

FEB 18 2010

INDEPENDENT REGULATORY  
REVIEW COMMISSION

**From:** Frank Ogoreuc [fogoreuc@earthlink.net]  
**Sent:** Wednesday, February 10, 2010 8:23 PM  
**To:** EP, RegComments  
**Subject:** Comments - Proposed Rulemaking (25 PA. Code Chs. 121 & 123) Outdoor Wood-Fired Boilers  
**Attachments:** Request for Action.pdf

Dear Environmental Quality Board:

I have been working with my Township concerning the installation and use of Outdoor Wood Boilers (OWB) since early in 2007. As of this writing, Upper Mount Bethel Township in Northampton County, PA is still in the process of drafting an ordinance. At the very least the wheels of progress are turning slowly here. Many of the parts of the PA DEP draft ordinance regulating Outdoor Wood-Fired Boilers are being considered. I am part of a sub-committee of six (6), of which five (5) individuals own Outdoor Wood Boilers and myself that has been negatively impacted by a neighbor's installation. My initial involvement with the township began with the negative impact to my family's health (respiratory and lungs problems) from the smoke generated by their device. The smoke was so extensive, that our smoke detector in our house has gone off on two occasions, and our house is located approximately 150' from the boiler. In a separate incident over the July 4<sup>th</sup> weekend in 2008, the temperature was in the 80's and the smell and smoke from this unit was so bad that we could not sit outside in our own backyard to enjoy the day.

Therefore, I along with my neighbors support regulations that restrict placement, emissions, burn periods, and the type of materials that can be burned in these units. During my involvement with the township on this subject, I contacted twelve (12) neighboring residences, four (4) that stated they have not been affected by an OWB and eight (8) that stated they have been at sometime affected by an OWB. Of the twelve, all were in favor of some type of regulation on OWB's and only one did not agree with the time period limiting a burn period (see attached Request for Action forms). All others agreed with the following:

- Stack Height Requirements for new and existing OWB's (PA DEP Sect, VI.4 & VI.5)
- Description of clean wood and prohibited fuels (PA DEP Sec. VI.6 & VI.7)
- Permit requirements with placement distances
- A calendar burn period limited to the days between October 1<sup>st</sup> till April 30<sup>th</sup>
- Limiting smoke emissions to three (3) minutes in a thirty 30-minute period (NJAC 7:27-3)
- Any major repair or replacement must meet current regulations.

This is a growing and important issue for residents in the northeastern part of PA. Regulation is needed to protect our air quality and to protect the rights of our residents from negative health effects, the ability to enjoy the outdoors of the property they own, and to avoid any nuisance factors created by these devices.

I hope this information is of help, and I would be glad to answer any additional questions or to provide additional supporting information that may be required.

Sincerely,

Frank E. Ogoreuc  
111 Cross Hill Drive  
Bangor, PA 18013

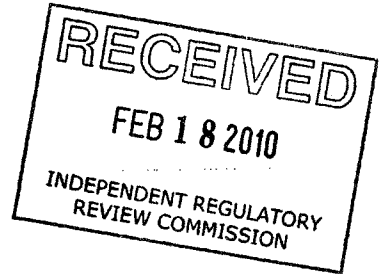
UPPER MOUNT BETHEL TOWNSHIP

2802

387 Ye Olde Highway  
P.O. Box 520, Mt. Bethel, PA 18343

• REQUEST FOR ACTION \*

Date of Request: May 16, 2009  
Your Name: William and Sheelagh Cahill  
Your Address: 63 Crosshill Dr.  
City, State, Zip: Bangor, PA 18013  
Telephone Number: (Day) 610-588-7291  
(Night) \_\_\_\_\_



• Request For Action \*

- Narrative of Request for action and exact location of request

As indicated below and on the back of this form, I am requesting Upper  
Mount Bethel Township Supervisors to take action in passing an Ordinance  
that includes the indicated items listed on the back of this document, as  
well as, sections noted with <sup>in</sup> the Draft PA DEP Model Air Pollution Control  
Ordinance Outdoor Wood-Fired Boiler (one document provided for all submissions).

*sc* WC I am currently or previously been affected by an OWB or similar device.

I have not been affected by an OWB, but wish to have these and/or  
similar devises regulated by an Ordinance in UMBT that include the  
indicated items on this form.

Applicants Signature: William T. Cahill  
Sheelagh M. Cahill  
For Official Use Only:

Department: \_\_\_\_\_ Date: \_\_\_\_\_

Resolution: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signed By: \_\_\_\_\_

Sc WC

Include PA DEP model Ord. Sections VI.4 and VI.5 - Stack Height Requirements for New and Existing OWB and similar devices.

