



Executive Director's Recommendation

Commission Meeting: October 1, 2020

PROJECT Photovoltaic Facility and Boiler Conversion Federal Law Enforcement Training Center 9000 Commo Road, Cheltenham, Maryland	NCPC FILE NUMBER 8081
	NCPC MAP FILE NUMBER 3211.10(38.00)44944
SUBMITTED BY United States Department of Homeland Security	APPLICANT'S REQUEST Approval of final site development plans
REVIEW AUTHORITY Federal Projects in the Environs per 40 U.S.C. § 8722(b)(1)	PROPOSED ACTION Approve final site development plans with comments
	ACTION ITEM TYPE Consent Calendar

PROJECT SUMMARY

The Department of Homeland Security (DHS) has submitted final site development plans for the addition of a ground-mounted photovoltaic (PV) facility and conversion of fuel oil boilers to those run by natural gas. The project is located at the Federal Law Enforcement Training Center (FLETC) in Cheltenham, Prince George's County, Maryland. The Commission approved the preliminary site development plans in June 2019. At that time, the Commission requested DHS and FLETC provide, as part of the final submission, details regarding the approved tree removal mitigation developed in coordination with the Maryland Department of Natural Resources (DNR). The applicant has worked to mitigate the proposed tree removal through the creation of a forest conservation plan that protects 7.24 acres of land. The applicant will plant and protect in perpetuity those areas set aside for conservation. This area will be added to another 22 acres already under protection on the campus.

FLETC serves as an interagency law enforcement training organization for numerous partner agencies, and provides services to officers in state, local, tribal, and campus agencies, as well as international organizations. It is comprised of four facilities with the headquarters located near Brunswick, Georgia. FLETC-Cheltenham is located approximately 15 miles southeast of downtown Washington, DC. The facility focuses on firearms and driver training requalification for law enforcement personnel in the National Capital Region. The campus includes indoor and outdoor training areas, a driving course, and administrative offices on a 247-acre campus.

FLETC proposes to construct and operate an approximately two-megawatt (MW) system on approximately 12 acres of land located in the northwestern corner of the campus. The installation would accommodate around 60 percent of the facility's needs. The panels are generally eight feet tall at their highest point. The only impervious surface areas would be the two concrete pads, the gravel driveway, and the steel posts. The site is currently a tract of planted pine trees that will be

removed. Several alternative sites were considered, but none were deemed viable due to small size or conflicts with mission-critical activities. Roof top locations were also dismissed due to building maintenance concerns, the potential for roof penetrations and the need for future roof replacement. The boiler conversion component of the project will only have limited exterior changes.

The purpose of the project is to decrease energy costs, ensure long-term energy price stability, and to reduce reliance upon fossil fuels. The installation will help meet renewable energy directives and DHS's overall sustainability goals while maintaining FLETC's mission of national security.

KEY INFORMATION

- FLETC serves as an interagency law enforcement training organization for numerous partner agencies, and provides services to state, local, tribal, campus, and other officers and agents.
- FLETC proposes to construct and operate a photovoltaic system that would accommodate around 60 percent of the facility's energy needs.
- On May 17, 2018, the President signed Executive Order 13834 - *Efficient Federal Operations* - directing federal agencies to meet policy goals for energy efficiency, consumption of renewable energy, electricity and potable and non-potable water, and sustainability, among other requirements.
- The installation will help accommodate renewable energy directives and DHS's overall sustainability goals while maintaining FLETC's mission of national security.
- The 13-acre site is currently planted with rows of pine trees installed in the 1990s. The tract will be cleared for the PV array.
- Several alternative sites were considered, but none were deemed viable due to small size or conflicts with mission-critical activities. Roof top locations were also dismissed due to building maintenance concerns, penetrations and future roof replacement.
- DHS and FLETC worked with the Maryland Department of Natural Resources (DNR) to mitigate the tree removal through replanting and establishment of a 7.25-acre forest conservation area on other parts of the campus. The set-aside will be protected in perpetuity.
- The project was granted preliminary approval in 2019 and therefore is not subject to the proposed new tree replacement policies.

RECOMMENDATION

The Commission:

Approves the final site development plans for the addition of a ground-mounted photovoltaic (PV) facility and associated work for the conversion of fuel oil boilers to natural gas at the Federal Law Enforcement Training Center in Cheltenham, Maryland.

Notes the PV facility will accommodate up to 60-percent of the training center's total annual energy consumption and would reduce greenhouse gas contributions to support DHS reduction goals.

Notes the Comprehensive Plan includes policies to reduce fossil fuel-generated energy consumption as well as to prevent net tree loss for projects.

