



**US Army Corps
of Engineers®**
Philadelphia District

News Release

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— FOR IMMEDIATE RELEASE —

Army Corps announces resolution of Cutler Group permit violation via donation to Montgomery County Lands Trust

PHILADELPHIA (Nov. 20, 2007): The U.S. Army Corps of Engineers, Philadelphia District today announced it has resolved a Clean Water Act Section 404 violation with the David Cutler Group concerning the Cutler Group's "Montgomery Walk" residential development currently under construction at the corner of Route 309 and Hartman Road in Montgomery County, Pennsylvania.

The Corps had issued a Section 404 permit to the Cutler Group in June, 2007 allowing for the limited crossing of streams and wetlands located on the project site. Under the terms of the permit, The Cutler Group was not allowed to start any work in streams and wetlands until a deed restriction had been approved and recorded that would protect the remaining undisturbed streams and wetlands from any future development.

The Cutler Group violated this permit condition by starting work without having the requisite deed restriction approval. The Cutler Group has agreed to resolve the violation by donating \$70,000 to the Montgomery County Lands Trust. The money will be utilized to protect waters and wetlands in Montgomery, Bucks, and Chester County. The Cutler Group must still file the required deed restriction before it can recommence work in streams and wetlands.

Under Section 404 of the Clean Water Act, The Corps is responsible for monitoring permit compliance and taking appropriate enforcement action in response to violations.