MAY 2009

Town Hall

DEER PARK

The annual town cleanup will be held on Tuesdays and Wednesdays, May 19 and 20, and 26 and 27. Bulk pick-up will be gathered throughout the day on the above-mentioned dates.

LOCH LYNN HEIGHTS

The town hall will be open only on Tuesdays and Thursdays from 11 a.m. to 3 p.m. Those in need of assistance at any other time are advised to leave a message at 301-334-8339. Messages are checked periodically.

The mayor and town council will hold a May council meeting on Tuesday, May 19, at 6 p.m. at the town hall.

The next regularly scheduled council meeting is slated for Tuesday, June 2, at 6 p.m. at the town hall.

Alvarez Contractors are scheduled to return from winter shutdown to resume work on the Sewer Rehabilitation Project in mid-May.

Household cleanup is scheduled for May 25 through May 29. Residents are advised to check the town newsletter for specifics on what will be accepted. No yard debris will be accepted.

Dare Workshop Has New Schedule

The Dare to be Healthy workshop scheduled for Grantsville Elementary School has been changed. It will now be held May 13, 20, and 27, and June 3 from 10 a.m. to 12:30 p.m. at Freedom Chapel, Friendsville.

The workshop consists of three programs from the Garrett County Extension Office, "We Can," "Color Me Healthy," and "Up to the Challenge." Families who have previously participated in Dare to be You are encouraged to register and learn about leading a healthy lifestyle through increasing exercise and eating healthily.

To register, persons may call 301-334-7730 or 301-895-3111.

PUBLIC NOTICES

MARYLAND DEPARTMENT OF THE ENVIRONMENT WATER MANAGEMENT ADMINISTRATION

NOTICE OF APPLICATION RECEIVED

Garrett County

State Discharge Permit Application 09-DP-3671, NPDES Permit MD0070661:

Moran Coal Company, Inc., P.O. Drawer E, Westernport, MD 21562, submitted an application for a permit to discharge an average of 46,000 gallons per day of groundwater and variable volumes of storm water from a proposed coal deep mine (identified as Lower Bakerstown Deep Mine), located along Westernport Rd. about three miles NW of Bloomington, MD, to Aaron Run (a Use III-P tributary to the Savage R.).

An informational meeting will be held to discuss the application and the permitting process if a written request is received by **May 21, 2009.**

The request should be forwarded to the **Maryland Department of the Environment, Water Management Administration, 1800 Washington Blvd., Baltimore, Maryland 21230-1708, Attn: Mr. Michael**

PUBLIC NOTICES

at least ten working days prior to the scheduled meeting.

Any person wishing to review the application should contact Mr. Richardson at the above telephone number to schedule an appointment. Copies may be obtained at a cost of $0.36 per page. 5/7-14(2)

NON-DISCRIMINATION NOTICE

It is a privilege for Oakland Nursing & Rehabilitation Center to reaffirm with you that our facility is in compliance with the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act, and the Equal Employment Opportunity Act that prohibits discrimination on the basis of race, color, creed, religion, national origin, age, sex, or handicap.

4/30-5,7(2)

PUBLIC NOTICE

The Deep Creek Watershed Board of Zoning Appeals will conduct a public hearing on Thursday, May 21, 2009, starting at **7:00 pm.** in the County Commissioners meeting room, Second Floor, Courthouse Annex, Oakland. The Board will review the following docketed cases:

1. SE-400- an application submitted by DC Development, LLC, for a Special Exception permit for a private or membership club. The property is located off of Shingle Camp Road, tax map 49, parcel 11, and is zoned Lake Residential.

2. SE-401- an application submitted by Phil St. Moritz for a Special Exception permit for live, outdoor entertainment, at the existing tavern owned by Point View, LLC. The property is located at 531 Deep Creek Drive, tax map 50, parcel 287 and is zoned Town Center.

3. SE-402- an application submitted by Claire Hollady, of Blue Moon Rising, LLC, for a public or private trade or professional school. The property is located near 22800 Garrett Highway, tax map 50, parcels 51 and 455 and is zoned Lake Residential.

4. VR-656 - an application submitted by Robert and Jill Granader for a Variance to allow a screened porch that would come to within 0.5 feet of the rear property line, instead of the required 4.92 feet, by an average of the adjacent dwellings. The owner has purchased the buy-down from the State of Maryland. The property is located at 2162 Paradise Point Road, tax map 58, parcel 561and is zoned Lake Residential.

