



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, BALTIMORE DISTRICT
2 HOPKINS PLAZA
BALTIMORE, MD 21201

September 30, 2020

Ms. Heather Nelson, Acting Program Manager
Wetlands and Waterways Program
Maryland Department of the Environment
1800 Washington Boulevard
Baltimore, MD 21230

Dear Ms. Nelson:

On September 15, 2020, the U.S. Army Corps of Engineers (Corps) published in the Federal Register its proposal to reissue the Nationwide Permits (NWP).

The Federal Register notice is the Corps' determination of Coastal Zone Management Act (CZMA) consistency, pursuant to Section 307(c)(1) of the CZMA for NWP activities within or affecting the coastal zone of the State of Maryland. By the referenced Federal Register notice and confirmation by this letter, the Baltimore District requests CZMA consistency concurrence for the proposed issuance of these NWPs.

The Baltimore District has determined that the activities authorized by the proposed NWPs will be undertaken in a manner consistent to the maximum extent practicable with the enforceable policies of the state's approved management program. Enclosed is a copy of the proposed regional conditions that the Baltimore District has developed for NWP activities in the State of Maryland.

At this time, we are asking that you begin your review and approval process. In accordance with 15 CFR 930.36(b), please provide your concurrence or objection to the Baltimore District's consistency determination within 90 days. If you do not reach a final position on CZMA consistency before the end of the 90-day period, we will presume consistency concurrence.

In accordance with the Corps' regulations at 33 CFR 330.4(d), if you object with the Corps' CZMA consistency determination for certain activities authorized by the proposed NWPs, then the Corps will deny without prejudice authorization for those activities. Anyone wanting to perform such activities must obtain an activity specific CZMA consistency concurrence or a presumption of concurrence. Upon concurrence by the state, or a presumption of concurrence, the activity would be authorized by the NWP.

The Baltimore District's point-of-contact for the CZMA consistency determination for proposed issuance of the NWPs is Ms. Nicole Voelker. She can be contacted directly at (410) 962-1847 or by email at nicole.m.voelker@usace.army.mil.

Thank you for your attention regarding this matter. We remain available to discuss issues or proposed conditions you may be considering for the NWP's. We look forward to working with your office on this effort.

Sincerely,

Daniel P. Swenson, D. Env.
Chief, Regulatory Branch

Enclosures

Transmitted via email to: hnelson@maryland.gov