*******IMPORTANT ANNOUNCEMENT****

New State Procedures for Application Processing Wetlands and Waterways Program

Water Management Administration Maryland Department of the Environment

Effective August 1, 2011, the Maryland Department of the Environment (MDE) will implement new procedures for application review and communication with applicants designed to improve and expedite permit application processing. These procedures are intended to clarify the steps in the review process, promptly communicate the need for specific additional information and add certainty to the permit process by adhering to published permit turn-around times. MDE's ability to meet these new turn-around times for permit decisions depends on the submission of a carefully prepared application and the provision of any additional information determined by MDE to be necessary to complete an application review and render a decision. Providing additional information when requested is critical to the success of MDE in rendering a timely permit decision.

What is the Current Procedure?

All applicants for a wetlands and waterways authorization currently receive a "45-day letter" notifying the applicant that the activity is either authorized to proceed, or that the additional information described in the letter is needed to complete the application and enable MDE to render a decision. Past practice has been to allow the applicant an indefinite period of time to provide this information, resulting in thousands of pending applications upon which MDE could take no action.

What is Changing as of August 1, 2011?

The new process provides only one opportunity for an applicant to supplement an application with additional information. This change in procedure, which is applicable to all applications received on or after August 1, 2011, places a deadline by which the additional information requested in the "45-day letter" must be provided to MDE. Since each "45-day letter" will include a deadline for the submission of requested information, it is important to maintain a dialogue with the project manager assigned to your project prior to responding.

What Happens If Applicants Do Not Provide Sufficient Information or MDE Fails to Meet Deadlines?

If an applicant fails to provide the additional requested information or if the information provided within the requested time frame is insufficient, MDE will deny the permit application due to insufficient information upon which to make a favorable decision. The applicant may re-apply as allowed under State law. Resubmission of a permit application is considered a new application and fees will be due and payable upon resubmission of the application. As is currently done, if the Department fails to request additional information in the 45-day letter, the application is considered complete and the review will continue.

Note: If an application meets certain criteria for requiring additional time for review, such as a scientific study requested by MDE, resolution of legal or local governmental matters or other factors beyond the control of the applicant or the Department, this new procedure will not apply. The applicant will be notified if the application meets these criteria in the 45-day letter.

How Can an Applicant Ensure an Expedited Review Process?

Applicants are advised to obtain information and guidance by calling 410-537-3745 or 800-633-6101. Another option is to schedule a pre-application meeting by filling out the Pre-Application Meeting Request Form available at the following email address:

$\frac{http://mde.maryland.gov/programs/Water/WetlandsandWaterways/Documents/preAppMeetingRequest.}{pdf}$

In addition to providing the information requested in the application, be sure to include all of the information discussed during the telephone call or at the pre-application meeting. It is advisable to delay submitting an application until all of the required information can be provided. Additional information is available on the program's website:

 $\underline{http://mde.maryland.gov/programs/Water/WetlandsandWaterways/Pages/Programs/WaterPrograms/wetlands_waterways/index.aspx}$

