

BARRETT TOWNSHIP SUPERVISORS

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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

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IRRC

2017 NOV 10 A 3:18

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

Dear Chairman Bedwick:

Barrett Township Supervisors provide 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"). The Barrett Township Supervisors agree, 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, the Barrett Township Supervisors are 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. Barrett Township Supervisors join 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,

William Pipolo, Jr.
Barrett Township Board of Supervisors