

**COMPREHENSIVE PLAN  
FOR THE WATER RESOURCES  
OF THE SUSQUEHANNA RIVER BASIN**

Susquehanna River Basin Commission  
1721 North Front Street  
Harrisburg, PA 17102

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TABLE OF CONTENTS

EXECUTIVE SUMMARY ..... vii

PART I - INTRODUCTION ..... 1

    A. The Susquehanna River Basin Commission ..... 1

        1. History..... 1

        2. Membership ..... 1

        3. Mission..... 2

        4. Duties and Powers..... 3

        5. Goals ..... 3

    B. The Susquehanna Basin ..... 4

        1. Description of the Basin and Major Subbasins..... 4

        2. Water Resource Projects and Programs ..... 13

    C. Authority ..... 21

    D. 1973 and 1987 Comprehensive Plans ..... 21

    E. Purpose and Scope of the Current Plan ..... 22

        1. Purpose..... 22

        2. Scope..... 22

PART II - ASSESSMENT OF WATER RESOURCE NEEDS IN THE BASIN..... 23

    A. Water Supply..... 23

    B. Water Quality ..... 24

    C. Flooding ..... 25

    D. Ecosystems..... 26

    E. Chesapeake Bay..... 27

    F. Coordination, Cooperation and Public Information ..... 27

PART III - PRINCIPLES, GUIDANCE AND STANDARDS ..... 29

    A. General Principles ..... 29

    B. Project Guidance ..... 30

    C. Project Standards..... 32

PART IV - PRIORITY MANAGEMENT AREAS ..... 33

    A. Water Supply..... 33

        1. Desired Result..... 33

        2. Discussion of Issues..... 34

        3. Goals ..... 36

    B. Water Quality ..... 40

        1. Desired Result..... 40

        2. Discussion of Issues..... 40

        3. Goals ..... 43

    C. Flooding ..... 47

        1. Desired Result..... 47

        2. Discussion of Issues..... 47

        3. Goals ..... 48

    D. Ecosystems..... 51

        1. Desired Result..... 51

        2. Discussion of Issues..... 51

        3. Goals ..... 53

- E. Chesapeake Bay..... 56
  - 1. Desired Result..... 56
  - 2. Discussion of Issues..... 56
  - 3. Goals ..... 58
- F. Coordination, Cooperation and Public Information ..... 61
  - 1. Desired Result..... 61
  - 2. Discussion of Issues..... 62
  - 3. Goals ..... 63
- PART V - AREAS OF SPECIAL INTEREST..... 69
  - A. Abandoned Mine Drainage ..... 69
    - 1. Background..... 69
    - 2. Management Activities ..... 71
    - 3. Future Direction..... 72
  - B. Climate Change..... 73
    - 1. Background..... 73
    - 2. Management Activities ..... 74
    - 3. Future Direction..... 74
  - C. Consumptive Use Mitigation ..... 75
    - 1. Background..... 75
    - 2. Management Activities ..... 75
    - 3. Future Direction..... 76
  - D. Drought Coordination ..... 76
    - 1. Background..... 76
    - 2. Management Activities ..... 77
    - 3. Future Direction..... 78
  - E. Economic Development, Recreation and Other Public Values..... 78
    - 1. Background..... 78
    - 2. Management Activities ..... 79
    - 3. Future Direction..... 80
  - F. Emerging Contaminants ..... 81
    - 1. Background..... 81
    - 2. Management Activities ..... 82
    - 3. Future Direction..... 82
  - G. Energy Production..... 83
    - 1. Background..... 83
    - 2. Management Activities ..... 84
    - 3. Future Direction..... 85
  - H. Flood Forecast and Warning..... 85
    - 1. Background..... 85
    - 2. Management Activities ..... 86
    - 3. Future Direction..... 87
  - I. Invasive Species ..... 87
    - 1. Background..... 87
    - 2. Management Activities ..... 88
    - 3. Future Direction..... 89

J. Migratory Fish Restoration ..... 89

    1. Background..... 89

    2. Management Activities ..... 90

    3. Future Direction..... 91

K. Potentially Stressed Areas and Water Challenged Areas..... 92

    1. Background..... 92

    2. Management Activities ..... 93

    3. Future Direction..... 93

L. Water and Wastewater Infrastructure..... 94

    1. Background..... 94

    2. Management Activities ..... 95

    3. Future Direction..... 96

PART VI - ACTIONS INCLUDED IN THE COMPREHENSIVE PLAN ..... 97

    A. Desired Results and Goals ..... 97

    B. Development of the Actions..... 97

PART VII - IMPLEMENTING ACTIONS IN THE COMPREHENSIVE PLAN..... 111

    A. Implementation Process ..... 111

    B. Roles and Responsibilities ..... 112

    C. Progress Assessment Process..... 112

**FIGURES**

Figure 1. The Susquehanna River Basin..... 5

Figure 2. Physiographic Provinces in the Susquehanna River Basin ..... 7

Figure 3. Typical flow pattern for the basin as recorded for the Susquehanna River at  
Harrisburg, Pennsylvania..... 10

Figure 4. Potentially Stressed and Water Challenged Areas in the Susquehanna River Basin ... 35

Figure 5. Abandoned Mine Lands and AMD Impaired Streams ..... 70

**TABLES**

Table 1. Major Subbasins ..... 8

Table 2. U.S. Army Corps of Engineers Reservoirs..... 14

Table 3. Major Power Plants in the Susquehanna River Basin..... 17

Table 4. Power Plant Data ..... 17

Table 5. Diversions from the Susquehanna River Basin ..... 18

Table 6. Summary of Desired Results, Goals and Actions..... 98

**APPENDICES**

- Appendix 1 – Susquehanna River Basin Compact
- Appendix 2 – Projects, Plans and Other Actions Incorporated into the Comprehensive Plan
- Appendix 3 – Susquehanna River Basin Commission Water Resources Program



## *VISION STATEMENT*

*The Commission's vision for the Susquehanna River Basin is healthy ecosystems that provide groundwater and surface water of sufficient quality and in adequate supply to support abundant and diverse populations of aquatic, riparian, and terrestrial organisms, as well as human uses and enjoyment. Through enlightened planning for and management of the basin's water resources, the health, safety and welfare of its citizens are safeguarded during times of flooding and drought, a vibrant economy is sustained, the Chesapeake Bay's water quality and living resources are improved, and an informed public is involved in resolving water resource issues. The Commission provides the necessary leadership and coordination of efforts among its member jurisdictions and with the private sector to make this vision a reality.*







## EXECUTIVE SUMMARY

The Susquehanna River Basin Compact (Compact) was enacted in December 1970 as Public Law 91-575 and joined the federal government and the states of New York, Pennsylvania, and Maryland as equal partners for a period of 100 years to manage the Susquehanna basin's water resources through proper planning, development and regulation. The Compact created the Susquehanna River Basin Commission (Commission) as the single administrative agency to develop, effectuate, coordinate and adopt plans, policies, and programs related to water resources of the basin. In January 1971, the Compact took effect and the Commission was officially established. As equal partners, the member jurisdictions each appoint a commissioner who serves as the spokesperson for the jurisdiction that he represents. Under the leadership of the Executive Director, technical, administrative, and public information personnel support the daily operations of the Commission.

The mission of the Susquehanna River Basin Commission is to enhance public welfare through comprehensive planning, water supply allocation, and management of the basin's water resources. As a federal-interstate compact body, its jurisdiction is defined by the natural boundaries of the river basin rather than the political boundaries of the member states. As such, the Commission serves as a forum to provide coordinated management, promote communication among its members, and resolve water resource issues and controversies within the basin.

The Compact authorizes and requires the Commission to formulate and adopt a comprehensive plan for the immediate and long-range development and use of the water resources of the basin. This *Comprehensive Plan for the Water Resources of the Susquehanna River Basin* (Comprehensive Plan or the Plan) provides an overarching framework for the Commission to manage and develop the basin's water resources and serves as a guide for all Commission programs and activities. The Plan supports the goals set forth in the Compact and provides a basis for achieving desired results, meeting goals, and taking actions. It is further intended to be a useful resource for the Commission's member jurisdictions, water resource managers, private sector interests and others in the basin. This updated Comprehensive Plan replaces the previous plan adopted in 1987.

The Susquehanna River is the largest river lying entirely in the United States that drains to the Atlantic Ocean, has more than 49,000 miles of waterways and drains 27,510 square miles spread over parts of New York, Pennsylvania, and Maryland. The river is the largest tributary of the Chesapeake Bay and provides nearly one-half of the freshwater flow to the Bay. The population of the basin was nearly four million people in 2000. Major water resource problems include flooding, droughts and poor water quality in some areas. The basin is one of the most flood prone areas in the nation with major devastating floods occurring in 1889, 1935, 1936, 1946, 1972, 1975, 1996, 2004, and 2006. Significant droughts have occurred in portions of the basin in 1900, 1908, 1910, 1913, 1930-1934, 1941, 1962-1965, 1980-1981, 1985, 1991-1992, 1995, 1998-1999, and 2001-2003, with drought emergencies declared for the more recent events. Poor water quality is present in 6,000 miles of impaired streams in the basin with abandoned mine drainage (AMD), agriculture, and urbanization being key sources of impairment.

There are many important existing projects and programs that address various aspects of water resources in the Susquehanna River Basin. These measures deal with flood damage reduction, water supply, wastewater treatment, recreation, energy production, migratory fish passage and abandoned mine drainage. Actions taken over a number of years by many entities to address water resource issues or use the resources in the basin include implementation of multipurpose reservoirs, local flood protection projects, water supply systems, wastewater treatment plants, recreation facilities, power plants, water diversions, migratory fish restoration actions, and AMD projects.

While recognizing the beneficial impact of numerous existing projects and programs, a series of six broad water resources needs have been identified based on the particular water management challenges present in the basin. The six categories of needs identified in this updated Comprehensive Plan fall within the programs and responsibilities of the Commission and they are: (1) water supply, (2) water quality, (3) flooding, (4) ecosystems, (5) Chesapeake Bay, and (6) coordination, cooperation, and public information. To assess the needs and determine potential actions necessary to address them, a set of criteria was developed to provide a management and legal framework for the work. The criteria include general principles, project guidance, and project standards.

A vision statement of future conditions is included in the Comprehensive Plan and is based on the belief that water resource management in the basin will be effective and successful. The vision statement serves as a focused objective for the Commission's efforts in addressing the needs and meeting desired results over the long term. The Commission's vision for the Susquehanna River Basin includes: (1) healthy ecosystems that provide groundwater and surface water of sufficient quality and in adequate supply, (2) enlightened planning for and management of the basin's water resources to safeguard the health, safety and welfare of its citizens during floods and droughts, to sustain a vibrant economy, to improve the Chesapeake Bay's water quality and living resources, and to inform the public, and (3) leadership and coordination of efforts by the Commission among its member jurisdictions and with the private sector necessary to make this vision a reality.

By virtue of the Compact, the Commission has powers and authorities to act on a broad range of water resource issues. Over the years, the Commission has chosen to focus on and prioritize its resources to management areas that effectively allow the Commission to accomplish its mission and meet its responsibilities. The Commission carefully considers its actions to give deference to the member jurisdictions' responsibilities and to avoid duplicating actions of the existing offices and agencies of its member jurisdictions. For the purposes of this Comprehensive Plan, the Commission has grouped its focused management responsibilities into the six key water resource needs and has identified them as "priority management areas", i.e., (1) water supply, (2) water quality, (3) flooding, (4) ecosystems, (5) Chesapeake Bay, and (6) coordination, cooperation, and public information. Each of the six priority management areas covers desired results, goals, ongoing Commission activities and the actions needed to meet the goals. In total, 30 goals have been established with 68 actions identified as being necessary to meet the goals. The Commission has lead responsibility for many of the actions. Some of the actions are to be taken by member jurisdictions and other groups and organizations with the

Commission providing support, assistance or encouragement. In these cases, the other entities have the responsibility to lead and manage the work with the Commission working collaboratively with them in a spirit of full cooperation. Achieving the goals and taking the actions are, of course, dependent on the resources available to the Commission and others over the long term. Part IV, Priority Management Areas, discusses the desired results, goals, ongoing Commission activities and actions in detail while Part VI, Actions Included in the Comprehensive Plan, summarizes the same information in tabular form.

While the priority management areas – with their goals and actions – serve as the primary vehicle for meeting the basin’s water resource needs, the Commission also recognized the benefits of highlighting other important water resource topics. These selected topics were designated as “areas of special interest” by the Commission, and they are a mix of both long-standing and emerging programs and problems of interest to many sectors in the Susquehanna basin. The areas of special interest do not have specific Commission goals and actions, as is the case with the priority management areas, but they are discussed in terms of their impact on water resources and initiatives underway or needed to address them. The twelve areas of special interest are: (1) abandoned mine drainage; (2) climate change; (3) consumptive use mitigation; (4) drought coordination; (5) economic development, recreation and other public values; (6) emerging contaminants; (7) energy production; (8) flood forecast and warning; (9) invasive species; (10) migratory fish restoration; (11) potentially stressed areas and water challenged areas; and (12) water and wastewater infrastructure. The Commission believes these areas of special interest need to be addressed by the combined efforts of all levels of government, the private sector and the Commission.

It is important that the actions identified in Part IV, Priority Management Areas, be taken by the Commission and others in order to progress toward the goals set. The Commission’s ongoing activities will require continuing emphasis to ensure they remain viable and productive. New actions will require integration into the Commission’s work program with appropriate resources and priorities assigned. The process to implement the identified actions begins with approval of the Comprehensive Plan by the commissioners. Some of the identified actions, such as the incorporation of certain existing projects and plans and a basin-wide flood forecast and warning system into the Comprehensive Plan, will be taken upon that approval of the Plan. The existing projects include: (1) the system of U.S. Army Corps of Engineers’ multipurpose reservoirs, (2) major electric power plants, (3) fish passage facilities on the lower Susquehanna River, and (4) all water use projects approved by the Commission since 1971. The plans include the *Groundwater Management Plan for the Susquehanna River Basin*, the *Consumptive Use Mitigation Plan for the Susquehanna River Basin*, and the *Susquehanna River Basin Drought Coordination Plan*. The system is the Susquehanna Flood Forecast and Warning System, including the associated *Strategic Plan for Flood Forecast and Warning-Susquehanna Improvements Program*. Appendix 2 contains a list of the projects and other items that will be incorporated.

The Compact requires the Commission to adopt an annual water resources program, based upon the Comprehensive Plan, and consisting of the projects and facilities to be undertaken by the Commission and others during the ensuing six years or other reasonably foreseeable period. Accordingly, the Commission’s annual Water Resources Program (WRP) is

an implementation document for the actions identified in this Comprehensive Plan. The time period considered for actions in the WRP is two to three years in order to have a “reasonably foreseeable” forecast of needs, workload, priorities, project schedules and resource availability. The WRP is addressed in Appendix 3 and it will be updated as annual revisions are made.

The true value of this Comprehensive Plan will be measured by the degree to which its goals are met through the combination of ongoing Commission activities and taking the identified actions. An annual assessment of progress in meeting goals will be made by the Commission in concert with preparation of the Water Resources Program. Also annually, the Plan will incorporate new approved projects, plans and other actions (see Appendix 2) and the current version of the Water Resources Program (see Appendix 3). Updates to the full Comprehensive Plan will be made every five years to help ensure the Plan is current and of long term value and usefulness. A complete revision of the Plan will be made every 15 years.

## **PART I - INTRODUCTION**

### **A. The Susquehanna River Basin Commission**

#### **1. History**

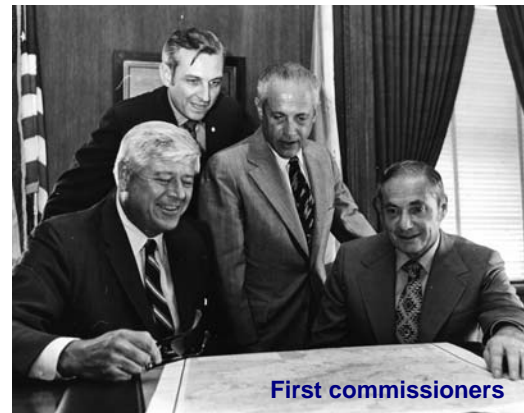
In the early 1960s, citizen concern regarding water resource problems in the Susquehanna River Basin - flooding, drought, and water pollution - stimulated the formation of the Susquehanna River Basin Association, a citizens' organization. This association and other groups, including all levels of government, expressed the need for comprehensive river basin studies to develop solutions to water resource problems in the basin. In addition, it was considered desirable that a regional government institution be created to deal with water resource problems and implement management measures on a basinwide basis.

The Congress of the United States recognized a national interest in the Susquehanna River Basin and, in 1962, authorized a comprehensive study of the water resources of the basin. The U.S. Army Corps of Engineers led this study, which was completed in 1970. In 1963, citizen and state activities led to the creation of an Interstate Advisory Committee for the Susquehanna River Basin, with membership derived from New York, Pennsylvania and Maryland. This Committee concluded that a regional approach to development issues of the basin was advisable, feasible and urgently needed. The Committee drafted a federal-interstate Compact for the comprehensive planning, management, development, use and conservation of the water resources of the basin, and recommended that the Compact be adopted by the member states and the federal government.

The President of the United States signed the Susquehanna River Basin Compact (Compact) into law (P.L. 91-57(5)) on December 24, 1970, subsequent to its approval by Congress and the prior approval of the three states. It joined the federal government and the three states as equal partners for a period of 100 years to manage the Susquehanna basin's water resources through proper planning, development and regulation. The Compact created the Susquehanna River Basin Commission (Commission) as the single administrative agency to develop, effectuate, coordinate and adopt plans, policies, and programs related to water resources of the basin. In January 1971, the Compact took effect and the Commission was officially established.

#### **2. Membership**

As equal partners, the member jurisdictions of New York, Pennsylvania, Maryland and the federal government each appoint a commissioner to the Commission who serves as the spokesperson for the jurisdiction that he represents. The commissioners from the member states are the governors or their designees. The governor of New York also appoints an alternate commissioner(s) while the Pennsylvania and Maryland commissioners appoint their alternates.



In the case of the federal government, the U.S. Army Corps of Engineers is designated by law (Public Law 105-18, the FY 1997 Omnibus Appropriations Act) as the federal representative with the North Atlantic Division Commander as the commissioner and an alternate(s) appointed by him. Under the leadership of the Executive Director, technical, administrative, and clerical personnel support the daily operations of the Commission.

### 3. Mission

The Commission's mission, which is defined in the Compact, is to enhance public welfare through comprehensive planning, water supply allocation, and management of the water resources of the Susquehanna River Basin. To accomplish this mission, the Commission works to: reduce damages caused by floods; provide for the reasonable and sustained development and use of surface and ground water for municipal, agricultural, recreational, commercial and industrial purposes; protect and restore fisheries, wetlands and aquatic habitat; protect water quality and instream uses; and ensure future availability of flows to the Chesapeake Bay. The Commission strives to fulfill its commitments in the manner reflected in its mission statement, its motto "Protecting Your Watershed for Today and Tomorrow", and its values of teamwork, professionalism, and quality. This *Comprehensive Plan for the Water Resources of the Susquehanna River Basin* (Comprehensive Plan or the Plan) is formulated in accordance with these guiding commitments.