Notes the PV facility will be 12 acres, and DHS and FLETC worked with the Maryland Department of Natural Resources to mitigate the necessary tree removal through replanting and establishment of 7.24 acres of forest conservation on other parts of the campus. This acreage will be added to another 22 acres currently protected at FLETC

Reminds DHS that a master plan for the FLETC-Cheltenham campus should be submitted for the Commission's review as the last time the Commission reviewed the master plan was in 2002.

PROJECT REVIEW TIMELINE

Previous actions	- June 2019 – Preliminary Approval
Remaining actions (anticipated)	– None

PROJECT ANALYSIS

Executive Summary

NCPC staff has evaluated the project regarding the proposed facility siting, goals for increasing use of renewable energy, reducing greenhouse gases, and the mitigation measures necessary from project implementation. The installation will help meet renewable energy directives and DHS's overall sustainability goals while maintaining FLETC's mission of national security. The submission includes information regarding the proposed facility siting decisions, as well as the benefits to energy generation and sustainability. Further, the applicant has complied with the Commission's request to work with Maryland DNR to develop appropriate mitigation for the tree removal. Therefore, staff recommends that the **Commission approve the final site development plans for the addition of a ground-mounted photovoltaic (PV) facility and associated work for the conversion of fuel oil boilers to natural gas at the Federal Law Enforcement Training Center in Cheltenham, Maryland.** The project was granted preliminary approval in 2019, prior to the preparation of the new draft tree replacement policies, and staff will use lessons learned from the project to inform the new tree policies prior to their final adoption.

Analysis

Site and Installation

As noted in other similar projects, the siting of large PV areas requires evaluation of placement, the benefits of the installation, and the potential mitigation measures necessary due to any impacts from the installation. Regarding siting, a number of sizes and types of PV arrays were analyzed, including a smaller, 1-MV, freestanding facility alternative as well as rooftop systems. The applicant has stated that smaller PV arrays would achieve a proportionately smaller reduction in the overall DHS greenhouse gas reduction goals. It would also likely require the construction of another PV facility in another location, with the potential to cause other environmental impacts. From a building maintenance perspective, rooftop panels were rejected due to the life of the roof systems and the potential for penetrations in building housing mission-critical uses. NCPC staff inquired about the use of existing paved areas for the installation. The applicant has indicated that parking areas are relatively small, and large paved areas in portion of the campus are used for training activities and cannot be encumbered by PV installation.

The project site was ultimately selected due to its size and minimal impacts on FLETC mission activities. Other undeveloped sites, including wetlands and forested areas with specimen trees, were dismissed due to the potential for greater impacts. The selected site is currently planted with a tract of pine trees that will be removed. This area was previously cleared and rows of trees were installed in the 1990s. The trees will be harvested as part of the project. The only impervious surface areas would be the two concrete pads, the gravel driveway, and the steel posts. Areas under the panels would remain clear. As such, no impacts to stormwater runoff are anticipated. At its closest point, the PV array would be approximately 250 feet from the nearest residential location. They generally would not be seen from off-site locations given their low vertical profile and the extensive wooded buffer surrounding the property.

Renewable Energy and Sustainability

Executive Order 13834 calls for federal agencies to meet goals for improving energy efficiency, consumption of renewable energy, electricity and potable and non-potable water, and sustainability. The project would assist FLETC and the DHS in meeting their overall sustainability, mission readiness and resiliency goals. FLETC currently has approximately 20 environmental programs, including a Green Purchasing Program, an Energy Conservation Program, a Fleet Management Program, a Hazardous Waste Management Program, a Storm Water Management Program, a Fuel Tank Management Program, a Recycling Program, as well as several others. Each of these programs has been implemented at all FLETC campuses and is under the day-to-day control of an environmental protection specialist.

The proposed PV array will be connected to the existing electrical distribution lines at Cheltenham in order to supplement the facility energy requirements. Preliminary analysis indicates the array would generate around 60% of the Cheltenham's total annual electricity consumption based on historical utility data. In addition, the applicant has indicated that GHG output associated with

project is considerably lower than power generation from combustion of fossil fuels. Carbon dioxide (CO₂) output per kilowatt hour of solar power is anticipated to be 88% lower than coal and 77% less than natural gas. The project therefore is expected to reduce greenhouse gas contributions and support DHS reduction goals. This is consistent with many policies set forth in the Environment Element of the Comprehensive Plan.

Tree Mitigation

As noted previously, approximately 12-acres of forest area will be removed for the project. This has been reduced from 13 acres at preliminary review due to more efficient equipment and layout. While the area was planted and is not original forest, mitigation measures will be undertaken to preserve or replace canopy on the campus. DHS and FLETC worked with the Maryland Department of Natural Resources to mitigate the necessary tree removal through replanting and/or the establishment of 7.24-acres of forest conservation on other parts of the campus. The parties have entered into an agreement for the planting and protection in perpetuity. This is consistent with past practice for the installation. Prior to this project, 22 acres had already been set aside for protection due to previous projects such as the firing range and driver's training track.

