



**Stephen Hoffman**

**From:** ecomment@pa.gov  
**Sent:** Thursday, December 10, 2020 10:43 AM  
**To:** Environment-Committee@pasenate.com; IRRC; environmentalcommittee@pahouse.net; regcomments@pa.gov; ntroutman@pasen.gov; timothy.collins@pasenate.com; gking@pahousegop.com  
**Cc:** c-jflanaga@pa.gov  
**Subject:** Comment received - Proposed Rulemaking: Dam Safety and Waterway Management (#7-556)

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**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:

Scott Martin  
 ARM Group LLC (smartin@armgroup.net)  
 1129 West Governor Road  
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Comments entered:

Definition of "Maintenance-Periodic activities conducted to preserve the condition of a dam, water obstruction or encroachment as authorized by the Department."

This definition apparently does not apply to stormwater management facilities; only to things "authorized by the Department". Maintenance should be defined for the term throughout Chapter 105 for clarity.

Periodic must be defined because Maintenance is used in the definition of stormwater management facilities which will expand the features proposed to meet the definition of a wetland.

Highway stormwater drainage ditches may not be maintained for decades, until the roadway is rebuilt or widened. If a ditch continues to function as designed without maintenance (as they should if designed correctly) why is this maintenance necessary. An unmaintained functioning drainage ditch may develop into a scrub shrub wetland habitat within a few years. What is the period necessary to meet the maintenance definition? Will PennDot and local governments have sufficient money to maintain the 100,000s of miles of roadway ditches to avoid them becoming regulated?

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No attachments were included as part of this comment.

Please contact me if you have any questions.

Sincerely,  
Jessica Shirley

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