

Clemm, Hallie (DPW)

From: Clemm, Hallie (DPW)
Sent: Friday, January 24, 2014 10:21 AM
To: 'Andrew Kays'
Subject: RE: Frederick / Carroll project clips -- Jan. 24, 2014

Thanks for the heads up.

From: Andrew Kays [mailto:akays@nmwda.org]
Sent: Friday, January 24, 2014 10:17 AM
To: Clemm, Hallie (DPW)
Subject: FW: Frederick / Carroll project clips -- Jan. 24, 2014

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Andrew Kays
Northeast Maryland Waste Disposal Authority
Tower II, Suite 402
100 S. Charles Street
Baltimore, MD 21201-2705
410.333.2730

www.nmwda.org www.mdrecycles.org

From: Howard Libit [mailto:hl@kopublicaffairs.com]
Sent: Friday, January 24, 2014 5:47 AM
To: dtooley@wm.com; 'Lyons, Mark' (mlyons@WM.COM)
Cc: mnadeau@wm.com; mcuzzi@voxglobal.com; rhoopes@voxglobal.com; ilanier@greenwillgroup.com; Bryan Dunn; medward3@wm.com; GTrierwe@wm.com; rsantangelo@frederickcountymd.gov; mmarschner@frederickcountymd.gov; Andrew Kays; drdaveb@optonline.com; Chris Skaggs; kdemosky@frederickcountymd.gov; ddunn@frederickcountymd.gov; JConnol1@wm.com; lkardell@wm.com; rhmctyre@semaforescience.com; sf@cpfassociates.com; RTebbetts@wm.com; hchoate@wm.com; josbon@wm.com;
Zach Singer
Subject: Frederick / Carroll project clips -- Jan. 24, 2014

The Frederick News-Post reports that opponents of the waste-to-energy project are arguing that the County should take advantage of what the opponents claim is a window for the county to cancel the project without having to pay a \$3 million penalty.

The Frederick News-Post posts an online poll on its website about what should happen next with the waste-to-energy project

http://www.fredericknews-post.com/news/environment/waste_conservation/million-penalty-at-issue-on-incinerator-project/article_20336e42-efdb-5e47-9dcc-1f73da5d395b.html

\$3 million penalty at issue on incinerator project
Opinions differ on contract's break point

By Patti S. Borda
News-Post Staff

Opponents of the proposed waste-to-energy incinerator have tempted Frederick County leaders with assertions that the county could get out of the project without having to pay a \$3 million penalty.

Caroline Eader, of Frederick, has taken the county to task ever since the incinerator was proposed, poring over contract details and pointing out in prolific emails where she believes the agreement has financial and environmental holes.

On Tuesday, she sent an email to Board of County Commissioners President Blaine Young to say that she interprets the contract to state that the county can get out now without penalty.

"You don't want to pay \$3M to get out of an unconscionable contract? Well, here you go," she wrote, citing the document.

"I've been waiting for this date for 4 years," Eader put in the email subject line.

It is not as promising as Eader, a leading opponent of the facility, suggested, said Michael Marschner, the county's special projects manager overseeing the incinerator plan.

The contract between the Northeast Maryland Waste Disposal Authority, the multi-county entity that will own the incinerator, and incinerator operator Wheelabrator refers to a break point if "construction commencement conditions" have not been met by the fourth anniversary, which passed Monday, Marschner said.

Since last summer, the authority and Wheelabrator have been expecting three state permits to allow construction of the facility, which is intended to burn up to 1,500 tons of trash a day to generate electricity, and to handle Frederick County's sludge. Frederick and Carroll County, which had originally planned to haul its trash to the incinerator, are two of eight jurisdictions represented by the authority.

While Carroll County has indicated it does not want to be in the agreement any longer, it has not made it official, which would require paying the \$3 million, Young said. No one is officially looking to end the contract yet, he and Marschner said.

However, other factors could still cause Frederick County to back out, they said. They will not be in a position to decide until permits are issued, Young said.

Conditions set forth in permits about the facility's operation could make the project financially unreasonable, they said. Once permits are issued, a partner must be on board because Frederick County cannot deliver enough trash by itself, and scaling back the size of the incinerator operation would render it unprofitable, they estimated.

"The numbers do not work without a partner," Young said.

If the project does not meet financial tests, the county will not go forward, they said, but Young said no one wants to back out yet and pay the penalty.

"There's a standoff over the \$3 million," Young said.

