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INDEPENDENT REGULATORY
REVIEW COMMISSION

NOV 30 2005

Environmental Quality Board
P.O. Box 8477
Harrisburg, PA 17105-8477
regcomments@state.pa.us

ENVIRONMENTAL QUALITY BOARD

RE: PROPOSED RULEMAKING on 25 PA. CODE CH. 102: Erosion and Sediment Control and Stormwater Management

Pennsylvania has over 83,000 miles of streams. This is an important resource and we need to protect it! We need a mandatory stream buffers program, not a voluntary one. It is also why DEP should not eliminate technical review of stormwater plans. Without review by the state and without opportunities for public comment, stormwater management will get worse, not better. Pennsylvania's streams cannot afford more pollution and runoff, and we cannot afford increased flooding and drinking water treatment costs.

We applaud DEP for requiring forested buffers on exceptional value streams, but we need to require forested buffers of at least 100 feet on both sides of every stream in our state. We also need 150 foot buffers on small headwater streams and 300 foot buffers on Exceptional Value and High Quality streams. Forested Buffers are good for the environment and the economy. These buffers will reduce pollution of our streams, limit erosion of stream banks, improve habitat for fish and keep streams cooler. They will also increase property values for nearby properties, and cut stormwater management costs and drinking water treatment costs. And they will reduce damage from flooding, which costs taxpayers at least \$6 billion a year.

Many municipalities in Pennsylvania already require at least a 100 foot buffer, demonstrating that environmental improvements can be achieved without economic burdens.

DEP should also continue to actively review stormwater plans to insure that they meet the standards of the Clean Water Act and do not degrade the quality of the streams of the Commonwealth. An expedited permit review process, like the new "permit-by-rule" (PBR) program being proposed, puts rivers and streams at risk, is poor policy, and violates core requirements of the Clean Water Act. Of particular concern is the fact that the PBR would apply in High Quality and Impaired watersheds. These watersheds require special protections to ensure that water quality is protected and maintained. Those special protections cannot be ensured through an expedited permit review process.

Please ensure the safety and quality of our streams and drinking water in Pennsylvania by creating a 100 foot forested buffer for streams and eliminating the proposed PBR program.

Sincerely,



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