

**Pennypack Watershed Partnership
Act 167 Stormwater Management Plan Review Meeting
Friday, January 28, 2011, 9:00 a.m. – 11:00 am
Pennypack Ecological Restoration Trust**

Attendees: See below at end of notes

Meeting Notes

1-Introduction and Welcome – Paul Racette, Pennsylvania Environmental Council (PEC)

Paul gave a brief overview noting that the purpose of the meeting is to present the draft Pennypack Act 167 Plan Stormwater Ordinance and receive comments from municipalities and others attending the meeting.

2-Pennypack Watershed Act 167 Ordinance

Richard Nalbandian with support from Jeff Featherstone and Rick Fromuth, *Temple University Center for Sustainable Communities*

The Temple representatives provided an overview of the draft Act 167 ordinance (draft ordinance attached).

A summary list of the comments received during the meeting is as follows:

- 1) Table 105 (both tables) is really an exemption table and should be entitled Exemptions for Bucks and Montgomery Counties. Move tables to Section 106.
- 2) The document should clarify that application of the ordinance criteria are based on the cumulative total square footage of impervious cover at a given project site.
- 3) A project log should be kept over the life of the project to document changes or increases in impervious cover.
- 4) The language about “partial” in Table 105 needs to be clarified.
- 5) The “small project” ordinance needs to be posted and clarified.
- 6) A major issue to consider is the cost to homeowners of having to hire an engineer and the cost of inspections when projects are regulated under the ordinance.
- 7) The plan requirements should be kept consistent with what the municipalities will realistically do.
- 8) In Section 405 – Groundwater Recharge - Part A “Runoff” language should be clarified.

- 9) The terms “Earth disturbance” and “Impervious cover” should be clearly defined.
- 10) The term “Landscaping Activity” should be clarified.
- 11) With respect to Water Volume – “Runoff” vs. “Rainfall” needs to be clarified.
- 12) For the Peak Rate Control management districts in the ordinance, District C needs to be modified to include only the area southeast of I-95.
- 13) The terms “Regulation” and “Ordinance” should be clarified and used consistently in the document.
- 14) The conditional district C language promotes the PWD guidance manual to the status of a regulation.
- 15) The impervious cover definition should be strengthened. i.e. – list swimming pools, driveways and decks as impervious.
- 16) In Section 902, the requirement for Annual inspections of BMP’s will be costly for municipalities.
- 17) The use of “should” and “shall” should consider the obligations of municipalities.

There was a question unrelated to the ordinance; what are the regulations/permit requirements for removing a small dam for the purpose of stream restoration. Recommendation made for questioner to ask Domenic Rocco of PA DEP about permits required for stream restoration.

3-Attendees

Name		Organization	E-mail/Phone
Alice	Lambert	Bucks County Planning Commission	ajlambert@co.bucks.pa.us
Christopher	Hoffman	Lower Moreland Township	choffman@lower-moreland.org
David	Robertson	Pennypack Ecological Restoration Trust	djrpennypack@cs.com
Jason	Showmaker	Rockledge Borough	jshowmaker@rockledgeborough.org
Jennifer	Sherwood	Abington Township Environmental Advisory Committee	jas750@comcast.net
Jeff	Featherstone	Temple Center for Sustainable Communities	jeffrey.featherstone@temple.edu
Jennifer	Kelher	PA Department of Environmental Protection	jekehler@state.pa.us
Jon	Leshner	Montgomery County Planning Commission	JLeshner@montcopa.org

Karen	Thompson	Landowner and farmer	karbormeade@yahoo.com
Michelle	Kaczalek	Abington EAC	jjkaczalek@aol.com
Paul	Racette	Pennsylvania Environmental Council	pracette@pecpa.org
Richard	Nalbandian	Temple University	nalband@temple.edu
Rick	Fromuth	Temple University	rhw07@aol.com
Dean	Morey	Bryn Athyn Borough	Deanm@brynathynboro.org
Keith	Fugate	Hatboro	kfugate@hatborogov.org
Matt	Lahaza	Abington Township	mlahaza@abington.org
Brian	Gunther	Bryn Athyn Borough	Briang@BrynAthynBoro.org
Barry	Newman	PA Dept. of Env. Protection	Banewman@state.pa.us
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Matthew	Popek	Temple University	mpopek@temple.edu
James	Knighton	Philadelphia Water Department	James.Knighton@phila.gov
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Paul	DeBarry	NTM Engineering	pdebarry@ntmeng.com