



**MARYLAND AGRICULTURAL WATER QUALITY COST-SHARE PROGRAM
SCD CERTIFICATION FORM FOR
100 FOOT SET-BACK EXCEPTION FOR 313, 316, or 359**

MACS POLICY: The placement of any Waste Storage Structure (313), Poultry Mortality Composting Facility (316), or Waste Treatment Lagoon (359) shall be a minimum of 100 feet from streams, drainage ditches, other surface waters, wells, and sink holes. No exceptions will be made for *new operations*. Exceptions may only be allowed when constraints posed by the site and existing infrastructure prevent placement outside the 100-foot setback.

Exceptions, including expansions, will be considered on a case-by-case basis per the submittal of this signed certification to the MACS office.

In requesting the 100-foot set-back exception, the SCD certifies that:

- The structure is for an existing or expanding operation and *not* for a new operation;
- The SCD has discussed MACS policy (above) and alternatives with the cooperator;
- No other reasonable alternatives exist given site conditions that enable installation outside the 100-foot set-back;
- A variance or permit for siting a Waste Storage Structure within 100 feet of a well has been obtained from the local health department (if applicable);
- A permit issued by the Maryland Department of the Environment allowing the siting of the Waste Storage Structure within the 100-year floodplain has been obtained (if applicable); and
- Justification for the exception and identification of protective measures to maintain water quality have been developed in consultation with the NRCS Area Engineer and are included below (or as an attachment).

SCD Certification: Signature _____ Date _____