

**Stephen Hoffman**

From: ecomment@pa.gov
Sent: Monday, February 1, 2021 2:11 PM
To: Environment-Committee@pasenate.com; IRRC; environmentalcommittee@pahouse.net; regcomments@pa.gov; Troutman, Nick; timothy.collins@pasenate.com; gking@pahousegop.com; lversen, Sarah A.
Cc: c-jflanagan@pa.gov
Subject: Comment received - Proposed Rulemaking: Dam Safety and Waterway Management (#7-556)

CAUTION: **EXTERNAL SENDER** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

**Re: eComment System**

The Department of Environmental Protection has received the following comments on Proposed Rulemaking: Dam Safety and Waterway Management (#7-556).

Commenter Information:

Anna Pigott
Environmental Review Inc. (annarose137@yahoo.com)
1792 Rogers Ave.
San Jose, CA 95112 US

Comments entered:

Feb 1, 2021

Pamela Kania- Acting Director
Bureau of Waterways Engineering and Wetlands,
P.O. Box 8460
Harrisburg, PA 17105-8460

Re: Proposed Rulemaking Environmental Quality Board [25 PA. Code CH. 105] Dam Safety and Waterway Management

Dear Ms. Kania: Environmental Review Inc. has reviewed the Proposed Rulemaking Environmental Quality Board [25 PA. Code CH. 105] Dam Safety and Waterway Management, and has the following comments:

1) In section G Pollution Prevention, paragraph 1, sentence 4, it states "This proposed rulemaking has incorporated the following pollution prevention incentives." However, the mentioned prevention incentive descriptions were not stated.

2) In paragraph 5 of the Regulatory History, to be consistent with section 5 of the Clean Streams Law, the paragraph should mention considerations for future uses of waterbodies.

3) The definition of "coastal resources" should be added to § 105.1 to provide clarity as it is addressed throughout the proposal.

4) In section 105.12 Waiver of permit requirements (11), There is a lack of consideration for how the removal of dams, water obstructions, or encroachments might have an impact on the surrounding community, and their means of economic sustenance. The department should also address how such actions might affect wildlife populations, patterns, and behaviors.

5) In section 105.20, the document should go into detail about how the value of a wetland will be determined and translated into mitigation requirements.

Sincerely,
Anna Pigott Dr. Rachana Malviya
Environmental Reviewer Senior Environmental Reviewer
Environmental Review Inc. Environmental Review Inc.
1792 Rogers Avenue 1792 Rogers Avenue
San Jose, CA 95112 San Jose, CA 95112

No attachments were included as part of this comment.

Please contact me if you have any questions.

Sincerely,
Jessica Shirley

Jessica Shirley
Director, Office of Policy
PA Department of Environmental Protection
Rachel Carson State Office Building
P.O. Box 2063
Harrisburg, PA 17105-2063
Office: 717-783-8727
Fax: 717-783-8926
ecomment@pa.gov