The Commission is uniquely qualified to carry out its mission. As a federal-interstate compact body, its jurisdiction is defined by the natural boundaries of the river basin rather than the political boundaries of the member states. As such, the Commission serves as a forum to provide coordinated management, promote communication among its members, and resolve water resource issues and controversies within the basin.

Inherent in this process is the coordination of planning and management efforts of others affecting water resources, stimulation of public awareness, and implementation of related action programs. The Commission serves as an agent for water resources project development, management and operation, as it determines necessary. Also, as the need is demonstrated, it coordinates and manages the funding and conduct of public works programs and projects in the basin. The Commission seeks to integrate planning done at the federal, state and local levels of government with that done by the private sector. It also provides opportunities for all interested groups to express their views and to reconcile differences when possible.

The Commission's leadership role in basin water resource planning and management is also exercised through its regulatory function. Projects and proposals for development, use and management of the water resources of the basin are evaluated in terms of their compatibility with the objectives, goals, standards and criteria set forth in the Comprehensive Plan, and on the basis of public input regarding project impacts. Public input is sought through public hearings, informal contacts, and through views formally expressed to the Commission.

The role of the Commission in any given endeavor varies according to the extent others act to meet water resource management needs within the basin. Where the Commission determines that existing programs of others do not meet identified needs, it first encourages the appropriate member or members to take actions needed. If justified, the Commission also acts directly to meet needs through the exercise of powers granted it by the Compact.

#### 4. Duties and Powers

The duties of the Commission, as set forth in the Compact, are to:

a. Develop and effectuate plans, policies, and projects relating to water resources; adopt, promote, and coordinate policies and standards for water resources conservation, control, utilization, and management; and promote and implement the planning, development, and financing of water resources projects.

b. Undertake investigations, studies, and surveys, and acquire, construct, operate, and maintain projects and facilities relating to the water resources of the basin whenever it is deemed necessary to do so to achieve any of the provisions of the Compact.

c. Administer, manage, and control water resources in all matters determined by the Commission to be interstate in nature or to have a significant effect on the basin's water resources and their management.

d. Assume jurisdiction in any matter affecting water resources whenever it determines, after investigation and public hearing upon due notice given, that the Comprehensive Plan or the Compact so requires. If the Commission finds upon subsequent hearing requested by an affected signatory party that the party will take the necessary action, the Commission may relinquish jurisdiction.

e. Investigate and determine if the requirements of the Compact or the rules and regulations of the Commission are complied with. If non-compliance is found or if satisfactory progress has not been made, the Commission may institute an action or actions in its own name in any state or federal court of competent jurisdiction to compel compliance with any and all Compact provisions or any of the Commission rules and regulations adopted pursuant to the Compact.

The necessary authority to act on these duties is delegated to the Commission by the Compact signatories, as are such other and different powers which are necessary or convenient to carry out its express purposes, or purposes which may be reasonably implied from the Compact. The Compact clearly states that the authority granted the Commission is conditioned to preserve and utilize the functions, powers and duties of existing offices and agencies of the signatory parties to the extent consistent with the Compact.

#### 5. Goals

The goals of the Commission are (as defined in the Commission's 1993 Mission Statement):

a. To be responsive to water resource management needs of the Commission's signatory members;

b. To provide excellent service to the public;

- c. To coordinate management of interstate water resources and serve as an effective forum for resolution of water resource issues and controversies within the basin;
- d. To be a leader in issues concerning the conservation, utilization, allocation, development, and management of water resources within the Susquehanna River Basin;
- e. To encourage excellence in Commission staff by affording opportunities for professional growth and development and by providing a stimulating work environment for all Commission employees; and
- f. To provide public information and education about the water resources of the basin.

## **B. The Susquehanna Basin**

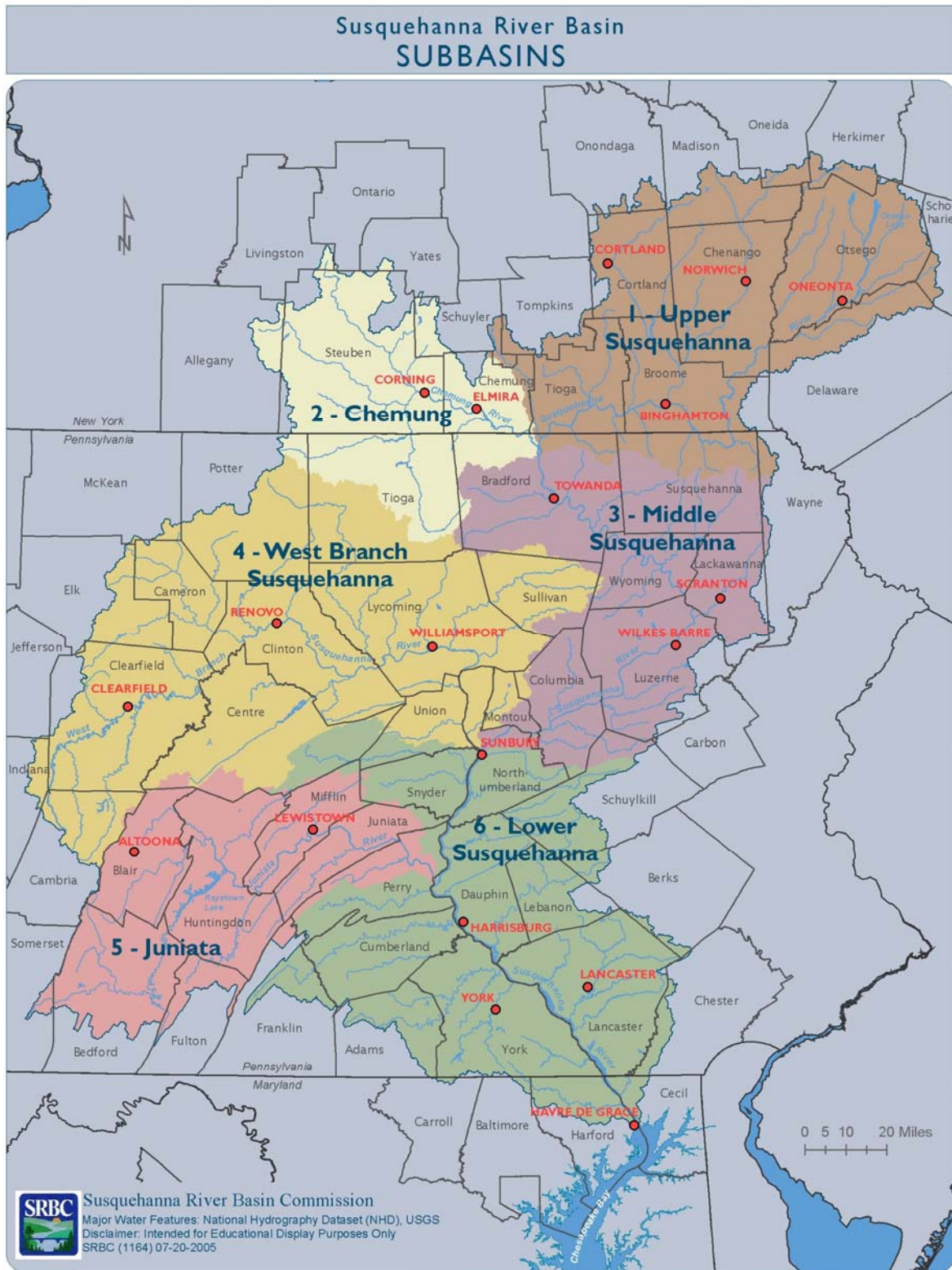
### 1. Description of the Basin and Major Subbasins

#### a. General Description

The Susquehanna River is the largest river lying entirely in the United States that drains into the Atlantic Ocean. The Susquehanna and its hundreds of tributaries constitute more than 49,000 miles of waterways and drain 27,510 square miles, an area nearly the size of Massachusetts, Vermont, Delaware and New Jersey combined spread over parts of New York, Pennsylvania, and Maryland. The river flows 444 miles from its origin at the outlet of Otsego Lake at Cooperstown, New York, until it empties into the Chesapeake Bay at Havre de Grace, Maryland. See Figure 1. Other basin and river information includes:

- The Susquehanna River Basin covers half the land area of Pennsylvania, portions of New York and Maryland and includes all or portions of 67 counties.
- The basin comprises 43 percent of the Chesapeake Bay's drainage area and the river provides nearly one-half of the freshwater flow to the Bay with a normal flow of 18 million gallons per minute at Havre de Grace.
- The Susquehanna basin is comprised of six major subbasins.
- The Susquehanna River Basin has more than 49,000 miles of waterways – rivers, streams, creeks, brooks, runs, etc. (*data source: National Hydrography Dataset*)
- The basin is made up of 69 percent forest lands. (*data source: Chesapeake Bay 2000 landuse*)
- The Susquehanna basin has a population of nearly 4 million.
- The river is almost a mile wide at Harrisburg, Pennsylvania and flows about 20 miles per day on an average summer day.
- The river is the nation's longest, commercially non-navigable waterway.
- The basin is one of the most flood prone areas in the nation with a major devastating flood occurring every 13 years on the average.





**Figure 1. The Susquehanna River Basin**

## b. Physiography

The Susquehanna River Basin includes three major physiographic provinces: the Appalachian Plateau, the Valley and Ridge, and the Piedmont Provinces. A very small part of the Blue Ridge Province also extends into the basin. Differences in topography and geology form a basis for these natural subdivisions, although the whole area has a similar geologic history and related geological features. These differences form a basis, too, for the settlement patterns of the basin. See Figure 2.

- Appalachian Plateau Province. This province occupies 56 percent of the Susquehanna drainage area in New York and Pennsylvania. This region is characterized by high, flat-topped hills and deep valleys cut by the Susquehanna and its tributaries.
- Valley and Ridge Province. This province is a mountainous region that covers approximately 37 percent of the basin and contains ridges, which rise from 500 to 1,600 feet above the surrounding valleys. In the eastern part, the folding of the rocks created the distinctive anthracite coal fields of the Lackawanna and Wyoming Valleys. Transportation routes and settlement have followed the valleys and the gaps in the ridges.
- Piedmont and Blue Ridge Provinces. About seven percent of the basin is in the Piedmont and Blue Ridge Provinces. Maximum relief in the Piedmont Province ranges from 400 to 600 feet, with the Blue Ridge Province having a somewhat greater relief. This comparatively low relief allows a denser and more even population distribution than in the more mountainous parts of the basin.

## c. Rivers in the Basin

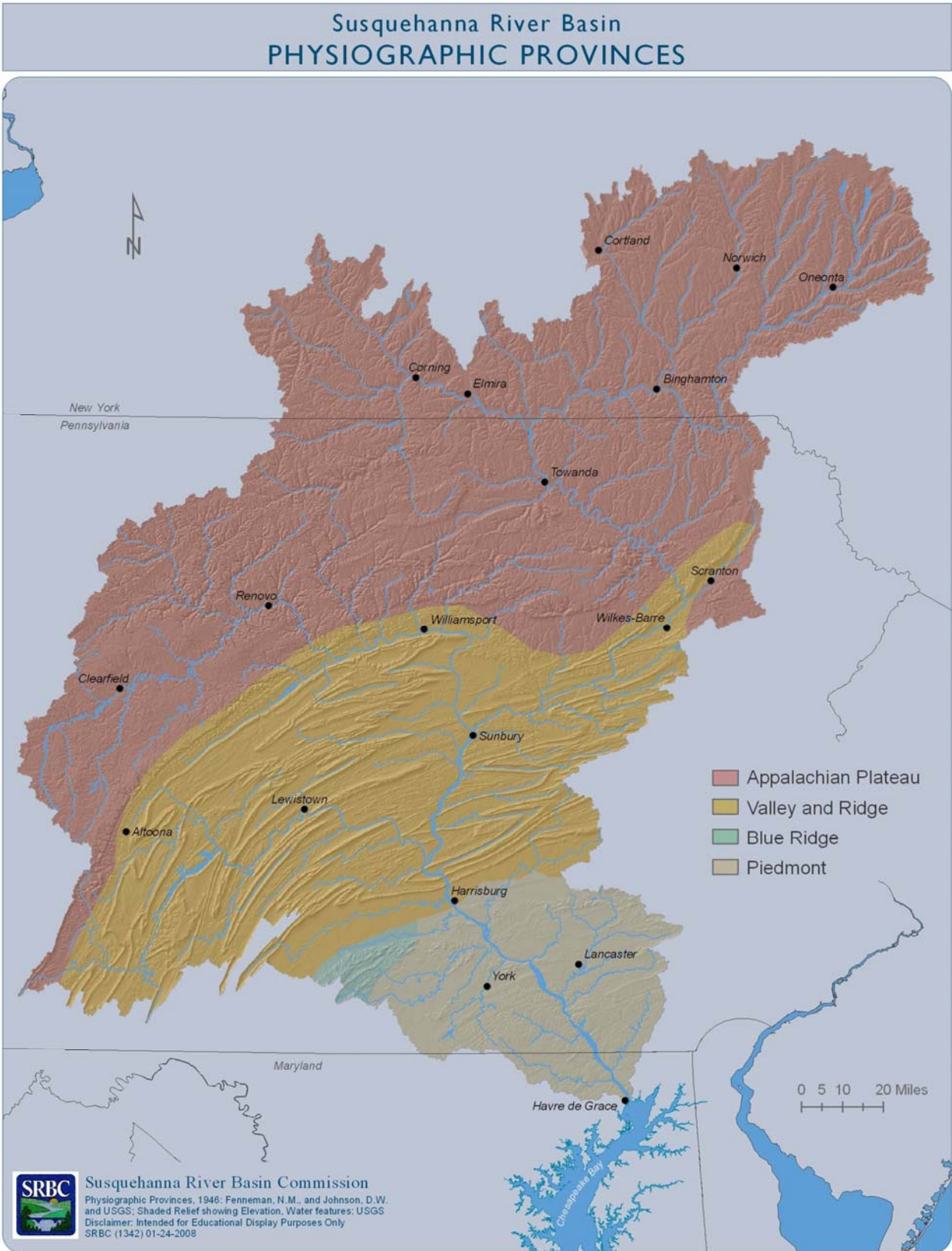
The Susquehanna River starts as a small stream flowing from Otsego Lake and continues southward into Pennsylvania around the "Great Bend" and back into New York, then westward through Binghamton to be joined by the Chemung River at Athens, Pennsylvania. From this point, the river meanders southeastward into Pennsylvania until it is met by the Lackawanna River near Wilkes-Barre, where it turns southwestward to its confluence with the West Branch Susquehanna River at Sunbury.

The Chemung River is formed by the confluence of the Cohocton and Tioga Rivers west of Corning, New York. The West Branch of the Susquehanna rises in the western part of the basin and flows north then east past Williamsport, where it turns south to its junction with the Susquehanna River at Sunbury. The Juniata River joins the Susquehanna at Duncannon, 38 miles downstream from Sunbury.



Confluence of West Branch and mainstem Susquehanna





**Figure 2. Physiographic Provinces in the Susquehanna River Basin**

Below its junction with the Juniata, the Susquehanna becomes an impressive river nearly a mile wide. Just below Harrisburg, it flows through a series of gorges now dammed by hydroelectric power facilities. From the Maryland-Pennsylvania border, the river continues southeastward for fourteen miles, passing one more major dam, until it mingles its waters with the tidal Chesapeake Bay at Havre de Grace.



Susquehanna River near Marietta, Pa.

Table 1 includes drainage area information for the basin and the six major subbasins. See Figure 1 for a map of the basin, major subbasins, and population centers.

***Table 1. Major Subbasins***

<b>Subbasin</b>	<b>Drainage Area (Sq. Mi.)</b>
1 - Upper Susquehanna	4,944
2 - Chemung	2,604
3 - Middle Susquehanna	3,755
4 - West Branch Susquehanna	6,992
5 - Juniata	3,406
6 - Lower Susquehanna	5,809
<b>Total Susquehanna River Basin</b>	<b>27,510</b>

#### d. The Climate of the Basin

The Susquehanna River Basin has a continental type of climate, modified somewhat by the moisture periodically entering the area from the Gulf of Mexico and the Atlantic Ocean. As a result, precipitation is greater and temperature less extreme than would otherwise be the case.

The average annual temperature in the basin ranges from about 44 degrees in the northern part of the basin to about 53 degrees in the southern part. Average January temperatures range from 20 to 30 degrees and average July temperatures range from 65 to 76 degrees. Extreme high temperatures of 107 degrees and low temperature of 39 degrees below zero have been recorded in the basin.

Average annual precipitation is about 40 inches over the entire basin and ranges from 33 inches in the northern part of the basin to 46 inches in the southern part. In the extreme years, more than 50 inches of rainfall have been recorded in various places, and in 1972 a record total of 59.2 inches of rainfall was recorded at Harrisburg. Drought years have seldom recorded less than 25 inches at any station.

Climate change has the potential to affect the basin's temperature range and annual precipitation. More information on climate change is contained in Part V, Section B, of the Plan.

#### e. Hydrology

Since the average annual rainfall in the basin is about 40 inches per year, this means that more than fifty billion gallons per day, on the average, falls in the basin. An average of 26 billion gallons per day flows from the mouth of the Susquehanna into the Chesapeake Bay. Naturally, this flow varies from day-to-day and from year-to-year. Of particular interest are the extreme low flows and high flows, the droughts and the floods, and the flows that can be depended upon most of the time. Since the Susquehanna River experiences considerable variations in flow over periods of years and during any one year, resource management for the best utilization of the basin's water is a challenging task.