5. VR-657 - an application submitted by Earl Sines for a

PUBLIC NOTICES

Guy Estate
REAL ESTATE
ACCEPTING BIDS

The Trust Department of First United Bank & Trust will receive sealed bids for the purchase of all that parcel of real estate located at 201/203 Poplar Street, Westernport, Allegany County, Maryland. The site is approximately 2,360 Square feet of living space. The property has two units, two story dwelling. Each unit has three bedrooms, dining room, eat in kitchen, one bath, and living room. The interior consists of hardwood, tile and carpet on the floors. The dwelling consists of a block foundation. The property is serviced Town water and sewer and electric, telephone and cable TV.

Bids will be accepted through and including May 15, 2009 at 5:00 pm. Bids shall include the name, address, phone number and amount of the bid. Term is Ten Thousand Dollars 00/100 ($10,000.00) due at the date of bid acceptance with the remainder due in 60 days. Bids should be mailed to:

First United Bank & Trust
Attn: Trust Department
Krystal Lewis
P.O. Box 557
Oakland, MD 21550

A minimum bid $105,000.00 has been established, and First United retains the right to reject any and all bids. This property is being sold "as is" and no improvements or inspections will be performed. The status of lead paint registration or compliance is not known. A fact sheet including a map and all pertinent information is available. In the event of more than one bid at the same offer price the first received bid will be selected. If you have any question, please contact Christine Sisler or Krystal Lewis at the TRUST DEPARTMENT of First United Bank & Trust at 301-533-2231 or 301-533-2279. 4/30-5/7(2)

Visit *The Republican* Website at www.therepublicannews.com

SMALL ESTATE
NOTICE OF APPOINTMENT
NOTICE TO CREDITORS
NOTICE TO UNKNOWN HEIRS
Estate No. 11234

TO ALL PERSONS INTERESTED IN THE ESTATE OF:
FRANCIS EUGENE RESH

Notice is given that Regina M. Nealis, 575 Bowman Hill Road, Accident, MD 21520, was on April 29, 2009, appointed personal representa-

PUBLIC NOTICES

should seek advice about drinking water from their health care providers. EPA/CDC guidelines on appropriate means to lessen the risk of infection by cryptosporidium and other microbiological contaminants are available from the Safe Drinking Water Hotline (800-426-4791).

If you have any questions concerning this report or your water utility, please contact Randy Sharpless at the Oakland Water Department at 301-334-3836 or Mayor McCain at 301-334-2691. The Mayor and Town Council of Oakland holds regularly scheduled meetings on the first Monday of the month at 7:00 P.M. in the Council Chambers, 15 South Third Street, Oakland, Maryland. Please call 301-334-2691 to schedule your topic on the agenda for discussion at any regularly scheduled meeting.

The Town of Oakland routinely monitors for contaminants in your drinking water according to Federal and State laws. This table shows the results of our monitoring for the period of January 1st to December 31st, 2008. As water travels over the land or underground, it can pick up substances or contaminants such as microbes, inorganic and organic chemicals, and radioactive substances. All drinking water, including bottled drinking water, may be reasonably expected to contain at least small amounts of some contaminants. It's important to remember that the presence of these contaminants does not necessarily pose a health risk.

In this table you will find many terms and abbreviations you might not be familiar with. To help you better understand these terms we've provided the following definitions:

Non-Detects (ND) - laboratory analysis indicates that the contaminant is not present.

Parts per million (ppm) or Milligrams per liter (mg/l) - one part per million corresponds to one minute in two years or a single penny in $10,000.

Parts per billion (ppb) or Micrograms per liter - one part per billion corresponds to one minute in 2,000 years, or a single penny in $10,000,000.

Parts per trillion (ppt) or Nanograms per liter (nanograms/l) - one part per trillion corresponds to one minute in 2,000,000 years or a single penny in $10,000,000,000.

Nephelometric Turbidity Unit (NTU) - nephelometric turbidity unit is a measure of the clarity of water. Turbidity in excess of 5 NTU is just noticeable to the average person.

Action Level - the concentration of a contaminant which, if exceeded, triggers treatment or other requirements which a water system must follow.

Treatment Technique (TT) - A treatment technique is a required process intended to reduce the level of a contaminant in drinking water.

Maximum Contaminant Level - The "Maximum Allowed" (MCL) is the highest level of a contaminant that is allowed in drinking water. MCLs are set as close to the MCLGs as feasible using the best available treatment technology.

Maximum Contaminant Level Goal - The "Goal" (MCLG) is the level of a contaminant in drinking water below which there is no known or expected risk to health. MCLGs allow for a margin of safety.

