January 5, 2021

Mr. Robin Douglas
Garrett County Circuit Rider
Town of Oakland
15 South 3rd Street
Oakland, MD 21550

STATE CLEARINGHOUSE RECOMMENDATION

State Application Identifier: **MD20201119-0985**
Applicant: Town of Oakland
Project Description: CDBG: Rehabilitation to the Wastewater Collection System/Inflow and Infiltration Correction to Increase the Efficiency of the Town's Wastewater System and Substantially Improve the Ability to Meet MDE Discharge Permit Parameters
Project Location: Municipality(ies) of Garrett-Town of Oakland
Approving Authority: Maryland Department of Housing and Community Development DHCD
Funds: Federal: $ 0.00 State: $800,000.00 Local: $ 0.00 Other: $ 0.00
Recommendation: **Consistent with Qualifying Comments**

Dear Mr. Douglas:

In accordance with Presidential Executive Order 12372 and Code of Maryland Regulation 34.02.01.04-.06, the State Clearinghouse has coordinated the intergovernmental review of the referenced project. This letter constitutes the State process review and recommendation. This recommendation is valid for a period of three years from the date of this letter.

Review comments were requested from the Maryland Department(s) of Natural Resources, Transportation, the Environment; and the Maryland Department of Planning, including the Maryland Historical Trust.

The Maryland Department of Natural Resources; and the Maryland Department of Planning, including the Maryland Historical Trust found this project to be consistent with their plans, programs, and objectives.

The Maryland Historical Trust has determined that the project will have "no effect" on historic properties and that the federal and/or State historic preservation requirements have been met.

The Maryland Department(s) of Transportation, and Environment found this project to be generally consistent with their plans, programs, and objectives, but included certain qualifying comments summarized below.

The Maryland Department of Transportation (MDOT), State Highway Administration/Regional and Intermodal Planning Division (SHA/RIPD) stated that "the project, as proposed, includes rehabilitation to the wastewater collection system/inflow and infiltration correction of Oakland’s wastewater system.

If work is to be completed within MDOT SHA rights-of-way concerning US 219 (3rd Street/Oak Street/Garrett Highway), MD 39 (Oak Street), or MD 135 (Maryland Highway), a utilities permit may be needed. Please coordinate with Mr. David Felker, MDOT SHA District 6 Utilities Engineer, at 301-729-8439 or dfelker@mdot.maryland.gov. Additionally, MDOT SHA District 6 is in the process of various mill and resurfacing projects throughout Garrett County that, depending on timing of these improvements, may require further coordination. Please coordinate improvements with Mr. Devin Miller, MDOT SHA Assistant District 6 Engineer-Construction, at 301-729-8411 or dmiller2@mdot.maryland.gov and Joel Resh, P.E., MDOT SHA Assistant District 6 Engineer-Project Development, at 301-729-8487 or jresh@mdot.maryland.gov."

The Maryland Department of Environment (MDE) noted the following:

1. Construction, renovation and/or demolition of buildings and roadways must be performed in conformance with State regulations pertaining to "Particulate Matter from Materials Handling and Construction" (COMAR 26.11.06.03D), requiring that during any construction and/or demolition work, reasonable precaution must be taken to prevent particulate matter, such as fugitive dust, from becoming airborne.

2. During the duration of the project, soil excavation/grading/site work will be performed; there is a potential for encountering soil contamination. If soil contamination is present, a permit for soil remediation is required from MDE's Air and Radiation Management Administration. Please contact the New Source Permits Division, Air and Radiation Management Administration at (410) 537-3230 to learn about the State's requirements for these permits.

3. Any above ground or underground petroleum storage tanks, which may be utilized, must be installed and maintained in accordance with applicable State and federal laws and regulations. Underground storage tanks must be registered and the installation must be conducted and performed by a contractor certified to install underground storage tanks by the Land and Materials Administration in accordance with COMAR 26.10. Contact the Oil Control Program at (410) 537-3442 for additional information.