So far, the county has spent about \$400,000, he said.

Wheelabrator put the \$3 million penalty in to cover the costs of preliminary engineering and studies required to get the permits, Marschner said. In an effort to recoup or avoid paying the \$3 million, any of the parties might argue that the other party caused the delay in meeting the necessary construction commencement conditions, he said.

"That will be debated," Marschner said.

If the project goes forward, Marschner recently estimated that the county's share of the construction cost has dropped by about \$1.26 million to roughly \$225.4 million. The authority will have to issue about \$471 million in bonds to finance the project, according to his latest estimates.

"We really need to see the permits ... and update the financials," Marschner said.

At that point, Young said, county leaders can determine whether it still makes financial sense to continue. Commissioner David Gray said he is not ready to give up on the project either, but will decide after he sees the permits and financial details.

Alternatives to a waste-to-energy facility could include building a new local landfill or continuing to transport waste out of the county. Hauling leaves the county open to unknown price changes at landfills and in fuel prices, according to officials.

Marschner said Washington, D.C., has expressed some interest in the project, but is waiting for permits to be issued.

Incinerator opponent Laurie Zook said she looks to Eader for facts about the contract, and agrees that it should end here.

"It's just time to let it go," Zook said. "If not for Caroline, no one would probably know about this."

Follow Patti S. Borda on Twitter: @FNP_Patti.

To view the contract, go to www.nmwda.org/fcqa/pdf/fc_service_agreement.pdf.

http://www.fredericknewspost.com/news/news_regular_features/daily_poll/what-should-the-county-do-about-the-waste-to-energy/poll_754648d6-8484-11e3-a579-001a4bcf6878.html

What should the county do about the waste-to-energy incinerator project?

Stay the course until it gets built
Keep waiting for a new partner
Opt out of the contract and walk away

Howard Libit
KO Public Affairs
111 S. Calvert Street, Suite 2820
Baltimore, MD 21202
410-685-7080 (office)
443-604-3706 (mobile)

Clemm, Hallie (DPW)

From: Chris Skaggs [CSkaggs@nmwda.org]
Sent: Monday, December 02, 2013 9:49 AM
To: Clemm, Hallie (DPW)
Subject: RE: Frederick WTE

Is 4pm Wednesday ok for you? I have a 1:30 that should be over by 3:30, but want to make sure I have room.

Chris Skaggs

Executive Director | **Northeast Maryland Waste Disposal Authority** | Tower II, Suite 402 | 100 S. Charles Street
Baltimore, MD 21201-2705 | (Tel) 410.333.2730 | (Fax) 410.333.2721 | cskaggs@nmwda.org | nmwda.org



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From: Clemm, Hallie (DPW) [<mailto:hallie.clemm@dc.gov>]
Sent: Monday, December 02, 2013 8:28 AM
To: Chris Skaggs
Subject: RE: Frederick WTE

The week seems pretty clear....Does Wednesday afternoon work for you?

Each One Give One! Help the **DC ONE FUND** reach our One City DC One Fund goal of **\$1 million dollars** to provide much needed support to so many in our region. Learn more at www.dconefund.org or www.onefund.dc.gov

From: Chris Skaggs [<mailto:CSkaggs@nmwda.org>]
Sent: Wednesday, November 27, 2013 11:56 AM
To: Clemm, Hallie (DPW)
Subject: Frederick WTE

Hallie,

As I am wrapping up before Thanksgiving, I wanted to follow-up with you on your thoughts for the Frederick WTE. Are you available next week for a short call? I am open most days so let me know what works for you. I will also be at WashCog on Thursday, so if you are going to be there, maybe we can spend a few minutes.

Let me know and Happy Thanksgiving.

Chris Skaggs

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Clemm, Hallie (DPW)

From: Chris Skaggs [CSkaggs@nmwda.org]
Sent: Monday, October 21, 2013 8:59 AM
To: Clemm, Hallie (DPW)
Subject: RE: Pricing for WTE

Will do.

Chris Skaggs
Northeast Maryland Waste Disposal Authority
(410) 333-2730

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From: Clemm, Hallie (DPW) [mailto:hallie.clemm@dc.gov]
Sent: Monday, October 21, 2013 8:58 AM
To: Chris Skaggs
Subject: RE: Pricing for WTE

11 is perfect....call me on 202-645-5141.