JOINT FEDERAL/STATE APPLICATION FOR THE ALTERATION OF ANY FLOODPLAIN, WATERWAY, TIDAL OR NONTIDAL WETLAND IN MARYLAND

_	R AGENCY USE ONLY lication Number	Data Datarminad Complete	
	Received by State	Data(a) Datumed	
Date	Received by Corps	<u></u>	
	e of State permit needed	Date of Field Review	
Тур	e of Corps permit needed	Agency Performed Field Review	
	+++++++++++++++++++++++++++++++++++++++		
• tl	Please submit 1 original and 6 copies of this form, required may the last page of this form. Any application which is not completed in full or is accompanional esult in a time delay to the applicant.	•	
Plea	se check one of the following:		
JUR PRE	UBMITTAL: X APPLICATION AMENDMENT: ISDICTIONAL DETERMINATION ONLY APPLY VIOUSLY ASSIGNED NUMBER (RESUBMITTALS AND AMENI FE 7/17/2015	TING FOR AUTHORIZATION	
1.	APPLICANT INFORMATION:		
API	PLICANT NAME:		
A.	Name: Chris Judy	B. Daytime Telephone: 410-	260-8259
C.	Company: Department of Natural Resources	D. Email Address: Chris.Judy@mar	yland.gov
E.	Address: 580 Taylor Avenue, B-2		
F.	City: Annapolis	State: MD	Zip: 21401
AGI	ENT/ENGINEER INFORMATION:		
A.	Name:	B. Daytime Telephone:	
C.	Company:		
E.	Address:		
F.	City:	State:	Zip:
ENV	VIRONMENTAL CONSULTANT:		
A.	Name:	B. Daytime Telephone:	
C.	Company:		
E.	Address:	-	
F.	City:	State:	Zip:
CO	NTRACTOR (If known):		
A.	Name:	B. Daytime Telephone:	
C.	Name: Company:	D. Email Address:	
E.	Address:	D. Email Address.	
F.	City:	State:	Zip:
PRI	NCIPAL CONTACT:		
A.	Name: Chris Judy	B. Daytime Telephone: 410-	260-8259
C.	Company: Department of Natural Resources	D. Email Address: Chris.Judy@mar	
E.	Address: 580 Taylor Avenue, B-2	Z Zun voo Zin io. vuu y William	J
F.	City: Annapolis	State: MD	Zip: 21401

2. PROJECT DESCRIPTION

a.	GIVE WRITTEN DESCRIPTION OF PROJECT:
----	--------------------------------------

See attachment 1						
Has any portion of the proje This is an ongoing restorati		Y uthorized un	es der COE po		If yes, explain 2-M24	
Is this a residential subdivising If yes, total number of acres		elopment?		Yes X	_ No	
b. ACTIVITY: Check a appropriate.	ll activities that are prop	oosed in the	wetland, wa	terway, floodplain	, and nontidal wet	eland buffer as
A. X filling B. X dredging C. excavating	D	flooding of water draining	or impound	ing	V	grading emoving or destroying regetation ouilding structures
Area for item(s) checked: Area of stream impact Length of stream affected	Wetland Expanded Buffer (Non (sq. ft	tidal Wetlan		Nontidal Wetland (= :	(sq. ft.)
c. TYPE OF PROJECT		,				
For each activity, give over square feet in column 3. For ponds, give average depth (or activities in tidal wate	ers, give max	imum dista	nce channelward (in feet) in column of fill or dredged r	4. For dam or small
A. Bulkhead B. Revetment C. Vegetative Stal D. Gabions E. Groins F. Jetties G. Boat Ramp H. Pier I. Breakwater J. Repair & Main K. Road Crossing L. Utility Line M. Outfall Constru N. Small Pond O. Dam P. Lot Fill Q. Building Struct R. Culvert S. Bridge T. Stream Channe U. Parking Area V. Dredging	tenance action tures					
W. X Other (explain)	2 Ma See Attachment 1	aintenance	3	Hydraulic	4	Mechanical

d.	PROJECT PURPOSE: Give brief written description of the project purpose:
То	accquire oyster shell that can be used in several different ways to restore oyster populations and the oyster fishery in Chesapeake
	y. See Attachment 1 for details.
3. a.	PROJECT LOCATION: LOCATION INFORMATION:
A.	County: Various B. City: C. Name of waterway or closest waterway Chesapeake and Coastal Bays with their tributaries.
D. E.	
F.	Directions from nearest intersection of two state roads:
	Is your project located in the Chesapeake Bay Critical Area (generally within 1,000 feet of tidal waters or tidal wetlands)?: X Yes No
Н.	County Book Man Coordinates (Alexandria Drafting Co.): Excluding Garrett and Somerset Counties:
I.	Map: Letter: Number: (to the nearest tenth) FEMA Floodplain Map Panel Number (if known): 1. latitude 2. longitude
J.	1 latitude 2 longitude
b. pro	ACTIVITY LOCATION: Check one or more of the following as appropriate for the type of wetland/waterway where you are oposing an activity:
	X Tidal Waters F. 100-foot buffer (nontidal wetland H. 100-year floodplain
В. С	Tidal Wetlands of special State concern) (outside stream channel) Special Aquatic Site G. In stream channel I. River, lake, pond
C.	(e.g., mudflat, 1. Tidal 2. Nontidal J. Other (Explain) vegetated shallows)
D. E.	Nontidal Wetland 25-foot buffer (nontidal
E.	wetlands only)
c.	LAND USE:
A.	Current Use of Parcel Is: 1 Agriculture: Has SCS designated project site as a prior converted cropland? Yes No 2 Wooded 3 Marsh/Swamp 4 Developed X Other Recreational and commercial fishing and boating.
5.	X Other Recreational and commercial fishing and boating.
B.	Present Zoning Is: 1 Residential 2 Commercial/Industrial 3 Agriculture 4 Marina 5 Other
C.	Project complies with current zoning Yes No
TF	HE FOLLOWING INFORMATION IS REQUIRED BY THE STATE (blocks 4-7):
	REDUCTION OF IMPACTS: Explain measures taken or considered to avoid or minimize wetland losses in F. Also check ms A-E if any of these apply to your project.
A.	

