Martin O'Malley Governor

Anthony G. Brown Lt. Governor



Margaret G. McHale Chair

> Ren Serey Executive Director

STATE OF MARYLAND CRITICAL AREA COMMISSION CHESAPEAKE AND ATLANTIC COASTAL BAYS 1804 West Street, Suite 100, Annapolis, Maryland 21401

(410) 260-3460 Fax: (410) 974-5338 www.dnr.state.md.us/eritiealarea/

March 25, 2010

Mr. Shawn Krout Harford County Planning and Zoning 220 South Main Street Bel Air, Maryland 21014

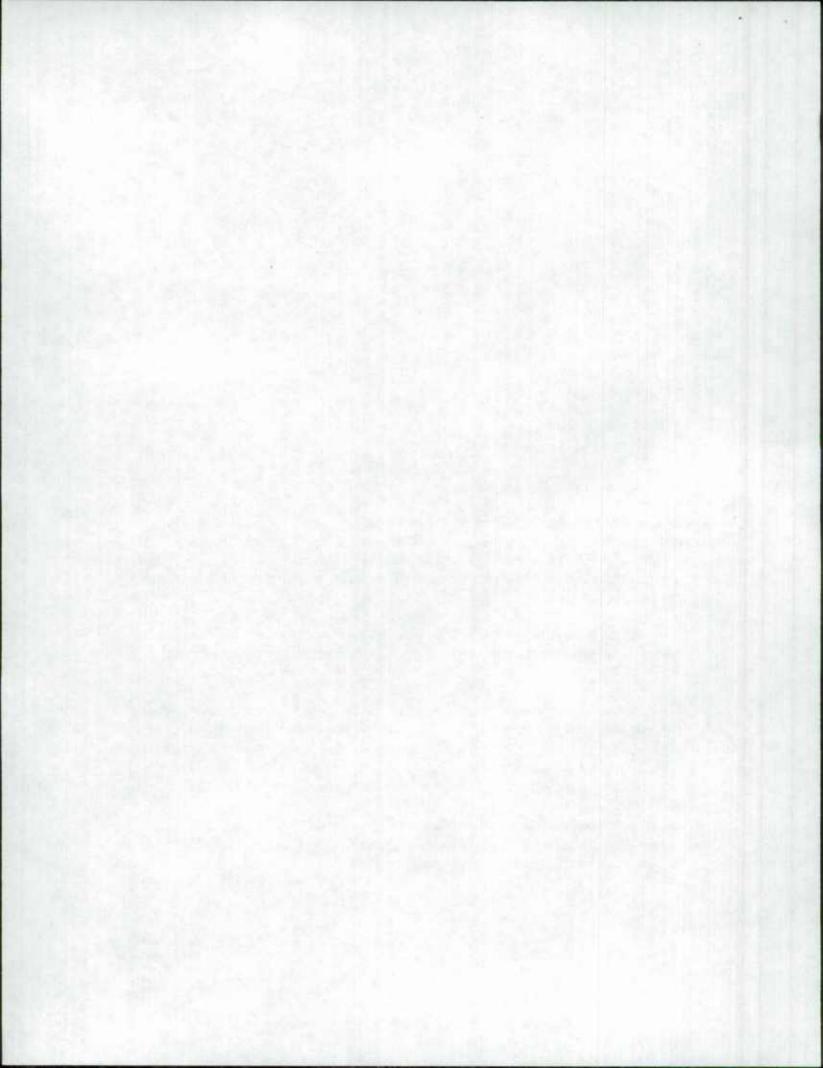
Re: Church Creek Pumping Station Critical Area Consistency Report

Dear Mr. Krout:

I have received the Consistency Report for the above-referenced project. This office has reviewed this project per the requirements of COMAR 27.02.02 - State and Local Agency Actions Resulting in Development of Local Significance on Private Lands or Lands Owned by Local Jurisdictions. The County proposes to install new gravity sewer lines and remove and rebuild a pumping station.

After reviewing the consistency report and the accompanying site plan, this office agrees that the project is consistent with the Harford County Critical Area Program for the reasons outlined below.

- The portion of the project that will impact the Buffer is permitted since a public utility such as a sewer line may cross the Buffer when no feasible alternative exists.
- The County will provide 2:1 mitigation for the area disturbed in the Buffer, and 1:1 mitigation for clearing outside the Buffer.
- The 10% Pollutant Reduction Requirement is met on this site for the portion of the site in the Intensely Developed Area.
- Appropriate sediment and erosion control will be used during construction.
- The proposed planting plan provides the required 55 individual trees and the 36,645 square feet of mitigation, and the appropriate species.



Mr. Krout March 25, 2010 Page Two

Since the project is consistent with the local program, it will not require formal approval by the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays, notwithstanding any other required resource agency approvals.

