



PUBLIC NOTICE



US Army Corps
of Engineers
Baltimore
District

In Reply to Application Number
CENAB-OP-RMN(RELIABLE CONTRACTING CO & HALLE
CO/ODENTON TOWN CENTER/RD XING,
OUTFALL)03-63340-3

Maryland Department of
the Environment

Comment Period: 25 February 2004 to 25 March 2004

THE PURPOSE OF THIS JOINT PUBLIC NOTICE IS TO SOLICIT COMMENTS FROM THE PUBLIC ABOUT THE WORK DESCRIBED BELOW. AT THIS TIME, NO DECISION HAS BEEN MADE AS TO WHETHER OR NOT A PERMIT WILL BE ISSUED.

A joint Corps of Engineers (Corps) and Maryland Department of the Environment (MDE) Public Hearing will be held on March 25, 2004 from 7:00 PM to 10:00 PM at the Odenton Fire Hall, blank Street, Odenton, Maryland 21054. Attendees wishing to speak at the hearing should sign up at the registration table one-half hour prior to the hearing starting time.

HEARING LOCATION: Odenton Fire Station
1425 Annapolis Road
Odenton, Maryland 21113

The Baltimore District and the Maryland Department of the Environment have received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act and State authorization pursuant to the Tidal Wetlands Act and/or Nontidal Wetlands Protection Act, as described below:

APPLICANT: Reliable Contracting Company and Halle Development Company

LOCATION: In the Patuxent and Severn Run watersheds, at the intersection of Maryland Route 32 and Maryland Route 175, Odenton, Anne Arundel County, Maryland

ISSUE DATE: 25 February 2004
HEARING DATE: 25 March 2004
COMMENT PERIOD CLOSES: 09 April 2004

The U.S. Army Corps of Engineers, Baltimore District, and the Maryland Department of the Environment, are evaluating a joint permit application by the applicants to develop a mixed use development (residential, office, retail) at the proposed Odenton Town Center. The applicants propose to permanently impact 6.87 acres and temporarily impact 0.32 acres of waters of the United States including jurisdictional wetlands to construct lots, roads, and stormwater management outfalls. In addition, the applicants propose to fill 0.57 acre of isolated nontidal wetlands which are waters of the State (not federally regulated) for lot development. The temporary impacts to wetlands and streambanks will be restored to pre-construction grades and replanted with native wetland species. Quality management of stormwater runoff from impervious surfaces in proposed bio-retention and sand filter systems will encourage infiltration and maintenance of relatively natural wetland hydrology. The applicants propose to mitigate the wetland impact by creating forested wetlands in the same watersheds as the proposed impacts. A total of 13 acres of forested wetlands would be created at the Church View Farm (Severn Run watershed) and the Towsers Branch (Patuxent River watershed) sites. Enclosed maps of the proposed impact and mitigation sites. No concepts for stream mitigation have been proposed at this time. Concept plans for individual impact and wetland mitigation sites can be obtained by contacting this office.

A public hearing has been scheduled for March 25, 2004, at the Odenton Fire Hall, 1425 Annapolis Road, at Odenton, Maryland. The hearing will begin at 7 p.m. with materials on display from 6 p.m. to 7 p.m. Sign language interpreters and other appropriate accommodations for individuals with disabilities will be provided upon request.

All work is to be completed in accordance with the enclosed plan(s). If you have any questions concerning this matter, please contact Mr. Steve Harman of the Baltimore District, U.S. Army Corps of Engineers at (410) 962-6082 or Ms. Judy Cole of the Maryland Department of the Environment at (410) 414-3400.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, and, in general, the needs and welfare of the people.

Comments are being solicited from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers and MDE to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act.

The applicant is required to obtain a water quality certification in accordance with Section 401 of the Clean Water Act from the Maryland Department of the Environment. The 401 certifying agency has a statutory limit of one year to make its decision.

The applicant must obtain any State or local government permits which may be required.

A preliminary review of this application indicates that the proposed work will not affect listed species or their critical habitat pursuant to Section 7 of the Endangered Species Act as amended. As the evaluation of this application continues, additional information may become available which could modify this preliminary determination.

Review of the latest published version of the National Register of Historic Places indicates that no registered properties listed as eligible for inclusion therein are located at the site of the proposed work. Currently unknown archeological, scientific, prehistoric, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

The evaluation of the impact of the work described above on the public interest will include application of the guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 of the Clean Water Act.

Written comments concerning the work described above must be received by the Wetlands and Waterways Program, Maryland Department of the Environment, Montgomery Park Business Center, 1800 Washington Boulevard, Suite 430, Baltimore, Maryland 21230-1708 within the comment period as specified above to receive consideration or submit written comments directly to the District Engineer, U.S. Army Corps of Engineers, Baltimore District, Attn: CENAB-OP-R, P.O. Box 1715, Baltimore, Maryland 21203-1715, within 15 days after the hearing date to receive consideration.

It is requested that you communicate the foregoing information concerning the proposed work to any persons known by you to be interested and not being known to this office, who did not receive a copy of this notice.