E.	X Other Dredging oyster shell and	planting o	pyster shell has no impacts which le	ad to the lo	ess of wetlands.
F.	Explanation				
Descr	ribe reasons why impacts were not avoided or redu	ced in O. Al	so check Items G-P that apply to your proj	iect.	
G. H. I. J.	Cost Extensive wetlands on site Engineering/design constraints Other natural features	K L M	Parcel size Other regulatory requirement Failure to accomplish project purpose	N O P	Safety/public welfare issue Inadequate zoning Other
	LETTER OF EXEMPTION: If you are ain why the project qualifies:	applying f	for a letter of exemption for activition	es in nontid	al wetlands and/or their buffers,
A. E.	No significant plant or wildlife value and wetland impact 1. Less than 5,000 square feet 2. In an isolated nontidal wetland less than 1 acre in size Other (explain)	B C D			
F.	X Check here if you are not applying	for a lette	er of exemption.		
•			ETTER OF EXEMPTION, PRO	CEED TO	BLOCK 11
	ALTERNATIVE SITE ANALYSIS: Ex k any items in D-L if they apply to your pro-				
	1 site	В		_	5 or more sites
D. E. F. G.	rnative sites were rejected/not considered f Cost Lack of availability Failure to meet project purpose Located outside general/market area Explanation:	H. I J K	owing reason(s): Greater wetlands impact Water dependency Inadequate zoning Engineering/design constraints		Other
	PUBLIC NEED: Describe the public nee project. (If you are applying for a letter				ck Items in A-E that apply to
A. B.	X Economic Safety Description Ingressed system population	D	 X Health/welfare Does not provide public benefits e both economic and ecological ber 		Other
F.	Description Increased oyster population	ons provid	e bour economic and ecological bei	iciits.	

8.	OTHER APPROVALS NEED	DED/GR	ANTED:								
A.	Agency	B.	Date Sought	1.	C. Dec		n Denied	D.	Decision Date	E. -	Other Status
9.	MITIGATION PLAN: Pleas	 e provide	the following	 ng inform	ation:	- - -		• • •		- - -	
a.	Description of a monetary connecessary.	-					_		Attach anoth	ner sheet	if
b.	Give a brief description of the	proposec	l mitigation	project.							
c.	Describe why you selected you rejected.		_		_			re cons	idered and wh	ny they v	vere
d.	Describe how the mitigation s	ite will be	e protected i	n the futu	re						
	HAVE ADJACENT PROP	es below	(Use separa b.	te sheet, i					Yes B		
A. 12. nec	HISTORIC PROPERTIES rs old, archeological sites, shell Yes B. No ADDITIONAL INFORMA essary: e attachments for more informatic	mounds, in a contract of the c	Indian or Co	olonial art Unknown ce for det	ifacts). Pro	ovide nses	any supple	mental e previ	information in	n Section	n 13.