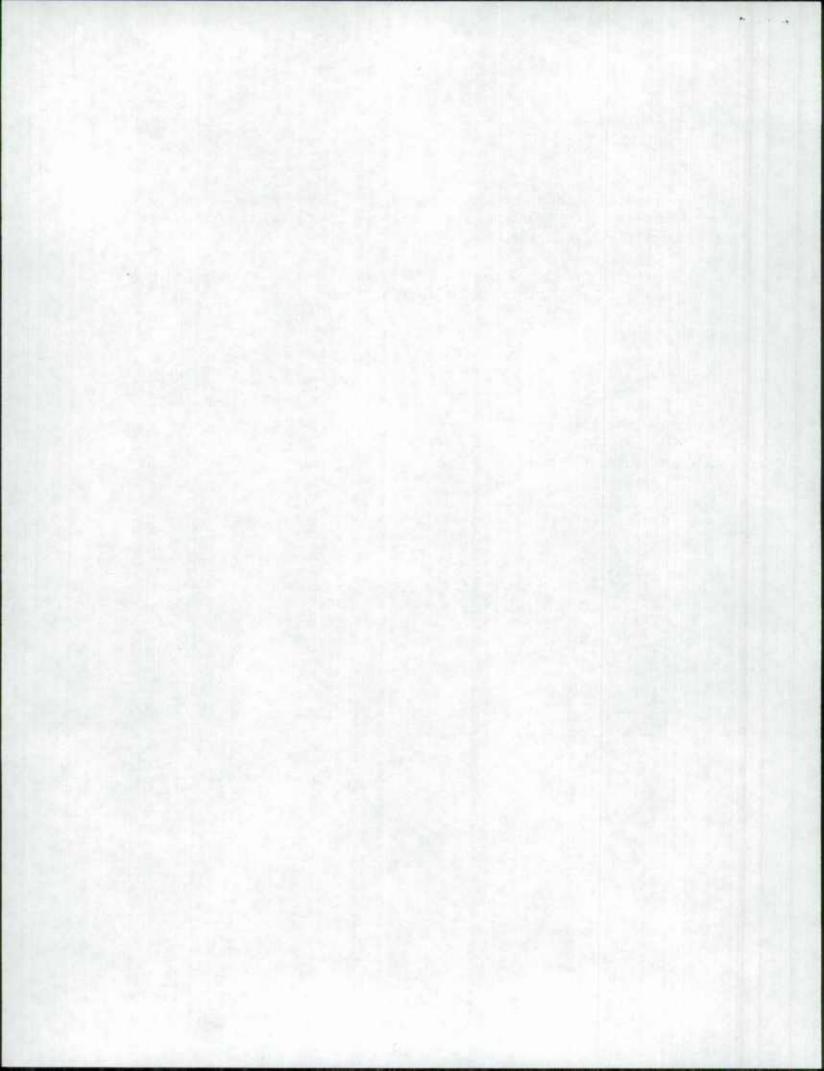
Thank you again for your cooperation and assistance with reviewing this project. If you have any questions, please telephone me at (410) 260-3478.

Sincerely,

Luci a. Hoergee

Lisa A. Hoerger Regulations Coordinator

cc: Mr. Thomas Blair, MDE HC 118-08



Martin O'Malley Governor

Anthony G. Brown Lt. Governor



Margaret G. McHale Chair

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1804 West Street, Suite 100, Annapolis, Maryland 21401 (410) 260-3460 Fax: (410) 974-5338 www.dnr.state.md.us/criticalarea/

March 28, 2008

Ms. Michele Bynum Harford County Department of Planning and Zoning 220 South Main Street Bel Air, MD 21014

Re: Harford County – Mitchell Lane at US Rte 40, Perryman Church Creek Sewer Pumping Station Redevelopment and Force Main

Dear Mr. Hilton:

Thank you for forwarding the above-referenced project to this office per the requirements of COMAR 27.02.02 - State and Local Agency Actions Resulting in Development of Local Significance on Private Lands or Lands Owned by Local Jurisdictions. A Consistency Report from was submitted by the County, however, some additional information is needed in before consistency with the County program can be confirmed. The proposed redevelopment of the pumping station is in the IDA (Intensely Developed Area). The force main installation will occur partially in the IDA, RCA (Resource Conservation Area) and LDA (Limited Development Area) of the Critical Area. After reviewing the submitted materials, this office has the following comments.

- Documentation that the 10% pollution reduction standard will be met is required for the portion within the IDA. Please submit Worksheet A from the 10% Rule manual, with calculations showing how the 10% stormwater pollutant reduction requirement is met. Because the requirement is for a reduction by 10% of the predevelopment phosphorous, a reduction in impervious surface does not automatically establish that the requirement has been met. Worksheet A must include the area that is within IDA of the project parcels or an otherwise designated "project area" that includes all construction activity at a minimum. The pre and post development impervious surface for the IDA alone must be provided for these calculations.
- 2. Where forest or other natural vegetation is removed in the Critical Area Buffer, mitigation must be provided at a 3:1 ratio. Where forest or other natural vegetation is removed outside the Buffer but in the LDA or RCA, mitigation must be provided at a 1:1 ratio. A recommended standard for mitigation planting is one two-inch-caliper tree and three two-gallon-potted shrubs per 400 square feet of required mitigation. Plantings

Letter to Ms. Bynum March 28, 2008 Page 2 of 2

should occur at approximately this spacing (i.e. in clusters of one tree and three shrubs per 20 x 20 foot area). The mitigation should be planted on site in unvegetated areas of the Buffer to the extent possible. Only if there is no feasible alternative for planting on site in the Buffer may off site mitigation or fee in lieu be considered. Please submit a planting plan for the mitigation. A planting agreement has been attached to this letter. Please complete the agreement and attach a copy to the mitigation planting plan.

3. A portion of the force main line is on State Highway Administration (SHA) property. SHA has a Memorandum of Understanding (MOU) with the Critical Area Commission that allows projects on State lands to qualify for general approval under the MOU only if the project involves in-kind repair, replacement or removal of existing structures or surfaces within the Buffer. Projects which place new structures or impervious structures within the Buffer do not qualify for general approval. The plans submitted appear to include proposed new riprap or other structure on SHA property at the Gray's Run crossing. Please confirm whether this is the case, and if so, coordinate with SHA to submit for Commission review for this portion of the project. The SHA coordinator for this project should contact me as soon as possible to commence the Commission review process.

Thank you for the opportunity to comment. Once I receive the additional documentation as requested above, I will be able to provide further comments or notice of approval. Please contact me at (410) 260-3479 if you have any questions.

