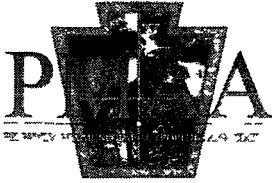


EMBARGOED MATERIAL



2927

Silvan B. Lutkewitte, III
Independent Regulatory Review Commission
333 Market Street, 14th Floor
Harrisburg, PA 17120
irrc@irrc.state.pa.us

December 12, 2012

2012 DEC 12 PM 4: 28

RECEIVED
IRRC

RE: Final Form Rulemaking - Dam Safety and Waterways Management Fees (#7-466)

Dear Mr. Lutkewitte, III:

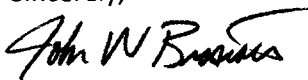
We the undersigned Local Government Associations in Pennsylvania **support** the proposed regulatory changes by DEP to the Dam Safety and Waterway Management Fees section in Chapter 105 of the PA Code. Our associations collectively represent all Pennsylvania citizens. Many of our members own and manage reservoirs and lakes for water supply and recreational purposes impounded by dams that fall under this chapter.


State, county and municipal governments, as well as their respective authorities play a large and important role in infrastructure management and provision of services to citizens of the Commonwealth. In many cases, these services are provided in areas that often struggle to meet environmental and infrastructure needs due to small populations or lack of financial resources. These governing bodies and municipal authorities operate on budgets that are balanced, that need only to break even to provide sound management of their environmental infrastructure projects.

This is particularly true for those government units and authorities that manage dams. We recognize that DEP's management of the Dam Safety program entails costs, and that 65% of those costs are covered by the general fund of the Commonwealth. Our citizens are taxpayers and contribute to that general fund. There has been a deliberate decision to exempt state, county and local government units from fees associated with this program. This is due to the fact that these bodies have historically delivered a service and maintained a facility when no other prior option existed for the financing and operation of unique water infrastructure facilities.


We endorse the current DEP regulation before you which continues this exemption.

Sincerely,


John W. Brosious
PMAA Deputy Director


Amy Sturges
Director of Governmental Affairs
PA Municipal League


Elam M. Herr
Assistant Executive Director
PA State Association of Township Supervisors


Ed Troxell
Director of Government Affairs
PA State Association of Boroughs

TRANSACTION REPORT

P. 01

DEC-12-2012 WED 04:39 PM

FOR:

SEND

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	#	DP
DEC-12	04:38 PM	54980	50"	3	FAX TX	OK	773	
TOTAL :						50S PAGES:	3	

Facsimile Cover Sheet



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INDEPENDENT REGULATORY REVIEW COMMISSION
 333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

To: Honorable John Hanger, Acting Secretary
 Agency: Department of Environmental Protection
 Phone: 7-2814
 Fax: 705-4980
 Date: December 12, 2012
 # of Pages: 2

RE: Environmental Quality Board's Regulation #7-Regulation # 466 (IRRC #2927)

URGENT!

Section 5.1(j) of the Regulatory Review Act (71 P.S. § 745.5a(j)) requires us to forward to you any documents we receive during the 48-hour blackout preceding our public meeting upon receipt. **Please distribute this material to the appropriate regulatory staff as soon as possible.**