



**MARYLAND DEPARTMENT OF THE ENVIRONMENT
LAND AND MATERIALS ADMINISTRATION**

NOTICE OF TENTATIVE DETERMINATION

**OPPORTUNITY FOR PUBLIC COMMENT
AND
OPPORTUNITY TO REQUEST A PUBLIC HEARING**

ISSUE DATES: March 17 and March 24, 2021

The Land and Materials Administration of the Maryland Department of the Environment (MDE) has completed the review of an application for the renewal of a Controlled Hazardous Substance (CHS) facility permit. The permit would authorize the Naval Support Activity Bethesda Environmental Programs Division to continue to operate a CHS storage facility on the property at 8901 Wisconsin Avenue, Bethesda, Maryland 20889. This notice provides additional information about the draft CHS permit, and describes opportunities to review and comment on the draft permit.

BACKGROUND

MDE received the application for the permit renewal on December 5, 2017. The applicant submitted additional information to MDE on December 5, 2018, March 22, 2019, and December 18, 2020 in response to comments made by MDE.

Based upon the application meeting all applicable regulations, MDE has made a tentative determination to issue the permit and, accordingly, has prepared a draft permit that MDE proposes to issue to the applicant. The permit establishes conditions for facility operations in conformance with Code of Maryland Regulations (COMAR) 26.13. The draft permit includes Standard Conditions, General Facility Conditions, and Specific Conditions regarding the storage of hazardous waste in containers prior to its shipment off site.

OPPORTUNITIES FOR PUBLIC REVIEW AND COMMENT

The permit application, a fact sheet, and the draft permit are on file at MDE's offices and may be reviewed during normal business hours upon appointment. Contact information for the purpose of scheduling an appointment appears at the end of this notice. Copies of documents may be obtained at a reasonable charge. The draft permit and related information has also been posted on MDE's website. These documents are available from a link at <https://mde.maryland.gov/programs/LAND/HazardousWaste/Pages/index.aspx> under the heading "Are there any proposed actions currently open for public comment?"

All persons, including the permit applicant, who believe that any condition of the draft permit is inappropriate or that MDE's tentative decision to prepare a draft permit is inappropriate, shall raise all reasonably ascertainable issues and submit all reasonably available arguments and factual grounds supporting their position, including all supporting material, by the close of the public comment period. Comments shall be submitted in writing.

Written comments on the Department's tentative determination will be accepted until the close of business on May 3, 2021 and should be addressed to: Ms. Kaley Laleker, Director, Land and Materials Administration, 1800 Washington Boulevard, Suite 610, Baltimore, Maryland 21230-1719.

Any supporting material which accompanies correspondence must be included in its entirety and may not be incorporated by reference, unless it is already part of the administrative record in this proceeding, or it consists of State or Federal statutes and regulations, U.S. Environmental Protection Agency (EPA) documents of general applicability, or other generally available materials. Commenters must make supporting material not already included in the administrative record available to the Director.

OPPORTUNITY TO REQUEST A PUBLIC HEARING

During the public comment period, any interested person may request a public hearing on this matter. A request for a public hearing shall be in writing, and shall state the nature of the issues proposed to be raised in the hearing. The Department will publish notice of a scheduled hearing at least 30 days before the date of the hearing. Requests for a public hearing should be addressed to: Ms. Kaley Laleker, Director, Land and Materials Administration, 1800 Washington Boulevard, Suite 610, Baltimore, Maryland 21230-1719, and will be accepted until the close of business on May 3, 2021.

For further information regarding this notice or to schedule an appointment to review the administrative record, contact Mr. Edward Hammerberg at (410) 537-3314 or <ed.hammerberg@maryland.gov>.