Sincerely,

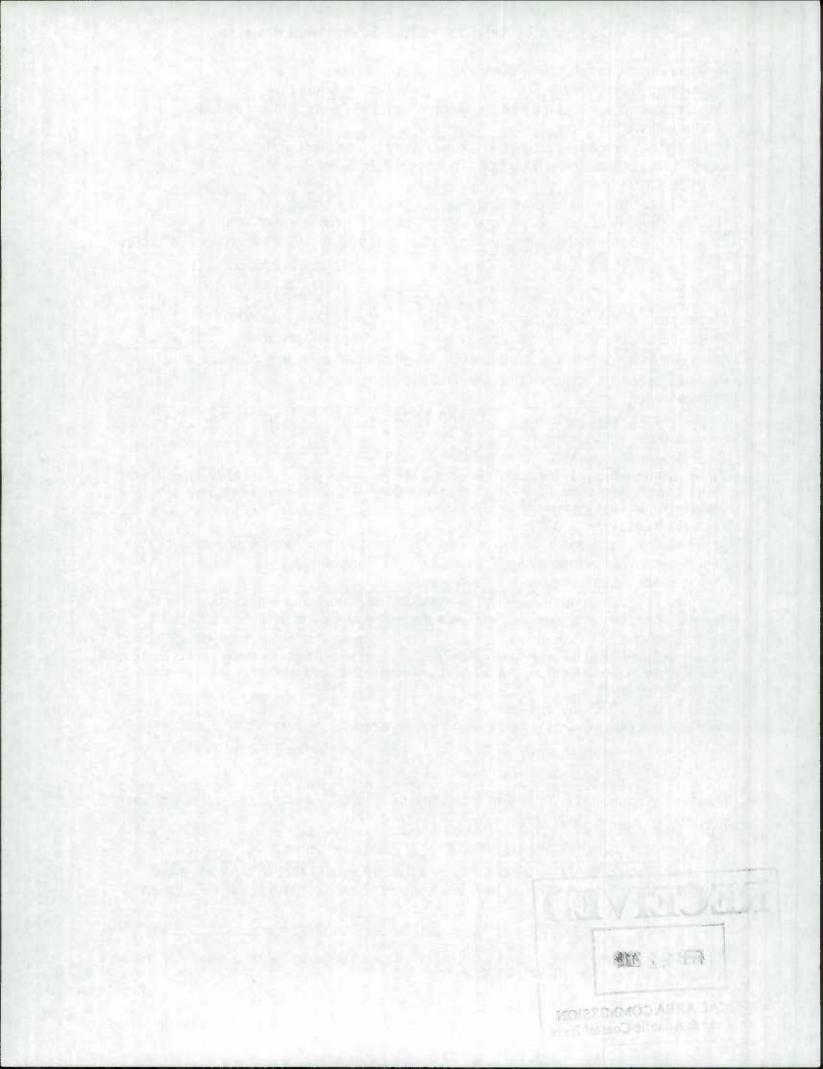
Marshall Johnson Natural Resources Planner

cc: Tom Hilton, Harford County Division of Water and Sewer Steven Schulz, Harford County Division of Water and Sewer Gary Green, SHA HG 118-08

Consistency Report for Local Government Projects

Project Name: Church Creek Pumping	Jurisdiction:				
Station and Force Main	Harford County				
Project Description: replace existing Church	Creek Pumping Station and install new				
sanitary sewer force main.					
Local Agency proposing project: Harford Co	ounty Department of Public Works				
Contact Name and Phone Number: Thoma	s Hilton, Chief Engineer				
410-638-3300					
Project Location (include street address, tax map and parcel number):					
U.S. Route 40 Pulaski Highway and Mitchell Lane, Perryman, Maryland					
Critical Area acreage and designation: 3.5	3± acres total; 0.92 acres RCA; 0.36 acres				
LDA; 2.25 acres IDA					

	······································	ect Data	
	odland/trees: 0.44 acre		
Proposed clearing		% of existing forest:	
Mitigation to be pre-	ovided: fee-in-lieu @ 3	:1 ratio, or reforestation of offsit	te area
0	species (also show on	site plan):	
Undetermined			
	s surface: 11,580		0
Proposed new imp			
Total impervious s	urface: net reduction of	f 2,360 SF % of site: ~ 1%	
need a Conditional A Commission planner	pproval from the Critical A for assistance.	itted amount in the LDA or RCA, the Area Commission. Please contact y	
Total Area Disturb			
		IDA, the 10% worksheets must	be attached.
	ormwater requirements		
	ng impervious surfaces		antrol plane?
		/M and sediment and erosion co cted to be approved in March, 2	
Buffer impacts?	.58 acres	Is project water depen	
planner for assistance		Commission. Please contact your C	Commission
planner for assistant Other Habitat Prot	ce. ection Areas:		
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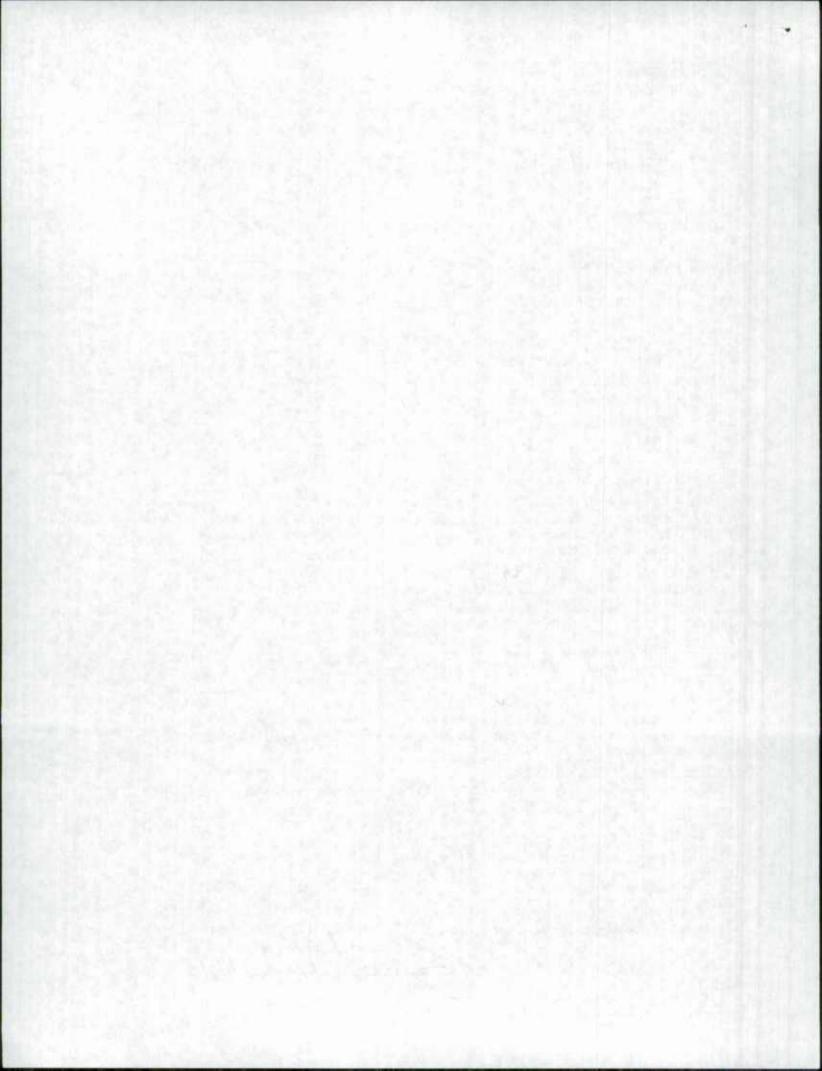


