

**Comment Response Document
Regarding the Total Maximum Daily Load of Sediment in the Non-Tidal Upper Chester
River Watershed, Kent and Queen Anne’s Counties, Maryland**

The Maryland Department of the Environment (MDE) has conducted a public comment period of the proposed Sediment TMDL for the Non-Tidal Upper Chester River Watershed. The comment period was from November 1, 2018 to December 3, 2018. MDE received one set of written comments.

Below is a list of the commenters, their affiliations, the date comments were submitted, and the number referenced to the comments. In the pages that follow, comments are summarized along with MDE’s responses.

List of Commenters

| Author | Affiliation | Date | Comment Number |
|-------------------|---|--------------|-----------------------|
| Ms. Jillian Adair | U.S. Environmental Protection Agency Region 3 | Nov. 8, 2018 | 1-6 |

Comments and Responses

1. The commenter references the TMDL report stating the report states no stormwater or wastewater permits exist within Delaware’s portion of the Upper Chester watershed; therefore, MDE may consider removing the footnote on associated tables that states upstream loads from Delaware could include both point and nonpoint sources.

Response: The document has been revised removing the footnotes.

2. The commenter references page 20 stating MDE may consider removing “possible” from the statement “possible decrease in fine sediment”.

Response: The sentence has been revised.

3. The commenter references page 25, quoting “...reductions will be applied to the same sediment sources identified in Maryland’s Watershed Implementation Plans (WIPs) for the Bay TMDL, as applicable in the watershed. These include: (1) regulated developed land; (2) conventional till crops, conservation till crops, hay, and pasture; (3) harvested forest; (4) unregulated animal feeding operations and concentrated animal feeding operations (CAFOs); and (5) industrial wastewater sources and municipal wastewater treatment plants.”
Reductions are also applied to unregulated urban land. Please correct.

Response: The statement has been corrected.

FINAL

4. The commenter references Table 8 stating a notation for footnote 1 is provided for the Delaware Chester River, but no footnote exists. Please correct.

Response: The notation has been removed.

5. The commenter references Table 8 stating the baseline load is incorrectly listed as 7,510 as opposed to 7,150. Please correct.

Response: The table has been corrected.

6. The commenter states six reference watershed are listed in Appendix A, but seven are referenced in the TMDL report. Please correct.

Response: The document has been corrected.