



PUBLIC NOTICE

US Army
Corps
of Engineers
Baltimore
District

In Reply to Application Number
CENAB-OP-RMS(LAKE MARLTON LP/EAST
MARLTON/RD XING,UTILITY LINE, OUTFALL &
LOT FILL)06-63353-4

PN # 06-34

Comment Period: June 12, 2006 to July 13, 2006

THE PURPOSE OF THIS 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.

The Baltimore District has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344), as described below:

APPLICANT *Lake Marlton Limited Partnership
Mr. Jerry Connelly
c/o McCarthy and Associates, Inc
14458 Old Mill Road #201
Upper Marlboro, Maryland 20772*

LOCATION: In forested nontidal wetlands and *Southwest Branch and its unnamed tributaries at Marlton, Prince Georges County, Maryland.*

WORK: The applicant proposes, in accordance with the attached plans, to construct additional sections of an existing residential subdivision with the following impacts:

Heathermore Boulevard - four-lane divided roadway within a 120-foot right-of-way

To install 323 linear feet of twin 10-foot by 8-foot reinforced concrete box culverts with gravel bottom depressed 1-foot below the stream bottom, with two 30-foot by 40-foot riprap scour pads impacting 6,423 square feet of forested nontidal wetlands and 23,814 square feet along 1,006 linear feet of stream for the proposed 100-foot wide Heathermore Boulevard extension; to relocate an existing 24-inch, gravity sanitary sewer line around the proposed twin 10-foot by 8-foot reinforced concrete box culverts, temporarily impacting 803 square feet of forested nontidal wetlands (the relocated sewer line will be placed underneath the downstream rip-rap apron of the twin box culverts to avoid additional disturbance to the stream); to install 370 linear feet of 15-inch gravity sanitary sewer line temporarily impacting 820 square feet along 46 linear feet of stream; and to relocate a portion of an existing stream channel around the toe of the fill for the road crossing, creating 5,264 square feet along 300 linear feet of stream channel in an upland area.

East Marlton Avenue - four-lane divided roadway within an 80-foot right-of-way

To install 125 linear feet of 54-inch reinforced concrete pipe with gravel bottom, depressed 1-foot below the stream bottom, with two 15-foot by 15-foot stone scour pads, impacting 2,475 square feet along 170 linear feet of stream; to install an 8-inch sewer line impacting 652 square feet along 40 linear feet of stream; to install 147 linear feet of 54-inch reinforced concrete pipe with gravel bottom, depressed 1-foot below the stream bottom, with two 20-foot by 12-foot stone scour pads, impacting 2,389 square feet along 213 linear feet of stream; to install 550 linear feet of 8-inch gravity sewer line impacting 1,356 square feet along 131

linear feet of stream; to install 325 linear feet of 8-foot by 5-foot concrete box culvert with gravel bottom with two 22-foot by 18-foot stone scour pads, impacting 6,162 square feet along 484 linear feet of stream; to install 240 linear feet of 8-foot by 5-foot concrete box culvert with gravel bottom with two 25-foot by 15-foot stone scour pads, impacting 3,354 square feet along 393 linear feet of stream; to emplace an 18-foot by 18-foot stone scour pad for a storm water management outfall, impacting 200 square feet along 25 linear feet of stream; to install 140 linear feet of 8-inch gravity sanitary sewer line impacting 221 square feet along 31 linear feet of stream; to install 135 linear feet of 54-inch reinforced concrete pipe with gravel bottom, depressed 1-foot below the stream bottom, with 30-foot by 20-foot and 25-foot by 15-foot stone scour pads, impacting 1,750 square feet along 240 linear feet of stream; and to fill 1,126 square feet along 210 linear feet of stream to construct East Marlton Avenue.

Section 18

To install approximately 1,700 linear feet of 15-inch gravity sanitary sewer line parallel to the existing stream channel, with distances from stream channel varying from 10 feet to greater than 50 feet, impacting 7,049 square feet of forested nontidal wetlands and 3,207 square feet along 274 linear feet of stream; and to construct two separate 17-foot by 15-foot stone rip-rap storm drain outfall aprons impacting a total of 50 square feet along 18 linear feet of stream

Sections 19 and 20/Logging Trail Way

To install 125 linear feet of 8-foot by 5-foot open bottom box culvert with two 37-foot by 25-foot stone scour pads, impacting 3,965 square feet along 268 linear feet of stream; and to install 1,050 linear feet of 8-inch gravity sanitary sewer line impacting 1,240 square feet along 73 linear feet of stream

Black Forest Drive - two-lane county roadway

To install 130 linear feet of 8-foot by 5-foot reinforced concrete pipe with gravel bottom, depressed 1-foot below the stream bottom, with two 15-foot by 25-foot stone scour pads, impacting 2,945 square feet along 273 linear feet of stream.

