



DEPARTMENT OF ENVIRONMENTAL PROTECTION
MONTGOMERY COUNTY, MARYLAND



NOISE WAIVER CERTIFICATE

ISSUED TO: MT Laney Company Inc./Dewayne Fowble
Owner/Operator

Valid From: July 8, 2024

Valid To: August 6, 2024

Type of Waiver: Temporary

Authorizing:

Nighttime milling and paving of Colesville Rd between Spring Street and N Noyes Dr, Silver Spring. The work is being performed at night to alleviate daytime traffic congestion, pedestrian safety concerns, and impacts to local businesses as required by the State Highway Administration, and shall be performed under the following conditions:

1. Night work is scheduled for the week of July 8, 2024. DEP must be notified of schedule changes due to weather or other delays.
2. All reasonable efforts should be made to perform the noisiest activities as early in evening as possible.
3. All on-site machinery utilized for night-time construction activities must be outfitted with white noise back-up alarms or utilize OSHA approved spotters.
4. 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.
5. Minimize banging, clattering, buzzing and other annoying types of noises.
6. Slamming of tailgates is prohibited.
7. All onsite staff, including delivery and dump truck drivers, shall be notified of noise mitigation procedures prior to work.
8. Hauling trucks and machinery shall be operated at the minimum power level necessary to complete the task in a safe manner.
9. 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.
10. Regular communications should be provided to nearby residences, so they are aware of the work schedule and expected noise related to construction activities.
11. A log should be maintained on site containing detailed information concerning any complaints received regarding noise from this 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 20241834

This certificate must be available at the work site.

Location of Work: Colesville Road between Spring Street and N Noyes Dr

Town: Silver Spring

Zip: 20910

Approved By: 
Department of Environmental Protection

Date: July 2, 2024

Cc: Silver Spring Regional Services Center
Silver Spring Urban District
MC Police, 3rd District, Silver Spring Station
Stan Edwards, MC DEP
Steve Martin, MC DEP

INFORMATION CONCERNING THIS CERTIFICATE CAN BE OBTAINED FROM
THE DIVISION OF ENVIRONMENTAL POLICY AND COMPLIANCE
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>