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DEC 7 REC'D

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Sent: Monday, November 30, 2009 8:47 AM
To: EP, RegComments
Subject: 102 Comments from Chester County

INDEPENDENT REGULATORY
REVIEW COMMISSION

Here are comments from Chester County.

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25 PA Code Chapter 102 Comments

102.4(b)(5) *The E & S Plan must contain drawings and narrative which describe the following:*

This section does not include environmental due diligence. All soil and groundwater samples that were analyzed as part of the applicant's environmental due diligence should be reflected on the E & S Plan drawing.

102.8(f).... *PCSM Plans must contain at a minimum the following:*

This section does not include environmental due diligence. All soil and groundwater samples that were analyzed as part of the applicant's environmental due diligence should be reflected on the PCSM Plan drawing.

102.15(c)(1) *All persons seeking coverage under permit-by-rule must first schedule a presubmission meeting with the Department or the conservation district prior to submitting a ROC. The meeting shall also be...*

This section does not include environmental due diligence. All soil and groundwater samples that were analyzed as part of the applicant's environmental due diligence should be reflected on the site location map.

102.15(c)(1)(i)(A) *At the presubmission meeting (for a PBR), the registrant must provide: ...*

Please include "including any impairments due to sediment or stormwater." If the receiving water is impaired due to sediment or stormwater, this will place more requirements on the discharge(s) from the project and should be known at the resubmission meeting.

102.15(c)(2)(ii) *When the project site contains, is along, or within 100 feet of a river, stream, creek, lake, pond, or reservoir, the registrant shall: Establish new or preserve existing riparian forest buffers at least 150 feet in width between the top of stream bank or normal pool elevation of a lake, pond....*

Please provide an accessible reference to determine impaired watershed- Chapter 303 (d)

102.15 (d)(2)(i)(H) ... *The contents of every public notice must include the following: The existing or designated use of receiving surface water pursuant to Chapter 93...*

Please include "including any impairments due to sediment or stormwater."