Sc WC

Include PA DEP model Ord. Sections VI.6 and VI.7 – Describing clean wood and Prohibited Fuels.

Sc WC

Include permit requirements with placement distances from property line and minimum acreage requirements that are not less than what was discussed in the 27 April 2009 Supervisors Work Session.

Sc WC

Include a calendar time period of when the appliances may be used similar to the ordinances in Washington Township, and Bangor Borough which is between October 1 and April 30.

Sc WC

Include restrictions on smoke emissions, and adopt a compliance measure of producing no smoke, except for three 3 minutes in a 30-minute period (NJAC 7:27-3).

Sc WC

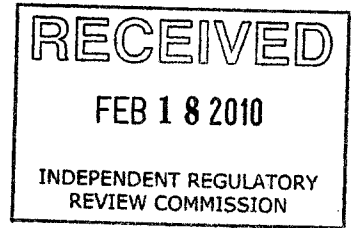
Include in the Ordinance that any major repair to, or replacement of an existing OWB, will not continue to be grandfathered, and a new permit must be obtained and the device must meet all existing conditions in the Ordinance.

UPPER MOUNT BETHEL TOWNSHIP

387 Ye Olde Highway  
P.O. Box 520, Mt. Bethel, PA 18343

2802

• REQUEST FOR ACTION \*



Date of Request: May 16, 2009

Your Name: ALFONSO GIOVANNINI

Your Address: 57 CROSS HILL DRIVE

City, State, Zip Bangor, PA 18013

Telephone Number: (Day) 610-588-3529

(Night) same

• Request For Action \*

• Narrative of Request for action and exact location of request

As indicated below and on the back of this form, I am requesting Upper  
Mount Bethel Township Supervisors to take action in passing an Ordinance  
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well as, sections noted with<sup>in</sup> the Draft PA DEP Model Air Pollution Control  
Ordinance Outdoor Wood-Fired Boiler (one document provided for all submissions).

I am currently or previously been affected by an OWB or similar device.

~~0~~ I have not been affected by an OWB, but wish to have these and/or  
similar devices regulated by an Ordinance in UMBT that include the  
indicated items on this form.

Applicants Signature: Alfonso Giovannini

For Official Use Only:

Department: \_\_\_\_\_ Date: \_\_\_\_\_

Resolution: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Signed By: \_\_\_\_\_

Q.H.

Include PA DEP model Ord. Sections VI.4 and VI.5 - Stack Height Requirements for New and Existing OWB and similar devices.

Q.H.

Include PA DEP model Ord. Sections VI.6 and VI.7 - Describing clean wood and Prohibited Fuels.

Q.H.

Include permit requirements with placement distances from property line and minimum acreage requirements that are not less than what was discussed in the 27 April 2009 Supervisors Work Session.

Q.H.

Include a calendar time period of when the appliances may be used similar to the ordinances in Washington Township, and Bangor Borough which is between October 1 and April 30.

Q.H.

Include restrictions on smoke emissions, and adopt a compliance measure of producing no smoke, except for three 3 minutes in a 30-minute period (NJAC 7:27-3).

Q.H.

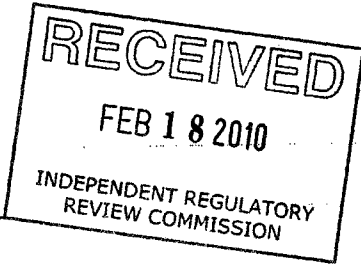
Include in the Ordinance that any major repair to, or replacement of an existing OWB, will not continue to be grandfathered, and a new permit must be obtained and the device must meet all existing conditions in the Ordinance.

UPPER MOUNT BETHEL TOWNSHIP

387 Ye Olde Highway  
P.O. Box 520, Mt. Bethel, PA 18343

2802

• REQUEST FOR ACTION \*



Date of Request: May 16, 2009

Your Name: Dale & Cindi Wilson

Your Address: 45 Crosshill Dr

City, State, Zip Bangor, PA 18013

Telephone Number: (Day) 610.588.3699  
(Night) SAME

• Request For Action \*

- Narrative of Request for action and exact location of request

As indicated below and on the back of this form, I am requesting Upper Mount Bethel Township Supervisors to take action in passing an Ordinance that includes the indicated items listed on the back of this document, as well as, sections noted with <sup>in</sup> the Draft PA DEP Model Air Pollution Control Ordinance Outdoor Wood-Fired Boiler (one document provided for all submissions).

