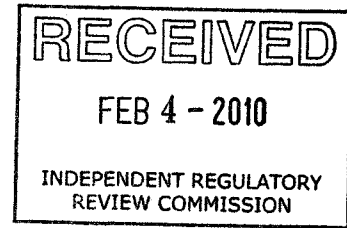


**From:** White, Dave [Dave.White@nacoal.com]  
**Sent:** Thursday, January 28, 2010 1:36 PM  
**To:** EP, RegComments  
**Subject:** 25 PA. CODE CH. 95 - TDS proposed rulemaking



**To:** Environmental Quality Board  
P.O. Box 8477  
Harrisburg, PA 17105-8477

Please find below my comments on the proposed TDS rulemaking.

I **am not** in favor of the new proposed 25 PA Code Ch. 95 TDS rulemaking.

I have not seen any data that supports the idea that there is a real sustained threat to streams across the state from high TDS levels. You are proceeding with rulemaking for the whole state based on a small amount of data collected on the Monongalia River during low stream flow! No economic analysis of this rulemaking has been performed. Is this how the state normally does business? Treatment options for these constituents are not cost-effective and if required could seriously damage the economy. Why don't we shut all industry down in Pennsylvania and moved to the state of California. The residuals from any treatment program would be another expensive waste that would have to be regulated by the state. Since there is no proven, cost-effective technology to meet treatment limits associated with sulfates, this regulation could potentially end the surface mining industry in Pennsylvania. It should be noted that this segment of the industry performs most of the reclamation on AML sites at no cost to the Commonwealth. The state needs to withdraw this regulation and take the time to better understand the nature of this problem. Don't subject the regulated communities with illogical treatment standards until it has better defined the problem and identified practical solutions.

I **am not** in favor of the new proposed TDS rulemaking

Thanks,  
D.David White  
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814-446-5631 Office