TEST RESULTS

Contaminant	Violation Y/N	Level Detected	Unit Measurement	MCLG	MCL	Likely Source of Contamination
Microbiological Contaminants						
Turbidity				N/A	TT	Soil runoff
Broadford Plant	N					
Average		0.09	NTU			
Range		.03 –.25	NTU			
Bradley Lane Plant	N					
Average		0.09	NTU			
Range		.04 -.24	NTU			
Inorganic Contaminants						
Copper – Distribution	N	0.14	ppm	1.3	AL=1.3	Corrosion of household plumbing systems; erosion of natural deposits; leaching from wood preservatives
Fluoride (average)			ppm	4	4	Erosion of natural deposits; water additive which promotes strong teeth; discharge from fertilizer and aluminum factories
Broadford Plant	N	0.85				
Bradley Lane Plant	N	0.90				
Lead – Distribution	N	0.0	ppb	0	AL=15	Corrosion of household plumbing systems, erosion of natural deposits
Nitrate (as Nitrogen)			ppm	10	10	Runoff from fertilizer use; leaching from septic tanks, sewage; erosion of natural deposits
Broadford Plant	N	< 0.2				
Bradley Lane Plant	N	0.44				
Barium			ppm	2	2	Discharge of drilling wastes; discharge from metal refineries; erosion of natural deposits
Broadford Plant	N	0.041				
Bradley Lane Plant	N	0.042				
Synthetic Organic Contaminants including Pesticides and Herbicides						
2,4,5-TP (Silvex)			ppb	50	50	Residue of banned herbicide
Broadford Plant	N	ND				
Bradley Lane Plant	N	0.06				
Dalapon			ppb	200	200	Runoff from herbicide used on rights
Broadford Plant	N	ND				

Richardson, Acting Chief, Industrial Permits Division. Hearing-impaired persons may request an interpreter at the informational meeting by contacting Mr. Richardson at 410-537-3323 or 800-633-6101, or at the above address, at least ten working days prior to the scheduled meeting.

Any person wishing to review the application should contact Mr. Richardson at the above telephone number to schedule an appointment. Copies may be obtained at a cost of $0.36 per page. 5/7-14(2)

MARYLAND DEPARTMENT OF THE ENVIRONMENT WATER MANAGEMENT ADMINISTRATION

NOTICE OF APPLICATION RECEIVED

Garrett County

State Discharge Permit Application 09-DP-3672, NPDES Permit MD0070670:

Western Maryland Lumber, Inc., P.O. Box 251, Lonaconing, MD 21539, submitted an application for a permit to discharge an average of 6.463 million gallons per day of groundwater and variable volumes of storm water from a proposed coal deep mine (identified as the Colmer Mine), located along Russell Rd. near Barton, MD, to an unnamed Use III-P tributary to Mill Run of Georges Cr.

An informational meeting will be held to discuss the application and the permitting process if a written request is received by **May 21, 2009.**

The request should be forwarded to the **Maryland Department of the Environment, Water Management Administration, 1800 Washington Blvd., Baltimore, Maryland 21230-1708, Attn: Mr. Michael Richardson, Acting Chief, Industrial Permits Division.** Hearing-impaired persons may request an interpreter at the informational meeting by contacting Mr. Richardson at 410-537-3323 or 800-633-6101, or at the above address,

Variance to allow a residence that would come to within 10 feet of the side property line, instead of the required 15.0 feet. The property is located at 206 Mayhew Inn Road, tax map 57, parcel 13 and is zoned Lake Residential.

6. VR-658 - an application submitted by Kevin Liller for Variances to allow a residence that would come to within 11.5 feet of both side property lines, instead of the required 15.0 feet. The property is located on Glen Cove Road, tax map 58, parcel 764, and is zoned Lake Residential.

Interested persons are invited to attend.

By the Authority of the
Board of Zoning Appeals

5/7-14(2)

MARYLAND DEPARTMENT OF THE ENVIRONMENT WATER MANAGEMENT ADMINISTRATION

NOTICE OF TENTATIVE DETERMINATION

Garrett County

Application for State Discharge Permit 09IP0062, NPDES Permit MD09I0062:

Bypass Ventures LLC, 3000 Thayer Center, Oakland MD 21550, submitted an application for a permit to discharge variable volumes of storm water from a construction site named **Bypass Ventures consisting of 9.5 acres located at 13631 Garrett Highway, Oakland MD, 21550, to Cherry Glade Run which is Use III-P (Nontidal Cold Water and Public Water Supply) waters.** The Department is proposing to issue the applicant an individual permit for stormwater associated with construction activity. In addition to other requirements, the permit requires the site to have an approved erosion and sediment control plan and stormwater management plan; requires that these plans or an addendum address eight critical points of interest related to site design and erosion and sediment controls; requires self-inspections and monitoring of the construction site for a number of specific sediment discharge problems that, if observed, trigger review of site practices; and requirements to meet applicable Total Maximum Daily Loads and Water Quality Standards.

