



SUSQUEHANNA RIVER
BASIN COMMISSION

4423 N. Front Street | Harrisburg, PA 17110-1788 | 717.238.0423 | srbc.net

NY ■ PA ■ MD ■ USA

June 16, 2023

TO ALL CONCERNED:

At the June 15, 2023, Commission meeting, the draft minutes of the March 16, 2023, Commission meeting minutes were approved as written. Please attach this notice to your copy of the March 16, 2023, minutes.

SUSQUEHANNA RIVER BASIN COMMISSION
4423 N. FRONT ST.
HARRISBURG, PA 17110

**MINUTES OF THE
SUSQUEHANNA RIVER BASIN COMMISSION
June 15, 2023
#2023-02**

The meeting was held at the Susquehanna River Basin Commission. Commission Chair Townley called the meeting to order at 9:00 a.m.

ROLL CALL

Commissioners Present

Ms. Lauren Townley, Chief, Watershed Management and Planning Section, New York State Department of the Environment

Ms. Susan Weaver, Program Manager, Compacts & Commissions Support, Pennsylvania Department of Environmental Protection

Mr. Matthew Rowe, Assistant Director, Water and Science Administration, Maryland Department of the Environment

COL Estee S. Pinchasin, U.S. Army Corps of Engineers, (USACE) Baltimore District via Zoom

Other Commissioners and Alternate Commissioners Present

Staff Present

Mr. Andrew D. Dehoff, Executive Director

Mr. Andrew J. Gavin, Deputy Executive Director

Ms. Marcia Hutchinson, Director Administration & Finance

Mr. Jason Oyler, General Counsel and Secretary

Mr. Gene Veno, Director, Governmental Affairs & Public Advocacy

Mr. John W. Balay, Manager, Planning & Operations

Mr. Jamie Shallenberger, Manager, Monitoring & Protection

Mr. Jeremy Hoffman, Manager, Compliance

Mr. Todd D. Eaby, Manager, Project Review

Mr. Mike Sweitzer, Systems Administrator, Information Technology

Mr. Brydon H. Lidle, III, Manager, Information Technology

Mr. Curtis Sebastian, Assistant Counsel

Ms. Stacey Hanrahan, Communications and Outreach Specialist

1. Opening Remarks

Chair Townley formally opened the meeting by outlining the rules of conduct for the meeting. She noted that a public hearing was previously held on May 4, 2023, and the written comment period was open until May 15, 2023. The Commissioners introduced themselves.

2. Executive Director's Report

Andrew Dehoff, Executive Director, provided timely updates and other information pertinent to Commission operations and the business meeting agenda. He welcomed Ms. Townley as a newly appointed Commissioner and Joe Chandler and Megan Jadrosich as Federal advisers from the U.S. Army Corps of Engineers.

Mr. Dehoff reported that due to the lack of rain, projects were alerted last week to be aware of the conditions and the possible onset of drought. They were encouraged to plan accordingly should drought conditions occur.

Mr. Dehoff also shared exciting news regarding a new grant program that will be undertaken later this year. The Small Watershed Grant Program is geared toward non-profit watershed groups that are long-standing partners with the Commission.

Under Resolution 2018-08, Mr. Dehoff shared details of two recent delegated settlements. A violation by Chesapeake Appalachia, LLC was promptly addressed, and a fine of \$1,000.00 was agreed upon.

During a records audit, it was discovered that New Enterprise Stone & Lime failed to keep accurate records of the Ashcom and Roaring Spring quarries for 373 days. A fine of \$10,000.00 has been assessed.

3. Hydrologic Conditions Report

Manager of Planning and Operations John Balay provided an update on hydrologic conditions in the Susquehanna River Basin during the last quarter.

4. Election of Officers

At the end of each fiscal year, the Commission elects its officers for the upcoming fiscal year.

By motion of Commissioner Weaver and seconded by Commissioner Rowe, the Commonwealth of Pennsylvania was elected Chair and the State of Maryland as Vice-Chair of the Commission with a unanimous vote, effective for the fiscal year beginning July 1, 2023.

5. Minutes of March 16, 2023, Commission Meeting

On a motion by Commissioner Rowe, seconded by Commissioner Weaver, the minutes of the regular business meeting of March 16, 2023, were unanimously approved as written.

6. FY2024 Budget Reconciliation

Director of Administration and Finance Marcia Hutchinson presented Resolution 2023-01 adopting the proposed budget reconciliation for Commission Fiscal Year 2024, covering July 1, 2023, to June 30, 2024.

On a motion made by Commissioner Rowe seconded by Commissioner Weaver, Resolution 2023-01 (Exhibit A) was adopted unanimously.

7. Contracts and Grants

General Counsel Jason Oyler presented one agreement for Commissioner approval.

Veolia Easement Agreement

In December of 2022, Veolia Water Pennsylvania, Inc. approached the Commission about the possibility of acquiring an easement over and under the Commission property at 4423 N Front Street, Harrisburg, PA, to run a twenty-four (24) inch raw water main from N Front Street along the southern border of the Commission property to the adjacent Veolia facility.

Veolia proposes installing the raw water main to meet regulatory standards, which requires public water suppliers to have a backup water supply source. Veolia and Commission staff have developed an easement agreement outlining the terms of our acceptance of the easement. The agreement contains provisions addressing initial construction, future maintenance, and site access that reflect the Commission staff's concerns and accommodate the Commission's needs.

Veolia will pay the Commission \$2,500 to offset the cost of staff's time commitment and to compensate for any operational inconvenience due to the installation and maintenance. Veolia agreed to the final easement agreement as presented.

