

# PUBLIC NOTICE



**US Army  
Corps  
of Engineers  
Baltimore  
District**

**In Reply to Special Public Notice  
CENAB-OP-RMS #07-19**

**Maryland Department  
of  
the Environment**

**Subject: DOUBLE BRIDGES MITIGATION BANKING INSTRUMENT**

**Comment Period: February 26, 2007 to March 13, 2007**

The purpose of this Joint Public Notice is to solicit comments from the public about the proposed Double Bridges Mitigation Bank. We are requesting your comments to determine if approval should be granted for this location as a commercial mitigation banking site for the purpose of mitigating wetland impacts authorized by the Department of the Army and the State of Maryland.

The Maryland Department of the Environment (MDE) and the Baltimore District Corps of Engineers have received a Wetland Mitigation Bank Instrument proposal. This Instrument is in accordance with the Federal Guidance for the Establishment, Use and Operation of Mitigation Banks and the Maryland Department of Environment's Mitigation Banking regulations.

Recognizing the potential benefits mitigation banking offers for streamlining the permit evaluation process and providing more effective mitigation for authorized impacts to waters of the United States including wetlands, the agencies encourage the establishment and appropriate use of mitigation banks.

**Project Sponsor: Robbie & Anne Willey  
3819 Maple Dam Road  
Cambridge, Maryland 21613**

The purpose of this proposed bank is to provide compensatory mitigation for future unavoidable impacts to Waters of the United States, including nontidal wetlands that result from activities authorized under Section 404 of the Clean Water Act and the Maryland Nontidal Wetlands Protection Act, provided such use has met all applicable requirements and is authorized by the appropriate authority (s). The mitigation bank would be used to comply with special condition mitigation requirements of permitted projects by providing in-kind compensation for authorized wetlands losses.

**The mitigation bank may only be used for future projects after all appropriate and practicable steps to avoid and minimize adverse impacts to aquatic resources, including nontidal wetlands, have been taken. Remaining unavoidable impacts must be compensated to the extent appropriate and practicable. The bank may be used when on-site compensation is either not practicable or use of the bank is environmentally preferable to on-site compensation.**

**This Instrument should not be construed as providing ultimate authorization for specific projects, as excepting such projects from any applicable statutory or regulatory requirements, or as preauthorizing the use of credits from the bank for any particular project.**

**Project Location and Description: The proposed mitigation bank is located in Dorchester County, Maryland on Maple Dam Road. The Sponsors propose, in accordance with the attached plans, to establish 3 acres of forested, scrub/shrub and emergent wetlands ( 2 acres of forested, scrub/shrub and emergent wetlands and one acre of open water preservation) to serve as a commercial wetland mitigation bank. Construction will include cessation of plowing and cropping, impeding drainage, scuffing the land to create microtopography and planting seedlings, shrubs and grasses to create a natural wetland environment native to Dorchester County. The mitigation bank is subject to a mitigation banking instrument that institutes guidelines and responsibilities for the establishment, use, operation and maintenance of the proposed bank. The service area for the mitigation bank would be Dorchester County.**

**The decision whether to adopt this mitigation bank instrument would be based upon an evaluation of the probable impacts including cumulative impacts of the proposed bank on the public interest. That decision would 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, floodplain 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.**

**All work is to be completed in accordance with the draft Mitigation Banking Instrument and exhibits, which are available for review at the Baltimore Corps District Office, and the Maryland Department of the Environment, both in Baltimore, Maryland. If you have any questions concerning this matter or wish to review the aforementioned documents, please contact Mr. George Beston, MDE, at (410) 537-3823 or Mrs. Maria Lasek, Corps, at (410) 962-4501.**

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

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

Written comments concerning the activity described above must be submitted directly to the District Engineer, U.S. Army Corps of Engineers, Baltimore District, Attn: CENAB-OP-RMS, P.O. Box 1715, Baltimore, Maryland, 21203-1715 and/or the Water Management Administration, Maryland Department of the Environment, 1800 Washington Boulevard, Suite 430, Baltimore, Maryland 21230-1708, within the comment period as specified above to receive consideration.

