



**Maryland**  
Department of  
the Environment

Larry Hogan, Governor  
Boyd K. Rutherford, Lt. Governor  
Ben Grumbles, Secretary  
Horacio Tablada, Deputy Secretary

February 12, 2020

Bay Ridge Civic Association  
c/o Chris Rager  
Bayland Consultants & Designers, Inc  
7455 New Ridge Road, Ste T  
Hanover, MD 21076

Re: Agency Interest Number: 91845  
Tracking Number: 201961790  
Tidal Authorization Number: 20-WQC-0004

Dear Bay Ridge Civic Association:

Your project did not qualify for approval under the Maryland State Programmatic General Permit (MDSPGP); therefore a separate review and issuance of the federal permit will be required by the U.S. Army Corps of Engineers. The federal permit is not attached.

Additionally, your project required a Wetlands License to be approved and issued by the Maryland Board of Public Works (BPW). The Wetlands License will be sent to you by the BPW's Wetlands Administrator.

A project that does not qualify for approval under the MDSPGP requires an individual Water Quality Certification (WQC) to be issued by the Maryland Department of the Environment, which is attached. Please take a moment to read and review your WQC to ensure that you understand the limits of the authorized work and all of the general and special conditions.

You should not begin any work until you have obtained all necessary State, local, and federal authorizations. Please contact Heather Hepburn at 410-537-3789 or [heather.hepburn1@maryland.gov](mailto:heather.hepburn1@maryland.gov) with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Danielle Spendiff".

Danielle Spendiff, Chief  
Western Region  
Tidal Wetlands Division



STATE OF MARYLAND  
DEPARTMENT OF THE ENVIRONMENT  
WATER AND SCIENCE ADMINISTRATION  
WATER QUALITY CERTIFICATION



20-WQC-0004

EFFECTIVE DATE: **February 13, 2020**  
EXPIRATION DATE: **February 19, 2023**  
CERTIFICATION HOLDER: **Bay Ridge Civic Association**  
ADDRESS: **80 East Lake Dr**  
**Annapolis, Maryland 21403**  
PROJECT LOCATION: **Herndon Ave NE to Upshur Ave**  
**Annapolis, MD 21403**  
**Lake Ogleton in Anne Arundel**

**UNDER AUTHORITY OF SECTION 401 OF THE FEDERAL WATER POLLUTION CONTROL ACT AND ITS AMENDMENTS AND IN ACCORDANCE WITH §9-313 THROUGH §9-323, INCLUSIVE, OF THE ENVIRONMENT ARTICLE, ANNOTATED CODE OF MARYLAND, THE WATER AND SCIENCE ADMINISTRATION (“ADMINISTRATION”) HAS DETERMINED THAT THE REGULATED ACTIVITY DESCRIBED IN THE ATTACHED PLAN SHEETS DATED February 28, 2019 AND/OR DESCRIBED IN STATE TIDAL WETLANDS LICENSE NUMBER 18-1083 WILL NOT VIOLATE MARYLAND’S WATER QUALITY STANDARDS, IF CONDUCTED IN ACCORDANCE WITH THE CONDITIONS OF THIS CERTIFICATION. A COPY OF THE PROJECT DRAWINGS DATED February 28, 2019, IS ATTACHED HERETO AND IS HEREBY INCORPORATED BY REFERENCE.**

THIS CERTIFICATION DOES NOT RELIEVE THE APPLICANT OF RESPONSIBILITY FOR OBTAINING ANY OTHER APPROVALS, LICENSES, OR PERMITS IN ACCORDANCE WITH FEDERAL, STATE, OR LOCAL REQUIREMENTS AND DOES NOT AUTHORIZE COMMENCEMENT OF THE PROPOSED PROJECT. A COPY OF THIS REQUIRED CERTIFICATION HAS BEEN SENT TO THE CORPS OF ENGINEERS.

THE CERTIFICATION HOLDER SHALL COMPLY WITH THE CONDITIONS LISTED BELOW.

### **SPECIAL CONDITIONS**

- A. The Certification does not relieve the Certificate Holder from the responsibility of obtaining all necessary federal, State, and local government authorizations. The Certificate Holder shall obtain Wetlands License 19-1083 prior to the commencement of construction.
- B. The Certificate Holder shall not perform any construction from November 15 through March 1 of any year to protect wintering waterfowl. The proposed project site is located in a Historic Waterfowl Concentration Area.