Finally, staff notes that FLETC should work with NCPC staff to submit its master plan for review, pursuant to the National Capital Planning Act. An approved master plan will help facilitate and streamline the review process for future projects on the campus. As such, staff recommends the **Commission remind DHS that a master plan for the FLETC-Cheltenham campus should be submitted for the Commission's review as the last time the Commission reviewed the master plan was in 2002.**

CONFORMANCE TO EXISTING PLANS, POLICIES AND RELATED GUIDANCE

Comprehensive Plan for the National Capital

NCPC staff has reviewed this proposal for compliance with relevant guidance and has determined that it is generally consistent with the policies established in the Federal Elements of the *Comprehensive Plan for the National Capital*. In particular, the project is supported by policies in the Federal Environment. The project was approved prior to the preparation of the new draft tree replacement policies, and staff will use lessons learned from the project to inform the new policies prior to their final adoption.

National Historic Preservation Act

The submission includes documentation that the project was reviewed by the Maryland Historic Trust, which made the determination that there are no historic properties affected by this undertaking. For projects outside of the District of Columbia, NCPC does not have a formal Section 106 review responsibility.

National Environmental Policy Act

DHS prepared an EA for purposes of complying with NEPA, resulting in a finding of no significant impact. The EA analyzed one “no build” alternative and the proposed “build” alternative. DHS’ preferred alternative is reflected in the current project submission. The proposed forest conservation plan is a mitigation measure. For projects outside of the District of Columbia, NCPC does not have a formal review responsibility under the National Environmental Policy Act.

CONSULTATION

DHS previously transmitted the project to the Maryland Department of Planning’s project referral clearinghouse, which transmitted the submission to the following agencies: the Maryland Departments of Natural Resources, Transportation, and the Environment; Prince George's County; and the Maryland Department of Planning including the Maryland Historical Trust. The Maryland Department of Transportation and Prince George's County did not have comments. The Maryland Departments of Natural Resources (DNR), and Environment (MDE) provided additional comments for further coordination before and during construction.

ONLINE REFERENCE

The following supporting documents for this project are available online at www.ncpc.gov:

- Project Synopsis

Prepared by Matthew Flis
09/24/2020

POWERPOINT (ATTACHED)

8081 - PROJECT SUMMARY

Project Number/Name: 8081 – United States Department of Homeland Security - Federal Law Enforcement Training Center

Submitting Agency: DHS - FLETC

Project Location: 9000 Commo Road

Requested Action: approval of final site development plans

Review Officer: Matthew Flis

Project Summary:

- Installation of photovoltaic array to cover 60% of installation needs
- Array result in 12 acres of clearing (down from 13 acres)
- FLETC has agreed to a forest conservation plan (FCP) for 7.24 acres of planting

Non-compliance with Previous Actions/Comp Plan Policies/Other agreements:

- Not clear if this would meet new tree replacement guidance, but State of Maryland has agreed to their plan, and the PV array will greatly reduce GHGs for the installation
- Stormwater plans also approved by MDE

Other planning issues:

- None

Applicant/external considerations:

- None

Next Steps/Follow-up Actions

- Prepare EDR

Proposed EDR Framework for Recommendations

- Approve as consent or delegated action

United States Department of Homeland Security - Federal Law Enforcement Training Center

