

U.S. Army Corps  
of Engineers  
Baltimore District

# Public Notice

In Reply to Application Number  
CENAB-OPR-M (Waverly Woods Irrigation Pond Maintenance)  
2017-60190

PN 17-11

Comment Period: February 17, 2017 to March 18, 2017

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

This 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:** Waverly Woods Development Corp.  
14451 Triadelphia Road  
PO Box 30  
Glenelg, Maryland 21737

**WATERWAY AND LOCATION:** The proposed project is located in Davis Branch at the Waverly Woods golf course, 10501 Route 99 (Old Frederick Road) Woodstock, MD 21163.

**PROPOSED WORK:** To perform maintenance dredging on an existing irrigation pond to restore the storage volume and to stabilize the inlet channel with rip-rap. The project will require the following temporary disturbances to open water resources:

- Mechanically maintenance dredge approximately 12,866 cubic yards of sediment from an existing pond, which will result in 2.7 acres of non-tidal palustrine open water impacts.
- The dredged material will be deposited at an upland location with no aquatic resource impacts.

All work will be completed in accordance with the enclosed plans dated January 18, 2017.

If you have any questions concerning this matter, please contact Mr. Donald Bole at 410-962-6079 or [Donald.R.Bole@usace.army.mil](mailto:Donald.R.Bole@usace.army.mil)

The decision whether to issue a permit will be based on an evaluation of the probable impacts, 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 reasonable 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, economic, 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, mineral needs, and consideration of property ownership and in general, the needs and welfare of the people.

The evaluation of the impacts of the work described above on the public interest will include application of the Clean Water Act 404(b)(1) Guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 of the Clean Water Act.

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 provided will become part of the public record for this action. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Written comments concerning the work described above related to the factors listed above or other pertinent factors must be received by the District Engineer, U.S. Army Corps of Engineers, Baltimore District, [Attn: Mr. Donald Bole, CENAB-OPR-M], U.S. Army Corps of Engineers, 10 S. Howard Street, Baltimore, MD 21201 or [Donald.R.Bole@usace.army.mil](mailto:Donald.R.Bole@usace.army.mil), within the comment period specified above.

**WATER QUALITY CERTIFICATION:** 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 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. MDE has a statutory limit of one year from the date of this public notice to make its decision.

**FEDERALLY LISTED SPECIES:** A preliminary review of this application indicates that the proposed work will not affect Federal listed threatened or endangered 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.

**HISTORIC AND ARCHEOLOGICAL RESOURCES:** 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 request permit.

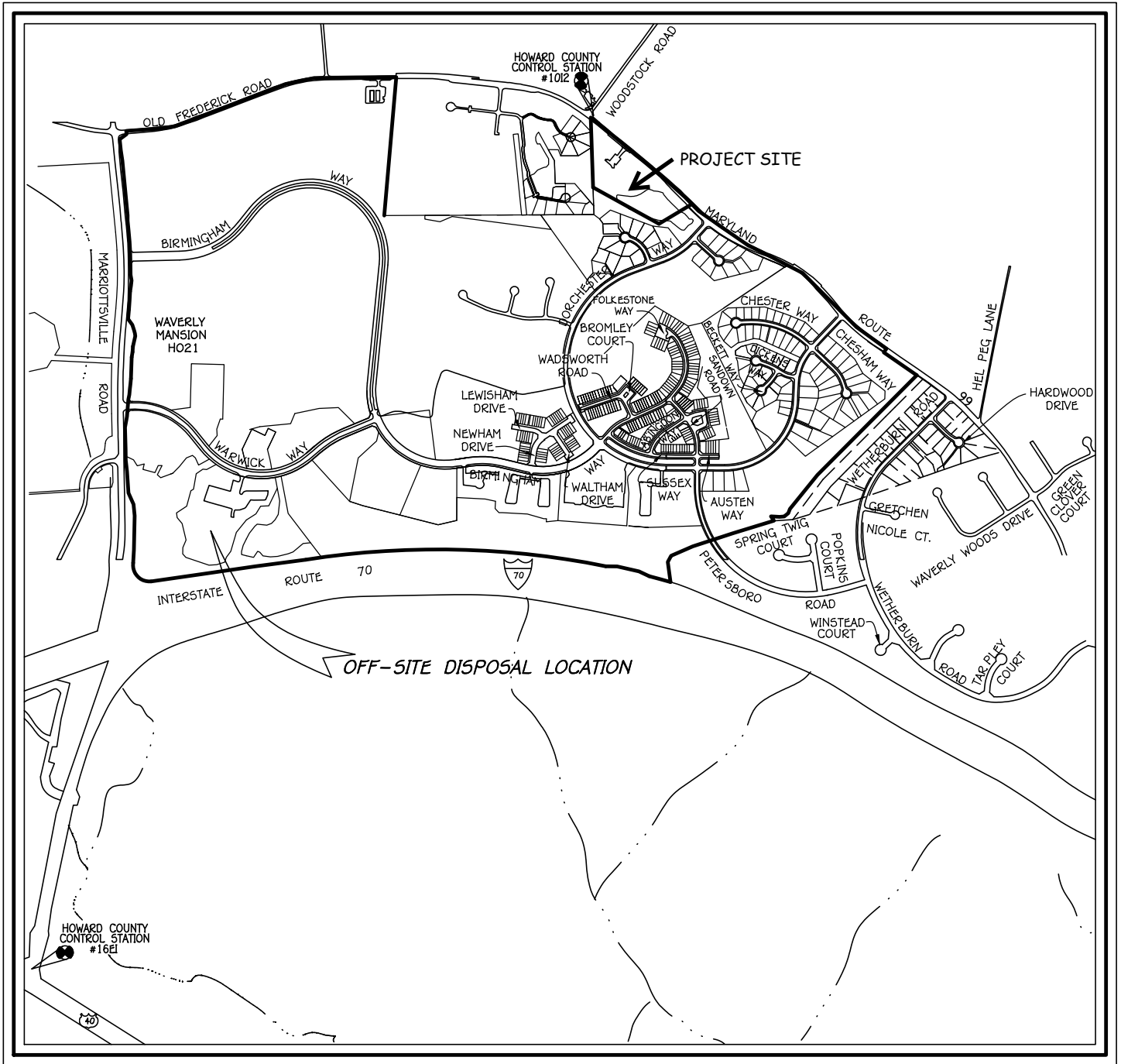
Any person who has an interest which may be adversely affected by the issuance of this permit may request a public hearing. The request, which must be in writing, must be received by the District Engineer, U.S. Army Corps of Engineers, Baltimore District, [Attn: Mr. Donald Bole,

