



DEPARTMENT OF ENVIRONMENTAL PROTECTION  
MONTGOMERY COUNTY, MARYLAND



NOISE WAIVER CERTIFICATE

ISSUED TO: Busy Ditch Inc./Steven C. DeGrange, Project Manager  
Owner/Operator

Valid From: August 2, 2020

Valid To: August 31, 2020

Type of Waiver: Temporary

Authorizing:

Nighttime construction related to the upgrading of underground utilities along Silver Spring Avenue at Fenton Street, Silver Spring. The work includes roadway saw cutting, excavation, heavy machinery, materials handling, milling, and paving. Nighttime work is required to minimize disruptions to sewer service and impacts to businesses and pedestrians in the work zone. The nighttime work is scheduled from 9:00 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 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. 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 the complete task. Minimize banging, clattering, buzzing and other annoying types of noises.
3. Hauling trucks and machinery shall be operated at the minimum power level necessary to complete the task in a safe manner.
4. DEP recommends the use of OSHA approved white noise motion alarms on equipment and trucks.
5. Slamming of tailgates is prohibited.
6. All onsite staff, including delivery and dump truck drivers, should be notified of noise mitigation procedures prior to work.
7. 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.
8. 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 20202222

Location of Work: Silver Spring Avenue at Fenton Street

Town: Silver Spring

Zip: 20910

Approved By:

*Stan Edwards*

Department of Environmental Protection

Date: August 2, 2020

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

Cc: Reemberto Rodriguez, Regional Services Center  
Richard Bingham, SSUD  
MC Police, 3rd District, Silver Spring Station  
Lt. Eric Bunting, 3rd District, Silver Spring Station  
Stan Edwards, MC DEP/ECCD  
Steve Martin, MC DEP/ECCD

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>