9000 Commo Road, Cheltenham Maryland

Approval of Final Site Development Plans

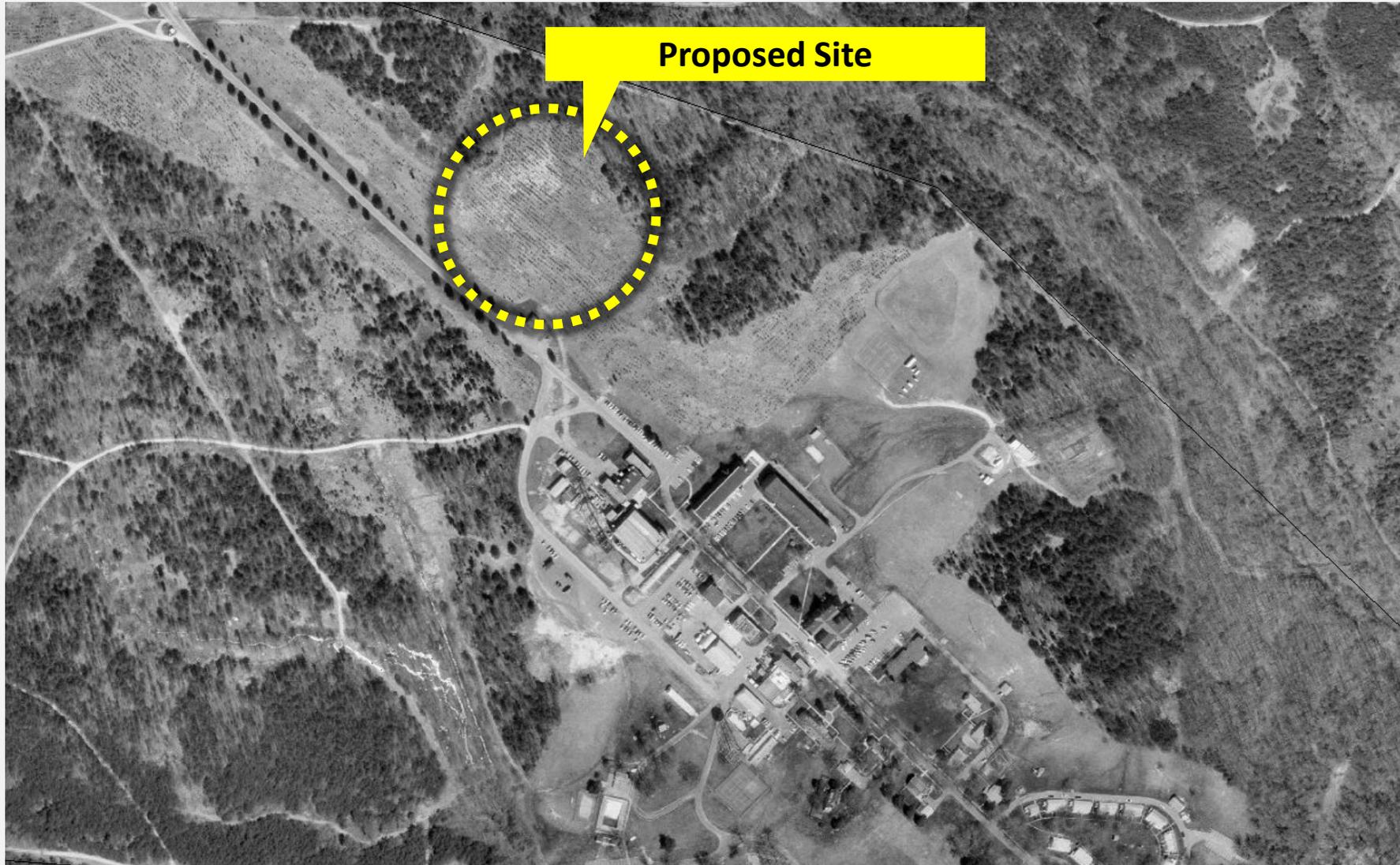
United States Department of Homeland Security

