



DEPARTMENT OF ENVIRONMENTAL PROTECTION  
MONTGOMERY COUNTY, MARYLAND



NOISE WAIVER CERTIFICATE

ISSUED TO: Rustler Construction Inc., c/o Johnvil Sanciangco  
*Owner/Operator*

Valid From: June 3, 2024

Valid To: July 2, 2024

Type of Waiver: Temporary

Authorizing:

Nighttime road construction consisting of pavement preparation and painting. The nighttime work will occur on Medical Center Dr and Broschart Rd, Rockville, and Discoverly Dr and Fields Rd, Gaithersburg. The work is being performed at night to allow the paint to dry which will alleviate traffic congestion and impacts to pedestrians. The work hours will be from 8:00 p.m. to 6:00 a.m. Sunday to Friday and shall be performed under the following conditions:

1. All reasonable efforts should be made to perform the noisiest activities during the day and early in the evening.
2. Machinery shall be equipped with well-maintained and effective mufflers, and moving parts shall be well lubricated to avoid unnecessary noise from squeaking parts.
3. 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.
4. Minimize banging, clattering, buzzing and other annoying types of noises.
5. Hauling trucks and machinery shall be operated at the minimum power level necessary to complete the task in a safe manner.
6. Slamming of tailgates is prohibited.
7. All onsite staff should be notified of noise mitigation procedures prior to work.
8. All equipment including vehicles must use OSHA approved white noise back-up alarms or use other approved non-tonal signaling methods.
9. The generator should be kept in the bed of the pick-up truck to help mitigate the noise while running.
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. Regular communications should be provided to nearby residences, so they are aware of the work schedule and expected noise related to construction activities.

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 20241714

**This certificate must be available at the work site.**

Location of Work: Medical Center Dr and Broschart Rd

Town: Rockville

Zip: 20850

Location of Work: Fields Rd and Discoverly Dr

Town: Gaithersburg

Zip: 20878

Approved By: 

Department of Environmental Protection

Date: June 3, 2024

Cc: MC Police, 6th District, Montgomery Village Station  
City of Gaithersburg Police and City Hall  
Upper County Regional Services Center  
Stan Edwards, MC DEP/ECCD  
Steve Martin, MC DEP/ECCD  
Paul Bender, MC DOT

INFORMATION CONCERNING THIS CERTIFICATE CAN BE OBTAINED FROM  
ENERGY, CLIMATE AND COMPLIANCE DIVISION  
MONTGOMERY COUNTY DEPARTMENT OF ENVIRONMENTAL PROTECTION  
255 ROCKVILLE PIKE, SUITE 120, ROCKVILLE, MARYLAND 20850  
(240) 777-7746

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