Section 21

To install 600 linear feet of 8-inch gravity sanitary sewer line impacting 409 square feet along 21 linear feet of stream; to emplace a 15-foot by 20-foot stone scour pad for a storm water management outfall, impacting 96 square feet along 21 linear feet of stream.

Section 22

To fill 44 square feet along 17 linear feet of stream; to install 1,200 linear feet of 8-inch gravity sanitary sewer line impacting a total of 1,463 square feet along 149 linear feet at seven separate crossings.

Sections 23 through 34

Note: Sections 23 through 34 are not expected to be fully designed for several years. However, a description of the anticipated impacts within those sections follow.

To install 2,200 linear feet of 8-inch gravity sanitary sewer line impacting a total of 161 square feet along 36 linear feet of stream channel; to emplace a 15-foot by 15-foot stone scour pad for a storm water management outfall, impacting 99 square feet along 26 linear feet of stream; to emplace a 15-foot by 20-foot stone scour pad for a storm water management outfall, impacting 96 square feet along 21 linear feet of stream; to emplace a 17-foot by 15-foot stone scour pad for a storm water management outfall, impacting 316 square feet along 46 linear feet of stream; to install 450 linear feet of 8-inch gravity sanitary sewer line temporarily impacting 367 square feet along 31 linear feet of stream; to install 500 linear feet of 8-inch gravity sanitary sewer line temporarily impacting 659 square feet of forested nontidal wetlands; to install a 110-foot long 48-inch, gravel bottom reinforced concrete pipe with two 25-foot by 17-foot scour pads

impacting 530 square feet of forested nontidal wetlands; to emplace a 30-foot by 25-foot stone scour pad for a storm water management outfall; and to construct a stormwater management pond embankment impacting 829 square feet of forested nontidal wetlands; to install 95 linear feet of 48-inch reinforced concrete pipe with gravel bottom, depressed 1-foot below the stream bottom, with two 22-foot by 17-foot stone scour pads, impacting 1,098 square feet along 170 linear feet of stream; and to emplace a 15-foot by 15-foot stone scour pad for a storm water management outfall, impacting 403 square feet along 17 linear feet of stream.

The entire project is proposed to impact a total of 16,093 square feet, a 0.37-acre area, of forested nontidal wetlands and 58,801 square feet, 1.35-acres, of streams along 4,287 linear feet of stream portions, including the anticipated impacts for Sections 23 through 34.

The purpose of the project is to build a community of a maximum of 1,328 homes, with a wide mix of styles in Section 18 through 34; to extend existing Heathermore Boulevard; and to construct East Marlton Avenue from Heathermore Boulevard to Duley Station Road within the 638-acre project area.

All work is to be completed in accordance with the enclosed plan(s). If you have any questions concerning this matter, please contact Mrs. Kathy Anderson at (410) 962-5690 or kathy.anderson@usace.army.mil

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.

The Corps of Engineers is soliciting comments 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 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. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

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. Any written comments concerning the work described above which relate to water quality certification must be received by the Standards and Certification Division 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. Written comments concerning the work described above related to the factors listed above or other pertinent factors must be received by the District Engineer, US Army Corps of Engineers, Baltimore District, PO Box 1715, Baltimore, Maryland 21203-1715, within the comment period as specified above to receive consideration. 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.

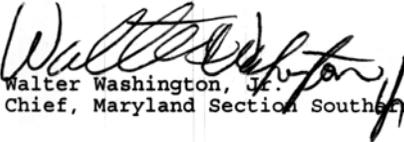
A preliminary review of this application indicates that the proposed work will not affect listed species or their critical habitat pursuant to Section 7 of the Endangered Species Act as amended. As the evaluation of this application continues, additional information may become available which could modify 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. Any person who has an interest which may be adversely affected by the issuance of this permit may request a public hearing. The request, which must be in writing, must be received by the District Engineer, US Army Corps of Engineers, Baltimore District, PO Box 1715, Baltimore, Maryland 21203-1715, within the comment period as specified as above to receive consideration. Also, it must clearly state forth the interest which may be adversely affected by this activity in the manner in which the interest may be adversely affected.

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.

FOR THE DISTRICT ENGINEER:


Walter Washington, Jr.
Chief, Maryland Section Southern



LEGEND

WETLAND	— WL —
WETLAND BUFFER	— WB —
FLOODPLAIN	— FP —
WATERS OF THE US	— WU —

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NOT TO SCALE

ENVIRONMENTAL IMPACT EXHIBIT
EAST MARLTON
 MELWOOD / 15TH ELECTION DISTRICT
 PRINCE GEORGE'S COUNTY, MARYLAND

JANUARY 2006 SHEET 01 OF 32