FOR THE DISTRICT ENGINEER:



Paul R. Wettlaufer  
Acting Chief, Maryland Section Southern  
U.S. Army Corps of Engineers

FOR THE SECRETARY:



George Beston  
Chief, Wetland Mitigation & Technical Assistance Section  
Maryland Department of the Environment

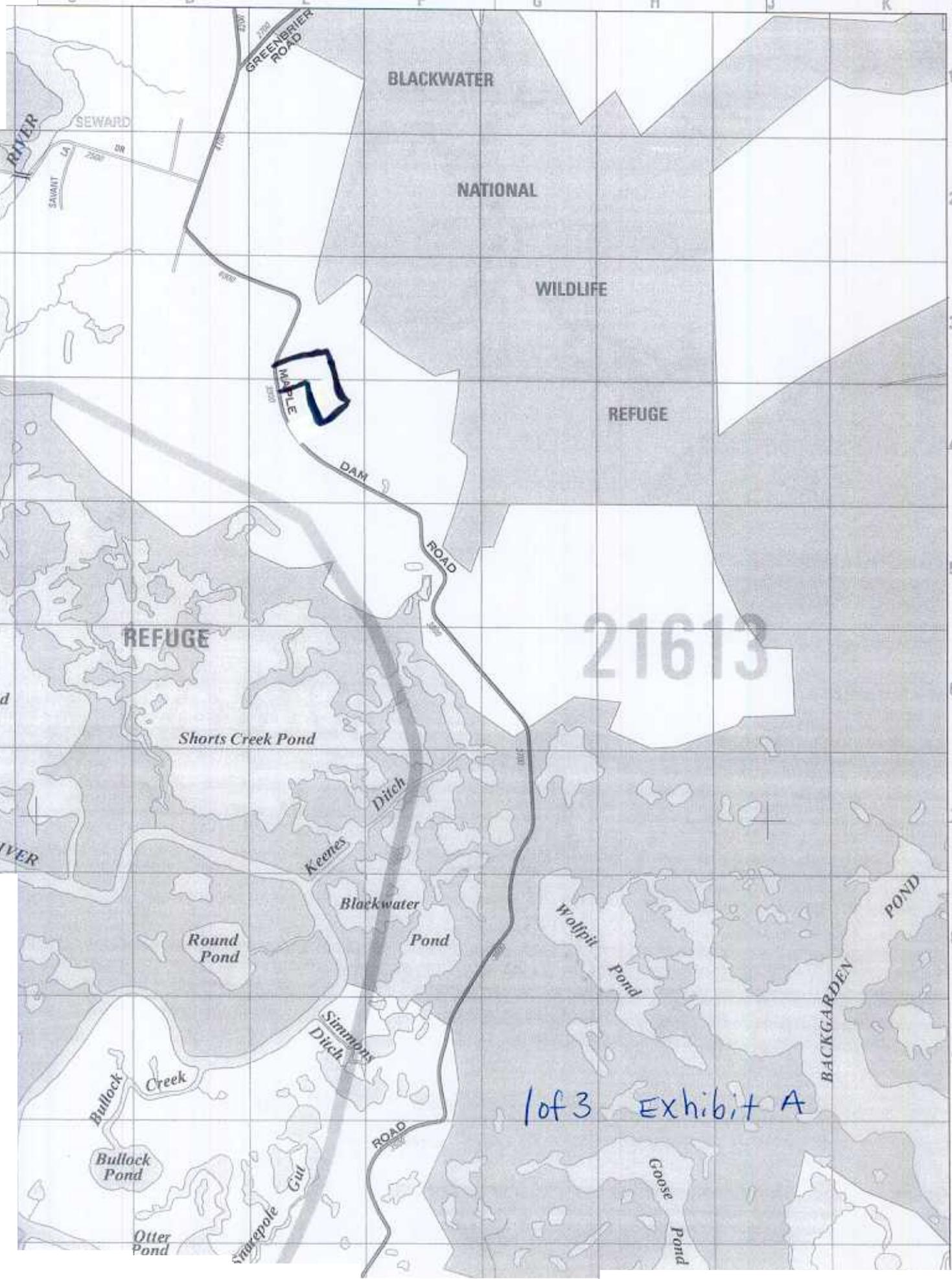
6°05'00"

Joins Map 22

1,070,000 FT

76°02'30"