- C. The Certificate Holder shall use clean substrate fill material, no more than 10% of which shall pass through a standard number 100 sieve.
- D. If the fill is graded hydraulically, Certificate Holder shall use a turbidity curtain around the perimeter of the in-stream work.
- E. Certificate Holder shall deploy and maintain a turbidity curtain tightly around and channelward of the project area prior to any excavation and backfilling along the shoreline through completion of any excavation and backfilling along the shoreline.

## **GENERAL CONDITIONS**

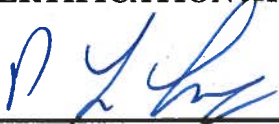
- A. The proposed project shall be constructed in a manner which will not violate Maryland's Water Quality Standards as set forth in COMAR 26.08.02. The applicant is to notify this Department ten (10) days prior to commencing work. Verbal notification is to be followed by written notice within ten (10) days.
- B. The Maryland Department of the Environment has determined that the proposed activities comply with, and will be conducted in a manner consistent with the State's Coastal Zone Management Program, as required by Section 307 of the Federal Coastal Zone Management Act of 1972, as amended.
- C. If the authorized work is not performed by the property owner, all work performed under this Water Quality Certification shall be conducted by a marine contractor licensed by the Marine Contractors Licensing Board (MCLB) in accordance with Title 17 of the Environment Article of Annotated Code of Maryland. A list of licensed marine contractors may be obtained by contacting the MCLB at 410-537-3249, by e-mail at [MDE.MCLB@maryland.gov](mailto:MDE.MCLB@maryland.gov) or by accessing the Maryland Department of the Environment, Environmental Boards webpage.
- D. The Certification Holder shall ensure the proposed project shall be constructed in accordance with the authorized plan and any authorized revisions.
- E. The Certification Holder shall ensure that all fill and construction materials not used in the project shall be removed and disposed of in a manner which will prevent their entry into waters of this State.
- F. The Certification Holder shall notify the Water and Science Administration, Tidal Wetlands Division, in writing, upon transferring property ownership or responsibility for compliance with these conditions to another person. The new owner/operator shall request, in writing, transfer of this Water Quality Certification to his/her name.
- G. The Certification Holder shall allow representatives of the Maryland Department of the Environment to inspect the authorized activities.
- H. The Certification Holder shall ensure that a copy of this Water Quality Certification, including the approved plans, is available at the site until the authorized work is complete.
- I. The Certification does not relieve the Certification holder from the responsibility of obtaining all necessary federal, State, and local government authorizations.

- J. The Certificate Holder shall conduct the authorized work in accordance with Critical Area Commission requirements. This Water Quality Certification does not authorize disturbance in the Buffer. If authorized work will disturb the Buffer, the Certificate Holder shall have a Commission-approved or locally approved Buffer Management Plan before beginning the authorized work. "Buffer" means the 100-foot Critical Area Buffer and any expanded area that is immediately landward of the mean high water line of the tidal waters or is immediately landward of tidal wetlands. The Buffer includes expanded contiguous area if the contiguous area includes steep slopes, hydric soil, or highly erodible soil, or otherwise meets the criteria of COMAR 27.01.09.01.E(7). "Disturbance" means any alteration or change to the land including any amount of clearing. Clearing includes vegetation removal, grading, and construction activity.
- K. The Certificate Holder shall conduct the authorized work in accordance with the plans and drawings dated February 28, 2019, which are hereby incorporated into this Water Quality Certification.
- L. Until this authorized work is complete, the Certificate Holder shall have available at this site a copy of this Water Quality Certification including the plans and drawings.
- M. This Water Quality Certification constitutes Maryland's authorization to conduct the authorized work under the State Tidal Wetlands Law. This Water Quality Certification does not bestow any other federal, State, or local government authorization.
- N. The Certificate Holder shall have all proposed work above Mean High Water reviewed and authorized by the local county Department of Planning and Zoning or applicable agency.
- O. The Certificate Holder shall notify MDE's Inspection and Compliance Program by phone (410-537-3510) AND in writing (MDE, Inspection and Compliance Program, 1800 Washington Boulevard, Baltimore, MD 21230) of the following:
  - 1. start date at least five business days before beginning work; and
  - 2. completion date no more than five business days after project completion.
- P. The Certificate Holder may not fill, dredge, or otherwise alter or destroy tidal marsh or its vegetation unless this Water Quality Certification specifically authorizes the activity.
- Q. The Certificate Holder may not stockpile material in State tidal wetlands/State tidal waters of the U.S.
- R. The Certificate Holder shall allow unfettered public use of State wetlands/State tidal waters of the U.S.
- S. This Water Quality Certification does not transfer a property interest of the State.
- T. The Certificate Holder shall file a Miss Utility ticket for the proposed work at least 10 days before beginning work. Miss Utility: 800-257-7777
- U. The Certificate Holder shall ensure that structures (for example, piers and piles) removed from the site are taken to an upland disposal facility approved by MDE's Inspection and Compliance Program.
- V. If the authorized work impacts more than 5,000 square feet or includes 100 or more cubic yards of fill, the Certificate Holder shall conduct the authorized work in accordance with a locally approved Soil Erosion and Sediment Control Plan.
- W. The Certificate Holder shall allow State officials and employees to make inspections at reasonable times and cooperate with those inspections.

