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INDEPENDENT REGULATORY REVIEW COMMISSION
333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

October 7, 2004

Honorable Kathleen A. McGinty, Chairperson
Environmental Quality Board
Rachel Carson State Office Building
400 Market Street, 16th Floor
Harrisburg, PA 17101

Re: Regulation #7-380 (IRRC #2348)
Environmental Quality Board
Stream Redesignations (Brushy Meadow Creek, *et al.*)

Dear Chairperson McGinty:

The Independent Regulatory Review Commission approved the subject regulation today. Our Order is enclosed and will be available on our website at www.irrc.state.pa.us.

We appreciate the joint effort that went into producing a regulation that meets the criteria and intent of the Regulatory Review Act.

Sincerely,

John R. McGinley, Jr.

Chairman

evp

Enclosure

cc: Honorable William F. Adolph, Jr., Majority Chairman, House Environmental Resources and Energy Committee
Honorable Camille George, Democratic Chairman, House Environmental Resources and Energy Committee
Honorable Mary Jo White, Chairman, Senate Environmental Resources and Energy Committee
Honorable Raphael J. Musto, Minority Chairman, Senate Environmental Resources and Energy Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held October 7, 2004

John R. McGinley, Jr., Esq., Chairman
Alvin C. Bush, Vice Chairman
Daniel F. Clark, Esq.
Arthur Coccodrilli
Murray Ufberg, Esq.

Regulation No. 7-380
Environmental Quality Board
Stream Redesignations (Brushy
Meadow Creek, *et al.*)

On August 13, 2003, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapter 93. The proposed regulation was published in the August 23, 2003 *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on September 2, 2004.

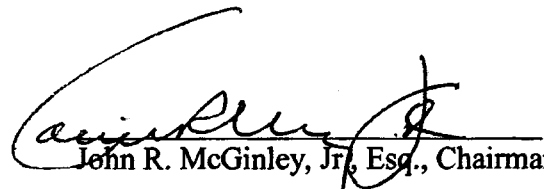
This regulation updates, corrects and clarifies the listings for 36 stream segments. These redesignations are based on evaluations conducted by the Department of Environmental Protection and Pennsylvania Fish and Boat Commission. Four stream segments are redesignated as Exceptional Value.

We have determined this regulation is consistent with the statutory authority of the Board (35 P.S. §§ 691.5 and 691.402) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

BY ORDER OF THE COMMISSION:

This regulation is approved.




John R. McGinley, Jr., Esq., Chairman