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## INDEPENDENT REGULATORY REVIEW COMMISSION

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

July 21, 2011

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

Re: Regulation #7-438 (IRRC #2834)  
Environmental Quality Board  
Clarks Creek, et al; Stream Redesignations

Dear Chairman Krancer:

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](http://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,

Silvan B. Lutkewitte, III  
Chairman  
sfh  
Enclosure

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

**INDEPENDENT REGULATORY REVIEW COMMISSION  
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held July 21, 2011

Silvan B. Lutkewitte, III, Chairman  
George D. Bedwick, Vice Chairman  
Arthur Coccodrilli  
John F. Mizner, Esq.  
Lawrence J. Tabas, Esq.

Regulation No. 7-438 (#2834)  
Environmental Quality Board  
Clarks Creek, et al; Stream Redesignations

On April 14, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapter 93. The proposed regulation was published in the April 24, 2010 *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on June 16, 2011.

This regulation amends the designation of six streams for which the EQB made a determination of the appropriate level of protection.

We have determined this regulation is consistent with the statutory authority of the Board (35 P.S. § 691.5) 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.



A handwritten signature in black ink, appearing to read "Silvan B. Lutkewitte, III".

Silvan B. Lutkewitte, III, Chairman