- X. This Water Quality Certification is granted only to the Certificate Holder. The Certificate Holder may transfer the Water Quality Certification only with written approval from the Maryland Department of the Environment. If the Maryland Department of the Environment approves the transfer, the transferee is subject to all Water Quality Certification terms and conditions.
- Y. The Water Quality Certification shall indemnify, defend, and save harmless the State of Maryland, its officials, officers, and employees from and against any and all liability, suits, claims, and actions of whatever kind, caused by or arising from, the work this Water Quality Certification authorizes.
- Z. The Maryland Department of the Environment may modify, suspend, or revoke this Water Quality Certification in its reasonable discretion.
- AA. This Water Quality Certification expires February 19, 2023. If the authorized work is not completed by the expiration date, all activity must stop.
- BB. A Water Quality Certification may be extended prior to the expiration of the term. The Certificate Holder must request an extension in writing from MDE 14 days prior to the expiration of the term

Failure to comply with these conditions shall constitute reason for suspension or revocation of the Water Quality Certification, and legal proceedings may be instituted against the Certificate Holder in accordance with the Annotated Code of Maryland.

**CERTIFICATION APPROVED**



\_\_\_\_\_  
D. Lee Currey, Director  
Water and Science Administration



\_\_\_\_\_  
Date

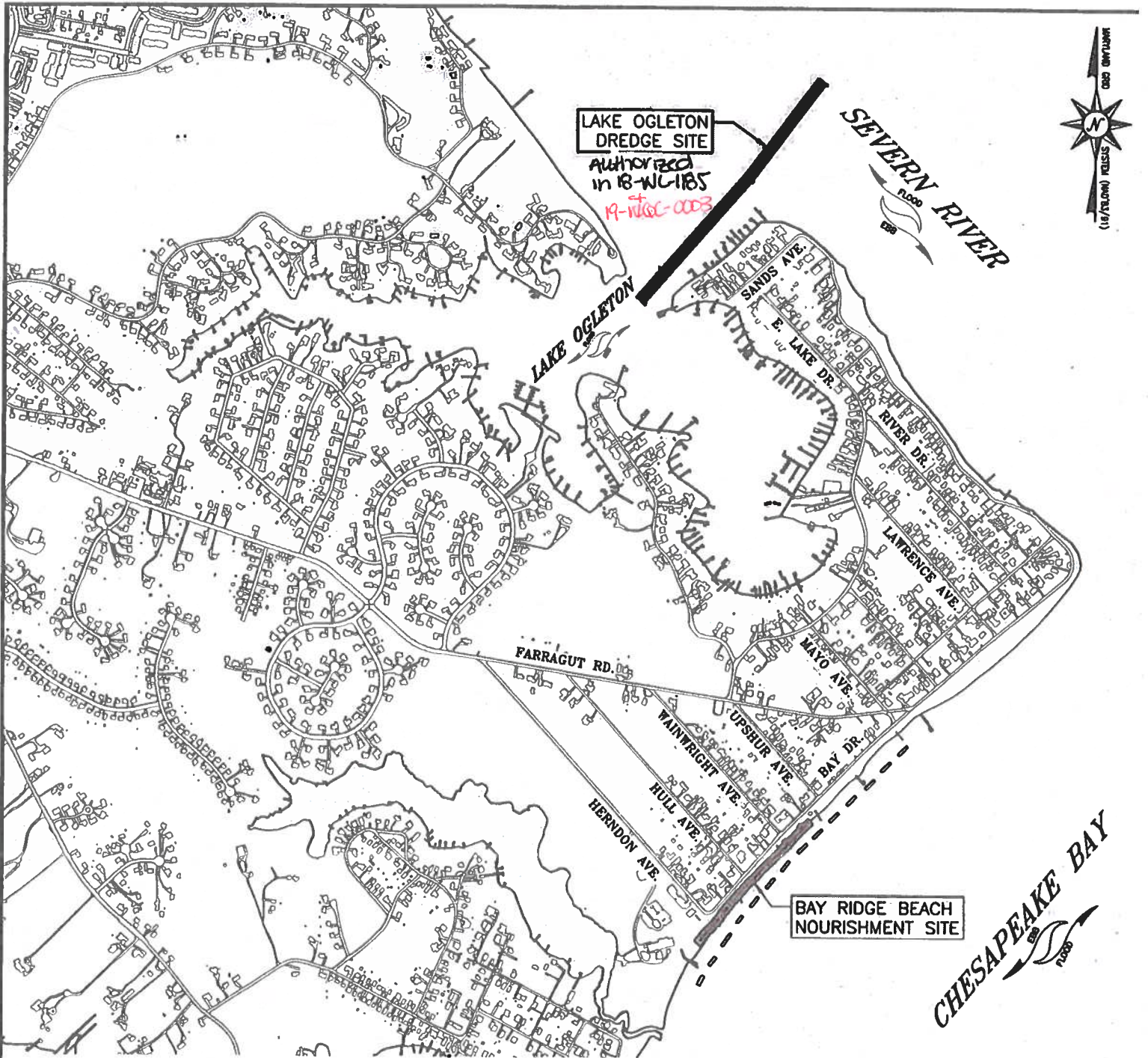
Tracking Number: 201961790  
Agency Interest Number: 91845

Effective Date: February 13, 2020

Enclosure: Plans dated February 28, 2019 with all attachments.

cc: WMA Inspection & Compliance Program





**LAKE OGLETON ENTRANCE CHANNEL  
MAINTENANCE DREDGING**

**ANNE ARUNDEL COUNTY, MD**

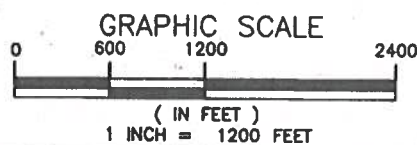
**APPL. BY: ANNE ARUNDEL COUNTY  
DEPARTMENT OF PUBLIC WORKS  
AND BAY RIDGE CIVIC ASSOCIATION**