Consistency Report for Local Government Projects

Project Name: Church Creek Pumping Station ✓	Jurisdiction: Harford County ~
Project Description: To remove the existing install upgraded pumping station and gravity	house, structures, and pumping station and
Local Agency proposing project: Harford (County DPW 🗸
Project Location (include street address, tax	map and parcel number):
Mitchell Lane	
Tax Map: 58 ✓ Parcels: 152 & 78 & easeme	
Critical Area acreage and designation:	
Critical Area acreage and designation: RCA: 0.57 ac ✓ LDA: 0.00 ac IDA: 1.89 a	nc Total: 2.46 ac

Project Data
Existing forest/woodland/trees: 0.36 ac % of site: 19%
Proposed clearing: (2,835 sf) 0.06 ac + 30 trees % of existing forest: 17%
Mitigation to be provided: on-site planting
Planting location & species (also show on site plan):
On-site as shown on plan – replant disturbed areas
Existing impervious surface: 11,240 sf < % of site: 7%
Proposed new impervious: -1,895 sf ✓
Total impervious surface: 9,345 sf > % of site: 6%
If the % of impervious cover exceeds the permitted amount in the LDA or RCA, the project may need a Conditional Approval from the Critical Area Commission. Please contact your Commission planner for assistance.
Total Area Disturbed: (74,949 sf) 1.72 ac
Stormwater Management: (If site is in the IDA, the 10% worksheets must be attached.
Otherwise, local stormwater requirements must be addressed.) 🗸
Attached
Has project received local approval of SWM and sediment and erosion control plans? Pending ~
Buffer impacts? 16,025 sf 🗸 Is project water dependent? No ^v
If there are Buffer impacts proposed and the project is not water dependent, the project may need a Conditional Approval from the Critical Area Commission. Please contact your Commission planner for assistance.
Other Habitat Protection Areas:
Colonial Nesting Waterbird site? Yes No Waterfowl Staging Area? Yes No
Endangered / threatened species? Yes Vo Forest Interior Dwelling Bird Habitat? Yes Vo
Anadromous Fish Propagation Waters? Yes No
Non-tidal Wetland Impacts? Yes No If yes, MDE permit #: 200761808
Tidal Wetland Impacts? (Yes) No If yes, MDE permit #:200761808
In accordance with COMAR 27.02.02, we hereby certify that this local agency project is consistent with the requirements of the local Critical Area Program.
<u>Sham 7. 10 3/14/10</u> (Signature)

Please sign above, attach the site plan to this report and submit to the Critical Area Commission at 1804 West St., Suite 100, Annapolis, MD 21401



