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November 6, 2017

Via Electronic Mail

Chairman George D. Bedwick
Pennsylvania Independent Regulatory Review Commission
333 Market St, 14th Floor
Harrisburg, PA 17101
irrc@irrc.state.pa.us

RECEIVED
IRRC
2017 NOV - 7 P 8:40

Re: Environmental Quality Board Regulation #7-535 (IRRC #3150)
Stream Redesignation - Swiftwater Creek

Dear Chairman Bedwick:

Kalahari Resorts, LLC. provides this letter in support of the comments submitted by Pocono Manor Investors, LP ("Pocono Manor") on the Environmental Quality Board's ("EQB") Regulation #7-535 (IRRC #3150), which would reclassify the Designated Use of Swiftwater Creek to Exceptional Value ("EV"). Kalahari Resorts, LLC. agrees, for the reasons raised by Pocono Manor, that the findings in PADEP's February 2016 Stream Redesignation Evaluation Report (the "Report"), which provides the technical basis for Regulation #7-535, are not supported by sound science or consistent with PADEP's regulations and guidance.

Furthermore, Kalahari Resorts, LLC. is deeply disturbed by the lack of actual notice provided to Pocono Manor, which is the entity most greatly impacted by this proposed reclassification, even after Pocono Manor had made PADEP aware that it was adamantly opposed to the reclassification of Swiftwater Creek to EV. Kalahari Resorts LLC. joins Pocono Manor in requesting that the Independent Regulatory Review Commission ("IRRC") defer action on Regulation #7-535 to allow time for Pocono Manor to thoroughly review PADEP's underlying data and develop additional factual information regarding the proper classification of Swiftwater Creek to present to PADEP, the EQB, and IRRC, as appropriate.

Respectfully submitted,



cc: Patrick McDonnell, PADEP Secretary

The Honorable Senator Gene Yaw, Chair, PA Senate Environmental Resources and Energy Committee

The Honorable Senator John Yudichak, Minority Chair, PA Senate Environmental Resources and Energy Committee

The Honorable Representative John Maher, Chair, PA House of Representatives Environment Resource and Energy Committee

The Honorable Representative Mike Carroll, Minority Chair, PA House of Representatives Environment Resource and Energy Committee

Annie Lamberton, Supervisor, Tobyhanna Township

George Ewald, Supervisor, Tunkhannock Township

William Pipolo, Supervisor, Barrett Township

Steve Pine, Director of Development, Kalahari Resort and Conference Center

David W. Moyer, President, Papillon & Moyer

Karl M. Weiler, Chairman, Weiler Corp.

Nick Igdalsky, CEO, Pocono Raceway