**VICINITY MAP**

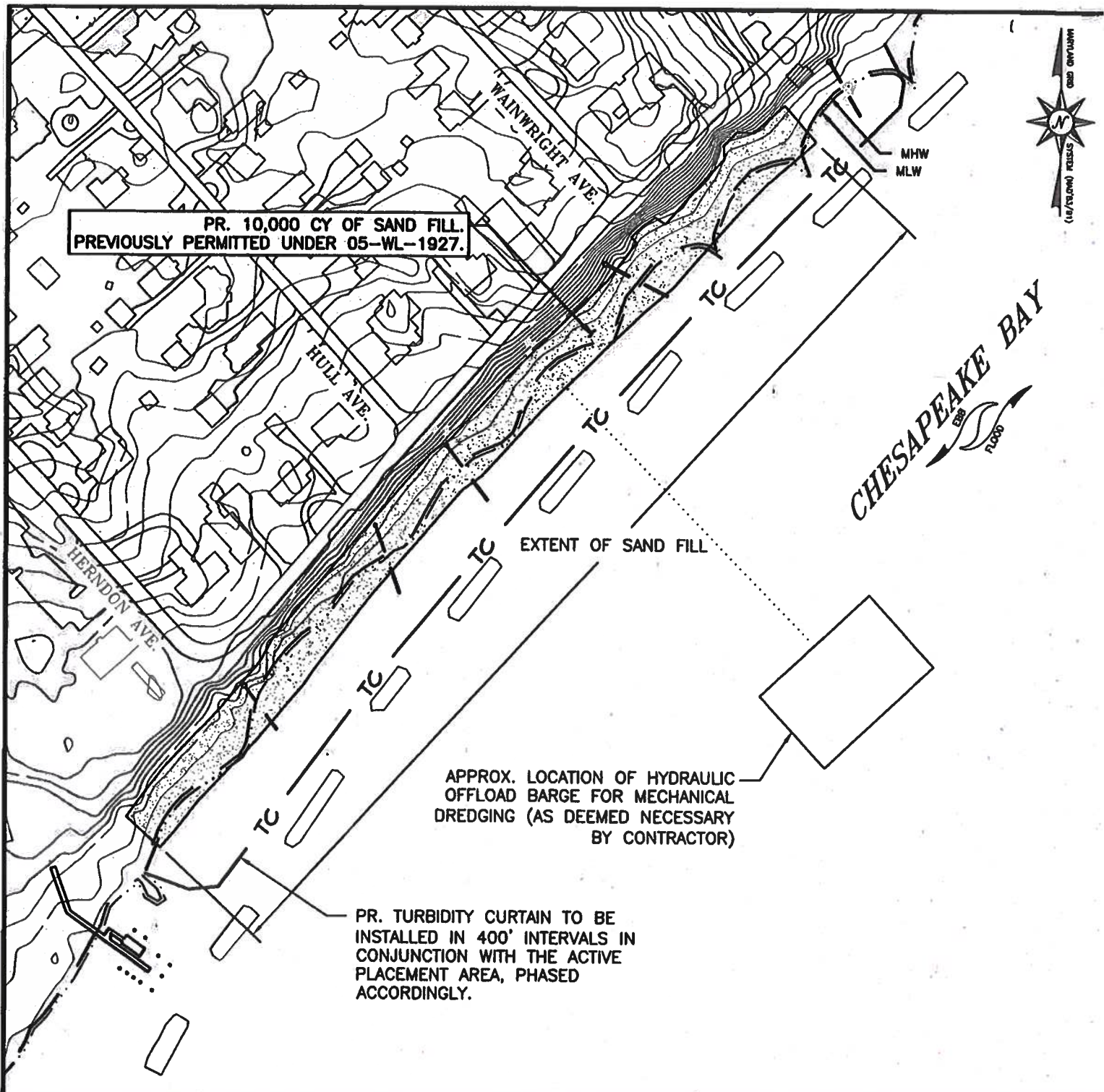
**DATE: FEBRUARY 2019 SHEET 1 OF 12**

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2/28/19  
1 of 3  
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**NOTE:**  
BASEMAP TAKEN FROM ANNE ARUNDEL COUNTY  
2012 PLANIMETRICS AND 2016 IMAGERY.



**Bay Ridge**  
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"Integrating Engineering and Environment"  
7455 New Ridge Road, Suite T Phone: (410) 694-9401  
Hanover, Maryland 21076 Fax: (410) 694-9405  
www.baylandinc.com



PR. 10,000 CY OF SAND FILL.  
PREVIOUSLY PERMITTED UNDER 05-WL-1927.

EXTENT OF SAND FILL

APPROX. LOCATION OF HYDRAULIC  
OFFLOAD BARGE FOR MECHANICAL  
DREDGING (AS DEEMED NECESSARY  
BY CONTRACTOR)

PR. TURBIDITY CURTAIN TO BE  
INSTALLED IN 400' INTERVALS IN  
CONJUNCTION WITH THE ACTIVE  
PLACEMENT AREA, PHASED  
ACCORDINGLY.