4. If the proposed project involves demolition – Any above ground or underground petroleum storage tanks that may be on site must have contents and tanks along with any contamination removed. Please contact the Oil Control Program at (410) 537-3442 for additional information.

5. Any solid waste including construction, demolition and land clearing debris, generated from the subject project, must be properly disposed of at a permitted solid waste acceptance facility, or recycled if possible. Contact the Solid Waste Program at (410) 537-3315 for additional information regarding solid waste activities and contact the Resource Management Program at (410) 537-3314 for additional information regarding recycling activities.

6. The Resource Management Program should be contacted directly at (410) 537-3314 by those facilities which generate or propose to generate or handle hazardous wastes to ensure these activities are being conducted in compliance with applicable State and federal laws and regulations. The Program should also be contacted prior to construction activities to ensure that the treatment, storage or disposal of hazardous wastes and low-level radioactive wastes at the facility will be conducted in compliance with applicable State and federal laws and regulations.

7. The proposed project may involve rehabilitation, redevelopment, revitalization, or property acquisition of commercial, industrial property. Accordingly, MDE's Brownfields Site Assessment and Voluntary Cleanup Programs (VCP) may provide valuable assistance to you in this project. These programs involve environmental site assessment in accordance with accepted industry and financial institution standards for property transfer. For specific information about these programs and eligibility, please Land Restoration Program at (410) 537-3437.

8. Borrow areas used to provide clean earth back fill material may require a surface mine permit. Disposal of excess cut material at a surface mine may requires site approval. Contact the Mining Program at (410) 537-3557 for further details.

Any statement of consideration given to the comments should be submitted to the approving authority, with a copy to the State Clearinghouse. The State Application Identifier Number must be placed on any correspondence pertaining to this project. The State Clearinghouse must be kept informed if the approving authority cannot accommodate the recommendation.

Please remember, you must comply with all applicable state and local laws and regulations. If you need assistance or have questions, contact the State Clearinghouse staff person noted above at 410-767-4490 or through e-mail at myra.barnes@maryland.gov. **Also please complete the attached form and return it to the State Clearinghouse as soon as the status of the project is known.** ***Any substitutions of this form must include the State Application Identifier Number*****. This will ensure that our files are complete.**

Thank you for your cooperation with the MIRC process.

Sincerely,

Myra Barnes, Lead Clearinghouse Coordinator

MB:MB
Enclosure(s)
cc: Gwen Evans
Ian Beam - MDOT
Amanda Redmiles - MDE
Peggy Jamison
Tony Redman - DNR
David Cotton - MDPLW
Chad Fike
Beth Cole - MHT

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PROJECT STATUS FORM

Please complete this form and return it to the State Clearinghouse upon receipt of notification that the project has been approved or not approved by the approving authority.

TO: **Maryland State Clearinghouse**
Maryland Department of Planning
301 West Preston Street
Room 1104
Baltimore, MD 21201-2305

DATE: _____
(Please fill in the date form completed)

FROM: _____
(Name of person completing this form.)

PHONE: _____-____-_____
(Area Code & Phone number)

RE: **State Application Identifier:** **MD20201119-0985**
Project Description: CDBG: Rehabilitation to the Wastewater Collection System/Inflow and Infiltration Correction to Increase the Efficiency of the Town's Wastewater System and Substantially Improve the Ability to Meet MDE Discharge Permit Parameters

PROJECT APPROVAL

This project/plan was: ☐ **Approved** ☐ **Approved with Modification** ☐ **Disapproved**

Name of Approving Authority: _____

Date Approved: _____

FUNDING APPROVAL

The funding (if applicable) has been approved for the period of:

_____, 201____ to _____, 201____ as follows:

Federal $:	Local $:	State $:	Other $:
_____	_____	_____	_____

OTHER

☐ *Further comment or explanation is attached*

Mr. Robin Douglas
Garrett County Circuit Rider,
Town of Oakland
15 South 3rd Street

Oakland, MD 21550

Gwen Evans Peggy Jamison Chad Fike

Maryland Department of Housing and Community Development (DHCD)
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