memorial Day).



G. No work shall be permitted outside the owner's property as part of this assent.

Maintenance Components

A. Maintenance activities are limited to removing unpermitted concrete, restacking of existing stone to pre-existing conditions, and installing a stone drainage layer behind the armor stones.

B. A maximum of 50 tons of undersized stone may be exchanged with 50 tons of new stone not to exceed 4.5 feet in diameter. All undersized stone must be disposed of offsite. This is a one-time allowance and shall not be provided in future assents.

Structural Components

C. On site beach materials shall not be used as construction material.

D. The slope and height of the restacked revetment shall match the slope and height of the pre-existing revetment.

A copy of this certification to perform maintenance work shall be kept on site during construction. All conditions of original CRMC assents that pertain to this property will be adhered to unless otherwise modified by the CRMC.

Applicant agrees that as a condition to the granting of this certification, members of the Coastal Resources Management Council or its staff shall have access to his property to make on-site inspections to insure compliance with the assent.

Licensee shall be fully and completely liable to State, and shall waive any claims against State for contribution or otherwise, and shall indemnify, defend, and save harmless State and its agencies, employees, officers, directors, and agents with respect to any and all liability, damages (including damages to land, aquatic life, and other natural resources), expenses, causes of action, suits, claims, costs (including testing, auditing, surveying, and investigating costs), fees (including attorneys' fees and costs), penalties (civil and criminal), and response, cleanup, or remediation costs assessed against or imposed upon Licensee, State, or the Property, as a result of Licensee's control of the Property, or Licensee's use, disposal, transportation, generation and/or sale of Hazardous Substances or that of Licensee's employees, agents, assigns, sublicensees, contractors, subcontractors, permittees, or invitees.

All applicable policies, prohibitions, and standards of the RICRMP shall be upheld.

All local, state or federal ordinances and regulations must be complied with.

Please be advised that all work must being permitted must be completed on or before May 12, 2028, (unless written application requesting an extension is received by CRMC sixty (60) days prior to expiration date).

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Permits issued by the CRMC confer no property rights, and are valid only with the conditions and stipulations under which they are granted. Permits imply no guarantee of renewal, and may be subject to denial, revocation, or modification.

CAUTION:

The limits of authorized work shall be only for that which was approved by the CRMC. Any activities or alterations in which deviate from this assent or what was detailed on the CRMC approved plans will require a separate application and review. Additionally, if the information provided to the CRMC for this review is inaccurate or did not reveal all necessary information or data, then this permit may be found to be null and void. Plans for any future alteration of the shoreline or construction or alteration within the 200' zone of CRMC jurisdiction or in coastal waters must be submitted for review to the CRMC prior to commencing such activity.

Permits, licenses or easements issued by the Council are valid only with the conditions and stipulation under which they are granted and imply no guarantee of renewal. The initial application or an application for renewal may be subject to denial or modification. If an application is granted, said permit, license and easement may be subject to revocation and/or modification for failure to comply with the conditions and stipulations under which the same was issued or for other good cause.

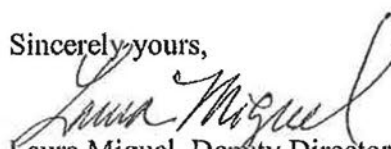
ATTENTION: ALL STRUCTURES AND FILLED AREAS IN THE TIDAL, COASTAL, OR NAVIGABLE WATERS OF THE STATE OF RHODE ISLAND ARE SUBJECT TO:

1. The Superior Property Rights of the State of Rhode Island in the Submerged and Submersible Lands of the Coastal, Tidal, and Navigable Waters;
2. The Superior Navigation Servitude of the United States;
3. The Police Powers of the State of Rhode Island and the United States to regulate Structures in the Tidal, Coastal, or Navigable Waters.

THE SUBMERGED AND SUBMERSIBLE LANDS OF THE TIDAL, COASTAL, AND NAVIGABLE WATERS OF THE STATE ARE OWNED BY THE STATE AND HELD IN TRUST FOR THE PUBLIC. CONVEYANCE OF THESE LANDS IS ILLEGAL; TITLES PURPORTING TO TRANSFER SUCH LANDS ARE VOID. ASSENTS THAT INVOLVE THE FILLING OR USE OF THE STATES SUBMERGED LANDS ARE GRANTED WITH THE PROVISIO THAT IT IS SUBJECT TO THE IMPOSITION OF A USAGE FEE TO BE ESTABLISHED BY THE COASTAL RESOURCES MANAGEMENT COUNCIL.

The Coastal Resources Management Council wishes to thank you for being given the opportunity to assess and review these plans. If you need additional information, please feel free to contact this office.

Sincerely yours,



Laura Miguel, Deputy Director
Coastal Resources Management Council

/jla