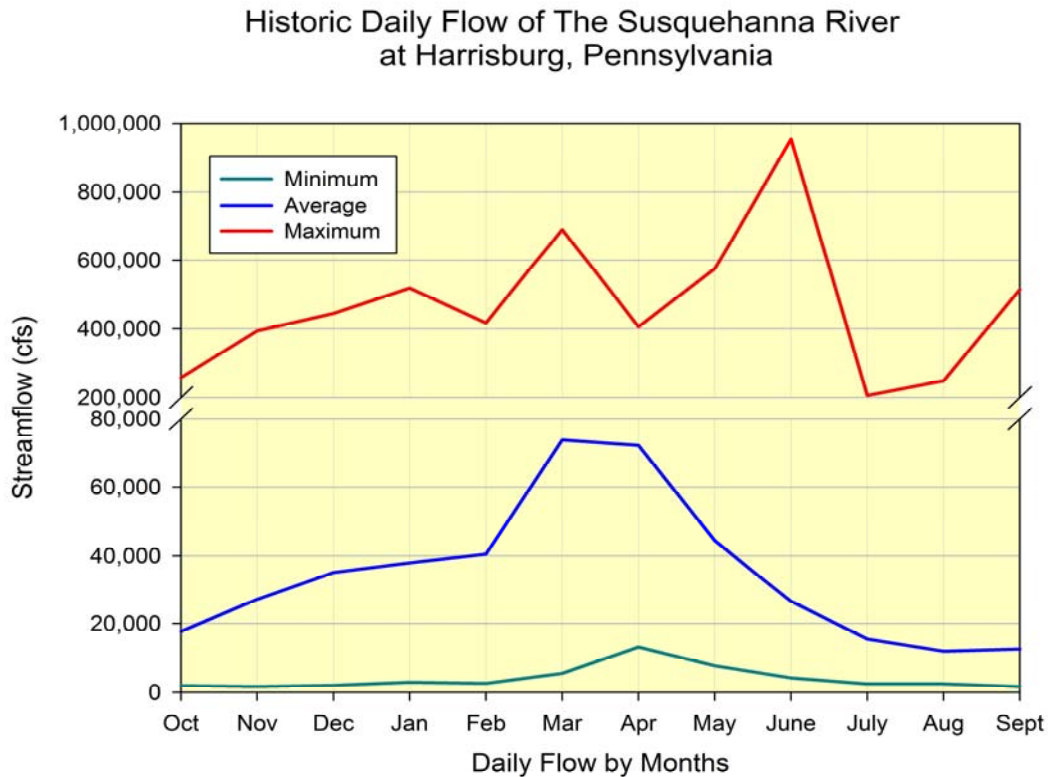
Total runoff varies from year-to-year and from location-to-location. Average yearly precipitation rates generally result in 52 percent of the total water being lost to evapotranspiration and 48 percent to surface water runoff and ground water infiltration. Land use, soil, and the type of vegetative cover affect surface runoff and evapotranspiration rates. For instance, in urban areas with large portions of their areas paved or covered with buildings, surface runoff can approach 100 percent; in heavily forested areas, surface runoff is much lower and evapotranspiration is correspondingly higher.

In terms of seasonal variations in average stream flow, virtually all the major streams experience their highest flows in March, April, and May, when melting snows combine with spring rains. These three months account for about one-half of the yearly runoff. Flows are lowest in these streams during the summer and early fall months, with most streams hitting their lowest levels in September. Figure 3 shows a typical flow pattern for the basin as recorded for the Susquehanna River at Harrisburg, Pennsylvania with a peak day flow of 954,000 cubic feet

per second (cfs) in June 1972 and a minimum low flow of 1,700 cfs in September 1964. The average daily flows at Harrisburg range from 11,970 cfs in August to 217,000 cfs in April.

Average flow data are collected over long periods of time for locations throughout the basin. The data, however, do not reveal periods of drought when, for a year or more, rainfall and runoff were below the averages; and they do not reveal floods that occurred on the major streams after severe regional storms, or flooding of small tributaries because of local storms. It is possible for one portion of the basin to be flooded while another is experiencing a drought.

Climate change may have a significant effect on the basin's hydrology, particularly in terms of flow extremes and seasonal variations in flow. More information on the potential impacts of climate change is contained in Part V, Section B, of the Plan.



*Figure 3. Typical flow pattern for the basin as recorded for the Susquehanna River at Harrisburg, Pennsylvania*



**f. Floods**

With more than 49,000 miles of waterways, the Susquehanna River Basin is one of the country's most flood prone areas. Generally, floods occur each year somewhere in the basin, and major floods can occur in all seasons of the year. The more frequent flooding, however, occurs in early spring, usually in March. Major floods have occurred as the result of heavy rainfall on top of heavy snowfall and as a result of heavy rainfall on previously saturated ground. Occasionally, local flooding is caused by ice jams. Flooding from high intensity summer storms is often aggravated by saturated ground conditions from previous storms, and flash flooding over small drainage areas also results from thunderstorms during the summer months. Hurricanes, or their remnants, passing through the basin have caused major floods. Record floods have occurred at most localities in the Susquehanna River Basin on one or more of the following dates: June 1889, July 1935, March 1936, May 1946, June 1972, September 1975, January 1996, September 2004, and June 2006.

**g. Droughts**

While many droughts have occurred in parts of the basin at different times, the two most severe occurred in the 1930-1934 period and the 1962-1965 period. The drought of the 1930s left many streams dry, and water for domestic use had to be transported to many places. The drought of the 1960s was even more severe, in terms of intensity and greater demands on water resources. Agriculture suffered, municipalities had to restrict water use drastically, and many streams were dry or were left with poor quality water. A measure of drought conditions is the occurrence of "Q7-10," which is the low flow statistically expected to occur for a seven-day duration once in ten years. An indication of the severity of the 1930s and 1960s droughts is the fact that more than 70 percent of the daily occurrences of flows below "Q7-10" at Harrisburg, from 1890 to 2007, took place during those two events. Significant droughts have also occurred in portions of the basin in 1900, 1908, 1910, 1913, 1941, 1980, 1991-1992, 1995, 1999, and 2002 with drought emergencies declared for the more recent events.



#### h. Groundwater

The surface water and groundwater resources of the Susquehanna River Basin are interrelated and must be considered jointly. Existing groundwater conditions in the basin result from a number of factors, including climate, physiography, land use, groundwater quality, and groundwater use. Groundwater maintains the base flow of perennial streams during periods of little or no precipitation and constitutes an average of 50 percent of the flow of most streams at other times. When groundwater is withdrawn and used consumptively (not returned), stream flows may be reduced.

The use of groundwater resources within the basin is extensive. In particular, groundwater plays a critical role in supplying drinking water and maintaining economic viability. Outside of the major population centers, drinking water supplies are heavily dependent on groundwater wells. For use as water supply, groundwater is sometimes preferable to surface water because of its relatively uniform temperature, quantity, and quality throughout the year. In addition, groundwater often requires fewer resources for treatment. Approximately 20 percent of the basin population is served by public water suppliers that use groundwater as a source.

#### i. Soils

Soil types in the basin vary largely within the predominant physiographic provinces. In the glaciated portion of the Appalachian Plateau Province, the deep soils on the sloping uplands are developed in glacial till and are moderately well to poorly drained. Most of the soils contain considerable amounts of coarse fragments, frequently have stones on the surface, and are in woodland. The stream valleys contain deep deposits of glacial valley fill materials and are predominantly deep and well drained (sand and gravel deposits) or poorly drained (finely textured deposits). In the unglaciated part of the plateau, soils formed in materials weathered from sandstone and shale, are deep, and well to poorly drained.

In the Valley and Ridge Province, soils of the ridges are mostly moderately deep to deep, well drained, and very stony. Soils of the shale valleys are mostly moderately deep to shallow, well to moderately well drained, and feature moderate to steep slopes. Soils of the limestone valleys are predominantly deep, well drained, productive, and often in cropland.

Soils of the Piedmont Province are formed in parent materials weathered from a wide variety of rocks, including red shale, schist, gneiss, quartzite, diabase, and greenstone. The ridge soils are mostly deep, well drained, and very stony. Soils formed over shales and other softer rocks are moderately deep to deep, well to poorly drained, and generally very fertile.

#### j. Mineral Resources

Coal has been, and continues to be, a significant mineral resource in the Susquehanna basin. Some of the towns and cities in the basin were built for the single purpose of coal mining. While coal provided a livelihood for thousands over many decades, the operators worked without regard to environmental impacts until the 1970s. The land was stripped and deep mine wastes were left in enormous piles. Since the 1970s, many of the previously mined areas have been



either abandoned or reclaimed. Other important mineral resources of the basin include glass sand, lime, clay, trap rock (an aggregate deposit also known as “Diabase” that is a very hard durable material), sand and gravel and stone.

k. SRBC Map and Data Atlas

The Commission has developed a Geographic Information Systems (GIS)-based Map and Data Atlas as a resource for water resource professionals and the public to access a wide variety of maps and datasets for the Susquehanna River Basin. The atlas provides a wealth of information on existing conditions in the basin and is periodically updated. Examples of the information in the atlas include watersheds, land use, average annual precipitation, toxic release inventory, flood insurance coverage, public lands and boat access points, and specific water resource projects. The Map and Data Atlas are available at the Commission’s website, <http://www.srbc.net/>.

2. Water Resource Projects and Programs

There are many important projects and programs that address various aspects of water resources in the Susquehanna River Basin. This part of the Comprehensive Plan provides an overview of existing projects and programs that deal with flood damage reduction, water supply, wastewater treatment, recreation, electric power production, water diversions, migratory fish passage and abandoned mine drainage. Also discussed are the projects, plans and other actions that the Commission has incorporated into the Comprehensive Plan. The overview is meant to provide an insight to existing conditions in the basin, but it does not attempt to address all existing projects or ongoing activities.

a. Flood Damage Reduction

The existing federal, state and local flood damage reduction projects in the basin have provided significant benefits for many years. The projects include reservoirs, local flood protection projects (levees, floodwalls, channel modifications, pumping stations), and flood forecast and warning systems. Without these valuable projects, damages in the flood prone areas of the basin would be much higher than what actually occurs.

The U.S. Army Corps of Engineers (USACE) operates and maintains a system of 13 dams and multipurpose reservoirs which are located in all six major subbasins. For the purpose of flood damage reduction, USACE also regulates the operation of a Commonwealth of Pennsylvania reservoir (George B. Stevenson) in the West Branch Susquehanna Subbasin. These



14 projects provide most of the floodwater storage in the basin with over 940,000 acre-feet of storage available for reducing flood damages. Table 2 contains a listing of the 13 USACE reservoirs. The federal Natural Resources Conservation Service and the Commonwealth of Pennsylvania have constructed other reservoirs in the basin that reduce flood damages. These

projects are generally smaller in scale than most of the USACE reservoirs, but provide important local benefits.

**Table 2. U.S. Army Corps of Engineers Reservoirs**

Reservoir or Dam Name	Subbasin Location
Almond Lake	Chemung
Arkport Dam	Chemung
Aylesworth Lake	Middle Susquehanna
Alvin R. Bush Dam	West Branch Susquehanna
Cowanesque Lake	Chemung
Curwensville Lake	West Branch Susquehanna
East Sidney Lake	Upper Susquehanna
Indian Rock Dam	Lower Susquehanna
Raystown Lake	Juniata
Foster J. Sayers Dam	West Branch Susquehanna
Stillwater Lake	Middle Susquehanna
Whitney Point Lake	Upper Susquehanna
Tioga-Hammond Lakes	Chemung

There are approximately 100 local flood protection projects in the basin that were constructed by federal and state agencies and local interests. These projects are well distributed throughout the basin and provide varying levels of protection, depending on the flow or flood level used for design purposes. The operation and maintenance responsibilities for the projects are typically at the local level.

The Susquehanna Flood Forecast and Warning System (SFFWS) is a comprehensive system that is of very significant value to basin citizens in reducing flood damages. The SFFWS is an automated state-of-the-art system utilizing advanced technology, including radar and streamflow and rainfall gages, to provide data used by the National Weather Service to forecast stream levels and issue timely and accurate early warnings. The early warnings allow residents, communities and businesses to secure their property and move people and property to a safe location. The SFFWS is overseen by a federal and state interagency committee coordinated by the Commission.



There are also locally-operated flood warning systems that complement the basinwide system with more specific watershed and local warning information.

The National Flood Insurance Program and effective floodplain management at the state and local level have also played important roles in reducing long term flood damages.

**b. Water Supply**

Approximately 1,100 public water supply systems currently exist in the basin, including municipal and commercial (e.g., trailer park) facilities. Of this total, 823 public systems are in the Pennsylvania portion of the basin. In 1987, there were an estimated 280 systems in the New York (260) and Maryland (20) portions of the basin. Updated estimates for New York and Maryland are not readily available, but it is believed these numbers have not changed significantly. The water supplies for the public systems include 341 surface water intakes and more than 7,500 groundwater wells.

In addition to the public systems, there are many self-supplied water supply sources in the basin. It is estimated that more than 1.2 million of the basin's residents and 1,200 industries depend on self-supplied sources for their water.

The Commission has approved surface or groundwater withdrawals and/or consumptive water use for more than 500 individual facilities under its regulatory authority. The types of water supply users include commercial, industrial, and municipal interests. The Commission also owns more than 29,000 acre-feet of water supply storage at Cowanesque and Curwensville Lakes. This storage is utilized to provide mitigation (i.e., low flow augmentation) for a portion of the consumptive water use in the basin during low flow conditions.

**c. Wastewater Treatment Facilities**

There are nearly 800 existing wastewater treatment plants in the basin. Based on information compiled from state datasets, 736 plants are in Pennsylvania with 47 and 9 plants located in the New York and Maryland portions of the basin, respectively. These data include facilities for municipalities, schools, mobile home parks, prisons, and subdivisions. A number of large industrial facilities provide their own on-site wastewater treatment.

**d. Recreation**

The basin's resources provide residents and visitors with excellent opportunities for outdoor, water-based or oriented recreation. Fishing, waterfowl hunting, boating, swimming, hiking, camping, and bird watching are among the activities that can be enjoyed. Recreational features include 76 state parks available for use on approximately 136 square miles (87,000 acres) of public lands having an estimated 340 miles of streams. More than 370 public boat launches along the Susquehanna River and its major tributaries offer excellent access to the waterways. There are ten designated "Water Trails" in the basin having a total length of in excess of 900 miles. A total of 43 moderate to large lakes in the basin offer more than 57,000 acres of surface area. In addition to parks, waterway access and lakes, there are 188 public forests and 153 game lands in the basin, encompassing a total of almost 4,600 square miles of

land, respectively. There is an estimated 6,500 miles of streams within the public forests and game lands.



Photo: courtesy PEC

#### e. Power Production

There are 20 major electric power generating plants located in the Susquehanna River Basin that use water resources in their operation. The major plants are listed in Table 3 in alphabetical order. Table 4 summarizes the facilities by state, type of operation (i.e., hydropower, fossil fuel or nuclear), capacity and water use data. The power production of the large plants is fed into the electric power grid for widespread residential, commercial and industrial use. There are an additional 39 facilities in the basin that generate electric power, but have limited power production and related water use. The small facilities primarily produce power for local use with relatively minor excess power fed into the electrical power grid. For comparison purposes, the 20 large plants have a total power capacity of 13,939 megawatts (MW), or 91 percent of the total for all 59 plants, while the 39 small plants' capacity is 1,380 MW, or nine percent of the system's total capacity.

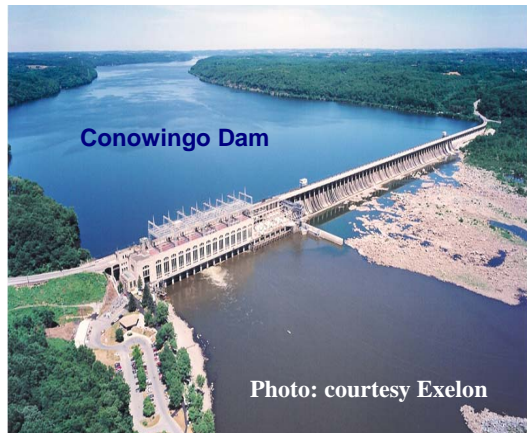


Photo: courtesy Exelon

**Table 3. Major Power Plants in the Susquehanna River Basin**

Power Plant Name	
AES Hickling	Montour Steam Electric Station
AES Ironwood CCGT Power Plant	Muddy Run Pumped Storage Facility
AES Jennison	Peach Bottom Atomic Power Station
AES Westover Generating Station	Rock Springs Generation Facility
Archbald Power Station	Safe Harbor Hydroelectric Station
Brunner Island Steam Electric Station	Shawville Generating Station
Conowingo Hydroelectric Station	Sunbury Generation Facility
Holtwood Hydroelectric Project	Susquehanna Steam Electric Station
Hunlock Power Station	Three Mile Island Nuclear Station
John B Rich Memorial Power Station / Gilberton Cogen Plant	York Haven Hydro Station

**Table 4. Power Plant Data**

State	Hydro	Fossil	Nuclear	Total	Capacity (MW)	Water Withdrawal (mgd)*	Consumptive Water Use (mgd)*
NY	0	3	0	3	249	239.0	3.3
PA	4	8	3	15	12,443	4,217.0	168.0
MD	1	1	0	2	1,247	0.4	0.3
<b>Total</b>	<b>5</b>	<b>12</b>	<b>3</b>	<b>20</b>	<b>13,939</b>	<b>4,456.4</b>	<b>171.6</b>

\* Water use at hydropower plants is not included in totals.

Two new fossil fuel power plants are under development in the Pennsylvania portion of the basin and are scheduled to be in operation by 2011-2012. These two large plants are expected to have a total capacity of 1,390 MW. Other upgrades of existing plants are expected to occur over time and will increase the total power production capacity and water use in the basin.

f. Water Diversions

Water that is transported by man-made means (e.g., pumping) from the Susquehanna River Basin for use outside the basin is considered an out-of-basin diversion. Table 5 lists the existing out-of-basin diversions and their authorized rates. There are also three small in-basin diversions that are approved under regulatory authority to import a maximum of .7 million gallons daily into the Susquehanna River Basin. There are other existing in-basin diversions that did not require the regulatory approval of the Commission.

**Table 5. Diversions from the Susquehanna River Basin**

Names & Locations of Diversions	Waterbodies or Basins Involved	Authorized Diversions
1. Aberdeen Proving Grounds, Md.	Deer Creek to Chesapeake Bay	3.0 mgd, but limited to 1.8 mgd as of 2008
2. AES Ironwood, Lebanon, Pa.	Swatara Creek to Delaware basin	4.5 mgd
3. Aqua Pennsylvania – SCI Waymont, at Waymont, Pa.	Middle Susquehanna Subbasin to Delaware basin	0.494 mgd
4. Baltimore, Md.	Susquehanna River to Chesapeake Bay	250 mgd, but limited to a max. of 107 mgd during low flows
5. Berlin Borough, Pa.	Juniata Subbasin to Potomac basin	0.498 mgd
6. Chester, Pa. Water Authority	a. Susquehanna River to Delaware basin	30 mgd
	b. Octoraro Creek to Delaware basin	30 mgd
7. City of Dubois, Pa.	West Branch Susquehanna River Tributary to Allegheny basin	3 mgd
8. Coatesville, Pa. Municipal Water Authority	West Branch Octoraro Creek to Delaware basin	2.0 mgd
9. Franklin County, Pa.	Conodoquinet Creek to Potomac basin	1.4 mgd
10. Morgantown Properties, L.P., New Morgan Borough, Pa.	Conestoga River to Delaware basin	0.004 mgd
11. Oriskany, N.Y.	Chenango River Basin to Mohawk River Basin	18.4 mgd
12. Perryville, Md.	Susquehanna River to Chesapeake Bay	1 mgd
13. Savona, N.Y.	Mud Creek to Keuka Lake	47.2 mgd



### g. Migratory Fish Passage

Several species of migratory fish (e.g., American shad, blueback herring, and American eel) were once important recreational and commercial resources throughout the Susquehanna River Basin. Construction of the four major power dams on the lower Susquehanna River in the early 1900s ended migratory fish movement into the river system. Modern efforts to restore migratory fish to the Susquehanna River Basin began in the 1950s and continue today. The Susquehanna River Anadromous Fish Restoration Cooperative (SRAFRC) has set a goal of restoring all migratory fish species in the basin. Major accomplishments toward meeting this goal include installation of fish passages at Conowingo, Holtwood, Safe Harbor, and York Haven Dams located below Harrisburg, Pennsylvania, on the lower Susquehanna River and construction of a shad hatchery along the Juniata River. The removal of small dams on tributary streams and modifications of other small dams for fish passage are other actions that have taken place in the basin.