CENAB-OP-RMN], U.S. Army Corps of Engineers, 10 S. Howard Street, Baltimore, MD 21201, within the comment period as specified above to receive consideration. Also, it must clearly set forth the interest which may be adversely affected by this activity and the manner in which the interest may be adversely affected.

It is requested that you communicate this information concerning the proposed work to any persons know 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:

Joseph P. DaVia  
Chief, Maryland Section Northern

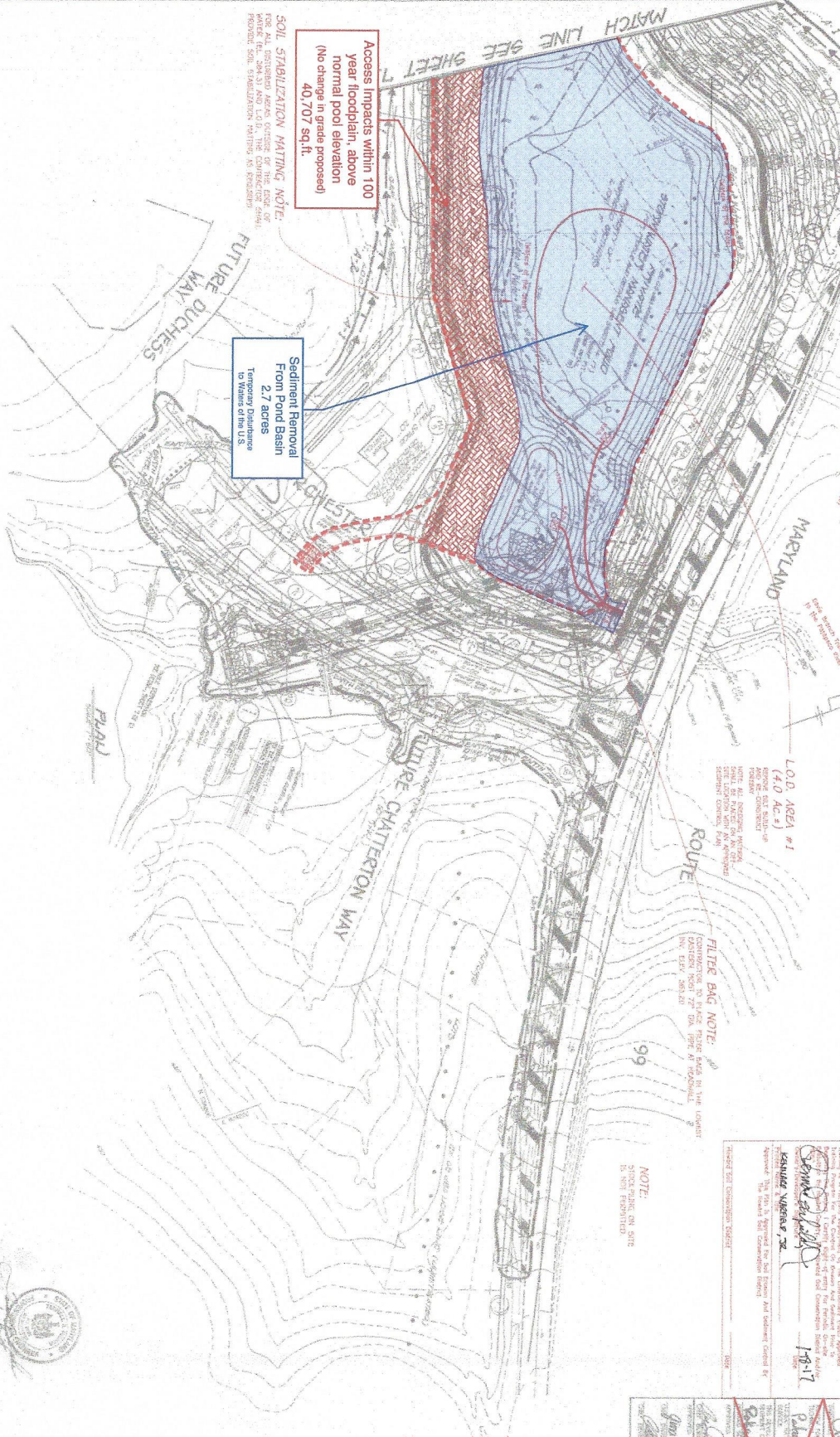


**VICINITY MAP**

SCALE: 1" = 1200'

NO. 1	DATE	BY
1	10/17/17	ASD
2	10/17/17	ASD

PROJECT: GIM'S WARELY WOODS  
 CLIENT: GIM'S WARELY WOODS  
 DATE: 10/17/17  
 SCALE: AS SHOWN  
 SHEET NO. 1 OF 2



Access Impacts within 100 Year Floodplain, above normal pool elevation (No change in grade proposed) 40,707 sq.ft.

Sediment Removal From Pond Basin 2.7 acres Temporary Disturbance to Waters of the U.S.

LOD AREA #1 (4.0 AC ±)

ROUTE 99  
 FILTER BAG NOTE: SEE IN THE LEGEND

NOTE: SEE IN THE LEGEND

**DESIGN CERTIFICATION**

I, the undersigned, being a duly Licensed Professional Engineer, do hereby certify that I am the author of the design and content of this plan and that I am a duly Licensed Professional Engineer in the State of Maryland.