From: Chris Skaggs [mailto:CSkaggs@nmwda.org]
Sent: Monday, October 21, 2013 8:57 AM
To: Clemm, Hallie (DPW)
Subject: RE: Pricing for WTE

How about 11? If that doesn't work, let me know a time that will. I am open except from 2:30-3:30.

Chris Skaggs
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Sent: Monday, October 21, 2013 8:56 AM

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Lets chat sometime today or tomorrow. What works for you?

Serve DC is proud to present **NeighborGood**, a new, free tool to help residents engage in meaningful service and connect with the causes and organizations they care about. Visit **NeighborGood** at <http://serve.dc.gov/service/neighborgood>

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Just checking to see where things stand on this. Let me know.

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From: Clemm, Hallie (DPW) [<mailto:hallie.clemm@dc.gov>]
Sent: Tuesday, September 03, 2013 9:02 AM
To: Chris Skaggs
Cc: Marschner, Mike; Andrew Kays; John Schott
Subject: RE: Pricing for WTE

Thanks Chris....This is a difficult week....Lets plan to talk next week....I'll send you my questions then.

Join **DDOT** on **Saturday, September 7th** for a celebration on the new 11th Street Bridge commemorating DDOT's decade of transportation advancements and the full opening of the bridge to traffic, bicyclists and pedestrians. For more information visit AnacostiaWaterfront.org.

From: Chris Skaggs [<mailto:CSkaggs@nmwda.org>]
Sent: Tuesday, September 03, 2013 8:01 AM
To: Clemm, Hallie (DPW)
Cc: Marschner, Mike; Andrew Kays; John Schott
Subject: Pricing for WTE

Hallie,

I have attached a spreadsheet showing the basic pricing and a basic term sheet for an equity partner position in the Frederick WTE.

I know we have spoken about providing three pricing scenarios based on three pricing point for energy sales. Since our discussions and through the process of updating the financial model, we have found that interest rates for financing and construction escalation have gone higher and only one pricing scenario makes sense for Frederick County, within the confines of a reasonable price for the District. This pricing is based on selling energy for the first seven years to an interested energy company who wants to lock in renewable and would pay an above market rate and then selling to the District and Frederick County at a market retail rate.

Once you have reviewed the attached information, please let me know what questions you have and then let's talk about our next steps. I look forward to hearing from you soon.

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Clemm, Hallie (DPW)

From: Chris Skaggs [CSkaggs@nmwda.org]
Sent: Wednesday, August 28, 2013 12:43 PM
To: Clemm, Hallie (DPW)
Subject: RE: questions

Hallie,
Would the 170,000 tons per year increase with time/population?

Chris Skaggs
Northeast Maryland Waste Disposal Authority
(410) 333-2730

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From: Clemm, Hallie (DPW) [mailto:hallie.clemm@dc.gov]
Sent: Tuesday, August 20, 2013 1:44 PM
To: Chris Skaggs
Subject: RE: questions

Thanks Chris.

March with the DC delegation and join the pre-March rally for DC rights at the August 24th **50th Anniversary of the March on Washington**. Check out marchondc50.dc.gov for full event details.

From: Chris Skaggs [mailto:CSkaggs@nmwda.org]
Sent: Tuesday, August 20, 2013 11:35 AM
To: Clemm, Hallie (DPW)
Subject: RE: questions

Hallie,
I haven't forgotten about this email. Vacations and the MACO conference have slowed a response. I will reach out to you this week or early next week with some information.

Chris Skaggs
Northeast Maryland Waste Disposal Authority
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From: Clemm, Hallie (DPW) [<mailto:hallie.clemm@dc.gov>]
Sent: Thursday, August 08, 2013 4:15 PM
To: Chris Skaggs
Subject: questions

Good afternoon Chris. I am following up on the quick conversation that we had two weeks ago. At that time you said that the project was getting closer to being a reality. We are interested in continuing the conversation. What I would find helpful is if you can provide a low, medium and high range of what you believe the per ton tipping fee would be with the power contract in place and some of the county offsets that you mentioned.

I will be out of the office tomorrow but available at your convenience all next week. I look forward to speaking with you.

Beautification Day is a city-wide volunteer event to prepare DC Public Schools for the new school year. Click [here](#) to volunteer with DCPS on August 24th!

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Clemm, Hallie (DPW)

From: Andrew Kays [akays@nmwda.org]
Sent: Monday, March 11, 2013 4:38 PM
To: Clemm, Hallie (DPW)
Subject: RE: DRAFT Meeting Minutes for 01.17.13

We are less than two weeks from the close of the comment period for the permits (from the January 30, 2013 hearing). Are you coming up to the March 14 meeting?

