

ARTHUR COCCODRILLI, CHAIRMAN
GEORGE D. BEDWICK, VICE CHAIRMAN
S. DAVID FINEMAN, ESQ.
SILVAN B. LUTKEWITTE III
JOHN F. MIZNER, ESQ.
KIM KAUFMAN, EXECUTIVE DIRECTOR
LESLIE A. LEWIS JOHNSON, CHIEF COUNSEL



PHONE: (717) 783-5417
FAX: (717) 783-2664
irrc@irrc.state.pa.us
<http://www.irrc.state.pa.us>

INDEPENDENT REGULATORY REVIEW COMMISSION

333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

June 17, 2010

Honorable John Hanger, Chairman
Environmental Quality Board
Rachel Carson State Office Building
400 Market Street, 16th Floor
Harrisburg, PA 17101

Re: Regulation #7-446 (IRRC #2806)
Environmental Quality Board
Wastewater Treatment Requirements

Dear Chairman Hanger:

The Independent Regulatory Review Commission approved the subject regulation today. Our order is enclosed and will be available on our website at www.irrc.state.pa.us.

We appreciate the joint effort that went into producing a regulation that meets the criteria and intent of the Regulatory Review Act.

Sincerely,

Arthur Coccodrilli

Chairman

wbg

Enclosure

cc: Honorable Mary Jo White, Majority Chairman, Senate Environmental Resources and Energy Committee
Honorable Raphael J. Musto, Minority Chairman, Senate Environmental Resources and Energy Committee
Honorable Camille George, Majority Chairman, House Environmental Resources and Energy Committee
Honorable Scott E. Hutchinson, Minority Chairman, House Environmental Resources and Energy Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held June 17, 2010

Arthur Coccodrilli, Chairman
George D. Bedwick, Vice Chairman
S. David Fineman, Esq.
Silvan B. Lutkewitte, III, Dissenting
John F. Mizner, Esq., by Phone

Regulation No. 7-446 (#2806)
Environmental Quality Board
Wastewater Treatment Requirements

On October 28, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends Section 95.2 and adds Section 95.10 to 25 Pa. Code Chapter 95. The proposed regulation was published in the November 7, 2009 *Pennsylvania Bulletin* with a 90-day public comment period. The final-form regulation was submitted to the Commission on May 17, 2010.

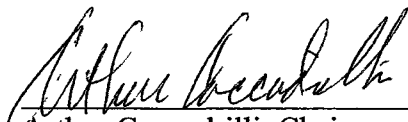
This regulation establishes procedures, requirements and standards for effluent limits for wastewater discharges of high total dissolved solids (TDS). As the name implies, TDS is all dissolved solids in water. It includes all inorganic and organic substances, including minerals, salts and metals, dispersed within a volume of water.

We have determined this regulation is consistent with the statutory authority of the EQB (35 P.S. §§ 691.5 and 691.402, and 71 P.S. §§ 510-17 and 510-20(b)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

BY ORDER OF THE COMMISSION:

This regulation is approved.





Arthur Coccodrilli, Chairman

Regulation #7-446 (IRRC #2806)
Environmental Quality Board
Wastewater Treatment Requirements

Honorable Scott E. Hutchinson
Minority Chairman

Scott E. Hutchinson

Date: 6-18-10

Regulation #7-446 (IRRC #2806)
Environmental Quality Board
Wastewater Treatment Requirements

Honorable Mary Jo White, Majority Chairman

Mary Jo White

Date: 6-18-10

Regulation #7-446 (IRRC #2806)
Environmental Quality Board
Wastewater Treatment Requirements

Honorable John Hanger, Chairman

Thomas Adams

Date: 6/18/10

Regulation #7-446 (IRRC #2806)
Environmental Quality Board
Wastewater Treatment Requirements

Honorable Camille George
Majority Chairman

Rhonda Campbell

Date: 6/18/10

Regulation #7-446 (IRRC #2806)
Environmental Quality Board
Wastewater Treatment Requirements

Honorable Raphael J. Musto
Minority Chairman

Raphael J. Musto

Date: 6-18-10