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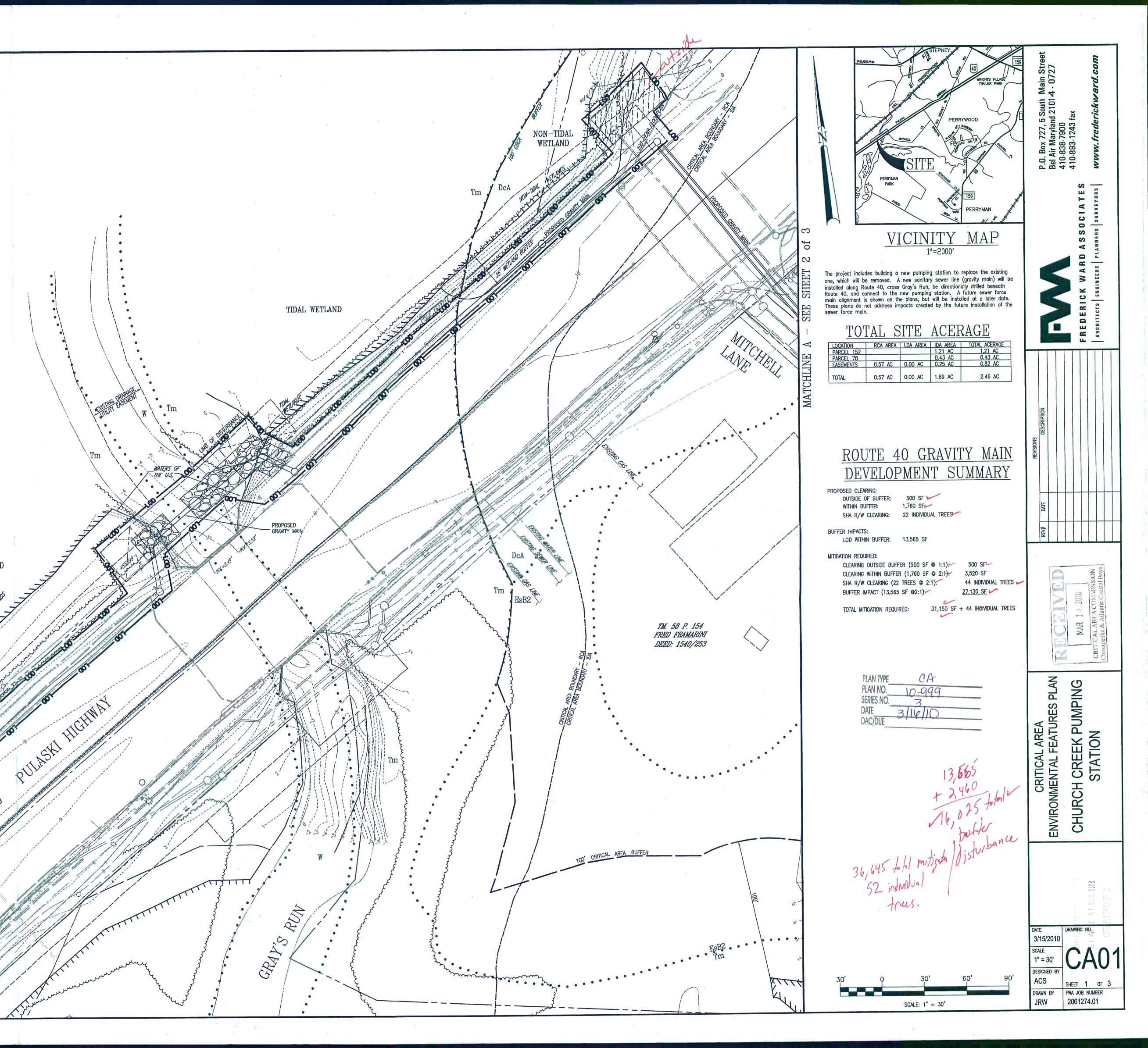
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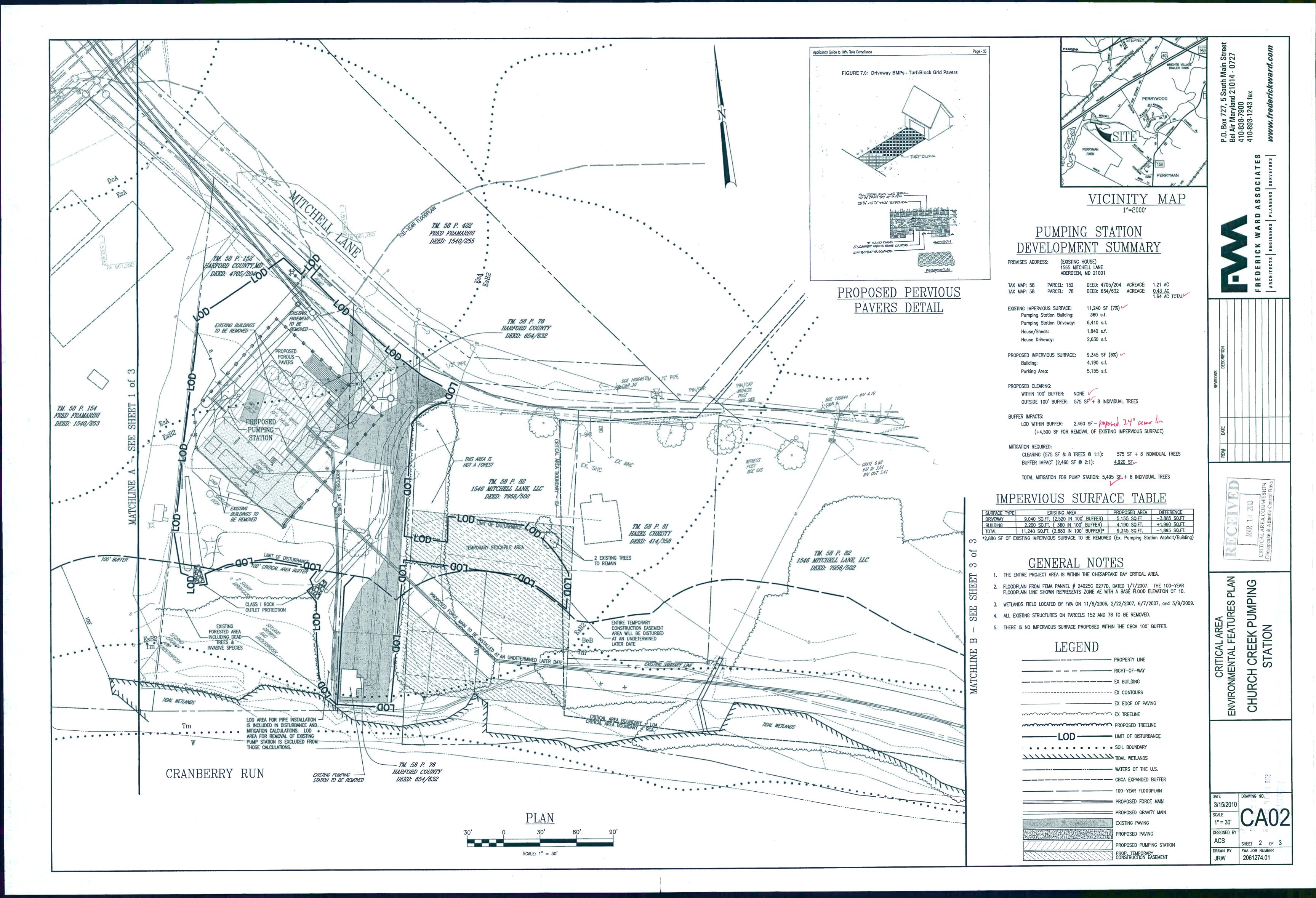
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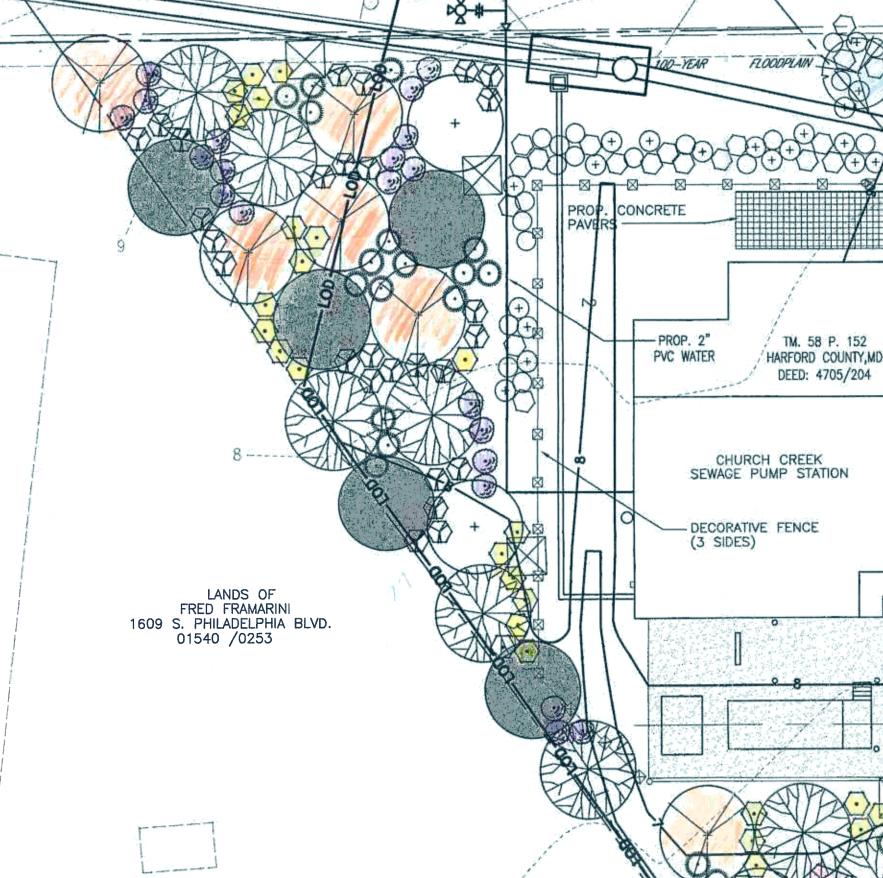
J.S.

