



DEPARTMENT OF ENVIRONMENTAL PROTECTION
MONTGOMERY COUNTY, MARYLAND



NOISE WAIVER CERTIFICATE

ISSUED TO: DFM Development on behalf of Winmar Construction/Banesa Lopez
Owner/Operator

Valid From: May 8, 2024

Valid To: June 6, 2024

Type of Waiver: Temporary

Authorizing:

Nighttime work associated with the disconnection of water service to 5520 Clipper Ln, Bethesda. Nighttime work is required to minimize traffic congestion, pedestrian safety concerns, and impacts to local businesses caused by the closure of River Rd. The work includes heavy machinery and shall be performed under the following conditions:

1. Work hours are from 10:00 p.m. to 5:00 a.m. daily.
2. All machinery and trucks utilized at this job site for night work shall be outfitted with OSHA approved white noise back-up alarms or use other approved non-tonal signaling methods.
3. Machinery shall be inspected daily and equipped with proper noise attenuation measures to minimize construction noise, including, but not limited to well-maintained and effective mufflers. Moving parts shall be well lubricated to avoid unnecessary noise from squeaking parts. Machinery access doors and hatches should remain closed when the units are in operation and all machinery should be operated at the minimum level necessary to get the job done. Minimize banging, clattering, buzzing and other annoying types of noises.
4. Equipment shall be operated at the minimum power level necessary to complete the task in a safe manner.
5. Select equipment for low noise emission design.
6. Noise mitigation barriers shall be erected around loud pieces of stationary machinery (e.g., generators, pumps, portable lights, etc.).
7. All onsite staff, including delivery truck drivers, shall be notified of noise mitigation procedures prior to work.
8. Slamming of tailgates and dropping of materials into empty trucks are prohibited.
9. Where possible, the local power grid should be used to reduce the use of internal combustion powered machinery.
10. Prolonged idling of machinery and vehicles must be avoided. If machinery or vehicles are not utilized for long periods, they should be shut off to reduce idling noise.
11. On site communication shall be done without shouting.
12. Regular communications should be provided to nearby residential properties, so they are aware of the work schedule and expected noise related to construction activities.
13. Noise levels should be monitored at sensitive receptor locations and kept in a log on site, which shall be available for inspection and review upon request.
14. A log should be maintained on site containing detailed information concerning any complaints received regarding noise from this construction project.

DEP may suspend or revoke this approval for any violation of the terms and conditions and may make modifications to the terms and conditions based on the results of noise monitoring or the noise impact of certain activities.

ECCD Case 20241281

This certificate must be available at the work site.

Location of Work: 5520 Clipper Ln

Town: Bethesda **Zip:** 20816

Approved By:  **Date:** May 7, 2024
Department of Environmental Protection

Cc: MC Police, 2nd District, Bethesda Station
Peter Fosselman, Bethesda Regional Services Center
Thomas Dant, Bethesda Urban Services Manager
Stan Edwards, MC DEP
Steve Martin, MC DEP

INFORMATION CONCERNING THIS CERTIFICATE CAN BE OBTAINED FROM
ENERGY, CLIMATE AND COMPLIANCE DIVISION
MONTGOMERY COUNTY DEPARTMENT OF ENVIRONMENTAL PROTECTION
2425 REEDIE DRIVE, 4TH FLOOR, WHEATON, MARYLAND 20902
(240) 777-7746

<https://www.montgomerycountymd.gov/DEP/contact/noise-documents.html#wavers>