



Maryland
Transportation
Authority

Larry Hogan, Governor
Boyd K. Rutherford, Lt. Governor
Pete K. Rahn, Chairman

Board Members:

Peter J. Basso
Dontae Carroll
William H. Cox, Jr.
William C. Ensor, III

W. Lee Gaines, Jr.
Mario J. Gangemi, P.E.
Jeffrey S. Rosen
John von Paris

James F. Ports, Jr., Executive Director

August 1, 2019

Ms. Jennifer Bird
Regulatory Services Coordination Office
Water Management Division – Suite 430
Maryland Department of the Environment
Montgomery Business Park
1800 Washington Boulevard
Baltimore, MD 21230

RE: I-95 Express Toll Lanes (ETL) Northbound Extension Phase II
MDTA Tracking #s KH-3019, KH-3020, KH-3021, KH-3022,
KH-3023, KH-3027, KH-3029, KH-3030, KH-3031
Harford County, MD
Joint Permit Application Amendment - MDE Tracking No. 201960846/19-NT-0150

Dear Ms. Bird:

The Maryland Transportation Authority (MDTA) is pleased to submit this amendment to the previously submitted Joint Permit Application (JPA) for the Alteration of Any Floodplain, Waterway, Tidal or Non-Tidal Wetland in Maryland with supporting documents for Phase II of the I-95 Express Toll Lanes (ETL) Northbound Extension Project in Harford County, Maryland. The JPA was submitted to the Maryland Department of the Environment (MDE) on May 1, 2019 and additional information was requested to process the application on June 21, 2019. The application package has been revised as a result of the comments received; a response to these comments is attached.

As this is a resubmission, one (1) original and one (1) copy of the application package are enclosed for MDE and the United States Army Corps of Engineers (USACE), respectively, to facilitate review and processing of this permit. All files comprising the application package will also be uploaded to the project Sharepoint website, and a link to this location will be emailed separately.

Several changes since the initial submittal was made should be noted. Previously it was stated that the limits of the Intelligent Transportation System (ITS) would extend along I-95 from East Joppa Road to MD 543 and along MD 24 and MD 152. However, it has since been determined that the ITS improvements southwest of Old Joppa Road will be constructed as part of Phase I and covered by the previously received Phase I permit. Therefore, the JPA has been revised to reflect the truncated project area.

Ms. Jennifer Bird
Page Two

Additionally, two new contracts have been added to the proposed Phase II project, Old Mountain Road Advance Utility Bore, and DMS Relocation from Abingdon Road to Bynum Run. Neither contract is anticipated to result in impacts to regulated resources and therefore no impact plates for these contracts are provided. The package has also been revised to include impact plates, wetland delineation reports, and concept designs for all proposed mitigation projects (Mill Creek, the Eccleston Site, and Lilly Run). Piney Run has been removed as a proposed mitigation site, per comments received from the agencies.

The following information is included in the application package to facilitate authorization:

- Point-by-point response to MDE, DNR, and USACE comments received in June 2019, with attached response to comments received previously from MDE regarding the Eccleston Mitigation Site
- Updated Joint Permit Application
- Vicinity Maps
- Updated Impact Summary Tables
- Revised 8 ½" x 11" Impact Plates and Legend
- Updated Avoidance and Minimization of Impacts Narrative
- Updated Compensatory Mitigation Plan
- Revised adjacent Property Owner Lists and Maps, List of Elected Officials, Certification of Notification of Adjacent Property Owners, and Signed Public Notice Billing Approval Form
- Updated Agency Correspondence
- Wetland Delineation Reports (including Pre-Application Meeting Minutes)
- Tier II Documents

To facilitate mailing of MDE's public notice, a complete set of mailing labels for elected officials as well as property owners adjacent to both the roadway improvements and mitigation sites are included for your use. If you have any questions regarding this submittal, please contact me directly at bwolfe3@mdta.state.md.us or (410) 931-0808.

Sincerely,



Brian Wolfe, P.E.
Acting Director of Project Development

Enclosures

cc: Carl Chamberlin, Division of Planning and Program Development, MDTA
Steve Elinsky, USACE
David Greenwood, P.E., Project Manager, Project Office, MDTA
Leyla Lange, Environmental Specialist, JMT
Jennifer Rohrer, AICP, Consultant Environmental Manager, MDTA
Michael Rothenheber, P.E., Project Manager, JMT