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NON-TIDAL WETLAND







LOD-

100-

344/91

MITCHELL LANE

CRITICAL	AREA	PLANTING	SCHEDULE

OIVIIIOI		AIVER I LANTIIN					
SYMBOL	QTY.	BOTANICAL/COMMON NAME	SIZE	REMARKS			
\bigcirc	34 _	PLATANUS OCCIDENTALIS SYCAMORE	1.5 — 2" CAL. 10—12' HT.	B & B FULL 20' ON CENTER			
	31 -	ACER_RUBRUM RED_MAPLE	1.5 - 2" CAL. 10-12' HT.	B & B FULL 20' ON CENTER			
	36	QUERCUS PALUSTRIS PIN OAK	1.5 - 2" CAL. 10-12" HT.	B & B FULL 20' ON CENTER			
·	10	QUERCUS PHELLOS WILLOW OAK	1.5 - 2" CAL. 10-12' HT.	B & B FULL 20' ON CENTER			
B	20	CARPINUS CAROLINIANA MUSCLEWOOD/HORNBEAM ✓	1" CAL. 6' HT.	B & B FULL 15' ON CENTER			
\odot	81 个	VIBURNUM DENTATUM	3-4' HT. 4-5 CANES	B & B FULL 5' ON CENTER			
Ø	82	LINDERA BENZOIN SPICEBUSH	2.5—3'HT 3—4 CANES	CONT. FULL 5' ON CENTER			
O	72 😽	MYRICA PENSYLVANICA NORTHERN BAYBERRY	2.5—3'HT 3—4 CANES	B & B FULL 5' ON CENTER			
3	75	CLETHERA ALNIFOLIA SWEET PEPPERBUSH	2.5–3' HT 3–4 CANES	CONT. FULL 5' ON CENTER			
\square	9	REFORESTATION SIGNS		ON POSTS AS SHOWN			

NOTE: ALL SUBSTITUTIONS MUST BE APPROVED BY CRITICAL AREA COMMISSION

LANDSCAPE PLANTING SCHEDULE

SYMBOL QTY.		BOTANICAL/COMMON NAME	SIZE	REMARKS		
		<u>CHIONANTHUS VIRGINICUS</u> WHITE FRINGE TREE	5-6'HT	B & B FULL AS SHOWN		
+	31	ILEX GLABRA 'SHAMROCK' INKBERRY	2½-3' HT 2½-3' SPD	B & B FULL 4' O.C.		
34		<u>VIBURNUM ACERIFOLIUM</u> MAPLE LEAVED VIBURNUM	34' HT 45 CANES	B & B FULL 4' O.C.		
	30	ILEX VERTICILLATA WINTERBERRY	3-4' HT. 4-5 CANES	B & B FULL 4' 0.C.		