*Signature*  
 10/17/17

**DESIGNER'S CERTIFICATE**

I, the undersigned, being a duly Licensed Professional Engineer, do hereby certify that I am the author of the design and content of this plan and that I am a duly Licensed Professional Engineer in the State of Maryland.

*Signature*  
 10/17/17

**APPROVER'S CERTIFICATE**

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*Signature*  
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*Signature*  
 10/17/17

**FISHER, COLLINS & CARTER, INC.**  
 1000 W. BROADWAY, SUITE 100  
 BALTIMORE, MD 21201  
 TEL: 410.528.1100  
 FAX: 410.528.1101  
 WWW.FCSINC.COM

**CHAMBER AND GAUGLER**  
 1000 W. BROADWAY, SUITE 100  
 BALTIMORE, MD 21201  
 TEL: 410.528.1100  
 FAX: 410.528.1101  
 WWW.CGARCHITECTS.COM



**STREET TREE, GRADING, LANDSCAPING AND SEDIMENT CONTROL PLAN**  
**GIM'S WARELY WOODS**  
 SECTION 1, AREA 2  
 1000 W. BROADWAY, SUITE 100  
 BALTIMORE, MD 21201  
 TEL: 410.528.1100  
 FAX: 410.528.1101  
 WWW.FCSINC.COM

**LEGEND**

1" = 10' (VERTICAL SCALE)  
 1" = 100' (HORIZONTAL SCALE)

--- PROPOSED GRADE  
 --- EXISTING GRADE  
 --- PROPOSED ROAD CENTERLINE  
 --- PROPOSED ROAD RIGHT-OF-WAY  
 --- PROPOSED ROAD EASEMENT  
 --- PROPOSED ROAD RIGHT-OF-WAY  
 --- PROPOSED ROAD EASEMENT  
 --- PROPOSED ROAD RIGHT-OF-WAY  
 --- PROPOSED ROAD EASEMENT

