



**CITY OF BALTIMORE**  
**DEPARTMENT OF PUBLIC WORKS**  
**OFFICE OF COMPLIANCE AND LABORATORIES**

3001 Druid Park Drive  
 Baltimore, Maryland 21215  
 P(410)396-0732 – F(410)523-9047



**EROSION AND SEDIMENT CONTROL and STORMWATER MANAGEMENT**

**√ VIOLATION**

In violation of Baltimore City Code, Article 7, § 31-1 et seq as amended and/or Section 01 35 43 paragraph D of Department of Public Works, Specifications for Materials, Highways, Bridges, Utilities, and Incidental Structures as amended.

**√ STOP WORK ORDER**

Pursuant to Section 105 and 114.2, Building, Fire and Related Codes of Baltimore, as amended, and/or Section 00 73 78 and Section 01 35 43 paragraph H of Department of Public Works, Specifications for Materials, Highways, Bridges, Utilities, and Incidental Structures as amended

You are ordered, upon receipt of this notice to stop all construction activities, except those necessary to correct violations cited below. Normal construction activities cannot be resumed until the recipient of this notice receives written notice from the Erosion and Sediment Control Inspector. Failure on your part to comply fully with this notice will make it necessary to take action in accordance with the provisions of law.

|  |  |                                   |
|--|--|-----------------------------------|
| <b>Inspection Date:</b> 2019-04-24                                       | <b>Inspector:</b> Warren Greenberg   | <b>Inspection Type:</b> Violation |
| <b>Project Name:</b> Replacement of Bridge No. BC3212 on Harford Rd...   |  | <b>ESD#</b> 6786                  |
| <b>Project Location:</b> Harford Road Over Herring Run                   | <b>Conditions:</b> Clear   | <b>Contract No.</b> TR-03319      |
| <b>Owner/Developer:</b> City of Baltimore – Department of Transportation |  | <b>Time:</b> 12:41PM              |
| 417 E Fayette St, 7 <sup>th</sup> Floor, Baltimore, Maryland 21202       |  |                                   |
| <b>Contact:</b> Bimal Devkota, Chief TEC                                 | <b>Email:</b> <a href="mailto:bimal.devkota@baltimorecity.gov">bimal.devkota@baltimorecity.gov</a> | <b>Phone:</b> 410-396-6969 (o)    |
| <b>Contractor:</b> TechnoPref  | HQ: Alexandria, VA   |                                   |
| <b>Contact:</b> Julien Paquin, P.M.                                      | <b>Email:</b> <a href="mailto:j.paquin@TechnoPref.com">j.paquin@TechnoPref.com</a>                 | <b>Phone:</b> 571-422-7884 (c)    |
| Gregory Bretiere, Site ESC   | <b>Email:</b> <a href="mailto:g.bretiere@TechnoPref.com">g.bretiere@TechnoPref.com</a>             | <b>Phone:</b> 571-389-0010 (c)    |
| <b>Contractor:</b> RK&K  | HQ: 700 E. Pratt St, Baltimore, MD 21202   |                                   |
| <b>Contact:</b> Lee Dayton, P.E.   | <b>Email:</b> <a href="mailto:ldayton@rkk.com">ldayton@rkk.com</a>                                 | <b>Phone:</b> 443-694-8044 (c)    |
| Keith Sargent, PE, PMP   | <b>Email:</b> <a href="mailto:ksargent@rkk.com">ksargent@rkk.com</a>                               | <b>Phone:</b> 410-387-8339 (c)    |

**ESC INSPECTION – VIOLATION REPORT / STOP WORK ORDER**

Site Inspection made April 24, 2019; following items noted, as discussed with Contractor in the field. In accordance with MDE regulations, Contractor shall:

1. At the Sta ~13+75 side of the Harford Rd Bridge upstream:
  - a. Install a Temporary Stone Outfall Structure TSOS in the large gully.
  - b. Install Super Silt Fence SSF in areas not requiring access to remove platform/shield and Silt Fence SF across needed access areas to prevent sediment laden water running down into the stream.
  - c. Protect current access path to the platform/shield with a protective cover.
2. Platforms/Shields:
  - a. Remove all (2) platforms/shields.
  - b. Prior to platform/shield removal, all sediment shall be safely removed from surfaces.
  - c. Inspect (and repair, if needed) both stream diversion structures after the removal of the Platform.