MAP 30



200,000 FT

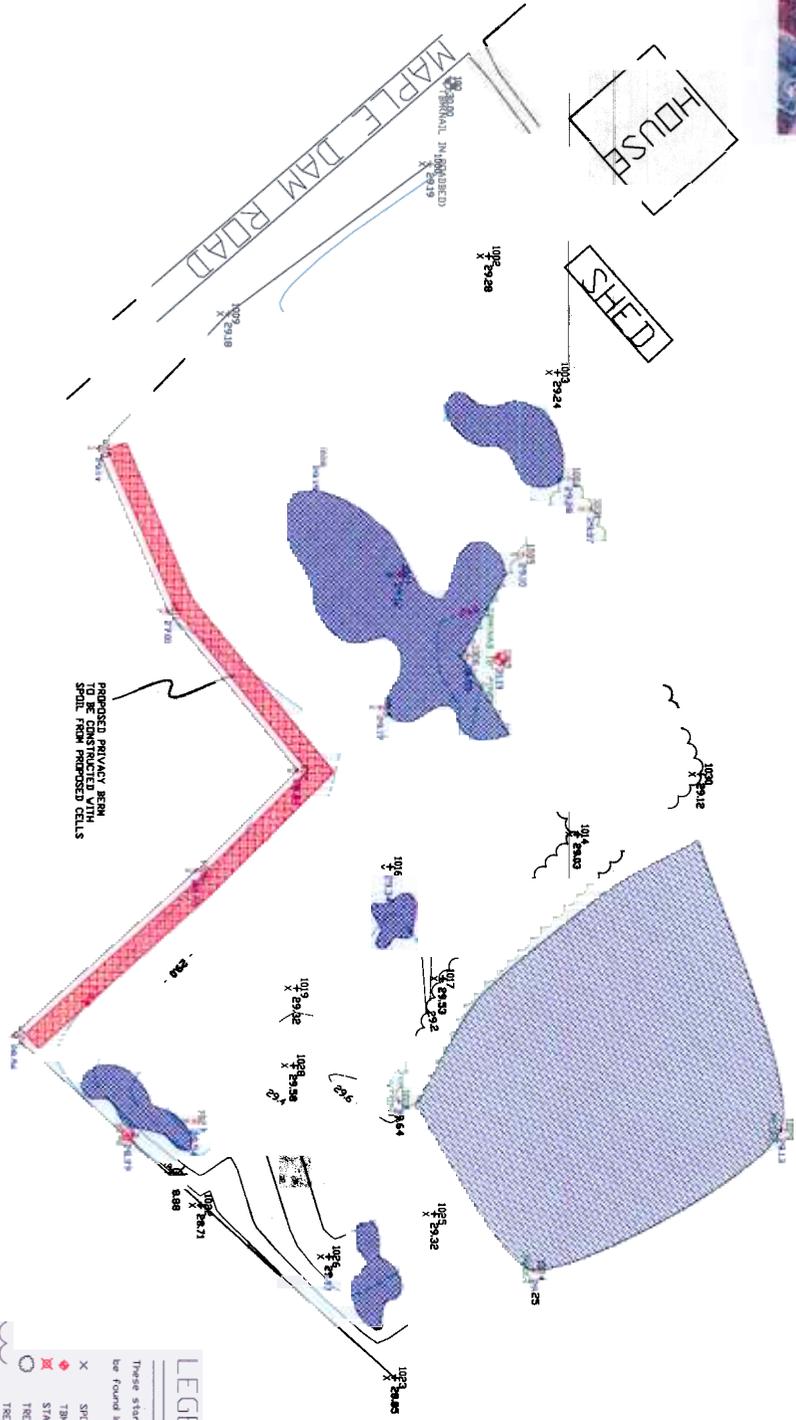
38°25'00"  
Map 31

1 of 3 Exhibit A

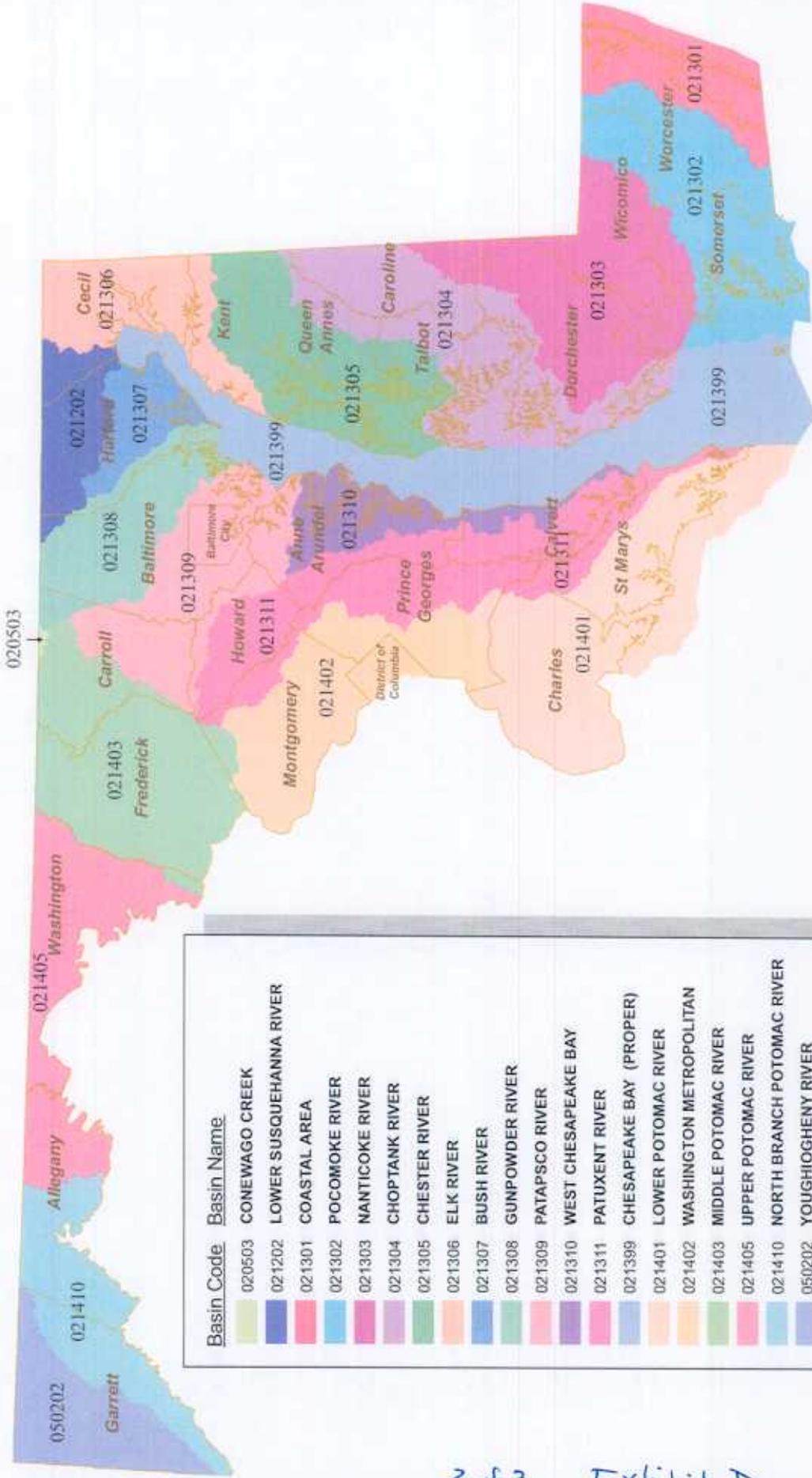


**PLANT LIST**

- WALNUT OAK
- SOUTHERN RED OAK
- AMERICAN BEECH
- SWAMP WHITE OAK
- VAN WATLE CRETLAND AREAS



# MARYLAND WATERSHED DESIGNATIONS



Basin Code	Basin Name
020503	CONEWAGO CREEK
021202	LOWER SUSQUEHANNA RIVER
021301	COASTAL AREA
021302	POCOMOKE RIVER
021303	NANTICOKE RIVER
021304	CHOPTANK RIVER
021305	CHESTER RIVER
021306	ELK RIVER
021307	BUSH RIVER
021308	GUNPOWDER RIVER
021309	PATAPSCO RIVER
021310	WEST CHESAPEAKE BAY
021311	PATUXENT RIVER
021399	CHESAPEAKE BAY (PROPER)
021401	LOWER POTOMAC RIVER
021402	WASHINGTON METROPOLITAN
021403	MIDDLE POTOMAC RIVER
021405	UPPER POTOMAC RIVER
021410	NORTH BRANCH POTOMAC RIVER
050202	YOUGHIOGHENY RIVER



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