Check	box if data is enclosed for any one	or more of the fo	ollowing (see checklist for requ	ired information):	
A	Soil borings Wetland data sheets Photographs	D	Field surveys	G. Site plan H. Avoidance and minimization analysis	
B	Wetland data sheets	E	Alternate site analysis	H Avoidance and	
C	Photographs	F	Market analysis	minimization analysis	
I	Other (explain)				
CERTI	FICATION:				
informa accurat request Waters accorda grant p site for work v Manage that ad	ation that is requested. I certify to the best of my knowledge and information in addition to that so of the United States have been in the united States h	that the information of belief. I understet forth herein as dentified and des Wetlands Delirible for authorizating hours. I will tion. I also cerne of the informatic considered considered considered considered considered.	ation on this form and on the tand that any of the agencies in a may be deemed appropriate in the lineated on site, and that all juncation Manual (Wetlands Resistion of this work, or their duly abide by the conditions of the tify that the proposed works attion contained in the application of the tifdential under applicable law	seessing of this application and to furnis attached plans and specifications is tru volved in authorizing the proposed works in considering this proposal. I certify the risdictional wetlands have been delineat earch Program Technical Report Y-87-authorized representative, to enter the propermit or license if issued and will not are consistent with Maryland's Coastal on form is confidential and that I may revise. I further understand that failure of	e and s may nat al ted in ted

WHERE TO MAIL APPLICATION

LANDOWNER MUST SIGN: DATE:

Maryland Department of the Environment Water Management Administration Regulatory Services Coordination Office 1800 Washington Boulevard, Suite 430 Baltimore, Maryland 21230 Telephone: (410) 537-3762 1-800-876-0200

BEFORE YOU MAIL... DON'T FORGET...

- SIGN AND DATE THE APPLICATION. THE LANDOWNER MUST SIGN.
- <u>SEVEN (7) COPIES</u> OF ALL DOCUMENTS (APPLICATION, PLANS, MAPS, REPORTS, ETC.) MUST BE RECEIVED TO BEGIN OUR REVIEW.
- INCLUDE FIVE COPIES OF A <u>VICINITY MAP</u> (LOCATION MAP) WITH THE <u>PROJECT SITE</u> PINPOINTED.
- SEND AN <u>APPLICATION FEE OF \$750</u> ALONG WITH A COPY OF THE FIRST PAGE OF THE APPLICATION TO MARYLAND DEPARTMENT OF THE ENVIRONMENT, P.O. BOX 2057, BALTIMORE, MD 21203-2057. PLEASE REFER TO OUR WEBSITE http://www.mde.state.md.us/wetlands FOR FURTHER INSTRUCTIONS.

SAMPLE PLANS MAY BE OBTAINED BY PHONE (1-800-876-0200)

OR E-MAIL acunabaugh@mde.state.md.us.

SUPPLEMENTARY INFORMATION TO BE INCLUDED ON PLANS, DRAWINGS, OR VICINITY MAPS

In addition to the information indicated on the previous pages, you should include the following on the $8 \frac{1}{2} \times 11$ site plans and any blueprints you have submitted:

- 1. Delineation of any wetland buffers or expanded buffers, clearly marked and differentiated.
- 2. Location of mitigation area, if proposed on the same site as the project.

Note: If you are proposing a complex project you may wish to submit engineering blueprints of your project with the application form to expedite review.

Mitigation Location Map: If you are proposing that nontidal wetland mitigation be done at a different location than the proposed project, you should submit a map showing the location of the mitigation site in relation to the proposed nontidal wetland losses.

WETLAND DELINEATION

Wetlands should be identified according to methods described in the publication Corps of Engineers Wetlands Delineation Manual (Wetlands Research Program Technical Report Y-87-1). Copies of the manual may be obtained by calling the U. S. Government Printing Office at 202-783-3238 and requesting document #024-010-00-683-8 at a cost of \$7.50. Wetlands must be shown on all plans submitted with the application. All wetlands on site must be delineated and shown on the overall site plan. $8\frac{1}{2} \times 11$ inch plans with topography showing relation of the wetlands and project impacts must be submitted. Copies of the wetland reports and data sheets used in making the determination be included with your application submittal.

