



House of Representatives  
COMMONWEALTH OF PENNSYLVANIA  
HARRISBURG

SCOTT E. HUTCHINSON, MEMBER  
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SECRETARY'S OFFICE

MAR 26 2010

DEPARTMENT OF  
ENVIRONMENTAL PROTECTION

2802

March 24, 2010

Mr. John Hanger  
Secretary  
Pennsylvania Department of Environmental Protection  
16<sup>th</sup> floor, Rachael Carson State Office Building  
400 Market Street  
Harrisburg, Pennsylvania 17120

Dear Secretary Hanger:

We write to you today regarding the proposed rulemaking regarding the regulation of Outdoor Wood-Fired Boilers (OWB's). You have undoubtedly been apprised of the significant number of comments submitted to the department about this regulation, especially those from rural Pennsylvanian's, indicating their opposition to this proposal.

In addition to the comments supplied by thousands of Pennsylvanian's the Independent Regulatory Commission (IRRC) has also provided their comments. In the comments submitted to the department on March 15, 2010, the IRRC offered the following:

*"Given the number of legitimate points raised by opponents and proponents of the rulemaking, the different effects it will have on rural citizens of the Commonwealth compared to urban citizens of the Commonwealth, and the amount of interest expressed by members of the General assembly, we suggest the regulation of OWB's on a statewide scale is a policy decision of such a substantial nature that it requires legislative review. Striking an appropriate balance between regulation and non-regulation on a statewide scale is an issue that should be addressed by the General Assembly. Since regulations have the full force and effect of law, we believe that any decisions pertaining to the use of OWB's should be made by the elected officials of the legislative branch of government that represent all geographic regions of the Commonwealth."*

We could not agree more, the decision to regulate the use of these systems, should be made by the legislature, or at the very least be within the purview of local governments to decide. Given the IRRC's comments, and those of many other residents of this Commonwealth, we strongly urge the Department of Environmental Protection to withdraw this regulation from further consideration.

We appreciate the opportunity to offer this input to the department. We look forward to hearing from you soon regarding the disposition of this proposed regulation.

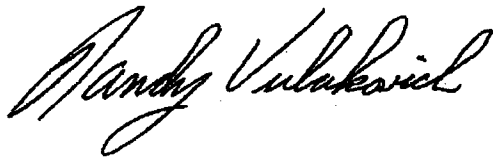
Sincerely,

Scott E. Hutchinson  
PA State Representative  
64<sup>th</sup> District - Venango & Butler Counties

INDEPENDENT REGULATORY  
COMMISSION

2010 MAR 31 PM 4:11

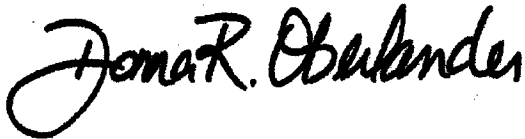
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Donna Oberlander  
PA State Representative  
63<sup>rd</sup> Legislative District



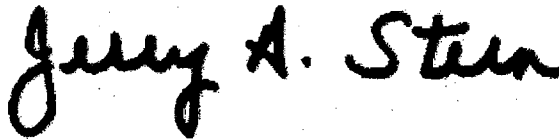
Garth Everett  
PA State Representative  
84<sup>th</sup> Legislative District



Curt Sonney  
PA State Representative  
4<sup>th</sup> Legislative District



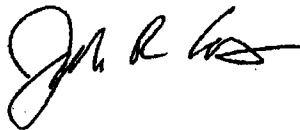
Matt Gabler  
PA State Representative  
75<sup>th</sup> Legislative District



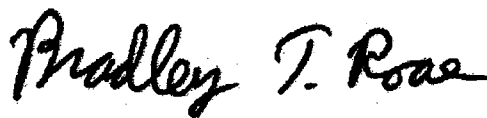
Jerry Stern  
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80<sup>th</sup> Legislative District



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5<sup>th</sup> Legislative District



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