### h. Abandoned Mine Drainage

Coal mining has been an important part of the economy in the basin since the 1800s but has caused many environmental problems. Abandoned mine drainage (AMD) continues to be a significant cause of stream impairment in the Pennsylvania portion of the basin, with more than 1,600 miles of streams negatively impacted. Since the 1960s, significant efforts have been made to treat AMD and reclaim abandoned mine lands. Pennsylvania's Operation Scarlift was active from 1968 to 1995 and resulted in more than 500 AMD projects. The federal Surface Mining Control and Reclamation Act was enacted in 1977, under the auspices of the Office of Surface Mining, and has resulted in significant funding to address AMD treatment and reclamation work. In 1998, Pennsylvania began an initiative called Reclaim PA, which emphasized reclamation and re-mining of abandoned mine lands. The Pennsylvania Department of Environmental Protection has played a major lead role in AMD actions in the basin. In addition, several federal agencies, watershed organizations, the Eastern and Western Pennsylvania Coalitions for Abandoned Mine Reclamation, and the coal mining industry have played important roles in reducing AMD impacts. As a result of the combined efforts of all



parties, a significant number of AMD projects and measures have been implemented and stream water quality has been improved.

i. Projects, Plans and Other Actions Incorporated into the Comprehensive Plan

The Commission has incorporated certain projects, plans and other actions into its Comprehensive Plan since the 1970s. Actions to incorporate measures into the Plan were taken by resolutions, approval of dockets, or other formal means by the commissioners in public sessions. All projects, plans and other actions were reviewed by Commission staff before being recommended to the commissioners for approval. During preparation of this updated Comprehensive Plan, a review of all projects and other actions previously incorporated was made. Most of the measures were retained but some were identified for deletion from the Plan, primarily because (1) they had not been implemented as planned, (2) had become inactive for a substantial time, or (3) were modified for a subsequent new incorporation action.

Appendix 2 contains lists of the projects, plans and other actions that have been incorporated into the Comprehensive Plan from 1971 through 2008, but not including those deleted items as discussed above. The historical record is organized by lists of (1) federal and state projects, (2) plans, policies, programs and regulations and (3) Commission-approved water use projects. Appendix 2 includes those projects, plans and other actions that have been incorporated as a result of the updating the Comprehensive Plan; they are discussed in Part VII.

Future projects, plans and other actions will be incorporated into the Comprehensive Plan in two ways. First, the Commission will incorporate all water use projects approved under its regulatory program. Unless otherwise determined by the Commission, projects approved under the regulatory program will be incorporated by reference into the Plan. This process will be used for those projects, while beneficial, are generally limited in scope and are not required for the optimum planning, development, conservation, utilization, management, and control of the water resources of the basin to meet present and future needs and will not significantly affect the waters of the basin. Separate and specific actions will be taken to incorporate those projects that the Commission determines should not be incorporated by reference. Second, other water resource projects, plans, and other actions (e.g., policies, programs, and regulations) will be considered for incorporation by the Commission on a case-by-case basis. Measures can be proposed for incorporation into the Plan by project proponents, member jurisdictions, or the Commission itself. During review of proposed measures, consideration will first be given to their scope and significance. If warranted, a more in-depth consideration of key factors will be made. The factors include:

- Immediate and long-range beneficial management and development of the water resources of the basin.
- Optimum planning, development, conservation, utilization, management, and control of the water resources of the basin to meet present and future needs.
- Findings and recommendations of the signatory members, their political subdivisions, and interested groups.
- Effect of the project upon receiving waters of the Chesapeake Bay.



- The planning objectives of national economic development, environmental quality, social well-being and regional development.
- Integration of water resources planning and development actions with land use planning.
- Inherent public rights attached to all waters of the basin held in public trust.

More detailed information on the evaluation of proposed projects is contained in Part III, Section B, of the Plan. Based upon the results of the review, a decision will be made on whether to incorporate a proposed measure into the Comprehensive Plan.

### **C. Authority**

Sections 3.3 and 14.1 of the Compact authorize and require the Commission to formulate and adopt a Comprehensive Plan for the immediate and long-range development and use of the water resources of the basin. The Commission may adopt a Comprehensive Plan or any revision thereof in such parts as it deems appropriate. This authority is conditioned to require consultation with water users, interested public bodies and public utilities. Also the Commission must, prior to adoption or revision of the plan or any part thereof, conduct public hearings, and consider and give due regard to the findings and recommendations of the signatory parties and interested groups.

### **D. 1973 and 1987 Comprehensive Plans**

After the Compact went into effect in January 1971, the Commission organized a staff and, in compliance with the terms of the Compact, made the adoption of a comprehensive plan a top priority. There was a strong belief among the Commission members that the Comprehensive Plan would form the foundation upon which the Commission would carry out all of its water management responsibilities. At the monthly meetings during 1972 and 1973, the staff regularly reported to the Commission on the progress made in completing the plan.

After a series of basinwide hearings, the Commission adopted its first *Comprehensive Plan for the Water Resources of the Susquehanna River Basin* on December 13, 1973. The plan consisted of three parts: Part I - Introduction; Part II - The Plan; and Part III - General Information.

Part II - The Plan - formed the heart of the 1973 Comprehensive Plan. A set of planning objectives was established for the use and development of the basin's water resources. The objectives included careful consideration of national economic development, environmental quality, social well being and regional development, with reasoned choices made among them when they conflict. The public trust responsibilities of the Commission and its member jurisdictions over the water resources of the basin are also emphasized. Program objectives and goals for water resources management were established for: (1) Flood Plain Management and Protection; (2) Water Supply; (3) Water Quality; (4) Recreation, Fish and Wildlife; (5) Watershed Protection and Management; and (6) Cultural, Visual and Other Amenities. The objectives and goals were reinforced by a set of "Guidelines and Criteria" that outlined "a sound basis for rational, well-considered decisions among alternatives or competing uses of basin water

resources." Indeed, the Commission has relied heavily on the water management principles set forth in the "Guidelines and Criteria" in carrying out its regulatory functions. Finally, Part II set forth an "Early Action Program" to provide a five-year perspective on priority programs and projects to meet the needs and demands identified in the program objectives. It also identified responsibilities of both the Commission and its member jurisdictions.

In 1987, the Commission approved an overall revision of the 1973 Comprehensive Plan. This revision retained the basic structure and content of the 1973 plan. However, many changes and updates were made to the text, and items that had been adopted piecemeal by the Commission since 1973 were added. This included such things as the goals for restoration of migratory fish to the river system and the commitment to acquire water storage and release facilities. The "Guidelines and Criteria" Section of Part II was also expanded from 23 entries to 32 entries, with the language of several of the entries also being strengthened. A separate appendix was added for projects that had been included in the plan and completed, as opposed to projects in the early action program that awaited completion.

## **E. Purpose and Scope of the Current Plan**

### **1. Purpose**

The Comprehensive Plan provides an overarching framework for the Commission in regard to management and development of the water resources of the Susquehanna River Basin, and serves as a guide for all Commission programs and activities, thus facilitating the achievement of its mission to enhance the public welfare through comprehensive planning, water supply allocation, and management of the water resources of the basin. The plan supports the broad goals set forth in the Compact and provides a basis for achieving desired results, meeting specific goals, and taking actions necessary to meet the goals. The plan is further intended to be a useful resource for the Commission's member jurisdictions, water resource managers in the basin, private sector interests and others.

### **2. Scope**

The Comprehensive Plan includes the following key elements: (1) an assessment of water resource needs in the basin, (2) principles, guidance, and standards necessary to effectively and efficiently execute the Commission's responsibilities, (3) desired results, goals, ongoing Commission activities and actions for the Commission's priority management areas, (4) recognition of water resource areas of special interest to the Commission, and (5) documentation of projects incorporated into the plan which are required, in the judgment of the Commission, for the optimum planning, development, conservation, utilization, management and control of the water resources of the basin to meet present and future needs. The Plan is envisioned to be a dynamic, Internet document that includes effective use of GIS products. Annually, the Plan will incorporate new approved projects, plans and other actions (Appendix 2) and include the current version of the Water Resources Program (Appendix 3). An update of the full Plan will be made every five years with a complete revision of the Plan made every 15 years to ensure its usefulness and applicability.

## **PART II - ASSESSMENT OF WATER RESOURCE NEEDS IN THE BASIN**

Water is an essential need for all life and can both enhance and detract from quality of life. Dependable water supplies and good water quality are important, for example, to public health and welfare, economic development, and environmental protection. Sustained low flows, poor water quality, and serious flooding have adverse effects on the public, economy, and environment. Effective water resources management requires a balanced approach to maintain or improve the dependable quantity and quality of water and to reduce the impact of flow extremes.

Another important consideration in water resource management is the preservation and promotion of certain key public values. In the Susquehanna River Basin, these values are associated with diverse and wide-ranging topics to include recreation, tourism, economic viability, and historic, scenic and other natural amenities. The Commission must evaluate projects and proposals for development, use and management of the water resources of the basin in terms of their compatibility with the public values inherent in the locality and member jurisdiction for which they are planned.

This portion of the Comprehensive Plan provides an overview of the water resources needs in the Susquehanna River Basin that fall within the programs and responsibilities of the Commission. The basin needs have been organized into six categories related to: (1) water supply; (2) water quality; (3) flooding; (4) ecosystems; (5) the Chesapeake Bay; and (6) coordination, cooperation, and public information. A discussion of each category of needs and the issues addressed by the Commission follows.

### **A. Water Supply**

The water resources of the Susquehanna River Basin are abundant and renewable, due to an average annual precipitation of 40 inches. Normally, there are ample groundwater and surface water resources available for drinking water, freshwater inflow to the Chesapeake Bay, agricultural and industrial activity, power generation, recreational opportunities, and ecological diversity.

Even with a natural abundance of water, the resource is neither limitless nor always distributed across the basin in time, location, and quantity commensurate with existing and future demands. In addition, infrastructure problems (e.g., leakage and water delivery issues) can exacerbate water supply needs.



**Severely drought-impacted water supply reservoir**

A growing population in the basin will require that more water and major industrial water users, such as power generation companies, continue to look to basin water resources in order to increase their production output. As the demand for water increases, so too does the challenge of managing the resource to avoid shortages and conflicts, including water use efficiencies. This challenge is particularly difficult during drought periods which occur periodically in the basin and may become even more extreme due to climate change.

The particular water supply needs that have been identified for the Commission to consider are: (1) assurance of sustainable water supply for various uses in the basin, (2) equitable allocations of water for various uses, including protecting instream flows and the receiving waters of the Chesapeake Bay, (3) mitigation of drought impacts, (4) management of water diversions to avoid resource impacts, and (5) management of consumptive water use to avoid resource impacts.

## **B. Water Quality**

Good water quality is needed for all facets of life and is essential to well balanced watershed management. The vast majority of surface and groundwater sources in the basin exhibit good water quality as well as varied and extensive biological activity. However, degraded quality in some of these waters limit their use and require costly treatment to make withdrawals from them



acceptable for use. Abandoned mine drainage, agriculture, and urbanization are the leading causes of surface water impairment in the basin, with localized problems resulting from transportation activities, malfunctioning septic systems, and other sources. Groundwater quality issues in portions of the basin include elevated iron, manganese, nitrates, and organic contaminants.

The overall water quality need in the basin is the achievement of established water quality standards so that water bodies can meet their designated uses over the long term. Examples of designated uses are warm water aquatic ecosystems, public water supply, recreational fishing, and exceptional value and high quality. The Commission does not have a regulatory responsibility in the area of water quality, but can and does play an important role. First, water quality impacts of projects are considered in regulatory decisions involving water withdrawals, consumptive water use, and out-of-basin diversions. Second, Article 5 (Section 5.2) of the Compact mandates a primary coordination role for the Commission. Section 5.2 states: “In order to conserve, protect, and utilize the water quality of the basin in accordance with the best interests of the people of the basin and the states, it shall be the policy of the Commission to

encourage and coordinate the efforts of the signatory parties to prevent, reduce, control, and eliminate water pollution and to maintain water quality as required by the Comprehensive Plan.”

The particular water quality needs that have been identified for the Commission to consider are: (1) support for and coordination of the member jurisdiction’s water quality efforts, (2) monitoring and assessment of the quality of the basin’s waters to support restoration and protection efforts, (3) development, support, and implementation of measures to remediate and enhance the basin’s water quality, (4) protection of the basin’s biological resources and sources of public drinking water supply, and (5) enhancement of the water quality data program.

### **C. Flooding**

The Susquehanna River Basin is one of the most flood prone watersheds in the country. The basin is susceptible to the impacts of tropical weather systems, intense thunderstorms, snowmelt and ice jams, and has a varied topography that creates rapid runoff scenarios. Floods are natural events whose effects often, and dramatically, result from the vulnerability of public and private development on the basin’s flood plains. Tremendous flood damages occurred in several historical events, including the March 1936 flood, the Tropical Storm Agnes flood in June 1972 that left an unprecedented trail of destruction behind, and the June 2006 flood when the Susquehanna River in New York State overran its banks exceeding previous high river stages. The substantial record of past flood destruction, together with the reality of future floods, clearly demonstrates the need for additional and improved flood hazard mitigation in the basin.



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Numerous structural flood control projects, such as dams and levees, have been developed within the Susquehanna River Basin. These projects have saved lives and prevented many millions of dollars in flood damages. Nonstructural measures to foster flood preparedness, response, and recovery have also been developed and include public education and outreach, flood forecasting and warning, the National Flood Insurance Program, and floodplain regulations. Despite these efforts, the potential in the basin for extensive flood damage remains high. Implementation issues for additional major structural projects, including high costs and environmental impacts, mean they will receive limited application in the future. However, the proper application of additional nonstructural flood damage reduction measures can result in further reduction in flood losses at a much lower cost with little or no environmental impact.

The particular flood hazard mitigation needs that have been identified for the Commission to consider are: (1) continued effectiveness of the Susquehanna Flood Forecast and



Warning System through implementing its strategic plan, (2) coordination of flood plain management activities by member jurisdictions, (3) improvements in community flood preparedness, and (4) reduction of man-made debris in the basin's waterways and into the Chesapeake Bay.

#### **D. Ecosystems**

Healthy ecosystems in the Susquehanna River Basin are needed to support a vast array of water resources needs in the basin to include sustainable water supply, good water quality, biological productivity and species diversity, recreation, and the ecological health of the Chesapeake Bay. Water quantity and quality are interdependent and equally important to the health of aquatic ecosystems. Ecosystems in the basin range in size from relatively small areas such as individual forests or wetlands to much larger areas such as major streams and watersheds. Humans are one of the most influential living components of most ecosystems.

The overall need in the basin is the achievement of healthy ecosystems that provide groundwater and surface water of sufficient quality and in adequate supply to support abundant and diverse populations of aquatic, riparian, and terrestrial organisms, and provide resources for human use. Existing, healthy ecosystems warrant protection, while degraded ecosystems should be restored to healthy status. In general, it is far more cost-effective to maintain and protect healthy systems than to take corrective action after degradation has occurred. The particular ecosystem needs that have been identified for the Commission to consider are: (1) monitoring and assessment of ecosystems to provide data needed for effective watershed management, (2) protection and restoration of biological resources in the basin, and (3) restoration of populations of migratory fish throughout the Susquehanna River system.

Susquehanna basin wetland



## **E. Chesapeake Bay**

The Chesapeake Bay is the largest estuary in the United States and supports a wide array of habitat types and aquatic life. The Bay's living resources are also economically important, supporting the regional economy as a major source of seafood, with an annual harvest worth \$1 billion. Other activities dependent on a healthy Bay and its fish and wildlife resources are vast recreational opportunities and tourism.



The ecology of the Bay is both important and complex with a major contributor being the Susquehanna River, which provides about 50 percent of the total freshwater inflow into the Bay. Low flow and consumptive water use management in the Susquehanna basin are important to ensure the adequacy of river flows into the Upper Bay. The Commission plays a key role in this management effort by regulating withdrawals and consumptive uses of water in the Susquehanna basin. The Compact states, “The comprehensive plan shall take into consideration the effect of the plan or any part thereof upon the receiving waters of the Chesapeake Bay.”

Restoration of the Chesapeake Bay encompasses a large program involving all levels of government, the private sector and citizens. The particular needs related to Chesapeake Bay that have been identified for the Commission to consider are: (1) identification of the minimum freshwater inflows needed from the Susquehanna River, (2) development and implementation of measures to address the minimum flow requirements, (3) achievement of the sediment and nutrient reduction strategies developed for the Susquehanna River Basin, and (4) provision of habitat for migratory waterfowl and shorebirds found in the Bay.

## **F. Coordination, Cooperation and Public Information**

Water resources use, development and management in the Susquehanna River Basin involve the administration of programs of a large number of governmental agencies. This can result in a splintering of authority and responsibility, an inefficient use of scarce governmental resources, and inconsistent treatment of water users. Effective communications, coordination, and cooperation among these entities are desirable to minimize causes of potential controversy and resolve conflicts.

The Commission was established as a chief agency to foster coordination in the basin, but the member jurisdictions remain as the chief stewards of their own natural resources. However, to do so in the most efficient and effective manner, the offices and agencies of the jurisdictions need to work together under the coordinative oversight of the Commission. Providing an effective program for disseminating water resource information to the public is also a key responsibility of the Commission.

There are continuing needs for good coordination and cooperation among the many entities involved in the basin's water resources and for providing information to the public. The particular needs that have been identified for the Commission to consider are: (1) use of interagency committees and ad hoc committee mechanisms, (2) use of memoranda of understandings with member jurisdictions, (3) creation of uniform water management policies and standards, (4) coordination of major interagency efforts such as flood forecasting and warning, drought emergency management, and hydropower license renewal, (5) information on basin water resource matters for legislators and policy makers, (6) effective means to inform the public, (7) enhanced public access to Commission information and procedures, and (8) increased involvement of non-governmental organizations in water resources management.



## **PART III - PRINCIPLES, GUIDANCE AND STANDARDS**

The Commission executes its mission in accordance with a set of general principles, project guidance and project standards that are essential for effective water resource planning and management. These considerations jointly form the basis for Commission programs and activities that are consistent, equitable and well founded. Furthermore, they better enable the Commission to meet its duties and responsibilities and advance the goals of the Compact.