Regulatory Agencies

Federal Permits

U.S. Army Corps of Engineers Baltimore District Attention: CENAB-OP-R P. O. Box 1715 Baltimore, MD 21203-1715 Telephone: (410) 962-3670

Coastal Zone Consistency Statement

MD Dept. of the Environment Water Management Administration Wetlands and Waterways Program 1800 Washington Blvd, Ste 430 Baltimore, MD 21230 Telephone: (410) 537-3745

State Authorizations

MD Dept. of the Environment Water Management Administration Tidal Wetlands Division 1800 Washington Blvd, Ste 430 Baltimore, MD 21230 Telephone: (410) 537-3837

MD Dept. of the Environment Water Management Administration Nontidal Wetlands and Waterways Division 1800 Washington Blvd, Ste 430 Baltimore, MD 21230 Telephone: (410) 537-3768

Wetlands and Waterways Program: Checklist for Floodplain, Waterway, Tidal or Nontidal Wetland Applications

	☐ Processing Fee Enclosed
	□ Exempt from Processing Fee
	Applicant's name, mailing address, telephone number, email address and fax number
	Authorized agent's (or primary contact and other contact) names, mailing addresses, telephone numbers, email addresses and fax numbers
	Any existing authorization numbers or previously assigned numbers
	General description of project purpose and proposed activity.
	The name of the city or town, waterbody, and county where the project is located
	Clear directions to project site
	Latitude and longitude from a central location within the project limits
Wetla	nd, Waterway/Stream, Buffer, Floodplain Description
	Itemized calculation of all permanent and temporary wetland, stream, buffer, floodplain impacts
	A delineation report of the area of all wetlands and buffers on the site and associated wetland data sheets. The report map should include the location of all streams, 100-year floodplains?, open water and other surface waters on the site the limits of Chesapeake Bay Resource Protection Areas (RPAs), Wetland types should be noted according to their Cowardin (USFWS-National Wetlands Inventory) classification or similar terminology.
	Description of How Impacts were Avoided or Reduced
	Mitigation Proposal, if applicable
Plan	ns
	A detailed vicinity map of the project area, including the project boundary. The map should identify the project site, property boundaries, and adjacent property owners
	Plans showing distance of all proposed structures to all contiguous property lines and any appropriat County or State property line building restriction setbacks, right-of-ways and/or easements

	A plan view depicting existing and proposed conditions and structures. All plan view sketches should include, but are not limited to: north arrow; existing and proposed contours and/or grades; limit of surface water areas; ebb and flow direction of all water bodies (e.g., streams, tidal waters); applicant name and address; all horizontal dimensions of all proposed structures and impacts, existing conditions of the project site which includes all existing structures at or near the project site including neighbors; existing areas of wetland vegetation or mapped wetlands and buffers; the project boundary and a boundary demarcating the limits of disturbance. A section view showing existing and proposed conditions and structures.
	A description of construction access and methodology and a proposed construction schedule, with an estimated completion date
	Description of stabilization for temporary impacts
ALL T	Tidal Projects
	Plans on $8.5'' \times 11''$ paper; Plans are to be legible and not cluttered; usable written scale no smaller than $1'' = 100'$, Dimensions of proposed structures must be represented.
	Plan views should include Mean High Water Line (MHWL) and Mean Low Water Line (MLWL; referenced to 0.0'). <i>If MHWL or MLWL are to be altered during construction the proposed MHWL and MLWL should also be labeled</i>
	Plan views should include water depths marked as either contours or spot depths that extend across the width of the waterway.
	Plan view should include the maximum channelward extent beyond mean high water of all proposed structures and impacts
	Plan view should include the distance across the waterway, perpendicular to the proposed worksite, to the opposite shoreline and maximum fetch for the project worksite; <i>include multiple bearings and/or summer-winter wind direction if possible</i>
	Dredge material management plan (<i>for dredging projects only</i>) including type of dredging, location of dredged material placement site, handling and transport method for dredge material, the dimensions and detailed design of the proposed dredged material placement site including a plan and cross section drawing of dewatering area (<i>if proposed</i>), maximum volume of dredged material, and an acceptance letter from the operator of the dredged material placement site.
	ALL Non-Tidal Projects : Large-sized impacts map (at a scale no smaller than 1" = 200'); use match lines if the entire site cannot fit on one sheet at this scale