Andrew

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Northeast Maryland Waste Disposal Authority
Tower II, Suite 402
100 S. Charles Street
Baltimore, MD 21201-2705
410.333.2730

www.nmwda.org www.mdrecycles.org

From: Clemm, Hallie (DPW) [mailto:hallie.clemm@dc.gov]
Sent: Monday, March 11, 2013 10:42 AM
To: Andrew Kays
Subject: RE: DRAFT Meeting Minutes for 01.17.13

Good morning Andrew....is there any update on the Frederick WTE project? Please advise and thank you.

Grade.DC.gov has expanded again! Check out which five additional agencies can now be rated.
Visit www.Grade.DC.gov today to log your feedback on any of 15 D.C. Government agencies.

From: Andrew Kays [mailto:akays@nmwda.org]
Sent: Thursday, March 07, 2013 3:32 PM
To: Lezinski, Steve; s.lippy@verizon.net; nblackwell@howardcountymd.gov; rmr@dswa.com; Gutberlet, Mark; cpendleton@geosyntec.com; dmurray@scsengineers.com; mtrivedi@frederickcountymd.gov; pbieniek@ccgov.org; Clemm, Hallie (DPW); jmeyers@armgroup.net; jneyman@republicservices.com; tford@menv.com; hilton, tom
Subject: DRAFT Meeting Minutes for 01.17.13

Good afternoon. Attached please find the draft minutes from the 01.17.13 meeting. Please send me comment or correction at your earliest convenience.

Best regards,

Andrew

Thank you! -Steve

Stephen T. Lezinski

Associate Administrator, Chief of Disposal

DPW, Solid Waste Management Administration

4900 John F. McCormack Road NE, Washington, DC 20010

Tel. (o): (202) 698-4692

Tel. (c): (202) 438-8353

Direct Connect: 164*28*7844

Fax: (202) 576-6780

Email: Stephen.Lezinski@dc.gov

Each One Give One! Help the **DC ONE FUND** reach our One City DC One Fund goal of **\$1 million dollars** to provide much needed support to so many in our region. Learn more at www.dconefund.org or www.onefund.dc.gov

Clemm, Hallie (DPW)

From: Andrew Kays [AKays@nmwda.org]
Sent: Thursday, January 10, 2013 9:04 AM
To: Clemm, Hallie (DPW)
Subject: RE: Mid-Atlantic SWANA Board of Directors 11.15.12 Meeting Minutes
Attachments: NOTICE OF COMBINED PUBLIC HEARINGS- Frederick WTE final.doc

Good morning. There hearing is at Tuscarora High School. Attached is the flyer that was sent to various elected officials and nearby homeowners.

Andrew

From: Clemm, Hallie (DPW) [mailto:hallie.clemm@dc.gov]
Sent: Thursday, January 10, 2013 8:58 AM
To: Andrew Kays
Subject: RE: Mid-Atlantic SWANA Board of Directors 11.15.12 Meeting Minutes

Good morning Andrew....I understand that there is a permit hearing on 1/30 at Ballenger Creek Elementary School for the proposed Frederick WTE facility. Would you please let me know if this information is accurate and send me the details. I think I want to come to observe.

Please advise and thank you.

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From: Andrew Kays [mailto:AKays@nmwda.org]
Sent: Thursday, January 10, 2013 8:42 AM
To: Andrew Kays; hilton, tom; Blackwell, Niti; dmurray@scsengineers.com; Gutberlet, Mark; Clemm, Hallie (DPW); jmeyers@armgroup.net; jneyman@republicservices.com; mtrivedi@fredco-md.net; PBieniek@ccgov.org; Pendleton, Carrie; rmr@dswa.com; Steve Lippy; Steve.Lezinski@montgomerycountymd.gov; tford@menv.com
Subject: RE: Mid-Atlantic SWANA Board of Directors 11.15.12 Meeting Minutes

All,

Good morning and Happy New Year to you all. Attached please find the revised minutes reflecting Steve Lippy's comments. I will bring hardcopy of the clean minutes to the meeting next week.

