



PUBLIC NOTICE

This notice is given by Ben Grumbles, Secretary of the Maryland Department of the Environment (“MDE”), acting pursuant to the Proclamation of Governor Lawrence J. Hogan, Jr. (the “Governor”) dated March 5, 2020 proclaiming a state of emergency and a catastrophic health emergency related to COVID-19, as it may be amended or renewed from time to time, and the Order of the Governor dated March 12, 2020 entitled “Extending Certain Licenses, Permits, Registrations, and Other Governmental Authorizations, and Authorizing Suspension of Legal Time Requirements”, as it may be amended from time to time, after finding that the action(s) described herein will not endanger the public health, welfare, or safety.

MDE’s Waterway Construction and Dam Safety permitting programs review applications for the construction, reconstruction, repair, or alteration of a dam, reservoir, or waterway obstruction or any change in the course, current, or cross section of a stream or body of water within the State. This includes any changes to the 100-year frequency floodplain of free-flowing waters. The statutes and regulations governing the permitting process contain various process-related requirements and several mandatory timeframes. The timeframes identified for extensions consistent with the foregoing include:

<u>Deadline/Timeframe</u>	<u>Regulatory or Statutory Citation</u>
1. Written concurrence for projects covered by the general waterway construction permit within 30 days of application if no review requested by other agencies	26.17.04.10(D)
2. Provide notice of opportunity for a public hearing within 1 month of application for a permit for constructing a waterway obstruction, constructing a waterway or dredging, filling, bulkheading	26.17.04.13(A)



Maryland

Department of the Environment

Larry Hogan, Governor
Boyd K. Rutherford, Lt. Governor

Ben Grumbles, Secretary
Horacio Tablada, Deputy Secretary

or changing the shoreline

3. Applicant shall by date of publication of 26.17.04.13(D)(2)

notice notify adjacent property

owners and certain other persons of the application and

hearing

4. Within 30 days of the MDEs 26.01.07.03(B)

determination that a permit

application is complete, MDE shall issue a notice of

completed application and opportunity

for a public informational

hearing on the application

5. Within 10 calendar days after receipt 26.01.07.05 (A)

of a request for a public informational

hearing, MDE shall set

the date, time, and place for the hearing

and shall mail a hearing notice to those

on the interested persons list

6. A public informational hearing shall be held 5-204(c)(2)

within 45 calendar days of the close of the

public comment period



Maryland

Department of the Environment

Larry Hogan, Governor
Boyd K. Rutherford, Lt. Governor

Ben Grumbles, Secretary
Horacio Tablada, Deputy Secretary

7. MDE shall mail notice of the date, 5-204(c)(4)

time, and location of any public informational

hearing on an application to those persons

on the interested persons list no later than

14 calendar days prior to the hearing

8. Following the application review and comment 5-204(d)

period and within 30 calendar days after the close

of the public informational hearing

record, MDE shall issue, modify,

or deny the permit or license unless extenuating

circumstances justify an extension of time

The time frames identified in the statutes and regulations referenced above are hereby suspended. This Notice is effective immediately and shall remain in effect until [30 days after] the state of emergency has been terminated and the proclamation of the catastrophic health emergency has been rescinded.

Ben Grumbles, Secretary

Enclosures