### **A. General Principles**

The Commission employs a number of important principles in its management of the water resources of the Susquehanna River Basin. These principles give direction to both Commission efforts and those of others in planning for the conservation, management, development, and use of the water resources of the basin. The principles are:

1. Watersheds should be utilized and promoted as the best units for water resources planning and management.
2. There are inherent public rights attached to the waters of the basin, which are held in public trust for navigation, recreation, and protection of the fishery resources, and preservation of the natural, scenic, historic and aesthetic values of the environment without undue restriction, disruption or degradation by other uses; provided however, that nothing herein shall be construed as affecting or intending to affect or in any way to interfere with the law of the respective member jurisdictions to the Compact relating to riparian rights.
3. The optimum use or combination of uses of the basin's water and related natural resources should be promoted to address foreseeable immediate and long-range demands in a balanced, efficient and timely manner under sustainable development principles.
4. The multiple planning objectives of economic development, environmental quality, and social welfare should be considered so as to facilitate reasoned, balanced choices being made when conflicts arise.
5. Surface and groundwater resources should be managed as an integrated unit, recognizing that the chemical, biological and physical aspects of ground and surface water systems are interrelated; that natural processes and human activities affect these interactions; and that ground and surface waters are inextricably linked parts of the same resource and cannot be managed separately.
6. The water resources of the basin should be managed on an integrated basis and with a recognition of the interrelationship between land and water resources, that those resources are finite, and that their development and utilization on a sustainable basis is vital to the basin's ecological, economic and social well-being.
7. Decision-making should be based on sound scientific principles and policies, consistent with requirements in law and regulations.
8. Public input and involvement in the water resources planning and management process should be actively sought and encouraged.
9. Water resources planning and management efforts should be coordinated with local, state, and federal agencies and with the private sector.

10. Coordination and cooperation among the member jurisdictions in matters of water resources management should be promoted so as to avoid or minimize conflicts related to the basin's water resources and foster amicable solutions when conflicts do arise.
11. The development of long-term local capability to foster local stewardship of water resources should be encouraged and promoted.
12. All users of water and water-related facilities should be afforded equal and uniform treatment without regard to political boundaries.
13. The drought management activities of member jurisdictions should be coordinated to enhance their effectiveness and minimize adverse impacts during droughts.
14. Sound water conservation practices and policies should continue to be integrated into the Commission's regulatory program and their use should be promoted with all water users throughout the basin.
15. Proper flood plain management is integral to effective water resource management and for protection of the health and safety of persons and property in the basin.
16. Flood mitigation efforts, both structural and nonstructural, are essential to reducing the impacts of flooding in the basin, including preventing loss of life and minimizing future flood damages.
17. The efforts of the member jurisdictions to minimize impacts to the river and its tributaries through effective flood plain management and the regulation of encroachments should be encouraged and coordinated.
18. For planning purposes only, recognize diversions existing prior to the effective date of the Compact, and identified in the Comprehensive Plan; provided however, that such recognition shall not in any way be construed as limiting the review and approval authority of the Commission under the Compact or Commission regulations.
19. Discourage the diversion of water from the basin in order to conserve, protect and utilize the water resources of the basin in accordance with the best interests of the people of the basin and the Commission's signatory members. Any diversion of water into the basin which may result in the introduction of invasive species or water quality degradation shall likewise be discouraged.

## **B. Project Guidance**

While the general principles give overall, broad direction to both Commission efforts and those of others in dealing with the water resources of the basin, more specific guidance is needed for the development and implementation of projects. The project guidance listed below outlines a sound basis for rational, well-considered decisions among alternatives or competing uses of basin water resources, and form major considerations upon which the Commission will evaluate project proposals of federal, state, local and private sectors.

1. Projects shall provide for beneficial water resources management and development.
2. Proposed projects and programs shall consider appropriate combinations of nonstructural and structural measures.
3. Proposed projects shall consider the potential impact on upstream and downstream areas and uses.

4. Development and use of water resources should be planned and managed to assure that such actions do not adversely affect the quantity and quality of flow in such a manner as would disrupt seasonal salinity, circulation patterns and biological productivity of the Upper Chesapeake Bay.
5. The sustainable limit of groundwater development is considered to be the average annual base flow (recharge) available in the local watershed during a 1-in-10-year average annual drought.
6. The conjunctive use of water sources to meet water supply needs should be encouraged.
7. The demonstration of need for proposed increases in water supply allocations should include: a) the allocation shall not exceed reasonably foreseeable future maximum day demands, and b) the unaccounted-for water is reasonable and in conformance with the Commission's water conservation regulations. The least costly means for meeting water supply needs consistent with environmental quality and resource conservation objectives and goals should be given the highest consideration.
8. Water supply allocations should not be granted which exceed the available yield of the source, and where demand is projected to exceed such yield in the future, project sponsors should be required to develop adequate additional sources by the projected date when demand will exceed the current available yield.
9. No allocation of waters made by the Commission shall constitute prior appropriation of the waters of the basin or confer any superiority of right in respect to the use of those waters.
10. In any area of the basin where demand for water supply has developed or threatens to develop to such a degree as to create a water shortage or impair or conflict with the requirements or effectuation of this Comprehensive Plan, the Commission may designate such area as a protected area, as provided for in the Compact, and may establish special regulatory standards for the utilization of water in such areas.
11. Provisions should be made for a minimum stream flow for normal stream maintenance, protection of the natural biological community of the stream and other purposes. Minimum release conditions should be based on determination and evaluation of instream use impacts resulting from the withdrawal.
12. Proposed projects that include withdrawals from groundwater should be limited to the amount (quantity and rate) of groundwater that can be withdrawn from an aquifer or aquifer system without causing long-term progressive lowering of groundwater levels, rendering competing supplies unreliable, causing water quality degradation that may be injurious to any existing or potential ground or surface water use, causing permanent loss of aquifer storage capacity, or having substantial impact on low flows of perennial streams.
13. Project proposals should recognize the high public value of wild and scenic river reaches, scenic and historic areas, open space and other natural amenities and recreational use of waters.
14. Migratory fish passage is an essential element of migratory fish management and restoration planning, and shall be incorporated, where appropriate, into projects in a manner consistent with such management and planning objectives.
15. Dredging or other human alterations of stream banks, channels and wetlands which may adversely affect the quantity or quality of surface or groundwater, fish and

- wildlife habitat or other environmental or cultural values should be carefully planned and controlled to minimize their adverse effect and be avoided whenever possible.
16. New proposals for installation of hydropower should consider the potential for both peaking and non-peaking operations, and should provide sufficient information to evaluate the tradeoff between the value of the power and the environmental impacts of both types of operation.
  17. New proposals for installation of hydropower facilities at existing dams should identify both the costs and benefits of reallocation of storage as well as costs and benefits based on existing storage allocations and operations, unless the operation is run-of-river at all streamflows.
  18. As part of relicensing with the Federal Energy Regulatory Commission, hydroelectric facilities should be required to enhance recreation, including boating opportunities, fish passage, fishery access and portage provisions, and other navigational concerns.
  19. Thermoelectric facilities should be required to evaluate the costs, benefits, trade-offs and drawbacks of various cooling and water conservation techniques, and fully evaluate options for providing effective consumptive use mitigation.

### **C. Project Standards**

Project standards are the requirements set forth in Commission regulations or those otherwise applicable to projects as a matter of policy, including the following:

1. Projects shall be developed and operated consistent with the policies of the Commission and this Comprehensive Plan, and in compliance with all conditions of approval and all regulations of the Commission.
2. The provisions of 18 CFR Part 801, including any amendments thereto hereafter made, are hereby incorporated by reference into this Comprehensive Plan.
3. The provisions of 18 CFR Parts 806-808, including any amendments thereto hereafter made, are hereby incorporated by reference into this Comprehensive Plan.

## **PART IV - PRIORITY MANAGEMENT AREAS**

The mission of the Susquehanna River Basin Commission - covered in Part I - is to enhance public welfare through comprehensive planning, water supply allocation, and management of the water resources of the Susquehanna River Basin. By virtue of the Compact, the Commission has powers and authorities to act on a broad range of water resource issues, provided that the actions taken do not duplicate those of the existing offices and agencies of its member jurisdictions.

Over the years, the Commission has focused its resources to effectively accomplish its mission and meet its responsibilities. For the purposes of this Comprehensive Plan, the Commission has grouped its management responsibility into seven key water resource needs that have been identified as “priority management areas.” These management areas are: (1) water supply; (2) water quality; (3) flooding; (4) ecosystems; (5) Chesapeake Bay; and (6) coordination, cooperation and public information.

Actions taken by the Commission in these priority management areas are carefully considered so that deference is given to the member jurisdictions’ responsibilities, as appropriate. This management approach has been used by the Commission since its inception in 1971 and has proven to be mutually beneficial to the Commission, its member jurisdictions, and the citizens of the basin.

A vision of future conditions in the basin has been developed based on the belief that water resource management in the basin will be effective and successful. The vision statement serves as a focused objective for the Commission’s efforts in addressing the needs and meeting desired results over the long term.

Each of the six priority management areas covers desired results, goals, and both ongoing Commission activities and actions needed to meet the goals. The ongoing activities are currently being accomplished in the work programs of the Commission. An example of an ongoing activity that is common to all of the priority management areas is the utilization of new technology to collect and analyze data, disseminate information, improve systems, etc. Actions needed are those items that are new or require additional emphasis by the Commission. Achieving the goals and taking the actions are, of course, dependent on the resources available to the Commission over the long term. A good faith effort will be made to succeed in all priority management areas and resources will be allocated accordingly.

### **A. Water Supply**

#### **1. Desired Result**

To meet immediate and future water needs of the people of the basin for domestic, municipal, commercial, agricultural and industrial water supply, in order to maintain sustainable economic viability, protecting instream uses, and ensuring ecological diversity through regulation and planning.

## 2. Discussion of Issues

Ensuring water supplies that meet immediate and future needs calls for a number of key principles to be adhered to and conditions met, including: (1) water supplies or combinations of supplies must be reliable, (2) impacts to instream needs must be minimized, (3) appropriate flows to the Chesapeake Bay must be maintained, (4) water supplies must be adequate during droughts to obviate the need for emergency intervention by the Commission or its member jurisdictions, (5) potential natural water supply shortages must be recognized, and (6) long-term flow reductions due to consumptive water use, loss of groundwater recharge and increased surface runoff must be mitigated.

The Susquehanna River Basin is considered largely water-rich with ample groundwater and surface water resources that are important for drinking water, freshwater inflow to the Chesapeake Bay, industrial activity, power generation, recreational opportunities, and ecological diversity. The water resources, however, are neither limitless nor equally distributed across the basin, resulting in some areas being identified as Potentially Stressed Areas by the Commission (see Figure 4). In Potentially Stressed Areas, the demand for and use of water resources are potentially approaching or have exceeded the sustainable limit. Such areas may exhibit diminishing water levels and expanding dry stream reaches. To address these and other emerging areas of concern, water managers must recognize and plan for the possibility of shortages related to droughts and competing uses.



Projections for the basin indicate a growing population that will require more water for domestic and economic needs, while power companies – the largest consumers of water in the basin – continue to look to basin water resources for use in generating more power. As the demand for water increases, so too does the challenge of managing the resource to avoid shortages and conflicts. Climate change is another factor that appears to be an increasing reality, with the potential to cause extreme weather swings and severe droughts.

There are four principal causes of water availability shortages, and they are: (1) natural drought, (2) oversubscription of a watershed's supply, (3) reduction of natural flows due to consumptive water use, and (4) loss of groundwater recharge. While droughts are part of the natural hydrologic cycle and cannot be controlled, proper planning and allocation to avoid overuse can help a watershed's supply withstand the impacts of droughts.

It is incumbent upon water managers to mitigate for consumptive water use and loss of groundwater recharge to sustain instream flows and appropriate flows to the Chesapeake Bay. The failure to plan for sustainable water supplies increases the potential for insufficient supply



during droughts to meet system demands, maintain minimum releases and consumptive loss compensation requirements. This may result in deficiencies for other purposes, including maintenance of water quality.

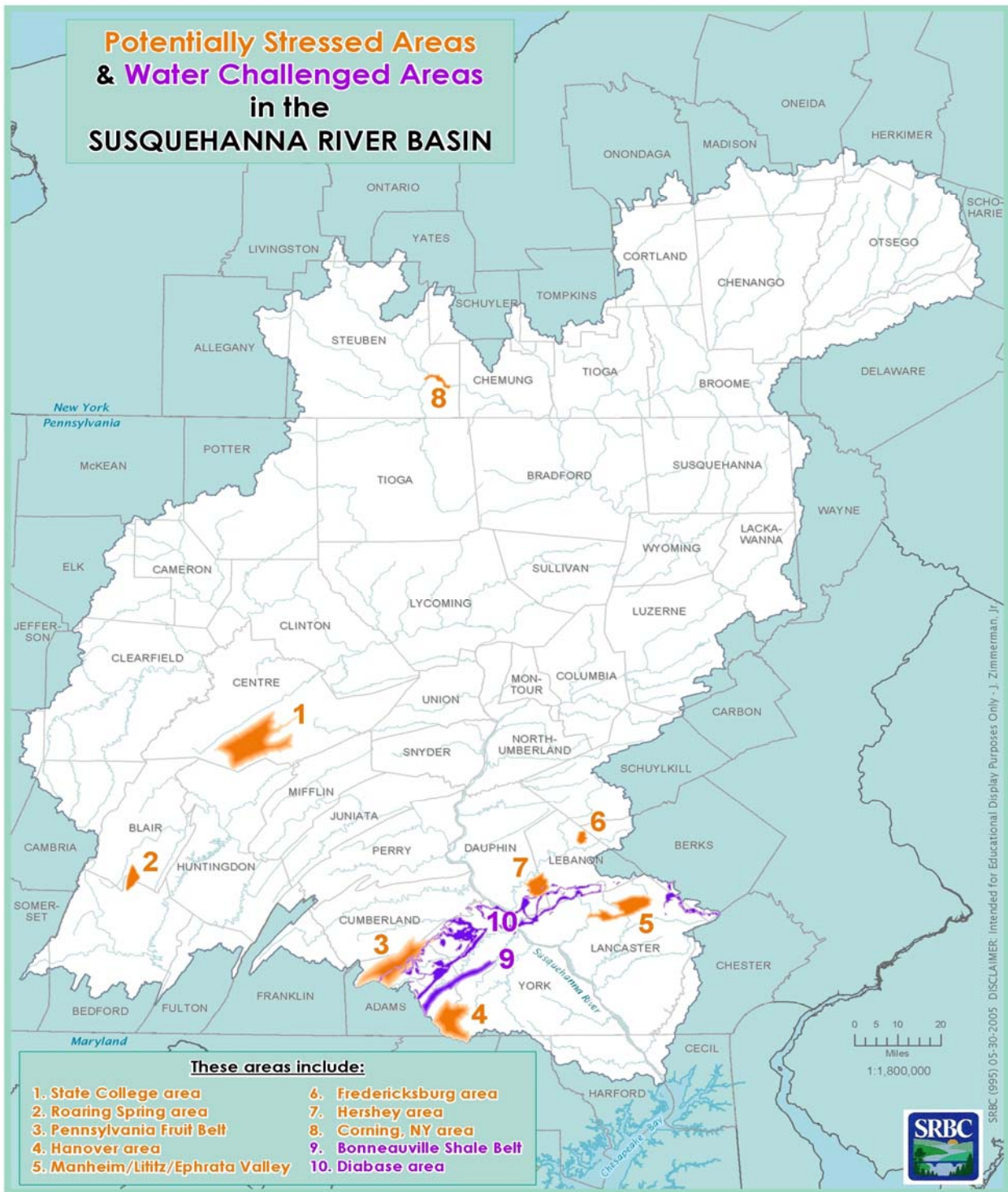


Figure 4. Potentially Stressed and Water Challenged Areas in the Susquehanna River Basin

### 3. Goals

- a. Support and encourage the sustainable use of water for domestic, industrial, municipal, commercial, agricultural, and recreational activities in the basin.
- b. Maintain an equitable system for allocating water for various uses, including the protection of instream flows and receiving waters of the Chesapeake Bay
- c. Ensure sustainability of water sources by improving systems and managing water resources more efficiently.
- d. Mitigate drought impacts through coordination and use of drought emergency powers.
- e. Manage diversions to avoid impacts to the basin's water resources.
- f. Manage consumptive water use to mitigate impacts to the basin's water resources.

#### **Goal a. Support and encourage the sustainable use of water for domestic, industrial, municipal, commercial, agricultural, and recreational activities in the basin.**

Through planning and regulatory actions, the Commission should strive to manage water resources beginning at the watershed level, based on a 15-year planning horizon, to assure short-term resource availability and long-term balance between healthy ecosystems and economic viability. Commission programs should also serve to promote sustainability in all water uses, including recreation, with the goal of establishing drought-resistant systems. Recreational water use promotes public appreciation for healthy waters and serves as a catalyst to encourage protection and restoration.

#### **Ongoing Commission Activities:**

- Support the sustainable use of water through the Commission's regulatory project review and planning activities, through public education and outreach efforts, and through solicitation of the necessary guidance from the Water Resources Management Advisory Committee.
- Assess the potential for climate change to impact the hydrology of the basin and the potential implications to the basin's water availability and the occurrence and severity of floods and droughts.

#### **Actions Needed:**

1. Determine water availability through water budget assessments (analysis of demand increases and expected base flow levels) to establish local sustainable limits for water use development.
2. Protect healthy ecosystems and instream flow needs, including recreation.
3. Identify additional Potentially Stressed Areas, to address unaccounted-for water in approved projects, and to implement the recommendations contained in the 2005 Groundwater Management Plan.
4. Assess potential impacts of increased water use and the potential to temper increases through conservation and water reuse, particularly in Potentially Stressed Areas, and otherwise manage water resources for sustainability.



**Goal b. Maintain an equitable system for allocating water for various uses, including the protection of instream flows and receiving waters of the Chesapeake Bay.**

The Commission was created by a federal-interstate compact, with signatories to the Compact recognizing their combined interests in the coordinated management of the water resources of the Susquehanna River Basin. The agency is charged with continually balancing water resource needs to enable economic growth while protecting the environment. The Commission's regulatory program provides statutory requirements to evaluate water resource needs and make determinations that maintain this delicate balance, and staff is required to review any changes to purpose or quantity of approved uses. (Also discussed in the Chesapeake Bay priority management area)

**Ongoing Commission Activities:**

- Perform periodic evaluation of the Commission's regulatory program to determine the efficacy and consistency of the program.
- Evaluate the need for new and amended regulatory requirements and policies.

**Action Needed:**

1. Evaluate Potentially Stressed Areas to determine if special protected status is warranted, for the purpose of preventing or addressing water shortages that would conflict with requirements of the Comprehensive Plan.