Site Location

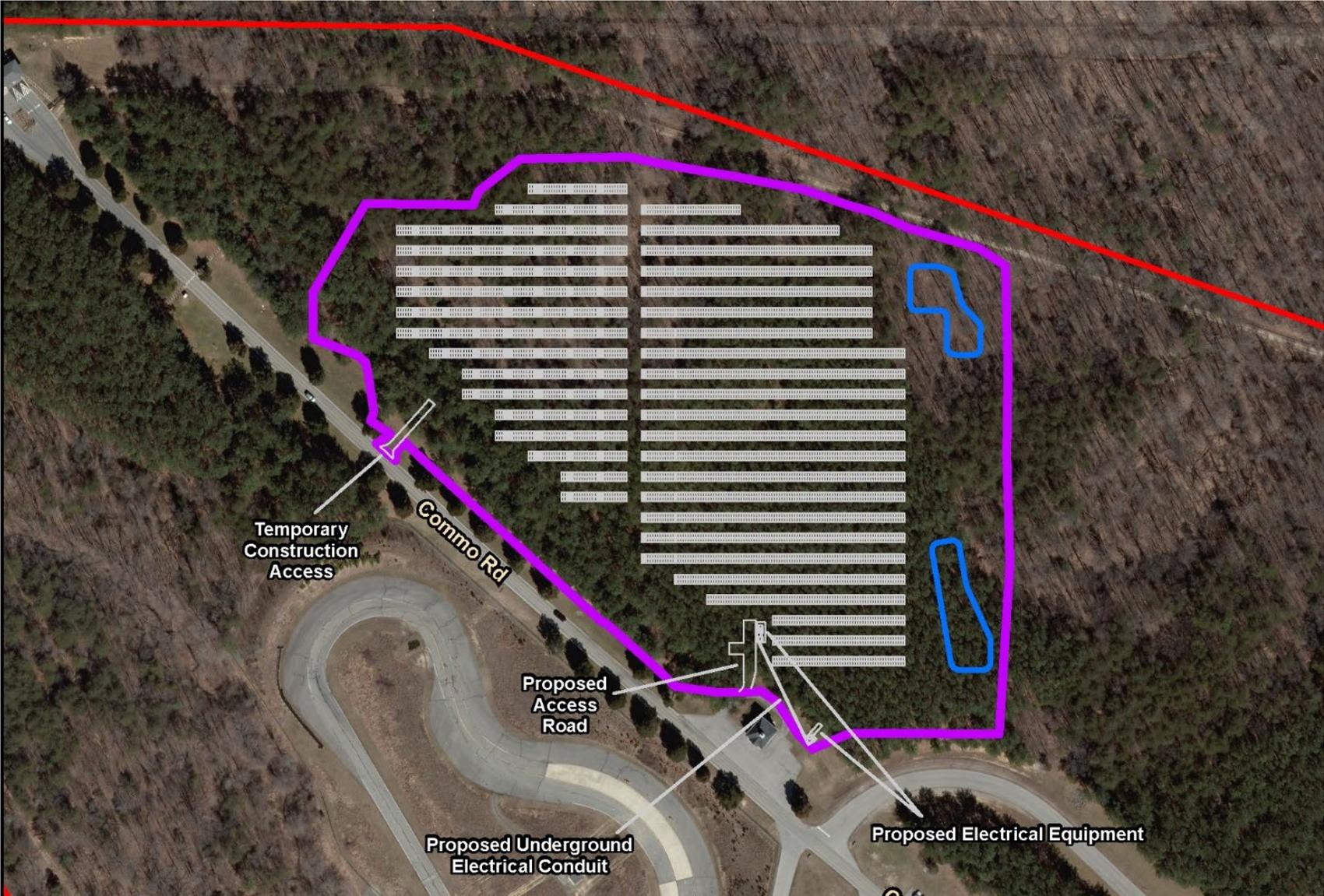


Location Map

Aerial Image of Site – Pre-Planting



Proposed Solar Array



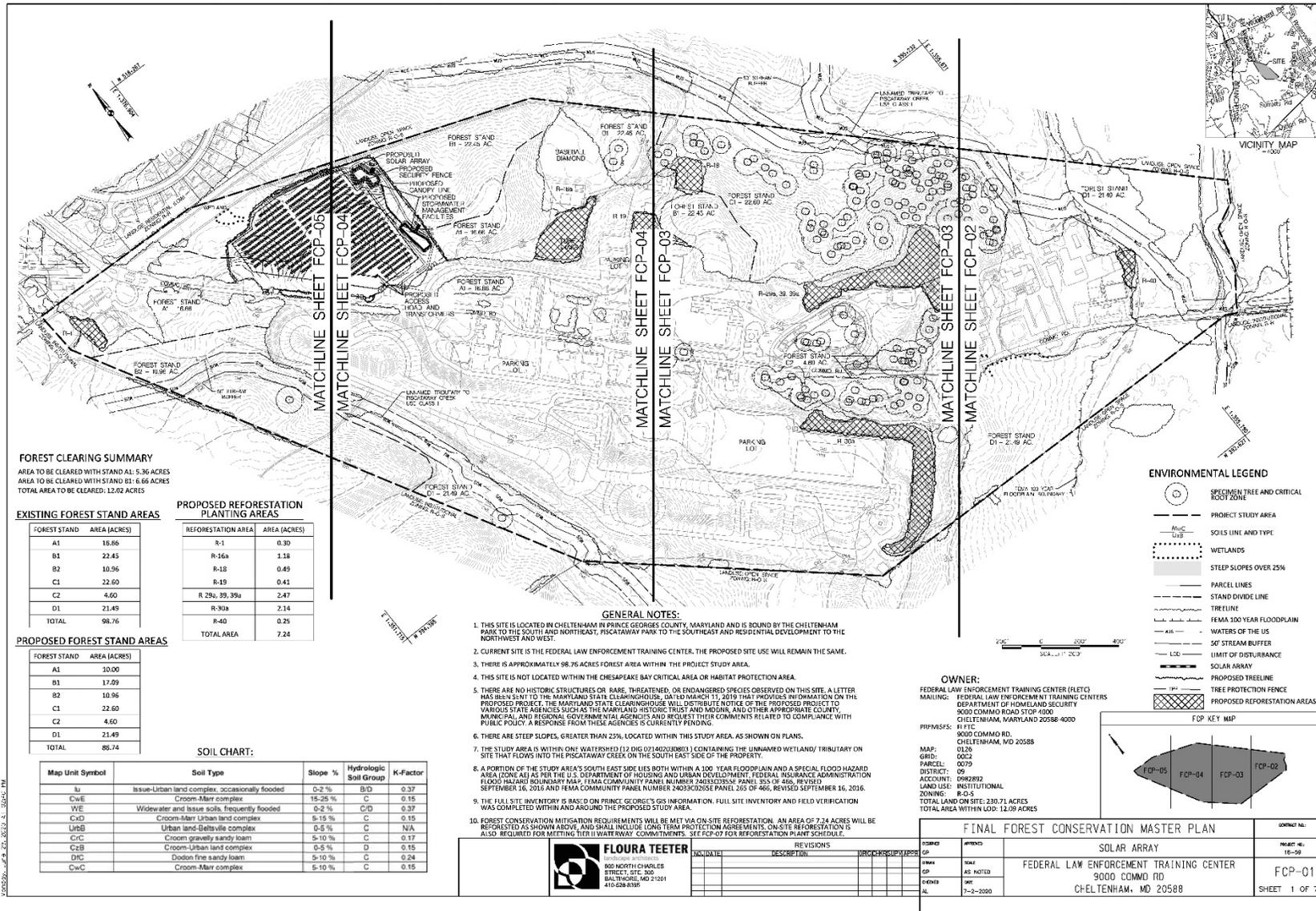
Typical Ground-Mount Solar Modules



Ground Mount Fixed Rack Solar Modules

FLETC Forest Conservation Master Plan

Attachment 2



FOREST CLEARING SUMMARY
 AREA TO BE CLEARED WITH STAND A1: 5.36 ACRES
 AREA TO BE CLEARED WITH STAND B1: 6.66 ACRES
 TOTAL AREA TO BE CLEARED: 12.02 ACRES

EXISTING FOREST STAND AREAS

FOREST STAND	AREA (ACRES)
A1	18.86
B1	22.43
B2	10.96
C1	22.60
C2	4.60
D1	21.49
TOTAL	98.76

PROPOSED REFORESTATION PLANTING AREAS

REFORESTATION AREA	AREA (ACRES)
R-1	0.30
R-16a	1.18
R-18	0.49
R-19	0.41
R-29a, 39, 39a	2.47
R-30a	2.14
R-40	0.25
TOTAL AREA	7.24

PROPOSED FOREST STAND AREAS

FOREST STAND	AREA (ACRES)
A1	10.00
B1	17.09
B2	10.96
C1	22.60
C2	4.60
D1	21.49
TOTAL	86.74

SOIL CHART:

Map Unit Symbol	Soil Type	Slope %	Hydrologic Soil Group	K-Factor
U	Issue-Urban land complex, occasionally flooded	0-2 %	B/D	0.37
CwE	Croom-Marr complex	15-25 %	C	0.15
WE	Widewater and Issue soils, frequently flooded	0-2 %	C/D	0.37
CxD	Croom-Marr Urban land complex	5-15 %	C	0.15
UrbB	Urban land-Beltsville complex	0-5 %	C	N/A
CxG	Croom gravely sandy loam	5-10 %	C	0.17
CxB	Croom Urban land complex	0-5 %	D	0.15
DxG	Dodon fine sandy loam	5-10 %	C	0.24
CwC	Croom-Marr complex	5-10 %	C	0.15

GENERAL NOTES:

- THIS SITE IS LOCATED IN CHELLENHAM IN PRINCE GEORGES COUNTY, MARYLAND AND IS BOUND BY THE CHELLENHAM PARK TO THE SOUTH AND NORTHEAST, PISCATAWAY PARK TO THE SOUTHEAST AND RESIDENTIAL DEVELOPMENT TO THE NORTHWEST AND WEST.
- CURRENT SITE IS THE FEDERAL LAW ENFORCEMENT TRAINING CENTER. THE PROPOSED SITE USE WILL REMAIN THE SAME.
- THERE IS APPROXIMATELY 98.76 ACRES FOREST AREA WITHIN THE PROJECT STUDY AREA.
