

Tate, Michele

2802

RECEIVED

From: Shirley A. Challingsworth [challing.s@epix.net]**Sent:** Saturday, November 28, 2009 2:31 PM**To:** EP, RegComments**Subject:** DEP Outdoor Wood Burner Regulation Proposal

DEC 7 REC'D

INDEPENDENT REGULATORY
REVIEW COMMISSION

The PA Department of Environmental Protection (DEP) has proposed a regulation for "outdoor wood-fired boilers" that has the potential to impact my ability to continue utilizing my existing appliance. I am strongly opposed to:

1. Excessive chimney height requirements for existing and new furnace installations that are not based upon science; i.e., excessive chimney height requirements are costly, time consuming, and may prevent a large number of owners from being able to comply.
2. Seasonal prohibition between May 1 and September 30. A statewide seasonal restriction for rural owners, people with their own wood lots, farming operations, greenhouse operations is unreasonable. Some owners use their furnaces year around for more than just heat.
3. Opacity requirements for residential sized appliances because opacity is a subjective visual observation.
4. Setback requirements for Phase 2 outdoor wood-fired boilers is unreasonable and not economical or viable. The longer the distance from the area being heated, the greater the loss of conducted heat thru the underground connectivity system—to the point of have no heat being conducted into the area needed to be heated.

While it is foreseeable that furnace owners creating verifiable nuisances need to increase their chimney height to alleviate complaints, it is unreasonable for the PA DEP to retroactively impose restrictions (with the exception of proper fuel use) on my existing outdoor wood furnace. My appliance was purchased, installed, and operated in good faith prior to the drafting of the regulation.

I am requesting that you act now to assist me to preserve my rights and the rights of other existing outdoor wood furnace owners in the state of Pennsylvania by opposing the excessive and retroactive requirements of the proposed regulation. I am supportive of a state law requiring existing furnace owners to have to comply with proper fuel use requirements and for regulations regarding new installations to be reasonable.

Shirley A. Challingsworth

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Tate, Michele

DEC 7 REC'D

From: Jay Challingsworth email [challing.j@epix.net]
Sent: Saturday, November 28, 2009 2:33 PM
To: EP, RegComments
Subject: DEP Outdoor Wood Burner Regulation Proposal

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REVIEW COMMISSION

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Jay A. Challingsworth

12/4/2009