A public hearing on the tentative determination will be scheduled if a written request is received by **May 27, 2009**. The request should be sent to the **Maryland Department of the Environment, Water Management Administration, 1800 Washington Blvd., Suite 420, Baltimore, Maryland 21230-1708, Attn.: Ms. Karen Smith,** and must include the name, address and telephone number (home and work) of the person making the request, the name of any other party whom the person making the request may represent, and the name of the facility and permit number. Failure to request a hearing by **May 27, 2009** will constitute a waiver of the right to a public hearing on the tentative determination. Written comments concerning the tentative determination will be considered in the preparation of a final determination if submitted to the Department, to the attention of Ms. Smith at the above address, on or before **June 8, 2009**. Any hearing-impaired person who requests a hearing may also request an interpreter at the hearing by contacting Ms. Smith at 410-537-3401 or by written request to the above address at least ten working days prior to the scheduled hearing date.

Information supporting the tentative determination, including the draft permit, may be reviewed by contacting Ms. Smith at the above telephone number to make an appointment or by written request to Ms. Smith at the above address. Copies of documents may be obtained at a cost of $0.36 per page. 5/7-14(2)

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tive of the small estate of Francis Eugene Resh, who died on July 22, 2008, without a will.

Further information can be obtained by reviewing the estate file in the office of the Register of Wills or by contacting the personal representative or the attorney.

All persons having any objection to the appointment shall file their objections with the Register of Wills within 30 days after the date of publication of this notice. All persons having an objection to the probate of the will shall file their objections with the Register of Wills within six months after the date of publication of this notice.

All persons having claims against the decedent must serve their claims on the undersigned personal representative or file them with the Register of Wills with a copy to the undersigned on or before the earlier of the following dates:

(1) Six months from the date of the decedent's death, except if the decedent died before October 1, 1992, nine months from the date of the decedent's death; or

(2) Thirty days after the personal representative mails or otherwise delivers to the creditor a copy of this published notice or other written notice, notifying the creditor that the claims will be barred unless the creditor presents the claim within thirty days from the mailing or other delivery of the notice. Any claim not served or filed within that time, or any extension provided by law, is unenforceable thereafter.

Name of newspaper designated by personal representative: *The Republican*.

Date of Publication: May 7, 2009.

Regina M. Nealis
Personal Representative
Joseph DiSimone
Register of Wills
Room 103 Courthouse
313 E. Alder St.
Oakland, MD 21550

5/7

ANNUAL DRINKING WATER QUALITY REPORT FOR 2008
The Town of Oakland
PWSID # 0110008
April 2009

We're pleased to present to you this year's Annual Water Quality Report. This report is designed to inform you about the water quality and services we deliver to you every day. Our constant goal is to provide you with a safe and dependable supply of drinking water. We want you to understand the efforts we make to continually improve the water treatment process and protect our water resources. We are committed to ensuring the quality of your water. The Oakland Water System obtains all of its raw water from two separate sources. Source #1 is the Youghiogheny River and it supplies water for the Bradley Lane Water Treatment Plant which is located off Bradley Lane in Oakland. Source #2 is called Broadford Lake, which is located just off Broadford Road and it supplies water for the Broadford Water Treatment Plant. Once the water is treated, it is pumped directly to the customer with excess capacity held in reserve at our 800,000 gallon water storage tank to meet daily needs. Water from both sources is blended together in this storage tank.

This report shows our water quality and what it means.

Some people may be more vulnerable to contaminants in drinking water than the general population. Immuno-compromised persons such as persons with cancer undergoing chemotherapy, persons who have undergone organ transplants, people with HIV/AIDS or other immune system disorders, some elderly, and infants can be particularly at risk from infections. These people

Bradley Lane Plant	N	0.28				of way
Ethylene Dibromide (EDB) Broadford Plant Bradley Lane Plant	 N N	 .13 ND	nanograms/l	0	50	Discharge from petroleum refineries
Volatile Organic Contaminants						
TTHM (Distribution) (Total trihalomethanes]	Y	100.2	ppb	0	80	By-product of drinking water chlorination
HAA5 Haloacetic Acids (Distribution)	Y	90.25	ppb	0	60	By-product of drinking water chlorination

Additional test results for unregulated contaminants were as follows.