- THIS SITE IS NOT LOCATED WITHIN THE CHESAPEAKE BAY CRITICAL AREA OR HABITAT PROTECTION AREA.
- THERE ARE NO HISTORIC STRUCTURES OR RARE, THREATENED, OR ENDANGERED SPECIES OBSERVED ON THIS SITE. A LETTER HAS BEEN SENT TO THE MARYLAND STATE CLEARINGHOUSE, ON 10/10/2019 THAT PROVIDES INFORMATION ON THE PROPOSED PROJECT. THE MARYLAND STATE CLEARINGHOUSE WILL DISTRIBUTE NOTICE OF THE PROPOSED PROJECT TO VARIOUS STATE AGENCIES SUCH AS THE MARYLAND HISTORIC TRUST AND MARIETTA AND OTHER APPROPRIATE COUNTY, MUNICIPAL AND REGIONAL GOVERNMENT AGENCIES AND REQUEST THEIR COMMENTS RELATED TO COMPLIANCE WITH PUBLIC POLICY. A RESPONSE FROM THESE AGENCIES IS CURRENTLY PENDING.
- THERE ARE STEEP SLOPES, GREATER THAN 25%, LOCATED WITHIN THIS STUDY AREA, AS SHOWN ON PLANS.
- THE STUDY AREA IS WITHIN ONE WATERSHED (1) DKG 027 ACQUEDUCT 1) CONTAINING THE UNNAMED WETLAND/ TRIBUTARY ON SITE THAT FLOWS INTO THE PISCATAWAY CREEK ON THE SOUTH EAST SIDE OF THE PROPERTY.
- A PORTION OF THE STUDY AREA'S SOUTH EAST SIDE LIES BOTH WITHIN A 100' YEAR FLOODPLAIN AND A SPECIAL FLOOD HAZARD AREA (ZONE AE) AS PER THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, FEDERAL INSURANCE ADMINISTRATION FLOOD HAZARD RISK ANALYSIS (FEMA COMMUNITY PANEL NUMBER 24033C0255E, PANEL 265 OF 466, REVISED SEPTEMBER 16, 2016).
- THE FULL SITE INVENTORY IS BASED ON PRINCE GEORGES'S GIS INFORMATION. FULL SITE INVENTORY AND FIELD VERIFICATION WAS COMPLETED WITHIN AND AROUND THE PROPOSED STUDY AREA.
- FOREST CONSERVATION MITIGATION REQUIREMENTS WILL BE MET VIA ON-SITE REFORESTATION. AN AREA OF 7.24 ACRES WILL BE REFORESTED AS SHOWN ABOVE, AND SHALL INCLUDE LONG TERM PROTECTION AGREEMENTS ON-SITE REFORESTATION IS ALSO REQUIRED FOR MEETING TIER II WATERWAY COMMITMENTS. SEE FCP-07 FOR REFORESTATION PLANT SCHEDULE.