**Goal c. Ensure sustainability of water sources by improving systems and managing water resources more efficiently.**

Efficient use of water helps to ensure long-term sustainability of water resources by reducing water supply demand during low flow periods, providing aquifer recharge during high flow periods, and minimizing ecological impacts to water resources overall. While efficiency alone cannot be relied on to provide sustainable water resources, the judicious use of water is an important component of water resources management and should be encouraged.

**Ongoing Commission Activities:**

- Support and coordinate efforts of member jurisdictions in oversight of public water suppliers to incorporate system improvements, including the use of multiple sources, metering and pricing, recycling, and other conservation practices.
- Encourage conjunctive use of water sources, where appropriate.

**Actions Needed:**

1. Review and adjust Commission-approved withdrawal rates, as needed, to ensure sustainability and protection of water quality.
2. Encourage water conservation through education and application of regulatory requirements.

**Goal d. Mitigate drought impacts through coordination and use of drought emergency powers.**

The Susquehanna River Basin has experienced many droughts, which have prompted the imposition of various levels of water-use restrictions. The Commission, as well as its member jurisdictions, has certain drought emergency authorities. The exercise of those authorities and various stages of droughts are coordinated through the Commission’s Drought Coordinating Committee. Article 11, Section 11.4, of the Compact directs the Commission, upon declaration of drought emergency or other natural or manmade emergency that causes an immediate shortage of water supply, to “direct increases or decreases in any allocations, diversions, or releases previously granted.”

**Ongoing Commission Activities:**

- Support drought-related actions of the Commission’s member jurisdictions, as appropriate.
- Implement the Commission’s drought emergency powers under Section 11.4 of the Compact, as appropriate.

**Action Needed:**

1. Revise the Commission’s Drought Coordination Plan in consultation with the Drought Coordinating Committee.

**Goal e. Manage diversions to avoid impacts to the basin’s water resources.**

There are currently a number of out-of-basin diversions that provide drinking water to populations outside of basin boundaries. While diversions into the basin are scrutinized for water quality impacts, diversions of water out of the Susquehanna River Basin are regulated as consumptive water uses. Out-of-basin diversions, in particular, require special attention and more detailed analyses, because they reduce streamflow and have potential to impact the Chesapeake Bay. Though out-of-basin diversions are generally discouraged because they provide no benefits to the basin, there may be instances where, because of legitimate public welfare considerations, approval of out-of-basin diversions is appropriate.

**Ongoing Commission Activities:**

- Evaluate potential impacts of out-of-basin diversions and investigate conjunctive use alternatives in Commission actions; include and enforce protective conditions for approved diversions.
- Assess potential adverse impacts and benefits of proposed diversions into the basin, including their potential to serve as mitigation water for other diversions or consumptive water use.

**Actions Needed:**

1. Periodically review the criteria for review of out-of-basin diversions to ensure that adequately protective standards are in place.
2. Monitor the ecosystem effects of diversions of water to and from the basin and transfers of water from one waterbody to another within the basin, including water quality requirements.

**Goal f. Manage consumptive water use to mitigate impacts to the basin's water resources.**

Increasing consumptive use, and the cumulative impact, will reduce streamflows and adversely affect instream uses, riparian rights, and flows to the Chesapeake Bay. Commission regulations with respect to consumptive water provide three options for projects to mitigate their consumptive water use: (1) provide storage of the quantity of water necessary to offset a project's consumptive water use during low flow periods, (2) discontinue consumptive use during low flow periods, or (3) pay a consumptive use fee to the Commission that is, in turn, used by the Commission to provide mitigation to replace water consumptively used. The intent of mitigation is to protect and maintain instream flows and flows to the Chesapeake Bay; however, an important basis of this intent is the mitigation of man-made consumptive use, rather than the prevention of naturally occurring low flows. Growth in water use for power generation will constitute a major component of future mitigation needs. It is likely that the best opportunities for new mitigation will be through additional water supply storage.

**Ongoing Commission Activities:**

- Monitor consumptive water use in the basin and periodically revise projections for increased needed mitigation.
- Periodically review consumptive water use fees paid to the Commission to ensure that this mitigation option is commensurate with the real costs of acquiring and managing sources of mitigation.

**Actions Needed:**

1. Implement recommendations of the Commission's Consumptive Use Mitigation Plan. Key recommendations include, among others: a) the evaluation of existing U.S. Army Corps of Engineers and other reservoirs for the potential to enhance current release operations; b) the evaluation of the ability of abandoned mines and quarries to supply water for releases during droughts; and c) the assessment of specific needs for instream flows to meet riparian, water supply, water quality, habitat and recreational uses.
2. In the absence of adequate water for mitigation, restrict water use to avoid impacts to the basin's water resources.

**B. Water Quality****1. Desired Result**

To support the existing and designated uses of all water bodies by achieving water quality that meets or exceeds standards.

**2. Discussion of Issues**

Each waterbody has a designated use assigned to it by the state in which the waterbody occurs – keeping in mind that groundwater and surface water are part of the same resource, with groundwater providing the base flow of streams. Water quality standards are established so that waterbodies can meet those designated uses over the long term. (The terms "waterbody," "designated use," and "water quality standard" are used in the federal Clean Water Act.) Good water quality refers to chemical, physical, and biological conditions that achieve or exceed water quality standards.

Monitoring and assessments are necessary to determine if water quality standards are being met, and to support restoration and protection efforts. The ultimate goal is to protect water quality and, where possible, improve it over time.



Good water quality is essential to holistic watershed management, and is needed for all facets of life. Although the majority of surface and groundwater sources in the basin exhibit good water quality, some areas are affected by pollution which limits their use, requiring either costly treatment or making them unfit for certain uses. The leading causes of surface water impairment in the basin are agriculture, past coal mining operations, and urbanization, although local problems also can stem from transportation activities, malfunctioning septic systems, and other sources. Specific groundwater quality issues in portions of the

basin include elevated iron, manganese, nitrates, and organic contaminants. Following is an expanded discussion of the six essential areas requiring good water quality in the Susquehanna basin.

a. Drinking Water Supply

Public drinking water suppliers rely on surface water and groundwater sources. Individual homeowners, without access to public water, rely upon wells. In addition to the sources of impairment identified above, spills and other accidental discharges of contaminants can adversely affect drinking water. Source water assessments, which consider the vulnerability of public water supplies to contamination, were prepared for both surface and groundwater sources in all three of the Commission's member states. However, additional work remains, including in the area of early warnings of specific pollutant events to allow suppliers to adjust operations to protect public health and safety.

b. Agricultural, Industrial, and Commercial Use

Water quality requirements for these water uses may be less stringent, or in some cases more stringent, than those for drinking water. The quality of wastewater returned to streams and rivers can affect downstream water withdrawals and instream uses, especially if the volume and quality of water in the receiving stream are inadequate to assimilate the return flows. Thermal discharges from fossil fuel and nuclear generating facilities also can impact downstream users, especially in streams with poor water quality or limited flow.

c. Recreation

Bacteria and other pathogens can render water unfit for water contact recreation, including fishing, boating, swimming, hunting, bird watching, and eco-tourism. Periods of high rainfall can wash pathogens, nutrients, road runoff, and other contaminants into streams and rivers, resulting in sanitary septic and combined sewer overflows in urban areas. Increased turbidity (cloudy water) can impact recreational use during high flow events, and often is associated with increased bacteria and contaminant levels. Low flow conditions can lead to elevated water temperatures and increased algal growth that also can impact recreational use.





**d. Fish and Wildlife, Including Natural Species Diversity**

Water quality affects the abundance and diversity of fish and water-dependent wildlife and wetland and aquatic vegetation, plankton, and other organisms that are components of aquatic food webs. Biologists and water quality managers often use benthic macroinvertebrates (aquatic insects, worms, snails, and other animals without backbones) as indicators of long-term water quality. Also, invasive species can compete with native flora and fauna, and may upset natural species diversity and aquatic food webs. Some invasive species, such as zebra mussels, can also cause significant impacts on water quality.

**e. Quality of Life and Public Health**

Good water quality improves the aesthetics associated with water-based recreation and can enhance the desirability and value of land, projects, and activities associated with a waterbody. In addition to the public health hazards associated with pathogens and traditional pollutants having established water quality criteria, other, less well-known contaminants such as many pharmaceuticals and personal care products, also are causes for concern. Relatively little is known regarding the ecological and human health effects of these products, which are used by the public and then discharged to local streams and rivers through wastewater treatment plants. Some pharmaceuticals and personal care products are suspected of causing endocrine-disrupting and reproductive effects in fish and amphibians, and the extensive use of antibiotics and anti-bacterial products also may contribute to the development of antibiotic resistant bacteria in local waterbodies.

**f. Ecological Health of the Chesapeake Bay**

The need for good water quality extends to the Chesapeake Bay. New York, Pennsylvania, and Maryland are actively participating in the Bay restoration effort and have pledged to meet and maintain specific reductions in nitrogen, phosphorus, and sediment loads provided by the Susquehanna River to the Bay. Nutrients and sediment affect the levels of dissolved oxygen, water clarity, and chlorophyll a (a measure of algal activity) that are needed to restore underwater grasses, blue crabs,





oysters, fish, and other biological resources in the Bay. Water quality monitoring in the basin allows the Commission and others to determine trends in sediment and nutrient loading, target areas where work is needed most, and document progress in the Bay restoration effort.

### 3. Goals

- a. Support and coordinate the efforts of the Commission's member jurisdictions in managing the basin's water quality.
- b. Monitor and assess the biological, chemical, and physical quality of the basin's waters to support restoration and protection efforts.
- c. Develop, support, and implement plans and projects to remediate and enhance the basin's water quality.
- d. Protect the quality of the basin's biological resources and sources of public drinking water supply.
- e. Organize, maintain, and distribute water quality data to facilitate basinwide water quality improvement and protection activities.

#### **Goal a. Support and coordinate the efforts of the Commission's member jurisdictions in managing the basin's water quality.**

Although the primary role of water quality management is given to the U.S. Environmental Protection Agency (USEPA) and the Commission's member states, the Susquehanna River Basin Compact (Compact) directs the Commission to support the activities of its member jurisdictions. The Compact also directs the Commission to coordinate water quality management activities, encourage cooperation and uniform water quality management policies among its member jurisdictions, and recommend the establishment and amendment of water quality standards.

#### **Ongoing Commission Activities:**

- Review and seek interstate compatibility of impaired waterbody listings, Total Maximum Daily Load (TMDL) development activities, and point and nonpoint source pollution control activities.
- Coordinate basinwide water quality activities through the Commission's Water Quality Advisory Committee as well as state and interstate advisory committees and workgroups.

#### **Actions Needed:**

No new actions recommended under this goal.

**Goal b. Monitor and assess the biological, chemical, and physical quality of the basin's waters to support restoration and protection efforts.**

Monitoring and assessment are core Commission water quality activities that complement state and federal programs and provide a consistent approach for management of the basin's water resources across state lines. Monitoring provides the raw data for assessments, which identify problem areas as well as areas with pristine water quality and biological resources. Monitoring and assessment are essential for the development of appropriate restoration plans, as well as plans to provide appropriate protection of high and exceptional value resources for future generations. Post-project monitoring and assessment provide measures of success for constructed projects and are valuable in planning new restoration projects.

**Ongoing Commission Activities:**

- Maintain and improve a.) core monitoring and assessment activities such as the Commission's subbasin survey, interstate streams, and large river assessment programs; and b.) monitoring and data analysis to support Chesapeake Bay restoration activities.
- Perform assessments under Section 305(b) of the Clean Water Act, and provide the results to USEPA, the Commission's member states, and the public.

**Actions Needed:**

1. Monitor and assess waters for bacteria, pharmaceuticals and personal care products, and other emerging contaminants of concern.
2. Monitor for zebra mussels and other invasive species.
3. Expand the Commission's Early Warning System for public water suppliers in the basin.
4. Evaluate the establishment of a Susquehanna River Basin Monitoring Council.

**Goal c. Develop, support, and implement plans and projects to remediate and enhance the basin's water quality.**

The Compact allows the Commission to undertake water quality investigations and to acquire, construct, operate, and maintain projects to manage the basin's water quality whenever the Commission determines that this is necessary to implement any of the provisions of the Compact. The Commission has supported water quality planning of its member jurisdictions by performing studies such as the watershed assessment and remediation strategy for abandoned mine drainage in the upper Tioga River Watershed and the remediation strategy for the West Branch Susquehanna Subbasin. The Commission also has constructed a number of demonstration projects for wetland establishment, stream restoration, and stormwater management, and has provided funding for operation and maintenance of the Barnes and Tucker abandoned mine drainage (AMD) treatment project to provide mitigation for agricultural consumptive water use and improve water quality in the West Branch Susquehanna River.

**Ongoing Commission Activity:**

- Support the Commission's member jurisdictions in controlling discharges from point and nonpoint sources, including upland activities.

**Actions Needed:**

1. Develop, support, and implement remediation plans for areas of the basin that are impacted by AMD, agriculture, urban, and other sources.
2. Encourage public and private support, maintenance, and upgrades of the infrastructure needed for drinking water withdrawal, treatment, and distribution; wastewater collection and treatment; on-lot septic treatment; stormwater management projects; combined sewer overflows; sanitary septic overflows; and other projects needed for the maintenance and improvement of water quality.
3. Encourage and support restoration planning as follow-up to the Commission's Year-2 subbasin surveys and TMDL development activities for waterbodies impaired by AMD, urban, agricultural, and other nonpoint sources with the goal of removing impaired waterbodies from state lists established under Section 303(d) of the Clean Water Act.
4. Seek water quality improvements to complement water quantity mitigation provided for water withdrawal and consumptive water use projects.

**Goal d. Protect the quality of the basin's biological resources and sources of public drinking water supply.**

Many state and federal activities associated with the Clean Water Act have focused on the restoration of impaired waterbodies. The protection of existing resources with good water quality also is important, and often is more cost effective than the restoration of waters that have been impaired.

Climate change will be a major influence on future conditions of aquatic ecosystems, producing physical changes in water temperature, hydrological cycles, and the number of degree-days. Temperature changes will influence levels of dissolved oxygen, pH, and the solubility of dissolved materials in the water column. Physical changes in the environment are expected to alter growing seasons, produce shifts in the distribution and abundance of aquatic and terrestrial species, and affect nutrient cycling. Increased opportunities are expected for colonization by invasive species. Changes in precipitation, groundwater recharge, and stream flow will affect the waste assimilation capability of waterbodies, as well as the quality and quantity of aquatic habitat.

**Ongoing Commission Activities:**

- Encourage the protection of threatened and endangered species and natural biological diversity in the basin.
- Support further research on the effects of climate change on water quality in the basin, and support efforts to mitigate those effects. (See related climate change action item under Goal a. for Water Supply priority management area.)

**Actions Needed:**

1. Identify waterbodies with exceptionally high quality water, habitat, and biological resources, based on monitoring results.
2. Provide increased protection for headwater areas and watersheds with existing good water quality.
3. Provide educational materials regarding the spread of aquatic invasive species in the basin and downstream to the Chesapeake Bay.
4. Develop regional source water protection plans for drinking water supply systems.
5. Establish a Susquehanna Source Water Partnership to work with public water suppliers and other stakeholders to protect drinking water supplies.

**Goal e. Organize, maintain, and distribute water quality data to facilitate basinwide water quality improvement and protection activities.**

The Commission has developed a water quality database for all Commission monitoring projects and has incrementally developed the capability to send information to USEPA's Storage and Retrieval (STORET) database, which is being phased out over time and replaced with USEPA's new Water Quality Exchange database. The Commission also has expanded its Geographic Information Systems (GIS) capability and has developed interstate GIS data layers in conjunction with its monitoring, assessment, protection, TMDL, and drinking water activities. There is a continuing need to develop datasets and GIS layers that are compatible across state lines, and to facilitate the sharing of data among the Commission's member jurisdictions and others involved in water quality assessment, restoration, and protection activities.

**Ongoing Commission Activities:**

- Maintain and enhance the Commission's water quality database and provide data for inclusion in appropriate USEPA databases.
- Make data available to the public via the Commission's website and other electronic means.

**Actions Needed:**

1. Encourage integration of state and federal data systems, develop consistent basinwide datasets and GIS layers, and enhance existing geospatial and tabular datasets.

2. Enhance and improve the sharing of information contained in water quality databases maintained by the Commission and its member jurisdictions.

### **C. Flooding**

1. Desired Result

To prevent loss of life and significantly reduce future damages from floods within the basin through an integrated system of structural and nonstructural flood damage reduction measures.

2. Discussion of Issues

The Susquehanna River Basin is one of the most flood prone watersheds in the country due to its geography and physiographic features. The basin is susceptible to the impacts of tropical weather systems, intense thunderstorms, snowmelt and ice jams, and has a varied topography that creates rapid runoff scenarios. Tropical storm Agnes in 1972 caused the worst recorded widespread flooding in the basin. The flooding caused 72 deaths and \$2.8 billion in damage. Flood levels exceeded the previous record levels by as much as six feet in some places. It was the nation's most costly natural disaster until Hurricane Andrew hit Florida in 1992.

The basin experiences damages in excess of \$150 million on average every year, and 1,160 of the 1,400 communities (more than 80 percent) in the river basin have some residents who live in flood-prone areas. For these residents, flood warning and flood management and protection are of utmost concern. While a number of flood damage reduction projects are in place to protect the basin's citizens, studies have determined the best way to further reduce flood damages in the Susquehanna basin is through nonstructural measures such as flood forecasting and warning systems.



Lourdes hospital in Binghamton, N.Y.  
Photo: D. Lupardo

Flood hazard mitigation measures, whether structural or nonstructural, are undertaken to reduce flood damages and prevent loss of life. Structural flood hazard mitigation measures are designed to slow or decrease flooding in a targeted area, and include dams, levees, building elevations and modifications, and stream channel modifications. Nonstructural flood hazard mitigation measures provide citizens and communities with information and other tools to assist them in flood preparedness, response, and recovery, and include public education and outreach,

flood forecasting and warning, the National Flood Insurance Program, and local floodplain regulation.

Floods are natural and frequent occurrences in the basin and cannot be prevented. However, with appropriate mitigation planning, the impacts of flooding on the basin's infrastructure and the risk to life and property can be minimized.

### 3. Goals

- a. Implement the goals of the strategic plan for the Susquehanna Flood Forecast and Warning System (SFFWS).
- b. Encourage and coordinate efforts of the member jurisdictions in flood plain management.
- c. Improve community flood preparedness to ensure adequate and appropriate response by emergency managers before, during and after a flood event.
- d. Assist the Commission's member jurisdictions, as appropriate, in reducing the introduction of man-made debris into the waters of the Susquehanna River Basin and, ultimately, Chesapeake Bay.