Exhibit E-1. Wetland Impacts at the Odenton Town Center

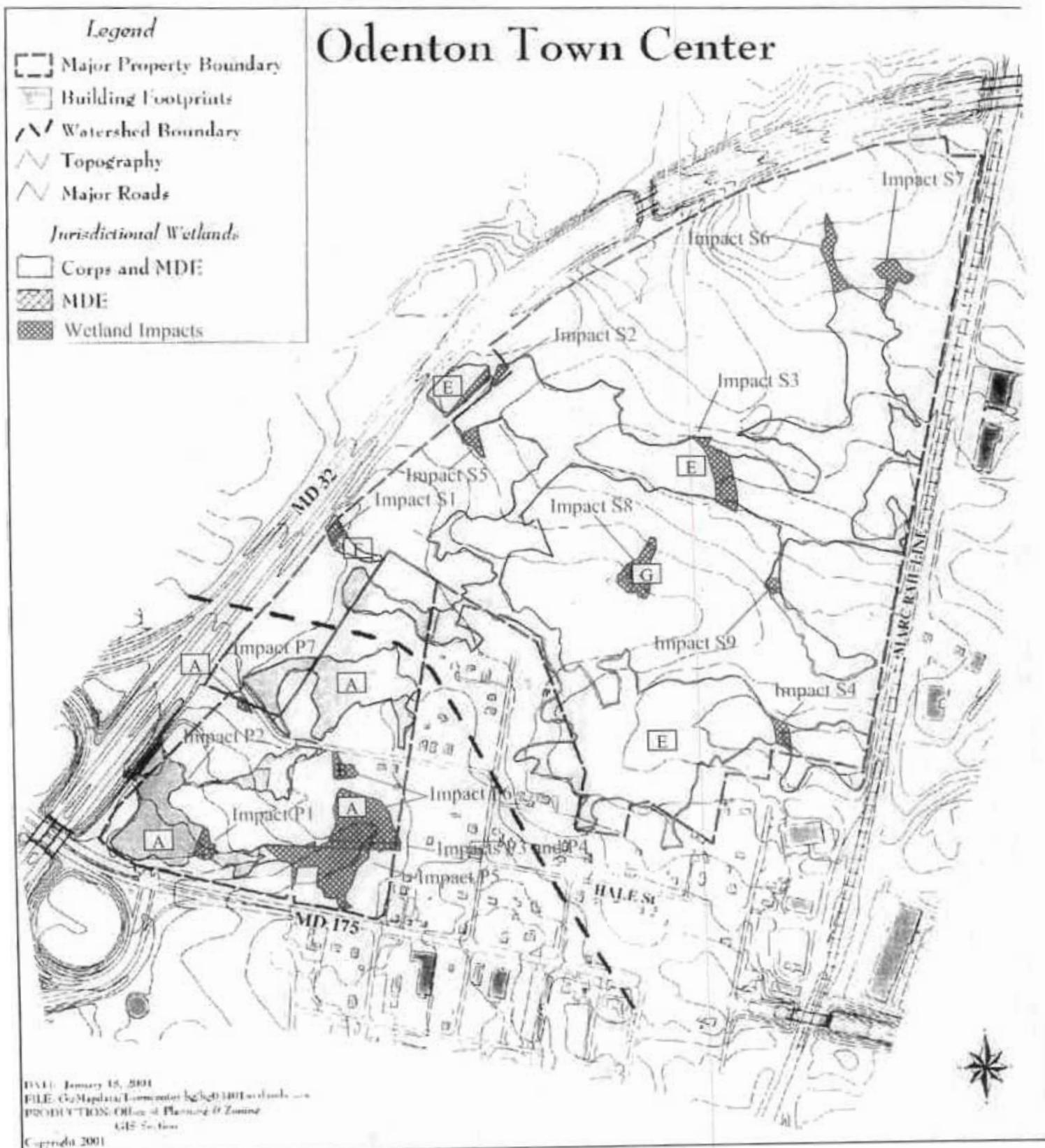


Table E-2 Permanent Proposed Wetland Impacts (acres) for the Odenton Town Center Project by Activity

Activity	Federal Jurisdiction	State Jurisdiction		Total
		Patuxent River Watershed	Severn River Watershed	
-RPST Road Crossings	0.84	0.84	0.00	0.84
-RPST Stormwater Management	0.04	0.04	0.00	0.04
-RPST Lot Development	3.27	3.27	0.00	3.27
Total RPST Impacts	4.15	4.15	0.00	4.15
-Halle Road Crossing	1.58	0.00	1.58	1.58
-Halle Stormwater Management	0.12	0.00	0.12	0.12
-Halle Lot Development	1.02	0.00	1.59	1.59
Total Halle Impacts	2.72	0.00	3.29	3.29
Total Permanent Wetland Impacts Associated with OTC Project	6.87	4.15	3.29	7.44

Exhibit E-2 Potential Stormwater Management Facility Locations
(LOT DEVELOPMENT IS CONCEPTUAL)



● Potential Stormwater Management Facilities