I am currently or previously been affected by an OWB or similar device.

OWB  I have not been affected by an OWB, but wish to have these and/or similar devices regulated by an Ordinance in UMBT that include the indicated items on this form.

Applicants Signature: *Dale & Cindi Wilson*

For Official Use Only:

Department: \_\_\_\_\_ Date: \_\_\_\_\_

Resolution: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signed By: \_\_\_\_\_

CPW

Include PA DEP model Ord. Sections VI.4 and VI.5 - Stack Height Requirements for New and Existing OWB and similar devices.

CPW

Include PA DEP model Ord. Sections VI.6 and VI.7 - Describing clean wood and Prohibited Fuels.

CPW

Include permit requirements with placement distances from property line and minimum acreage requirements that are not less than what was discussed in the 27 April 2009 Supervisors Work Session.

CPW

Include a calendar time period of when the appliances may be used similar to the ordinances in Washington Township, and Bangor Borough which is between October 1 and April 30.

CPW

Include restrictions on smoke emissions, and adopt a compliance measure of producing no smoke, except for three 3 minutes in a 30-minute period (NJAC 7:27-3).

CPW

Include in the Ordinance that any major repair to, or replacement of an existing OWB, will not continue to be grandfathered, and a new permit must be obtained and the device must meet all existing conditions in the Ordinance.



UPPER MOUNT BETHEL TOWNSHIP

387 Ye Olde Highway  
P.O. Box 520, Mt. Bethel, PA 18343

2802

• REQUEST FOR ACTION \*



Date of Request: May, 2009

Your Name: Alan + Nancy Bischoff

Your Address: 135 CROSS HILL DR

City, State, Zip Bangor, PA 18013

Telephone Number: (Day) 610 588 8478

(Night) \_\_\_\_\_

• Request For Action \*

- Narrative of Request for action and exact location of request

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*NS* *NB* I am currently or previously been affected by an OWB or similar device.

I have not been affected by an OWB, but wish to have these and/or similar devices regulated by an Ordinance in UMBT that include the indicated items on this form.

Applicants Signature: Alan Bischoff Nancy Bischoff

For Official Use Only:

Department: \_\_\_\_\_ Date: \_\_\_\_\_

Resolution: \_\_\_\_\_

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Signed By: \_\_\_\_\_

2013 Include PA DEP model Ord. Sections VI.4 and VI.5 - Stack Height Requirements for New and Existing OWB and similar devices.

2013 Include PA DEP model Ord. Sections VI.6 and VI.7 - Describing clean wood and Prohibited Fuels.

2013 Include permit requirements with placement distances from property line and minimum acreage requirements that are not less than what was discussed in the 27 April 2009 Supervisors Work Session.

2013 Include a calendar time period of when the appliances may be used similar to the ordinances in Washington Township, and Bangor Borough which is between October 1 and April 30.

2013 Include restrictions on smoke emissions, and adopt a compliance measure of producing no smoke, except for three 3 minutes in a 30-minute period (NJAC 7:27-3).

2013 Include in the Ordinance that any major repair to, or replacement of an existing OWB, will not continue to be grandfathered, and a new permit must be obtained and the device must meet all existing conditions in the Ordinance.

UPPER MOUNT BETHEL TOWNSHIP

387 Ye Olde Highway  
P.O. Box 520, Mt. Bethel, PA 18343

2802

• REQUEST FOR ACTION \*

Date of Request: May 17, 2009

Your Name: J.W. Harrison

Your Address: 1123 Sunset Drive

City, State, Zip Bangor, PA 18013

Telephone Number: (Day) 610-599-0988

(Night) \_\_\_\_\_



• Request For Action \*

- Narrative of Request for action and exact location of request

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I am currently or previously been affected by an OWB or similar device.

~~First~~ I have not been affected by an OWB, but wish to have these and/or similar devices regulated by an Ordinance in UMBT that include the indicated items on this form.

Applicants Signature: J.W. Harrison

For Official Use Only:

Department: \_\_\_\_\_ Date: \_\_\_\_\_

Resolution: \_\_\_\_\_

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\_\_\_\_\_

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Signed By: \_\_\_\_\_

SWH Include PA DEP model Ord. Sections VI.4 and VI.5 - Stack Height Requirements for New and Existing OWB and similar devices.

SWH Include PA DEP model Ord. Sections VI.6 and VI.7 -- Describing clean wood and Prohibited Fuels.

SWH Include permit requirements with placement distances from property line and minimum acreage requirements that are not less than what was discussed in the 27 April 2009 Supervisors Work Session.