#### **Goal a. Implement the goals of the strategic plan for the Susquehanna Flood Forecast and Warning System (SFFWS).**

Since mid-1980s, the Commission has led an interagency partnership of federal and state agencies dedicated to operating, maintaining and enhancing the SFFWS to provide timely and accurate flood forecasts. The Commission is joined by the National Weather Service (NWS), U.S. Geological Survey (USGS) and USACE as the federal partners and the environmental and emergency management agencies from New York, Pennsylvania and Maryland. Pennsylvania is also represented on the committee by its community and economic development agency. The System is composed of an integrated network of gages, sensors, and data transmitters, and has been a model of coordination and cooperation. Managers of the SFFWS continually strive to improve forecast lead time, with the goal of reducing flood damages and protecting human life.

#### **Ongoing Commission Activities:**

- Coordinate SFFWS committee meetings and activities.
- Answer media requests for information before and during flood events.
- Compile information on major flood events and damage summaries.
- Support annual system funding and a permanent funding source for the gage network.
- Coordinate ice monitoring.
- Maintain the SFFWS website and information portal.
- Work with system partners to maintain a state-of-the-art observation network.
- Endorse, promote and develop new technologies to increase lead-time and improve forecast accuracy.
- Conduct education and outreach activities to promote awareness of forecast services and their proper use.



**Actions Needed:**

1. Conduct an annual evaluation and update of the SFFWS Strategic Plan.
2. Develop, in cooperation with SFFWS partners, a high-resolution observational network.
3. Develop the infrastructure necessary to provide high-resolution flash flood forecasts.
4. Develop, in cooperation with SFFWS partners, new forecast points and flood forecast maps for priority damage locations.

**Goal b. Encourage and coordinate efforts of the member jurisdictions in flood plain management.**

Local communities have primary responsibility for effective flood plain management and flood hazard mitigation but rely on support from federal and state government to implement regulation, improve infrastructure, and recover from disaster. The Federal Emergency Management Agency (FEMA) conducts flood analyses, certifies flood protection projects, and administers the National Flood Insurance Program, through which it provides local communities the opportunity to participate in and benefit from the program. The Commission should work to strengthen and enhance existing ties between the numerous governmental entities.

**Ongoing Commission Activities:**

- Support FEMA flood insurance map modernization efforts
- Maintain and distribute community flood insurance maps.
- Participate in professional state and national floodplain management organizations.
- Work cooperatively with municipalities, private interests, and SRBC member jurisdictions to encourage and identify potential stormwater management projects.
- Support and publicize local community efforts to encourage development practices with low impacts to flood risk and water quality, and to discourage new development in floodplains.
- Evaluate the effects of climate change on the nature of flooding in the basin.

**Action Needed:**

1. Assist in the evaluation of need and implementation of flood damage reduction alternatives for high-risk communities

**Goal c. Improve community flood preparedness to ensure adequate and appropriate response by emergency managers before, during and after a flood event.**

Flood plain managers at all levels of government must remain diligent and up-to-date with a clear understanding of specific flood hazards and opportunities available for flood hazard mitigation. Various agencies provide information about hydrologic conditions, flood plain zoning, flood insurance, emergency response and disaster mitigation, but it is not always accessible to community leaders. A program to coordinate the dissemination of pertinent

information and assist communities in understanding and using the information will better prepare vulnerable areas for future flooding.

**Ongoing Commission Activities:**

- Provide technical assistance to communities for flood warning or mitigation programs.
- Advocate participation in the Community Rating System of FEMA’s National Flood Insurance Program to incentivize communities to implement flood damage reduction measures and receive discounted flood insurance premiums.
- Provide technical support to Pennsylvania’s Emergency Operations Center during flood events.
- Coordinate, encourage and develop basinwide education and training programs regarding importance of flood warnings and offer information on flood insurance programs.

**Actions Needed:**

1. Conduct post-flood assessments to identify information needs, educational opportunities, lapses in forecast coverage, and other measures that can assist communities in reducing flood damages.
2. Develop a flood inundation mapping program, including a training component, for communities in the basin. These maps delineate areas of flooding corresponding to various river stages, designate evacuation routes, locate major buildings for potential mass evacuation shelters, and list general flood response procedures.

**Goal d. Assist the Commission's member jurisdictions, as appropriate, in reducing the introduction of man-made debris into the waters of the Susquehanna River Basin and, ultimately, Chesapeake Bay.**

Water borne debris reaches rivers and streams from natural sources as well as the intentional, careless, or inadvertent actions of humans. Woody debris and leaf litter naturally fall into streams from riparian vegetation. This material often enhances instream habitat for fish and wildlife, and serves as a source of energy that is cycled naturally through aquatic systems.

Problems arise when humans use streams or their flood plains as disposal sites for trash, grass clippings, cut tree limbs, tires, plastic, barrels, and other debris. Storage of floatable materials on flood plains also contributes to the problem. When flooding or high flows occur, this material clogs the river system, creates unsightly conditions and public health problems, and accumulates behind power dams on the lower Susquehanna River. The hydropower companies routinely remove and dispose of significant quantities of this debris. However, high flow events make removal operations impossible and the material then must be passed through and over the dams and into the tidal portion of the Susquehanna River and the Chesapeake Bay. Here, the material causes the same problems as in upstream areas, damages nets and fishing gear, causes a hazard to navigation, and interferes with marina operations.

**Ongoing Commission Activities:**

- Encourage the enforcement of existing laws dealing with the deposit of debris into the basin's streams and rivers
- Encourage public and private land owners to reduce the amount of debris and man-made materials stored adjacent to stream banks and in flood plains where they are vulnerable to removal by flood waters

**Action Needed:**

1. Advocate for the continued removal of material from behind power dams on the lower Susquehanna River during dam relicensing.

**D. Ecosystems****1. Desired Result**

To achieve healthy ecosystems that provide groundwater and surface water of sufficient quality and in adequate supply to support abundant and diverse populations of aquatic, riparian, and terrestrial organisms, as well as human use.

**2. Discussion of Issues**

Ecosystems range in size from relatively small areas such as individual forests, wetlands, or streams to much larger areas such as oceans, continents, or even the entire earth, and are composed of living things as well as non-living components of the environment. Relationships among the living, also known as biotic, components of the environment and the non-living, or abiotic, components are interdependent and complex. Humans are one of the most influential biotic components of most ecosystems, whether at a local, regional, or even global scale.

Environmental assessments are the foundation for restoration and protection activities. Monitoring provides the data for environmental analysis. Metrics, or evaluation parameters, are used to evaluate the data to determine which ecosystems and ecosystem components are healthy and which are degraded or under stress. Monitoring data also are valuable in identifying the cause of environmental degradation.

By performing assessments through time, it is possible to identify the trend for various parameters and determine whether the overall health of an ecosystem is improving or becoming worse. Healthy systems warrant protection, while degraded systems should be restored to healthy status. In general, it is far more cost-effective to maintain healthy systems than to take corrective action after degradation has occurred.



Healthy ecosystems are important in maintaining the quality of life for the basin's residents. They are needed to support sustainable water supply, good water quality, biological productivity and species diversity; domestic, industrial, municipal, commercial, agricultural, and recreational use; and ecological health of the Chesapeake Bay.

Water quantity and quality are interdependent and equally important to the health of aquatic ecosystems. This priority management area discussion, therefore, is interwoven with components of both the Water Supply and Water Quality priority management areas, necessitating the overlapping of some goals and objectives within each of the three management areas. When managed properly, healthy streams and rivers should provide adequate quantities of good quality water for water withdrawals and instream recreational use. In addition to providing local benefits, healthy ecosystems within the Susquehanna basin and its six major subbasins support the ecological health of the Chesapeake Bay. Stormwater management and protection of critical recharge areas can benefit the quantity and quality of groundwater supplies, and help maintain stream flow during times of low water availability. Water conservation and reuse of water, when possible, also can benefit groundwater levels and stream flow during water-short periods.

Groundwater is an important source for domestic, industrial, municipal, commercial, agricultural, and recreational use, and provides the base flow for most streams during low flow periods. Flowing water is a key component of river and stream systems. Adequate streamflow is required for natural sediment transport, maintenance of stream morphology, good water quality, fish and wildlife habitat, and for the maintenance of aquatic food webs.

Wetland and riparian plant communities can be impacted by lowered groundwater levels and reduced flow. Riparian vegetation provides shade to help moderate daily fluctuations in water temperature. Leaf litter and other detritus from riparian vegetation serve as important food sources for aquatic insects and other fish-food organisms. Both wetland and riparian vegetation help regulate biogeochemical cycles, influence water quality, help dampen the duration and magnitude of flooding, and provide food, cover, nesting sites, and migration corridors for a variety of fish and wildlife species.



As discussed under Goal d. of the Water Quality Priority Management Area, climate change will be a major influence on future conditions of aquatic ecosystems, affecting both the physical and biological components of aquatic ecosystems. The distribution and abundance of species will be affected in ways that are not yet thoroughly understood.

### 3. Goals

- a. Perform ecosystem monitoring and assessment to provide data needed for effective watershed management.
- b. Protect and restore biological resources throughout the basin and in each of the major subbasins.
- c. Restore populations of migratory fish throughout the Susquehanna River system.

#### **Goal a. Perform ecosystem monitoring and assessment to provide data needed for effective watershed management.**

Water quantity and quality monitoring provide the data to assess the health of aquatic systems and support planning activities for the protection and restoration of aquatic resources. Few datasets exist that document the impacts of reduced flow on water quality and biological resources during actual events in the basin. Because of the paucity of data, increased monitoring during low flow events is a high priority that will assist the Commission in assessing the effects of flow and in managing water withdrawals and consumptive uses.

#### **Ongoing Commission Activities:**

- Perform water quantity and quality monitoring through the Commission's watershed assessment and protection activities, and require appropriate monitoring for projects subject to the Commission's regulatory program.
- Monitor and assess the health of fish, wildlife, and other biological resources.

#### **Actions Needed:**

1. Encourage the maintenance of critical stream gaging stations in the basin.
2. Plan, implement, and maintain a program to monitor and assess impacts occurring during individual low flow events.
3. Perform instream flow studies to help determine the amount of water needed for fish, wildlife, and recreational use.

#### **Goal b. Protect and restore biological resources throughout the basin and in each of the major subbasins.**

Biological resources such as aquatic macroinvertebrates (insects, worms, snails, and other animals without backbones) and fish serve as indicators of water quality and reflect the ecological health of aquatic systems. Fish and wildlife support a wide range of outdoor recreation activities such as hunting, fishing, trapping, nature study, wildlife photography, bird watching, and eco-tourism.

Property values and less tangible factors such as aesthetics and quality of life for humans are enhanced by the presence of diverse and abundant fish and wildlife populations and the habitat that supports them. Invasive species such as zebra mussels and emerging contaminants

such as PPCPs pose increased threats to the biological integrity of the basin and warrant further consideration for management action.

Government funding for fish and wildlife conservation is provided by a variety of mechanisms including hunting, fishing, and trapping license fees. In Pennsylvania, additional funding is provided through the State Wildlife Grants Program, which is driven by Pennsylvania's Comprehensive Wildlife Conservation Strategy. Protection of biological resources can be enhanced significantly with the assistance of conservation, fishing, and hunting organizations (e.g. Sierra Club, Trout Unlimited, Ducks Unlimited, and others) that promote and have a stake in outdoor recreational pursuits.

**Ongoing Commission Activities:**

- Provide protection to wetlands, aquatic life, and downstream water users by requiring aquifer testing, passby flows, wetland monitoring, and conservation releases through the Commission's regulatory project review and approval process.
- Participate in activities of the Mid-Atlantic Panel on Aquatic Invasive Species and disseminate pertinent information to the public regarding aquatic invasive species.

**Actions Needed:**

1. Consider the potential spread of invasive species when evaluating project review applications for diversions and transfers of untreated water from one waterbody to another.
2. Disseminate information regarding the effects of pharmaceutical and personal care products on the biological resources of the basin.
3. Provide information on the biological resources of the basin and promote fishing, boating, hunting, outdoor photography, eco-tourism, bird watching, and other water-based outdoor recreation through the Commission's website and appropriate links to other websites.

**Goal c. Restore populations of migratory fish throughout the Susquehanna River system.**

American shad and blueback herring, as well as alewife and hickory shad, ascend rivers to spawn in the spring and the young fish migrate to brackish and salt water in the fall. American shad and blueback herring were once important recreational and commercial resources throughout the basin, with shad ranging at least as far north in the Susquehanna River as Binghamton, N.Y. Although less information is available for blueback herring, evidence indicates that they also traveled as far north as Binghamton. Substantial shad fisheries existed on the West Branch Susquehanna River between Lewisburg and Lock Haven, Pa., as well as throughout the main stem of the Susquehanna River. Historically, shad were reported as far upstream as Hollidaysburg, Pa., on the Juniata River, but most commercial fisheries on the Juniata River were located downstream of Lewistown, Pa.

Striped bass and white perch are also important commercial and recreational species that live in salt or brackish water, but do not travel as far upstream as the other species discussed above. Both use the lower Susquehanna River as spawning habitat. The Chesapeake Bay



provides some of the most important spawning and nursery habitat for striped bass on the east coast of North America and is important in helping to sustain the entire east coast fishery.

American eels were once an important commercial and recreational resource throughout the basin. Although American shad, blueback herring, and related species spawn in fresh water and live most of their adult lives in salt water (anadromous species), American eels do the reverse. American eels (catadromous) spawn in deep ocean waters south of Bermuda.

After hatching, immature eels ride the Gulf Stream north and enter North American rivers to live their adult lives in fresh water. Downstream migration of adults occurs during the fall. Because the triggers and characteristics of eel migration are very different from those of shad and herring, eels have different requirements for successful upstream and downstream movement past dams.

Migratory fish passage was hindered in the basin by the construction of mill dams on tributaries, as well as construction of feeder dams for canal systems during the mid-1800s. Construction of the four major power dams on the Susquehanna in the early 1900s virtually ended migratory fish movement in the Susquehanna River system. Significant restoration activities have occurred during recent years, and passage for American shad is now provided at the four major hydropower facilities on the lower Susquehanna River below Harrisburg, Pa.

Areas of poor water quality in streams, such as that caused by abandoned mine drainage, can also constitute blockages to fish passage. The removal of blockages can provide benefits to both migratory and local, non-migratory fish populations by re-connecting fragmented habitat.

#### **Ongoing Commission Activities:**

- Serve as a member of the Susquehanna River Anadromous Fish Restoration Cooperative (SRAFRC) and work with dam owners and operators and others to restore populations of American shad, hickory shad, blueback herring, alewife, striped bass, and other anadromous fish to the Susquehanna River system.
- Implement and periodically update SRAFRC's Migratory Fish Management and Restoration Plan for the Susquehanna River Basin.

#### **Actions Needed:**

1. Work with SRAFRC, dam owners and operators, sportsmen groups, conservation organizations, and others to produce, by 2025, self-sustaining annual populations of two million American shad and five million river herring, reproducing in the free-flowing Susquehanna River above York Haven Dam and in suitable tributaries, provide 500,000 angler days annually throughout the basin for these species, and provide effective upstream and downstream passage for American eels arriving at dams in the basin.
2. With assistance of SRAFRC and others, support studies of eel migration and implement restoration plans to re-establish a fishable population of American eel in

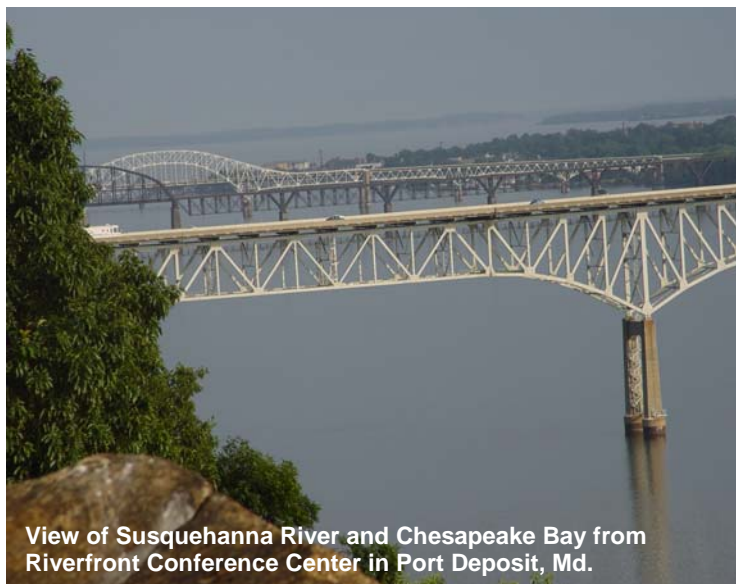
- the Susquehanna River system and restore adult recruitment from the river to help rebuild spawning stocks for the east coast eel fishery.
3. Support preservation and restoration of tributary streams that provide habitat for migratory fish, including the removal of obstacles to upstream movement and remediation of AMD-impaired streams.
  4. Require viable upstream and downstream migratory fish passage as part of relicensing activities for power dams on the lower Susquehanna River.

## **E. Chesapeake Bay**

### **1. Desired Result**

To manage the water resources of the Susquehanna River Basin to assist in restoring and maintaining the Chesapeake Bay so it meets or exceeds applicable water quality standards and supports healthy populations of living resources, including oysters, crabs, fish, waterfowl, shore birds, and underwater grasses.

### **2. Discussion of Issues**



View of Susquehanna River and Chesapeake Bay from Riverfront Conference Center in Port Deposit, Md.

The Chesapeake Bay is the largest estuary in the United States and supports a wide array of habitat types and aquatic life. By the middle of the twentieth century, the health of the Bay had deteriorated due to excess nutrients and sediment, releases of toxic pollutants, lost or degraded aquatic habitat, and over-harvesting of commercial fishery resources.

A number of key agreements between the early 1980s and early 2000s are the basis for programmatic actions initiated by the Commission's member jurisdictions to restore the Chesapeake Bay. Those agreements include: the 1983 agreement among Pennsylvania, Maryland, Virginia, the District of Columbia, the USEPA, and the Chesapeake Bay Commission to reduce excess nitrogen and phosphorus; the 1987 agreement between the same entities to achieve a 40 percent reduction in controllable nutrient loads to the Bay by the year 2000, and the June 2000 agreement by the same entities to "continue efforts to achieve and maintain the 40 percent nutrient reduction goal agreed to in 1987 and correct the nutrient- and sediment-related problems in the Chesapeake Bay and its tidal tributaries sufficiently to remove the Bay and the tidal portions of its tributaries from the list of impaired waters under the Clean Water Act by 2010."

With the Bay and some of its tidal tributaries listed as being impaired, which requires development of a total maximum daily load to meet water quality standards in compliance with the federal Clean Water Act, the States of Delaware, New York, and West Virginia signed a Memorandum of Understanding to provide their help in implementing the Water Quality Protection and Restoration section of the agreement.

The above process led to the development of sediment, nitrogen, and phosphorus load allocations from the Susquehanna River that need to be met and maintained to meet water quality conditions that will restore and protect biological resources in the Bay. To restore conditions in the Bay, the basin's water resources must be managed to provide both the quality and quantity of water needed. The basin also must be managed to provide adequate habitat for migratory fish and to limit the amount of man-made, floating debris that is carried from the river to the Bay.