Best regards,

Andrew

From: Andrew Kays
Sent: Friday, November 30, 2012 2:20 PM
To: hilton, tom; 'Blackwell, Niti'; dmurray@scsengineers.com; Gutberlet, Mark; hallie.clemm@dc.gov; jmeyers@armgroup.net; jneyman@republicservices.com; mtrivedi@fredco-md.net; PBieniek@ccgov.org; Pendleton, Carrie; rmr@dswa.com; Steve Lippy; Steve.Lezinski@montgomerycountymd.gov; tford@menv.com
Subject: Mid-Atlantic SWANA Board of Directors 11.15.12 Meeting Minutes

Good afternoon,

Please find the draft minutes and related handouts from the 11.15.12 Board of Directors Meeting. Please supply comment or correction to me at your earliest convenience.

A quick reminder: We are to forward ideas for a disaster debris "after action" round table to Pete Bieniek to use in the January meeting. Topics are tentatively due the middle of December.

Best regards,

Andrew

The information in this email is confidential and may be legally privileged. It is intended solely for the addressee. Access to this email by anyone else is unauthorized. If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful. If you believe that you have received this email in error, please contact the sender.

Andrew Kays
Northeast Maryland Waste Disposal Authority
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www.nmwda.org www.mdrecycles.org

**MARYLAND DEPARTMENT OF THE ENVIRONMENT
AIR AND RADIATION MANAGEMENT ADMINISTRATION
LAND MANAGEMENT ADMINISTRATION
WATER MANAGEMENT ADMINISTRATION**

**NOTICE OF TENTATIVE DETERMINATIONS, PUBLIC HEARINGS, AND THE
OPPORTUNITY TO SUBMIT WRITTEN COMMENTS**

The Maryland Department of the Environment's (MDE) Air and Radiation Management Administration, Land Management Administration, and Water Management Administration will conduct joint public hearings on applications submitted by the Northeast Maryland Waste Disposal Authority for the construction and operation of the Frederick/Carroll County Waste-To-Energy Facility at 4549 Metropolitan Ct., McKinney Industrial Park, Frederick, Frederick County, MD 21701. The schedule for the public hearings is listed below followed by brief descriptions of the activities being regulated by each Administration.

Date: January 30, 2013 (Snow Date: February 6, 2013)
Time: 6:00 P.M.
Location: Tuscarora High School Auditorium
5312 Ballenger Creek Pike, Frederick, Maryland 21703

The hearing will begin promptly at 6:00 P.M. Attendees wishing to speak at the hearing should sign up at the registration table. An interpreter for deaf and hearing-impaired persons will be provided if a request is made for such service at least five (5) days prior to the hearing.

General information may be obtained by calling Shannon Heafey at (410) 537-3557.
Information regarding a specific administration can be obtained by calling the following:
Air and Radiation Management Administration- Shannon Heafey (410) 537-3557;
Land Management Administration- Kaveh Hosseinzadeh (410) 537-3315;
Water Management Administration- Michael Richardson (410) 537-3323.

Copies of each Administration's tentative determinations, subject applications, and other supporting documents are available for public inspection during normal business hours at:

C. Burr Artz Public Library
110 East Patrick Street
Frederick, MD 21701
(301) 600-1630

Members of the public may also contact MDE at the phone numbers listed above to schedule an appointment to review the subject documents at:

Maryland Department of the Environment
1800 Washington Boulevard
Baltimore, Maryland 21230

Copies of documents may be procured at MDE at a cost of \$0.36 per page.

MDE's regulations provide 30 days for public comment. Nonetheless, due to the interest generated by these applications, the Department will extend the public comment period by 60 days pursuant to Maryland Code, § 1-606(d)(ii) of the Environment Article. Accordingly, the deadline to submit comments is March 20, 2013.

Written comments may be mailed to MDE, at the address listed above. Written comments pertaining to the Permits-to-Construct, Non-Attainment New Source Review (NA-NSR) Approval, and Prevention of Significant Deterioration (PSD) Approval Applications may be submitted to Shannon Heafey, Public Communications Coordinator, Air and Radiation Management Administration. Written comments on the Refuse Disposal Permit Application may be submitted to Horacio Tablada, Director of Land Management Administration, Suite 605, at MDE's office. Written comments on the NPDES Permit Application may be submitted to Michael Richardson, Chief, Industrial and General Permits Division, Water Management Administration or via e-mail at MRichardson@mde.state.md.us.