\_\_\_\_\_ Include a calendar time period of when the appliances may be used similar to the ordinances in Washington Township, and Bangor Borough which is between October 1 and April 30.

SWH Include restrictions on smoke emissions, and adopt a compliance measure of producing no smoke, except for three 3 minutes in a 30-minute period (NJAC 7:27-3).

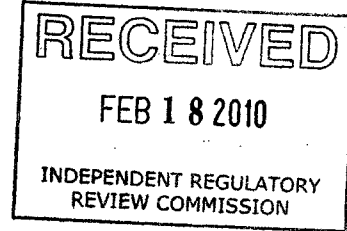
SWH Include in the Ordinance that any major repair to, or replacement of an existing OWB, will not continue to be grandfathered, and a new permit must be obtained and the device must meet all existing conditions in the Ordinance.

UPPER MOUNT BETHEL TOWNSHIP

387 Ye Olde Highway  
P.O. Box 520, Mt. Bethel, PA 18343

2802

• REQUEST FOR ACTION \*



Date of Request: May 16, 2009

Your Name: KATHI & FRANK OGOREAC

Your Address: 111 CROSS HILL DRIVE

City, State, Zip Bangor, PA 18013

Telephone Number: (Day) 908-689-3777

(Night) 610-588-1002

• Request For Action \*

• Narrative of Request for action and exact location of request

As indicated below and on the back of this form, I am requesting Upper  
Mount Bethel Township Supervisors to take action in passing an Ordinance  
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I am currently or previously been affected by an OWB or similar device.

I have not been affected by an OWB, but wish to have these and/or  
similar devises regulated by an Ordinance in UMBT that include the  
indicated items on this form.

Applicants Signature: Kathi & Frank Ogoreac

For Official Use Only:

Department: \_\_\_\_\_ Date: \_\_\_\_\_







Resolution: \_\_\_\_\_

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Signed By: \_\_\_\_\_

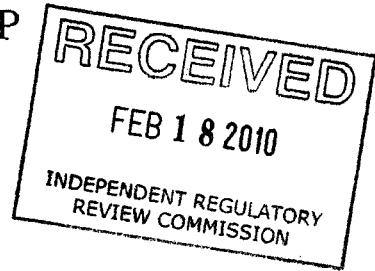
-  KED Include PA DEP model Ord. Sections VI.4 and VI.5 - Stack Height Requirements for New and Existing OWB and similar devices.
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-  KED Include a calendar time period of when the appliances may be used similar to the ordinances in Washington Township, and Bangor Borough which is between October 1 and April 30.
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-  KED Include in the Ordinance that any major repair to, or replacement of an existing OWB, will not continue to be grandfathered, and a new permit must be obtained and the device must meet all existing conditions in the Ordinance.

UPPER MOUNT BETHEL TOWNSHIP

387 Ye Olde Highway  
P.O. Box 520, Mt. Bethel, PA 18343

2802

• REQUEST FOR ACTION \*



Date of Request:

6/5, 2009

Your Name:

William E. Standing + Patricia Case-Standing

Your Address:

312 S Delaware Drive, PO Box 460

City, State, Zip

~~Bangor, PA 18013~~ MT. Bethel, PA 18343

Telephone Number:

(Day) 610-588-8906

(Night) 607-45-4869

• Request For Action \*

• Narrative of Request for action and exact location of request

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*WES/PCS* I am currently or previously been affected by an OWB or similar device.

I have not been affected by an OWB, but wish to have these and/or similar devises regulated by an Ordinance in UMBT that include the indicated items on this form.

Applicants Signature:

*[Handwritten Signature]*

For Official Use Only

*[Handwritten Signature]*

Department: \_\_\_\_\_

Date: \_\_\_\_\_

Resolution: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signed By: \_\_\_\_\_

WES/PCS

Include PA DEP model Ord. Sections VI.4 and VI.5 - Stack Height Requirements for New and Existing OWB and similar devices.

WES/PCS

Include PA DEP model Ord. Sections VI.6 and VI.7 - Describing clean wood and Prohibited Fuels.

WES/PCS

Include permit requirements with placement distances from property line and minimum acreage requirements that are not less than what was discussed in the April 27, 2009 Supervisors Work Session.

WES/PCS

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WES/PCS

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WES/PCS

Include in the Ordinance that any major repair to, or replacement of an existing OWB, will not continue to be grandfathered, and a new permit must be obtained and the device must meet all existing conditions in the Ordinance.

The smoke is quite heavy at times + smells like chemicals being burned.