



RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
BUREAU OF ENVIRONMENTAL PROTECTION
OFFICE OF COMPLIANCE AND INSPECTION
235 Promenade Street, Suite 220
Providence, RI 02908-5767

Sent by Electronic Mail

March 19, 2025

Robert Schultz, Jr., Utilities Director-Engineering
City of Newport, Department of Utilities
70 Halsey Street
Newport, RI 02840
rschultz@CityofNewport.com

RE: Repairs to Easton Pond North Dam (State ID #584)
Newport, Rhode Island

Dear Mr. Schultz:

The Department of Environmental Management ("DEM") Office of Compliance and Inspection has received the City of Newport plans dated February 21, 2025, titled "*Application for State Assent: Vegetative Clearing & Stabilization Plan for Old Sediment Basin (North & South Easton Pond)*," submitted to the Office of Compliance and Inspection on February 25, 2025.

The proposed repairs include interim stabilization measures to the North Easton Pond embankment downstream of the auxiliary spillway.

The proposed work to the Easton Pond North Dam is approved under the following conditions:

1. This approval is specifically limited to the repair work detailed in the submittals to DEM as described above. Major changes or revisions to the work are not authorized without prior approval from DEM.
2. No lowering of the pond or water diversions shall be allowed. The impoundment level is to remain at normal seasonal levels throughout the duration of the project.
3. Any material utilized in this project must be clean and free of matter that could pollute any water of the State including freshwater wetlands.
4. Best management practices for erosion and sediment controls shall be used as needed. Temporary controls to prevent soil from eroding off the site into the adjacent pond or stream shall be installed prior to the commencement of work. All controls shall be maintained in effective operating condition during the work and all exposed soil and other fills must be permanently stabilized at the earliest possible date following the completion of the work. Following stabilization of the work area, all temporary soil erosion controls such as silt fencing must be removed (For guidance see *Rhode Island Soil Erosion and Sediment Control Handbook* and *Rhode Island Stormwater Design and Installation Standards Manual*).

5. All work associated with this project must be confined to the established limits of disturbance as depicted on the approved site plans.
6. All repair work shall be protective of water quality and freshwater wetland function and values so as to prevent pollutants, sediment, direct discharge of stormwater runoff, or any other material foreign to waters of the State including the freshwater wetlands, or hazardous to life, from entering any waters of the State including the freshwater wetlands.
7. During the repair work, the engineer responsible for the design shall maintain sufficient oversight of the project to be able to certify, upon completion of the work, that it was completed in conformance with the documents approved herein.

This approval does not remove your obligation to obtain Army Corps of Engineers (ACOE) approval.

In permitting the proposed repair, the DEM assumes no responsibility from faulty design or construction.

A copy of the stamped-approved plans is attached.

Please contact Stacey Pinto by telephone at (401) 537-4477 or by email at Stacey.Pinto@dem.ri.gov upon initiation and completion of the project. Please contact me at (401) 537- 4449 or by email at Patrick.Hogan@dem.ri.gov if you have any questions relating to this approval.

Sincerely,



Patrick J. Hogan, P.E.
Environmental Engineer IV

Enc.: Approved Plans

Cc (email): Marc Pappas, Director, RI Emergency Management Agency
 Melinda Hopkins, RI Emergency Management Agency
 Humphrey Donnelly, Director, Newport Emergency Management Agency
 David Chopy, Administrator, DEM Office of Compliance and Inspection
 Christina Hoefsmit, Deputy Administrator, DEM Office of Compliance and Inspection
 Stacey Pinto, DEM Office of Compliance and Inspection, Dam Safety Program
 Martin Wencek, DEM Office of Water Resources, Freshwater Wetlands Program