A motion was made by Commissioner Weaver and seconded by Commissioner Rowe to ratify the easement agreement. The agreement was ratified with a unanimous vote.

8. Adoption of General Permit 02 Groundwater Withdrawals for Emergency Uses or Maintenance Activities

General Counsel Jason Oyler presented Resolution 2023-02 adopting GP-02. The term of GP-02 will be fifteen years from the effective date of October 1, 2023. The fee for GP-02 will be \$3,000, and the Commission may change that fee from time to time in accordance with the adoption of that change as part of the Commission's fee schedule.

A motion was made by Commissioner Rowe and seconded by Commissioner Weaver to adopt Resolution 2023-02 (Exhibit B), adopting GP-02 Groundwater Withdrawals for Emergency Uses or Maintenance Activities. An unanimous vote adopted General Permit GP-02 (Exhibit C).

9. Adoption of FY2024 Update to the Water Resources Program 2022-2024

Deputy Executive Director Andrew Gavin presented proposed updates to the FY2022-2024 Water Resources Program for adoption by the Commission in accordance with the requirements of the Compact.

A motion was made by Commissioner Weaver and seconded by Commissioner Rowe, adopting the proposed updates to the FY2022-2024 Water Resources Program. The Resolution 2023-03 (Exhibit D) was adopted unanimously.

**10. Extension of Emergency Certificate –Pennsylvania Fish and Boat Commission (PFBC)
Benner Spring State Fish Hatchery**

Manager of Project Review Todd Eaby presented Resolution 2023-04 to extend the coverage of the previous emergency certificate to PFBC to operate reconstructed Well 1 and new Well 3.

A motion was made by Commissioner Weaver, seconded by Commissioner Rowe, to adopt Resolution 2023-04 (Exhibit D), extending this emergency certificate. The resolution was adopted by unanimous vote.

11. Fee Waiver Request – Borough of Municipal Authority of Berlin, Pennsylvania

Mr. Eaby presented a request from the Borough of Municipal Authority of Berlin to grant fee waivers for its diversion of water out of the basin and consumptive use renewal applications.

A motion was made by Commissioner Weaver, seconded by Commissioner Rowe, to accept staff's recommendation that this fee waiver request be granted. By a unanimous vote, the Commissioners agreed to waive the fees.

12. Docket Actions

Project Review Manager Todd Eaby presented a staff memorandum containing details and recommendations regarding the following list of project applications:

1. Biglerville Borough Authority, Adams County, Pa. (Exhibit E1)
2. Blackhill Energy LLC, Bradford County, Pa. (Exhibit E2)
3. Chesapeake Appalachia, L.L.C., Bradford County, Pa. (Exhibit E3)
4. Chesapeake Appalachia, L.L.C., Bradford County, Pa. (Exhibit E4)
5. Coal Mountain Development and Recreation LLC, Clearfield County, Pa. (Exhibit E5)
6. Dillsburg Area Authority, York County, Pa.
7. Glenn O. Hawbaker, Inc., Mifflin County, Pa. (Exhibit E6)
8. Hazleton City Authority, Schuylkill County, Pa. (Exhibit E7)
9. Hillandale-Gettysburg, L.P., Adams County, Pa. (Exhibit E8)
10. LDG Innovation, LLC, Tioga County, Pa. (Exhibit E9)
11. Milton Hershey School, Dauphin County, Pa. (Exhibit E10)
12. Mountain Energy Services, Inc., Wyoming County, Pa. (Exhibit E11)
13. New Enterprise Stone & Lime Co., Inc., Luzerne County, Pa. (Exhibit E12)
14. Nicholas Meat, LLC, Clinton County, Pa.
15. Northeast Marcellus Aqua Midstream I, LLC, Wyoming County, Pa. (Exhibit E13)
16. Pennsylvania General Energy Company, L.L.C., Lycoming, Pa. (Exhibit E14)
17. Pilgrim's Oak Golf Course, Lancaster County, Pa. (Exhibit E15)
18. Pro-Environmental, LLC Susquehanna County, Pa. (Exhibit E16)
19. Repsol Oil & Gas USA, LLC, Bradford County, Pa. (Exhibit E17)
20. Repsol Oil & Gas USA, LLC, Bradford County, Pa. (Exhibit E18)
21. State College Borough Water Authority, Centre County, Pa. (Exhibit E19)
22. Sugar Hollow Water Services LLC, Wyoming County, Pa. (Exhibit E20)
23. Susquehanna Gas Field Services, LLC, Wyoming County, Pa. (Exhibit E21)
24. SWN Production Company, LLC, Tioga County, Pa. (Exhibit E22)
25. Titanium Metals Corporation (TIMET), Berks County, Pa. (Exhibit E23)
26. Town Big Flats, Chemung County, N.Y. (Exhibit E24)
27. Town of Erwin, Steuben County, N.Y. (Exhibit E25)
28. Village of Oxford, Town of Oxford, Chenango County, N.Y. (Exhibit E26)

Highlight = Tabled

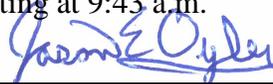
Commissioner Rowe moved, and Commissioner Weaver seconded a motion that the Commission adopt the staff recommendations for the 28 project applications, including one Commission-initiated approval modification and two tabled projects. The motion was approved unanimously.

ADJOURNMENT

Commissioner Rowe moved, and Commissioner Weaver seconded a motion to adjourn the meeting. Commission Chair Townley adjourned the meeting at 9:43 a.m.

September 14, 2023

Date Adopted



Jason E. Oyler
Secretary to the Commission