SCALE: 1"=20'

THIS AREA CONTAINS DEAD TREES AND OVERGROWN INVASIVE PLANT SPECIES. THE CONTRACTOR SHALL REMOVE THE DEAD TREES AND INVASIVE PLANTS AND INSTALL MITIGATION PLANTINGS. THIS

AREA NEEDS TO BE APPROVED BY CBCAC BEFORE WORK CAN BEGIN. A LICENSED

TREE EXPERT NEEDS TO BE PRESENT

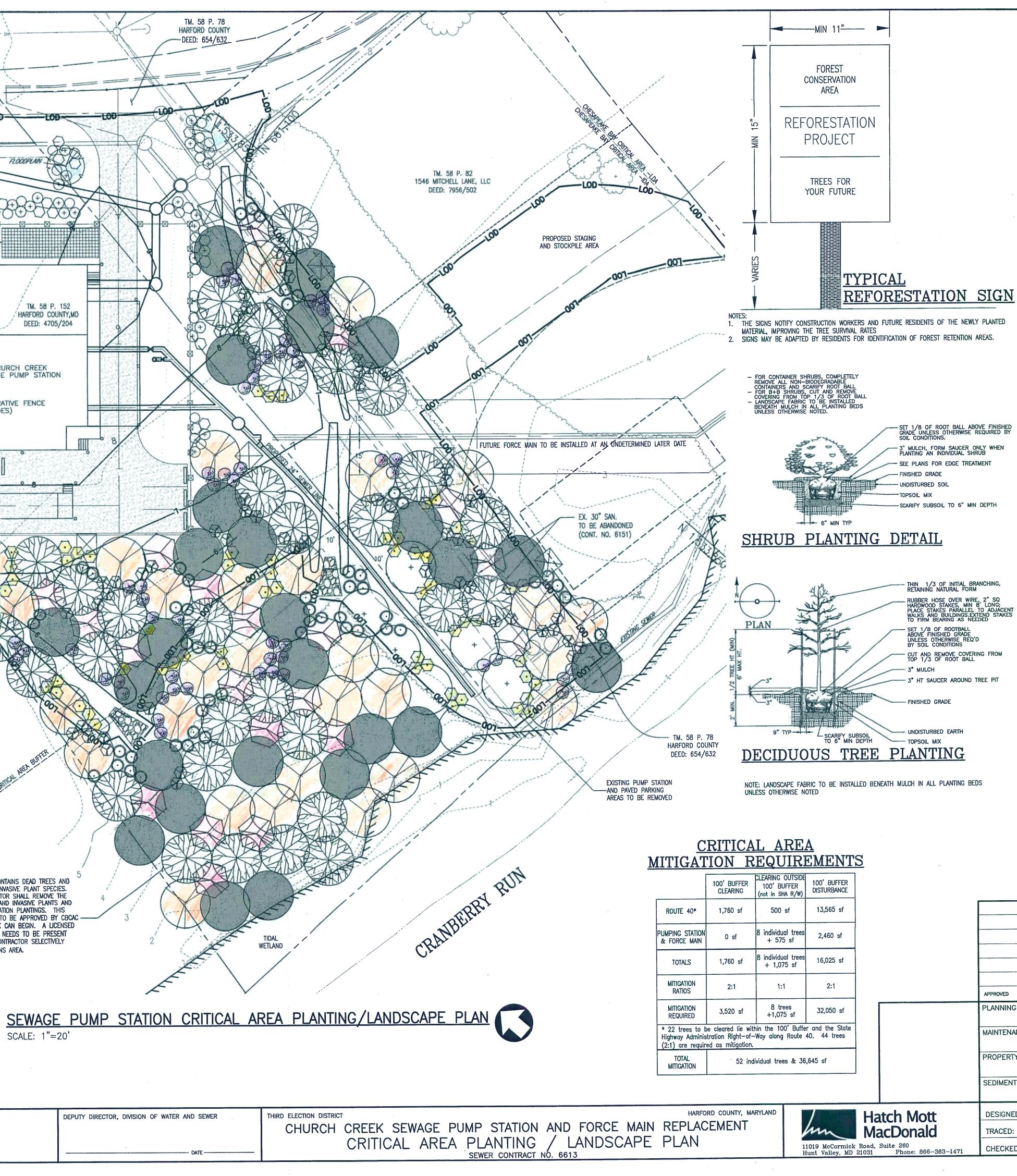
WHEN THE CONTRACTOR SELECTIVELY

CLEARS/CLEANS AREA.

NOTE: ALL SUBSTITUTIONS MUST BE APPROVED BY LANDSCAPE ARCHIEC

HARFORD COUNTY MARYLAND

DEPUTY DIRECTOR, DIVISION OF WATER AND SEWER



AS-BUILT REVIEWED BY: .

GENERAL PLANTING NOTES

1. ALL PLANT MATERIAL SHALL CONFORM TO THE SIZES GIVEN IN THE PLANT LIST AND SHALL BE NURSERY GROWN IN ACCORDANCE WITH THE "USA STANDARD FOR NURSERY STOCK," LATEST EDITION.

2. ALL PLANTING SHALL BE IN ACCORDANCE WITH STANDARD AMERICAN ASSOCIATION OF NURSERYMEN PROCEDURES AND SPECIFICATIONS.

3. CLEARING ACTIVITIES TO OCCUR ONLY WITHIN THE LIMITS OF DISTURBANCE EXCEPT FOR SELECTIVE CLEARING WITHIN THE MITIGATION PLANTING AREA TO REMOVE DEAD OR INVASIVE PLANT MATERIAL. SUCH CLEARING SHALL BE DONE IN THE PRESENCE OF A LICENSED TREE EXPERT.

4. VERIFY THE CORRECT LOCATION OF ALL UNDERGROUND UTILITIES IN THE FIELD PRIOR TO INSTALLATION OF ANY PLANT MATERIALS. 5. PLANT MATERIAL LOCATION TO BE STAKED IN THE FIELD AND APPROVED BY THE LANDSCAPE ARCHITECT PRIOR TO PLANTING.

6. ALL PLANT BEDS AND PLANTING AREAS TO BE MULCHED TO A DEPTH OF 3" SHREDDED HARDWOOD BARK UNLESS OTHERWISE NOTED ON DRAWINGS OR SPECIFICATIONS.