ENVIRONMENTAL LEGEND

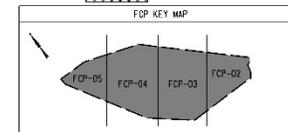
- SPECIMEN TREE AND CRITICAL ROOT ZONE
- PROJECT STUDY AREA
- SOILS LINE AND TYPE
- WETLANDS
- STEEP SLOPES OVER 25%
- PARCEL LINES
- STAND DIVIDE LINE
- TREELINE
- FEMA 100 YEAR FLOODPLAIN
- WATERS OF THE US
- 50' STREAM BUFFER
- LIMIT OF DISTURBANCE
- SOLAR ARRAY
- TREE PROTECTION FENCE
- PROPOSED REFORESTATION AREAS

OWNER:

FEDERAL LAW ENFORCEMENT TRAINING CENTER (FLETC)
 MAILING: FEDERAL LAW ENFORCEMENT TRAINING CENTERS
 DEPARTMENT OF HOMELAND SECURITY
 9000 COMMO ROAD STOP 4000
 CHELLENHAM, MARYLAND 20688-4000

PREPARED BY:

FLETC
 9000 COMMO RD.
 CHELLENHAM, MD 20688
 MAPS: 0126
 0022
 PARCELL: 0079
 DISTRICT: 09
 ACCOUNT: D98282
 LAND USE: INSTITUTIONAL
 ZONING: R-O-5
 TOTAL LAND ON SITE: 230.71 ACRES
 TOTAL AREA WITHIN LDD: 12.02 ACRES



FINAL FOREST CONSERVATION MASTER PLAN

ISSUED	APPROVED	SOLAR ARRAY	DATE
GP	GP	FEDERAL LAW ENFORCEMENT TRAINING CENTER	16-59
PREP	AS NOTED	9000 COMMO RD	FCP-01
CHDR	9/1	CHELLENHAM, MD 20588	SHEET 1 OF 7
AL	7-2-2020		

FLORA TEETER
 800 NORTH CHARLES STREET, SUITE 300
 BALTIMORE, MD 21201
 410-628-8398

NO.	DATE	DESCRIPTION	PREPARED BY	APPROVED BY

Forest Conservation Mitigation Areas



Forest Planting and Maintenance Agreement

Forest Planting and Maintenance Agreement Department of Natural Resources - Forest Service

This Forest Planting and Maintenance Agreement ("Agreement"), made by and between Federal Law Enforcement Training Centers (FLETC) hereinafter referred to as "Applicant" and the Maryland Department of Natural Resources, hereinafter referred to as "State".

Whereas, Applicant has elected to engage in a regulated activity as defined by Natural Resources Article 5-1601 et seq., Annotated Code of Maryland, as implemented in COMAR Title 8, Subtitle 19 (Forest Conservation) on certain property located in Prince George's County (hereinafter referred to as "Site") and more particularly described as follows:

Property Owner: Department of Homeland Security/FLETC

Property Address: 9000 Conno Road; Cheltenham, MD 20588

Acres: 7.24 Acres (Made up of 9 Areas – Final FCA and Tier II Mitigation, FLETC – Cheltenham EA, dated 6/24/2020, (attachment 1))

Whereas, pursuant to the provisions of COMAR Title 8, Subtitle 19, the Applicant has submitted and the State has approved a Final Forest Conservation Plan, FCCP #S19-12, which is hereby made a part of this Agreement and which provides for the forest retention, reforestation or afforestation required as a condition of approval of Applicant's regulated activity; and

Whereas, Applicant is prepared to plant and thereafter to maintain, manage and monitor for a minimum of two years the required reforestation of afforestation in accordance with the subject Forest Conservation Plan.