3. Bridge still standing over Herring Run:
  - a. Install SCE at both ends of the bridge.
  - b. Clean sediment off bridge before removing platforms.
  - c. Remove damaged beam.
  - d. Install OSHA safety protection.
  - e. If future inspection(s) find sediment buildup on bridge, other ESC may be required.
4. At Sta ~13+00 side of the Harford Rd Bridge downstream:
  - a. Install SSF or "SF on Pavement" to prevent sediment laden water running down into the stream.
5. At Sta ~14+00 side of the Harford Rd Bridge downstream:
  - a. Repair damaged diversion structure in the stream. Repair membrane after removal of platform, DPW understands the stream closure. DPW will be reaching out to MDE on this issue.
  - b. Install SSF to prevent sediment laden water running down into the stream.
  - c. Tie SSF needs to tie into an Asphalt Berm which crosses the paved pathway.
6. At Sta ~14+00 to 14+50,
  - a. Protect inlet
7. Seed and mulch the soil stockpile, immediately, and provide direction to remediate as per email (4/25/19) via one, or combination, of the following:
  - a. Return stockpile to an approved area within the LOD.
  - b. Remove Stockpile to an approved disposal site.
  - c. Submit red-line revisions to move Stockpile to an approved location outside the LOD.

Note: From Violation Report (see attached) April 1, 2019, Contractor was granted 3 days to "... start redline revision process." As a courtesy to Contractor, OCAL Chief met on-site (4/8/19) to discuss possible relocation area with Contractor. As of April 26, 2019, OCAL has not received red-line revisions nor confirmation that the redline revision process has started. From email (4/25/19), the only Contractor confirmation we have received regarding Item 7 is, "...Technopref is actively analyzing all the proposed scenarios and will provide you with our decision shortly."

8. Remove the concrete stockpile – Contractor may crush concrete within the LOD and haul off-site.

Failure to comply with this notice shall result in fines and/or other penalties. Fines for non-compliance shall be determined at a later date.

Contractor to inspect controls periodically and after major storm events and maintain as required. Site will be inspected bi-weekly per MDE requirements – ESC Inspection reports to follow.

All sediment control measures referred to in these plans shall be in accordance with the publication entitled “2011 Maryland Standards and Specifications for Erosion and Sediment Control.”

[http://mde.maryland.gov/programs/water/StormwaterManagementProgram/Pages/esc\\_standards.aspx](http://mde.maryland.gov/programs/water/StormwaterManagementProgram/Pages/esc_standards.aspx)

<http://mde.maryland.gov/programs/Water/StormwaterManagementProgram/Documents/2011%20MD%20Standard%20and%20Specifications%20for%20Soil%20Erosion%20and%20Sediment%20Control.pdf>

Questions concerning sediment and erosion control and storm water management violations should be addressed to Warren Greenberg, Office of Compliance and Laboratories, 3001 Druid Park Dr. Room 228, Baltimore, MD 21215. Phone: 410-396-0732. E-mail: [warren.greenberg@baltimorecity.gov](mailto:warren.greenberg@baltimorecity.gov)

Please acknowledge receipt of this notice and your agreement to perform the work by signing and returning this document immediately to the Office of Compliance and Laboratories, 3001 Druid Park Dr. Room 228, Baltimore, MD 21215. Alternately, you may fax the signed document to Warren Greenberg at: 410-523-9047 or email to: [warren.greenberg@baltimorecity.gov](mailto:warren.greenberg@baltimorecity.gov).

Received by: \_\_\_\_\_ on \_\_\_\_ / \_\_\_\_ / \_\_\_\_ Inspector: Warren Greenberg

Failure to comply with this notice will lead to established fines of up to \$1,000 per day per violation for non-compliance. Subsequent violations may result in escalated enforcement actions including, but not limited to, the assessment of additional administrative penalties.

**\*ALL DEFICIENCIES MUST BE CORRECTED AS PER PLAN SPECIFICATIONS**