7. ALL AREAS DISTURBED BY PLANTING OPERATIONS SHALL BE FINE GRADED AND SEEDED

8. OBTAIN APPROVAL FROM OWNER'S REPRESENTATIVE, HARFORD COUNTY DEPARTMENT OF PLANNING & ZONING, AND CRITICAL AREA COMMISSION BEFORE MAKING ANY SUBSTITUTIONS OR CHANGES

9. ALL PLANT BEDS SHALL BE CONTAINED WITH A SPADED EDGE UNLESS OTHERWISE NOTED ON DRAWINGS

10. QUANTITIES SHOWN ON PLANT LIST ARE FOR THE CONTRACTORS CONVENIENCE ONLY AND ARE NOT GUARANTEED TO BE ACCURATE. IN THE EVENT OF A DISCREPANCY BETWEEN QUANTITIES SHOWN ON THE PLAN AND QUANTITIES SHOWN ON THE PLANT LIST, THE QUANTITIES ON THE PLAN SHALL APPLY.

11. PROVIDE ALL MATERIALS AND LABOR INCLUDING PLANTS, PLANTER FILL MATERIALS, MULCHES, SOIL PREPARATION, DECORATIVE ITEMS, INSPECTION, AND TRANSPORTATION.

12. AFTER REMOVAL OF EXISTING IMPERVIOUS SURFACE, SUBSOIL SHALL BE CULTIVATED TO A 24' DEPTH. ADDITIONAL TOPSOIL THAT IS CLEAR OF DEBRIS SHOULD BE BROUGHT IN AND SPREAD ACROSS THE AREA TO A DEPTH OF 24".

13. TOPSOIL TO A DEPTH OF 4" IN ALL AREAS TO BE SEEDED OR SODDED

14. EACH PLANTING BED AREA IS TO RECEIVE A MINIMUM OF 6" OF PREPARED SOIL CULTIVATED TO A 12" DEPTH. PREPARED SOIL SHALL BE MIXED AS FOLLOWS: 2/3 SANDY LOAM TOPSOIL FREE OF ROOTS, ROCKS, WEEDS, AND OTHER DEBRIS AND 1/3 PEAT MOSS OR APPROVED ORGANIC MULCH

15. SOIL ADDITIVES TO BE GRANULAR FERTILIZER OF A 1:2:1 RATIO. SOIL OUTSIDE RANGE OF 5.0 - 7.0 pH SHALL BE TREATED APPROPRIATELY TO CORRECT FOR HIGH ALKALINITY OR ACIDITY. 16. THE USE OF ON-SITE TOPSOIL MUST BE APPROVED IN ADVANCE BY LANDSCAPE ARCHITECT.

17. ALL BEDS TO BE TREATED WITH GRANULAR PREEMERGENT WEED CONTROL PER MANUFACTURER'S SPECIFICATIONS. LANDSCAPE FABRIC TO BE INSTALLED BENEATH MULCH IN ALL PLANTING BEDS EXCLUDING GROUND-COVER AND PERENNIAL AREAS. USE TREFLAN OR EQUAL AS APPROVED BY LANDSCAPE ARCHITECT.

18. SODDED AND SEEDED AREAS SHALL BE PROPERLY PREPARED, FINISH GRADED AND HAND ROLLED PRIOR TO SOD PLACEMENT OR SEEDING. SEEDED AREAS SHALL BE RE-SEEDED AS NECESSARY TO PROVIDE AN EVEN STAND OF GRASS.

19. PROVIDE A WARRANTY ON ALL WORK FOR A MINIMUM OF TWO YEARS INCLUDING TWO CONTINUOUS GROWING SEASON. COMMENCE WARRANTY ON THE DATE IDENTIFIED IN THE CERTIFICATE OF SUBSTANTIAL COMPLETION. WARRANTY TO INCLUDE COVERAGE OF PLANTS FROM DEATH OR UNHEALTHY CONDITIONS. REPLACEMENT PLANTS SHALL BE THE SAME SIZE AND SPECIES AS SPECIFIED, PLANTED IN THE NEXT GROWING SEASON WITH A NEW WARRANTY COMMENCING WITH THE DATE OF THE REPLACEMENT. FROM DATE OF OPERATIONAL ACCEPTANCE.

20. MAINTAIN PLANT LIFE IMMEDIATELY AFTER PLACEMENT AND CONTINUE MAINTENANCE UNTIL TERMINATION OF WARRANTY. MAINTENANCE TO INCLUDE WEEDING, APPLICATIONS OF PESTICIDES, WATERING, TRIMMING AND PRUNING, DISEASE CONTROL, AND MAINTENANCE OF PLANT BRACING EQUIPMENT.

21. ALL PLANT MATERIALS TO BE PLANTED AFTER FINAL GRADING AND STABILIZATION ACTIVITIES ARE COMPLETE.

CRITICAL AREA PLANTING CALCULATIONS

TYPE OF PLANTING	NUMBER OF Planting Units	MITIGATION CREDIT PER UNIT	total mitigation Credit		
CLUSTER OF 1 TREE + 3 SHRUBS	59 units (59 trees & 177 shrubs)	400 sf	23,600 sf		
INDIVIDUAL LARGE TREES	52 trees		52 INDIVIDUAL TREES		
. UNDERSTORY TREES	22 trees	75 sf	1,650 sf		
LARGE SHRUBS	228 shrubs	50 sf	11,400 sf		
Totals Provided Onsite	111 canopy tre 22 understory 405 shrubs	36,650 sf + 52 individual trees			

W)	DISTURBANCE									
	13,565 sf						DEC			
ees	2,460 sf						MAR	18	2010	
ees	16,025 sf						CRITICAL AR Chesapeake & 7	EAC	OMMISSION	
	2:1		APPROVED	REV. NO.	DAT	E	REVI			BY
	32,050 sf		PLANNING	J		ENGINEERING			AS-B	
uffei te 4	r and the State 40. 44 trees		MAINTENAN	ICE CHIEF		OPERATIONS	CHIEF			199 P.
36,645 sf		PROPERTY MANGEMENT		CUNSI. MGMI.			DATE:RESIDENT INSPECTOR:			
			SEDIMENT	CONTROL		TRAFFIC CON	ITROL		<u></u>	
			DESIGNED			SCALE	TAX MAP 25	,	SHEET	JOB NO.
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