



DEPARTMENT OF THE ARMY
US ARMY CORPS OF ENGINEERS
NEW ENGLAND DISTRICT
696 VIRGINIA ROAD
CONCORD MA 01742-2751



May 7, 2024

Regulatory Division
File No. CENAE-R-2024-01164

VIA FEDEX

NOTICE OF VIOLATION

Quidnessett Country Club, Inc.
PO Box 860
East Greenwich, RI 02818

Quidnessett Country Club
950 N Quidnessett Road
North Kingstown, RI 02852

Dear Quidnessett Country Club:

This letter is in reference to work that you conducted at 950 North Quidnessett Road in North Kingstown, Rhode Island. The work involves waters below mean high water of Narragansett Bay and/or wetlands under jurisdiction of the U.S. Army Corps of Engineers (USACE). Information received in this office indicates that you are a party associated with this activity, either as a property owner or as a person performing or causing the performance of this work.

Section 10 of the Rivers and Harbors Act of 1899 (RHA), 33 USC 403, prohibits the installation of any structure in or over navigable waters of the United States and the excavation from or depositing material into such waters unless the work has been properly authorized by a Department of the Army permit. In accordance with the Alternatives Fines Act, 18 U.S.C. §3571, criminal penalties may include fines of up to \$100,000 for individuals (up to \$200,000 for corporations), imprisonment for up to 1 year, or both. Section 404 of the Clean Water Act (CWA), 33 U.S.C. 1344, prohibits the discharge of dredged or fill material into waters of the United States unless such discharge has been properly authorized by a Department of the Army permit. Violations of Section 10, a criminal statute, can result in imprisonment of up to one year, and/or fines of up to \$100,000 for individuals or \$200,000 for organizations by operation of the Alternative Fines Act, 18 U.S.C. § 3571. Violations of the CWA can result in administrative penalties, civil penalties of a maximum of up to \$22,585 per violation and a maximum of \$56,461 per day of violation, criminal fines or imprisonment. Every day unauthorized fill remains in place is a separate day of violation. Injunctive relief, including restoration, is also available.

Section 404 of the CWA, 33 U.S.C. 1344, prohibits discharges of dredged or fill material into waters of the United States and their adjacent wetlands unless the work has been authorized by Department of the Army permit. Please be aware that CWA violations may result in