



# MARYLAND DEPARTMENT OF THE ENVIRONMENT

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Martin O'Malley  
Governor

Robert M. Summers, Ph.D.  
Secretary

Anthony G. Brown  
Lieutenant Governor

December 19, 2014

Re: Notice of Decision  
Application for Water Quality Certification  
Water Quality Certification Number: 14-WQC-02

Dear Property Owner, Public Official, or Interested Person:

After examination and consideration of the documents received and evidence in the application file and record for the proposal by the Philadelphia District, U.S. Army Corps of Engineers to maintenance dredge the Chesapeake and Delaware (C&D) Canal and its approach channel and place the dredged material at the Pearce Creek Dredged Material Containment Facility, the Water Management Administration has determined that the application meets the statutory and regulatory criteria necessary for issuance of a Water Quality Certification (WQC) pursuant to Section 401 of the federal Clean Water Act and applicable Maryland statutes and regulations. Copies of the Notice of Decision, the Summary of the Basis for Decision, and the WQC are enclosed with this decision.

Any person aggrieved by the Department's decision to issue a water quality certification may submit a request to the Department for a hearing on the matter. Under Code of Maryland Regulations (COMAR) 26.08.02.10F(4), the request must (1) be in writing; (2) include a detailed description of the requester's specific legal right, duty, privilege or interest which may be adversely affected by the Department's decision and which is different from those interests held by the general public; and (3) include a detailed description of why the Department's decision should be reconsidered. The written request must be sent to: Robert M. Summers, Ph.D., Secretary, Maryland Department of the Environment, 1800 Washington Boulevard, Baltimore, MD 21230. The request must be received by January 20, 2015.

If you have any questions or need any additional information, please do not hesitate to contact me at 410-537-3763.

Sincerely,

Elder A. Ghigiarelli, Jr.  
Deputy Program Administrator  
Wetlands and Waterways Program

/EAG, Jr.

Enclosures