MDE, Air and Radiation Management Administration

The Air and Radiation Management Administration (ARMA) of the Maryland Department of the Environment is considering applications for Permits-to-Construct, Non-Attainment New Source Review (NA-NSR) Approval, and Prevention of Significant Deterioration (PSD) Approval submitted by Northeast Maryland Waste Disposal Authority (NMWDA) for the construction of a 1,500 ton per day waste to energy project known as the Frederick/Carroll County Renewable Waste to Energy Facility (FCCRWTE). The project will consist of two 750 ton per day mass burn municipal waste combustors, each equipped with a spray dryer absorber for acid gas and dioxin/furan control; high efficiency fabric filter baghouse for particulate control; selective catalytic reduction for nitrogen oxide control; and other ancillary equipment such as reagent storage silos, ash surge bins, cooling tower and emergency diesel generator. The project will be located on an 11-acre site in the McKinney Industrial Park (near the intersection of English Muffin Way and Buckeystown Pike) in Frederick County, Maryland.

The projected emissions from this project will not interfere with attainment or maintenance of relevant air quality standards and will not consume the increment set to prevent significant deterioration of air quality. Additionally, the NMWDA is required under the NA-NSR program to obtain emission offsets of nitrogen oxides at a ratio of 1.3:1 prior to commencing construction of the project. FCCRWTE has potential NOx emissions of 229.8 tons per year; therefore, NOx emission reduction credits in the amount of 298.7 tons will be required.

ARMA is satisfied that the proposed project, if constructed and operated in accordance with the draft PSD, NSR, and Permit to Construct Conditions, will not cause or contribute to any violations of the National Ambient Air Quality Standards and will meet all applicable federal and state regulatory requirements, including emission limitations. Comprehensive air dispersion modeling of maximum allowable air emissions from the project shows that there will be no significant consumption of applicable Class I or Class II air quality increments for particulates, nitrogen oxides or sulfur dioxide.

ARMA has made tentative determinations that the Permits-to-Construct, the PSD Approval, and the NA-NSR Approval can be issued. A final determination on issuance of the permits and approvals will only be made after the review of all pertinent information presented at the public hearing and written comments received by ARMA. Copies of ARMA's tentative determinations, the applications, the draft PSD Approval, the draft NA-NSR Approval, and the draft permits to construct with conditions, and other supporting documents are available for public inspection by asking for Docket # 22-11 at the locations listed above during normal business hours.

MDE, Land Management Administration

In accordance with Sections 1-601, 1-602, 1-604, and 9-209 of the Environment Article, Annotated Code of Maryland, the Land Management Administration of the Maryland Department of the

Environment (LMA) has made a Tentative Determination to approve a Refuse Disposal Permit Application submitted by the Northeast Maryland Waste Disposal Authority for the construction and operation of the Frederick/Carroll County Renewable Waste-To-Energy Facility. This incinerator, a non-hazardous solid waste acceptance facility, will accept residential, commercial, industrial, and institutional waste, litter, bulky waste, sewage sludge, and scrap tires. A Public Informational Meeting concerning this application was previously held on July 21, 2011 at the Ballenger Creek Elementary School.

MDE, Water Management Administration

Northeast Maryland Waste Disposal Authority, 100 South Charles St., Tower II, Ste. 402, Baltimore, MD 21201, submitted an application for a permit to discharge an average of 400,000 gallons per day of cooling tower blowdown from a proposed waste-to-energy facility located at 4549 Metropolitan Ct., McKinney Industrial Park, Frederick, Frederick County, MD 21701 to the Potomac R. (Use I-P) and variable volumes of storm water to the Monocacy R. (Use I-P).

On July 13, 2012 the Department proposed to issue the permit, State Discharge Permit 11-DP-3749, NDPES Permit MD0071226, with limits on total residual chlorine (<0.1 mg/l), temperature (90°F maximum), pH (range of 6.0 to 9.0), total suspended solids (30 mg/l average, 45 mg/l maximum), net total nitrogen load (zero pounds), and net total phosphorus (zero pounds) and monitoring without limits for mercury, copper, and zinc. The permit shall include requirements for biomonitoring, a storm water pollution prevention plan, and for demonstrating that any new water conditioners are nontoxic. This permit will regulate the reuse of a currently authorized wastewater discharge and will result in a reduction of pollutants discharged to the Potomac River. A hearing was held on August 22, 2012. The hearing announced in this notice for the discharge permit is an extension of the hearing that was previously held in order to provide opportunity for further public comment.

In addition to the locations set forth above, documents associated with this tentative determination may be found at the Department's website at www.mde.state.md.us under "Notices and Alerts" (click the More> link).