Unregulated Contaminants						
Sodium Broadford Plant Bradley Lane Plant	 N N	 19.0 13.6	ppm	N/A	N/A	Erosion of Natural Deposits
Chloroform Broadford Plant Bradley Lane Plant	 N N	 57.8 96.9	ppb	N/A	N/A	By-product of drinking water chlorination
Bromodichloromethane Broadford Plant Bradley Lane Plant	 N N	 3.5 3.5	ppb	N/A	N/A	By-product of drinking water chlorination
Dibromochloromethane Broadford Plant Bradley Lane Plant	 N N	 ND ND	ppb	N/A	N/A	By-product of drinking water chlorination

Note: Test results are for year 2008 unless otherwise noted. Not all contaminants are required to be tested for annually.

TTHMs [Total Trihalomethanes] Some people who drink water containing trihalomethanes in excess of the MCL over man years may experience problems with their liver, kidneys, or central nervous systems, and may have an increased risk of gettin cancer.

HAA5s [Haloacetic Acids] Some people who drink water containing haloacetic acids in excess of the MCL over many year and may have an increased risk of getting cancer.

Beginning in 2004 the MCL for total trihalomethanes (TTHM) was lowered to 80 ppb as a running annual average for system of our size. Our system is required to do two (2) samples per quarter. These contaminants are formed by the reaction of our chlorin disinfectant with naturally occurring organic materials which are carried into our sources through runoff from rainfall. Our 200 average exceeded this lower standard. As a result of this, our system was sent a violation notice by Maryland Department of th environment (MDE). The duration of the violation was from January 1 thru December 31, 2008. Quarterly averages during thi calendar year were between 49 and 132 ppb. Potential adverse health effects are: Some people who drink water containin trihalomethanes in excess of the MCL over many years may experience problems with their liver, kidneys, or central nervou systems, and may have an increased risk of getting cancer. We are continuing to monitor our disinfection processes closely an making adjustments as necessary to minimize the formation of disinfection by-products. We continue monitoring on a quarterl basis for total organic carbon (TOC), which is a measure of the potential for disinfection by-products formation. Through the additio of an oxidizing material into our raw water flow prior to plant entry, we are continuing our efforts to lower TOC levels. We failed t test for TOC levels during the third quarter of 2007.

Our system also received a violation notice this past year for haloacetic acids (HAA5s). The MCL for this contaminant is 60 pp based on a running annual average. Two (2) samples are required per quarter. These contaminants are formed by the reactio of our chlorine disinfectant with naturally occurring organic materials which are carried into our sources through runoff from rainfal Quarterly averages for this contaminant during this calendar year were between 63 and 144 ppb. Potential health effects are: Som people who drink water containing haloacetic acids in excess of the MCL over many years may have an increased risk of gettin cancer. Our efforts to lower this contaminant are as above thru lowering of TOC levels, which is the contributing factor for disinfectio by-product formation.

This is an ongoing problem which will take much effort to resolve, and could eventually require major plant upgrades. MDE i working closely with the Oakland Water Department to return the system to full compliance.

If present, elevated levels of lead can cause serious health problems, especially for pregnant women and young children. Lea in drinking water is primarily from materials and components associated with service lines and home plumbing. Regency Par Assisted Living is responsible for providing high quality drinking water, but cannot control the variety of materials used in plumbin components. When your water has been sitting for several hours, you can minimize the potential for lead exposure by flushin your tap for 30 seconds to 2 minutes before using water for drinking or cooking. If you are concerned about lead in your drinkin water, you may wish to have your water tested. Information on lead in drinking water, testing methods, and steps you can tak to minimize exposure is available from the EPA Safe Drinking Water Hotline at 1-800-426-4791 or at http://www.epa.gov/safewate lead.

NOTE: As can be seen by results listed in the above tables, lead, which is tested for triennially (every 3 years) in accordanc with Federal and State regulations in Oakland's distribution system, was not detected in samples collected in 2008.

All sources of drinking water are subject to potential contamination by substances that are naturally occurring or man made These substances can be microbes, inorganic or organic chemicals and radioactive substances. All drinking water, includin bottled water, may reasonably be expected to contain at least small amounts of some contaminants. The presence o contaminants does not necessarily indicate that the water poses a health risk. More information about contaminants and potentia health effects can be obtained by calling the Environmental Protection Agency's Safe Drinking Water Hotline at 1-800-426-4791

MCLs are set at very stringent levels. To understand the possible health effects described for many regulated contaminants a person would have to drink 2 liters of water every day at the MCL level for a lifetime to have a one-in-a-million chance of havin the described health effect.

Please call our office at 301-334-3836 if you have questions.

5/