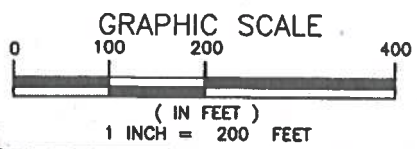
**LAKE OGLETON ENTRANCE CHANNEL  
MAINTENANCE DREDGING**

**ANNE ARUNDEL COUNTY, MD**

APPL. BY: ANNE ARUNDEL COUNTY  
DEPARTMENT OF PUBLIC WORKS  
AND BAY RIDGE CIVIC ASSOCIATION

**BEACH NOURISHMENT SITE**

DATE: FEBRUARY 2019 SHEET 9 OF 12

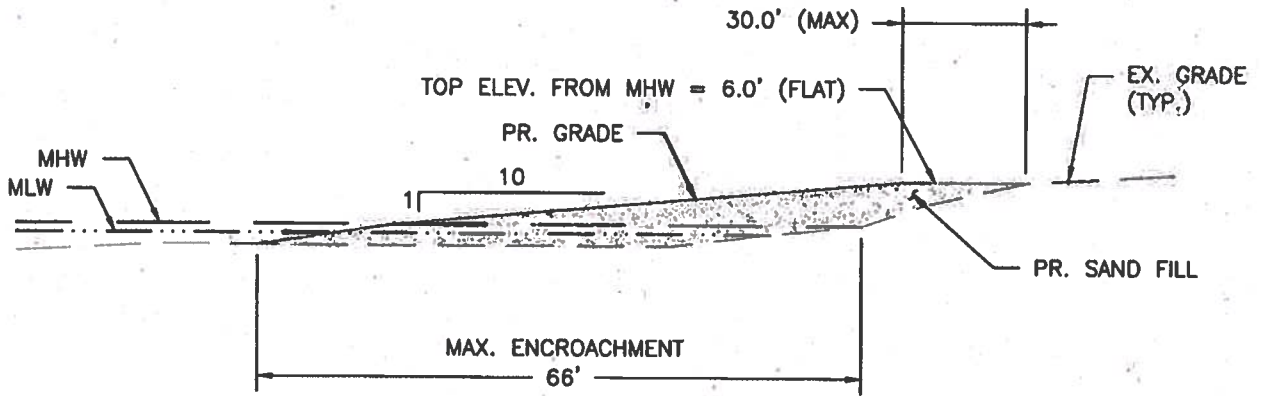


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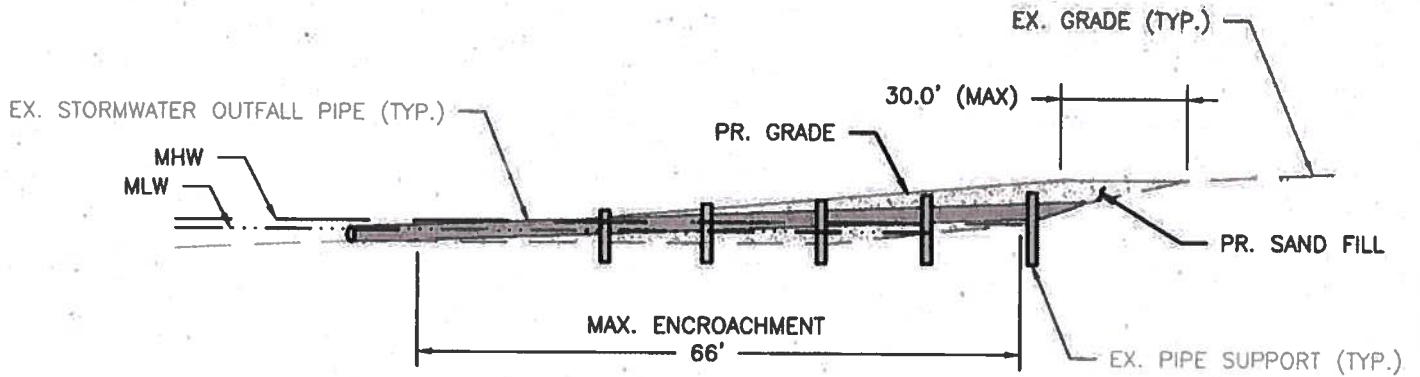
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**TYPICAL BEACH FILL SECTION**

SCALE: 1" = 20'



**TYPICAL OUTFALL SECTION**

SCALE: 1" = 20'

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 2/28/19  
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**BAY RIDGE BEACH NOURISHMENT**

**ANNE ARUNDEL COUNTY, MD**

APPL. BY: ANNE ARUNDEL COUNTY  
 DEPARTMENT OF PUBLIC WORKS  
 AND BAY RIDGE CIVIC ASSOCIATION

**BEACH NOURISHMENT SITE**

DATE: March 19 SHEET 4 OF 6

**Consultants & Designers, Inc.**  
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