Now, therefore, in consideration of the foregoing promises and the mutual covenants and agreements hereinafter expressed, the parties hereto agree as follows:

1. Applicant Planting and Maintenance.
 - A. Applicant hereby covenants and agrees, at its sole cost and expense, to provide, plant, maintain, manage and monitor the reforestation or afforestation plantings and to preserve the forest conservation areas as required by COMAR Title 8, Subtitle 19, the Plan and the Manual in a manner which ensures the protection and satisfactory establishment of the planted material, including reinforcement planting if survival rates fall below the standard set forth in the Manual. (These obligations of the Applicant are collectively referred to as the "Work".)
 - B. Applicant shall complete the plantings in a timely manner, in accordance with the Plan, and shall monitor and maintain said plantings for a minimum period of two (2) years after the date or certification by Applicant's designated qualified professional, hereinafter identified, that all required afforestation and reforestation plantings have been installed as required, provided that the two (2) year period may be extended at the State's discretion in the event replacement plantings are required to ensure the required survival rate.
2. Forest Conservation Area. The area designated for forest retention, reforestation or afforestation (the Forest Retention Area) is designated on the referenced drawing, Final FCA and Tier II Mitigation, FLETC – Cheltenham EA, dated 6/24/2020, (attachment 1). These areas will be mapped in MD DNR's geographic information system (GIS) and will be available as a historical record.
3. Commencement of the Work. Applicant agrees that the Work shall not begin until the following has occurred:
 - A. All agreements have been executed and all Plans have been approved by the State for the Site wherein the Forest Retention Area is located.
 - B. Notice has been provided of the starting date to the Department of Natural Resources - Forest Service at:

Maryland Department of Natural Resources
Attention: Forest Conservation Coordinator
Forest Service
580 Taylor Ave E-1
Annapolis, MD 21401
(410) 260-8511
4. Certificate of Completion. Applicant shall provide the State with a written certification executed by Applicant's Consultant ("Certificate of Completion") when the reforestation and afforestation plantings required by the Plan have been installed and the appropriate protective measures have been put in place for these plantings and for the forest retention areas.

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5. Protection and Maintenance. After the issuance of the Certificate of Completion, Applicant shall perform all tasks necessary to maintain and protect the Forest Retention Area for the duration of this Agreement in accordance with COMAR Title 8, Subtitle 19, the Plan, the Manual and the terms of this Agreement. The protection and maintenance hereunder shall be as delineated in the Plan and Manual and include, but are not limited to planting species or approved cultivars native to the physiographic region of the State and compatible with the existing site; watering, fertilizing, mulching, thinning, replacement of damaged or dead plant materials, controlling competing vegetation, and protecting plants from disease, pests and mechanical injury during the initial planting and throughout the two-year maintenance period as necessary; providing protective devices such as fencing, retainer walls and interpretive signs as necessary to prevent the destruction or degradation of the planting site.
6. Inspection.
 - A. The FLETC will inspect the Forest Retention Area at the beginning and end of each growing season during the term of this 2-year Agreement and shall, within thirty (30) days after each inspection, provide to the State an inspection report which identifies particular problems, sets forth the survival rates, and specifies remedial actions necessary to correct existing problems.
 - B. The State shall inspect the Forest Retention Area to the extent it deems necessary during the period of the Agreement to ensure that the Work is being performed in accordance with the requirements of this Agreement. FLETC Cheltenham is a secure facility and will require approval and a background check prior to entrance.
7. General Provision:
 - A. Applicant agrees the necessity and requirement for the performance of the Work which is the subject of this Agreement.
 - B. Any assignment or pledge of this Agreement must be assented to, in writing, by the State prior to such assignment or pledge; otherwise, said assignment or pledge shall be invalid.
 - C. The areas referenced by drawing, Final FCA and Tier II Mitigation, FLETC – Cheltenham EA, dated 6/24/2020 (attachment 1), are the Forest Conservation Act (FCA) mitigation areas and will remain undisturbed and free of construction activity.
8. Attachment 1 - Final FCA and Tier II Mitigation, FLETC – Cheltenham EA, dated 6/24/2020

The parties have executed this Agreement:

APPROVED AND AGREED TO:

Applicant – Federal Law Enforcement Training Centers
Bryan R. Lemons
Assistant Director
Mission and Readiness Support Directorate

Department of Natural Resources - Forest Service


Name and Title: KEVNETA W. JOLLY, ACTING DIRECTOR
8-5-2020
Date

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