The Susquehanna River Basin Compact specifically recognized the importance of the Bay – Section 14.1 states, “The comprehensive plan shall take into consideration the effect of the plan or any part thereof upon the receiving waters of the Chesapeake Bay.” Water from the Susquehanna River Basin plays a significant role in the restoration effort because the Susquehanna River provides 50 percent of the Bay's total freshwater inflow. However, it is not currently known how much reduction of inflows to the Chesapeake Bay, if any, is tolerable.

The Commission regulates withdrawals and consumptive uses of water in the Susquehanna basin, and both of these are increasing. Because of the interrelationships between water quantity and quality, the Commission believes that low flow and consumptive use management in the Susquehanna basin should be part of the Bay restoration effort.

The ecology of the Chesapeake Bay is both important and complex. The Bay provides habitat for more than 500 species of fish and shellfish, more than 2,700 plant species, and 29 species of waterfowl. The Bay is a major feeding and resting stop for migratory birds and also provides wintering habitat for a number of migratory species. The Bay's living resources are economically important, supporting the regional economy as a major source of seafood, with an annual harvest worth \$1 billion.

The Bay also provides a wide range of recreational opportunities such as fishing, boating, waterfowl hunting, crabbing, swimming, bird watching, and nature study. Many of these activities are dependent on the ecological health of the Bay and its fish and wildlife resources. Bay-related tourism provides the regional economy with billions of dollars in revenue each year.

Excessive amounts of nutrients, namely nitrogen and phosphorus, in the Chesapeake Bay and tidal regions of its tributaries have aggravated a number of water quality conditions producing excessive algal growth, low concentrations of dissolved oxygen, and reduced water clarity. The increased algae concentrations and reduced water clarity inhibit growth of the Bay's submerged aquatic vegetation, which provides important habitat for fish, wildlife, and blue crabs, which are one of the most economically important species in the Bay. Submerged aquatic vegetation also provides food for ducks and other waterfowl, absorbs nutrients, reduces suspended sediment, helps stabilize substrate, and produces oxygen in the water.

Fish and other forms of aquatic life have specific dissolved oxygen requirements for survival. Algal blooms, when not eaten by fish and shellfish, deplete dissolved oxygen in the Bay, making some of its deeper waters uninhabitable for some species.

The effects of excessive nutrient loading on water quality show considerable variation according to season and the particular region of the Bay. Generally, problems related to low levels of dissolved oxygen are greatest in the deeper portions of the upper Bay during the summer. The restoration target values developed for nutrients relate to this issue, although dissolved oxygen problems may occur in other areas on a periodic basis.

The results of best management practices, sewage treatment plant upgrades, and other restoration activities in the basin will first be seen in the chemical and physical quality of local streams and rivers, followed by the biological response in the Bay.

Abandoned mine drainage (AMD) carrying metals is a major concern in portions of the Susquehanna River Basin, although specific load allocations have not been set for metals provided to the Bay from its major tributaries. AMD degrades normal biological processes and reduces the ability of streams to assimilate nutrients, with increased amounts being transported downstream and delivered to the Chesapeake Bay. The air-borne transport and deposition of acid rain, nitrogen, sulfur, and toxins into the Bay watershed area also are of concern.

### 3. Goals

- a. Identify the minimum freshwater inflows needed from the Susquehanna River to assist in restoring and maintaining the ecological health of the Chesapeake Bay, while also identifying opportunities for enhancement..
- b. Develop and implement plans to address the flow requirements in Goal a. above.
- c. Support the Chesapeake Bay restoration effort, including sediment and nutrient reduction strategies developed by each of the Commission's member states.
- d. Provide habitat for migratory waterfowl and shorebirds found in the Chesapeake Bay

**Goal a. Identify the minimum freshwater inflows needed from the Susquehanna River to assist in restoring and maintaining the ecological health of the Chesapeake Bay, while also identifying opportunities for enhancement.**

Low flow maintenance planning has been a priority activity at the Commission throughout most of its existence. In the mid-1980s, the Commission prepared a series of planning reports related to the storage and release of water from Cowanesque Lake in Tioga County, Pa., and initiated a series of low flow management framework plans that were prepared for each of the six major subbasins in the basin. Planning for potential pooled water storage from large federal and state reservoirs was continued in the 1990s and storage was obtained from Cowanesque Lake and Curwensville Lake on the West Branch Susquehanna River in Clearfield County, Pa. Also, arrangements were made to provide low flow releases from Whitney Point Lake in Broome County, N.Y. In 2007, arrangements were made with the Commonwealth of

Pennsylvania to provide water storage from the Barnes and Tucker abandoned mine pool in Clearfield County, Pa. The Commission is actively continuing to perform consumptive use mitigation planning and seek additional sources of water for release during low flow periods.

In 1996, the Commission published the *Chesapeake Bay Low Flow Strategy Study*, which was prepared by the Commission and the University of Maryland's Horn Point Environmental Laboratory. The purpose of the study was to develop a general strategy to study and manage the impacts of low freshwater inflows from Susquehanna River on the salinity, water quality, available habitat, and living resources of the Bay.

The study analyzed the hydrology of the Susquehanna River, provided an extensive review of the available literature related to flow impacts on the Bay, and included the results of an opinion survey directed toward agencies and researchers involved with living resources and flow issues. A summary of pertinent issues was included in the study report, as well as a summary of activities conducted at a workshop conducted in 1995. As discussed previously, climate change will alter the ecology of the Susquehanna River system, which will also have downstream effects on the Chesapeake Bay.

The study's literature review indicated potentially significant impacts of low flows and consumptive uses on salinity, water quality, and living resources and provided ten major recommendations for development of a strategy, as well as a list of 29 issues for further consideration.

**Ongoing Commission Activity:**

- Plan and implement low flow water management activities. (Also discussed under Water Supply priority management area)

**Actions Needed:**

1. Work with USEPA's Chesapeake Bay Program, the USACE, the State of Maryland, and others to support the process to determine flow regimes under which the ecological health of the Bay can be restored and sustained.
2. Plan any additional studies and modeling efforts that are needed and seek appropriate funding and implementation.

**Goal b. Develop and implement plans to address the flow requirements in Goal a. above.**

The Commission will need to determine the amount of water and costs associated with providing the amount of water needed for the ecological health of the Bay. Planning, implementation, and re-evaluation also will need to be performed over the long term.

**Ongoing Commission Activity:**

- See Goal a. above.

**Actions Needed:**

1. Assess the feasibility of providing recommended flow regimes to the Bay.
2. Implement recommendations from the feasibility study through the Commission's regulatory and planning activities, with support from the Commission's member jurisdictions.
3. Continue to update and review progress in providing the flows needed for the Bay.

**Goal c. Support the Chesapeake Bay restoration effort, including sediment and nutrient reduction strategies developed by each of the Commission's member states.**

The Compact directs the Commission to consider the effects of its Comprehensive Plan on the receiving waters of the Chesapeake Bay. The Commission has participated on a number of Chesapeake Bay Program committees and subcommittees, has performed sediment and nutrient monitoring in support of Bay restoration activities since the mid-1980's, and chaired a sediment task force that studied the accumulations of sediment behind dams on the lower Susquehanna River and recommended specific actions for the management of sediment in the basin. The Commission serves on the Chesapeake Bay Water Quality Steering Committee, which was responsible for the planning process leading to the establishment of new water quality criteria for the Bay and the development of target loads for sediment and nutrients delivered to the Bay from its major tributaries, including the Susquehanna River.

Maryland, Pennsylvania, and New York each developed and adopted state tributary strategies to achieve and maintain the load allocations developed for the Susquehanna River and each state. All three states used a variety of approaches to reduce loads from point source discharges such as sewage treatment plants and industrial facilities, as well as from nonpoint sources such as agricultural and urban runoff. The focus of each state tributary strategy varied depending on the magnitude of loading from various sources and the tools available to control those loads.

**Ongoing Commission Activities:**

- Perform sediment and nutrient monitoring in the basin to help refine the Chesapeake Bay watershed model, support restoration activities, identify water quality trends, and document progress in meeting sediment and nutrient reduction goals established for the Susquehanna River.
- Support tributary strategies developed by each of the Commission's member states and participate on committees and workgroups to advance restoration and protection efforts.



**Actions Needed:**

1. Perform trend analyses for additional sediment and nutrient monitoring sites as sufficient data are accumulated.
2. Coordinate, encourage and support efforts to manage sediment within the basin, including legacy sediments from mill dams and sediment that has accumulated behind dams on the lower Susquehanna River.
3. Support studies to determine the remaining sediment trapping efficiency of dams on the lower Susquehanna River and determine if and how trapping capability may be retained.
4. Promote the installation of best management practices for nonpoint sources and water quality infrastructure improvement for point sources in the Susquehanna River Basin to benefit local water quality improvement and the Bay restoration effort.

**Goal d. Provide habitat for migratory waterfowl and shorebirds found in the Chesapeake Bay.**

Restoration of wetlands and other habitat for waterfowl and shore birds in the Susquehanna River Basin will help to increase the numbers of those species passing through the Bay area and over-wintering there. Increased SAV production in the Bay through other restoration activities should help support over-wintering populations of waterfowl and provide return benefits to the basin.

**Ongoing Commission Activity:**

- Perform restoration and protection planning for water quality and habitat improvement.

**Action Needed:**

1. Work with conservation and sportsmen groups to support wetland establishment and enhancement in the basin to provide downstream benefits to water quality and migratory birds using the Bay.

**F. Coordination, Cooperation and Public Information****1. Desired Result**

To maximize available human resources and achieve common and complementary management objectives by the Commission, its member jurisdictions and others; to promote the planning and management of the basin's water resources in the most efficient manner possible; to inform the public on the Commission's water management responsibilities; and to enhance the public's access to Commission information and decision making procedures.

## 2. Discussion of Issues

This priority management area means: (1) meeting the water management needs of the Susquehanna basin by utilizing government resources – both personnel and financial – in the most effective and efficient manner, (2) making the public aware of the basin’s priority needs and the programs and activities in place by the Commission and its member jurisdictions to meet those priority management needs, (3) ensuring public access and input to Commission decision making, and (4) involving and seeking the advice of non-governmental organizations.

As stated in the preamble of the Compact, the water resources of the basin are subject to the duplicating, overlapping, and uncoordinated administration of a large number of governmental agencies that exercise a multiplicity of powers. This can result in a splintering of authority and responsibility, an inefficient use of scarce governmental resources, and inconsistent treatment of water users.

The Commission’s member jurisdictions and their political subdivisions are engaged in a host of water resources management activities that have basinwide impacts and effects on the Chesapeake Bay. Examples include stream classifications, water quality standards, water withdrawal regulations, flood damage reduction, and waste treatment. It is therefore critical that there be some overarching mechanism that promotes communication and coordination among these entities. Communication and cooperation among the member jurisdictions are likely to preemptively remove causes of potential controversy before they rise to the level of open conflicts.

While the Commission is established as the chief agency to foster coordination, the Compact specifically declares that it is the intention of the member jurisdictions to preserve and utilize the existing offices and agencies of government. The member jurisdictions should remain as the chief stewards of their own natural resources. However, to do so in the most efficient and effective manner, those offices and agencies need to be working together under the coordinative oversight of the Commission.

With respect to public information, a basic purpose of the Compact is to manage the basin’s waters in the public interest. The Compact preamble recognizes in its very first declaration that management of the basin’s water resources under comprehensive multipurpose planning will bring the greatest benefits and produce the most efficient public service in the public interest. Also, Goal No. 6 of the Commission’s Statement of Mission calls on the Commission “To provide public information and education about the water resources of the basin.”

As required by its Compact and regulations, the Commission seeks public input to the greatest extent possible on regulatory, planning and other programmatic areas. For the public to provide meaningful input, it must be informed of the relevant water management issues. Only through a public information and outreach effort by the Commission can this be accomplished.

### 3. Goals

- a. Continue use of interagency committees and ad hoc committee mechanisms to gather input from member jurisdictions and to encourage consistent interstate water management policies and actions.
- b. Execute, review, and update memoranda of understanding (MOUs) with member jurisdictions to coordinate regulatory or other programs that overlap.
- c. Encourage the creation of uniform water management policies and standards in areas such as water quality, stream classification, flood plain management, instream flow protection, stream passby requirements and aquifer protection.
- d. Coordinate major interagency efforts such as flood forecasting and warning, drought emergency management, water conservation, and hydro power license renewal.
- e. Inform legislators and executive branch policy makers on important issues related to the basin's water resources.
- f. Inform the public on matters affecting the basin's water resources and utilize current tools, methods and strategies to effectively reach the public.
- g. Enhance public access to Commission information and decision making procedures.
- h. Involve and seek the advice of non-governmental organizations on the management of the basin water resources.

**Goal a. Continue use of interagency committees and ad hoc committee mechanisms to gather input from member jurisdictions and to encourage consistent interstate water management policies and actions.**

Over the years, the Commission has relied upon and productively utilized various interagency and citizen/interest group committees of both a permanent and ad hoc nature to accomplish important water management objectives. Successes include the implementation of a basinwide flood forecasting and warning system, management of severe droughts, promulgation of important regulations, consideration of agricultural issues and oversight of water quality monitoring and assessment efforts. The Commission should continue to build on these successes and look for additional opportunities to utilize committee structures.

**Ongoing Commission Activity:**

- Continue to participate in member jurisdiction water resources planning efforts and support the enhanced federal agency coordination activities of the USACE Baltimore District.

**Actions Needed:**

1. Consult the Commission's established advisory committees such as the Water Resources Management Advisory Committee and Water Quality Advisory Committee and, as needed, activate ad hoc committees to address special issues or projects.
2. Facilitate interagency and interstate committees to deal with selected water management topics.

**Goal b. Execute, review, and update memoranda of understanding (MOUs) with member jurisdictions to coordinate regulatory or other programs that overlap.**

The Commission exercises its regulatory and programmatic authority concurrently with numerous state and federal agencies. Section 806.7 of the Commission’s project review regulations states that “[t]o avoid duplication of work and to cooperate with other government agencies, the Commission may develop administrative agreements or other cooperative arrangements ... with appropriate agencies of the member jurisdictions regarding joint review of projects.” The Commission has had a project review MOU in effect with the Pa. Department of Environmental Protection (PADEP) since 1999 and seeks opportunities to update that MOU as needed to continue improving coordination between the two agencies. There are no other member state MOUs in effect. In its early years, the Commission had an MOU in effect with the Federal Energy Regulatory Commission (FERC). Additional opportunities for MOUs with state and federal agencies should be evaluated and appropriately considered.

**Ongoing Commission Activity:**

- Review existing MOUs with federal agencies and evaluate the benefits of executing new MOUs with other federal agencies.

**Action Needed:**

1. Keep the Commission-PADEP MOU current to ensure more effective implementation of Commission regulatory standards, and explore possibilities of executing similar MOUs with Maryland, New York and the federal government or establishing an alternate procedure for coordination and exchange of information on project approvals and other work programs.

**Goal c. Encourage the creation of uniform water management policies and standards in areas such as water quality, stream classification, flood plain management, instream flow protection, stream passby requirements and aquifer protection.**

A stated purpose of the Compact is to “apply the principle of equal and uniform treatment to all users of water and of water-related facilities without regard to political boundaries.” “Uniform” water management standards do not mean that such standards must be identical. Instead, standards should be complementary and mutually supportive, aiming toward the achievement of the common management objectives established under this comprehensive plan.

**Ongoing Commission Activity:**

- Continue to participate in national water organizations such as the Interstate Conference on Water Problems and the Association of State and Interstate Water Pollution Control Administrators, where common management problems and solutions can be more readily identified.

**Actions Needed:**

1. Determine the need for uniform standards in such areas as instream flows, aquifer testing, water conservation, and flood plain management.
2. As appropriate, assemble special interagency and interstate task force committees to address special water management topics and the development of uniform water management policies or standards.

**Goal d. Coordinate major interagency efforts such as flood forecasting and warning, drought emergency management, water conservation, and hydro power license renewal.**

The Compact recognizes the Commission as the “single administrative agency ... essential for effective and economical direction, supervision, and coordination of water resources efforts and programs of federal, state, and local governments and of private enterprises.” In this oversight capacity, it is appropriate that the Commission be a leader in addressing water management issues of critical importance to the basin.

**Ongoing Commission Activity:**

- As discussed in Priority Management Areas A, C and F respectively, continue coordination and cooperative activities in the following areas: (1) the Interagency Drought Coordination Committee, (2) the basinwide flood forecast and warning system, and (3) Chesapeake Bay Program committees and related bay organizations.

**Actions Needed:**

1. Organize a consortium of resource agencies with jurisdiction over water at the federal and state level to facilitate the coordination of input into federal licensing and relicensing of hydroelectric and nuclear power facilities in the basin, including new facilities and updates at existing facilities.
2. Develop basinwide water conservation standards in cooperation with member states.
3. Facilitate interagency coordination of post-flood actions for the purpose of improving emergency response, technical information and flood damage reduction.

**Goal e. Inform legislators and executive branch policy makers on important issues related to the basin’s water resources.**

The efficacy of the Commission’s work in the management of the basin’s water resources is directly linked to financial and policy support from the Commission’s member jurisdictions. The Commission should therefore maintain a strategy of informing legislators and executive branch policy makers about relevant water management issues.

**Ongoing Commission Activities:**

- Continue informing state and federal legislators on the Commission's work in managing the basin's water resources and related legislative priorities.
- Maintain contact with policy makers in the executive branches of the member jurisdictions to retain their support for the Commission's work.

**Actions Needed:**

No new actions recommended under this goal.

**Goal f. Inform the public on matters affecting the basin's water resources and utilize current tools, methods and strategies to effectively reach the public.**

By requiring the Commission to take its actions in public meetings and hearings, by placing significant emphasis on the issuance of public notifications, and by requiring the public issuance of Commission documents including the annual report, annual Water Resources Program and the Comprehensive Plan, it is clear that the drafters of the Susquehanna Compact recognized the importance of an informed citizenry. Over the years, the commissioners and Commission managers have supported and further strengthened the Commission's public information initiatives, including producing and disseminating various publications, working with the media and disseminating information through the Internet. In addition to applying traditional methods of disseminating public information, in a time of ever-changing communication technologies, the Commission must strive to keep current on the tools, methods and strategies for educating and informing the public.

**Ongoing Commission Activities:**

- Continue to rely on the Commission's web site as one of the primary public information tools, produce and disseminate publications, produce and disseminate television and radio public service announcements, and periodically conduct workshops on specific water resource topics.
- Routinely disseminate information to the media using the full range of available communication options.
- Incorporate GIS maps and other tools to the greatest extent possible to enhance public information products.
- Organize and distribute to the public water resources data maintained by the Commission.

**Action Needed:**

1. Periodically evaluate existing and emerging communication technologies and methods to determine their potential application and benefits to the Commission's public information program and strategies.



**Goal g. Enhance public access to Commission information and decision making procedures.**

The Commission, as a government agency and a steward of public resources, functions in the public domain. It is important that information be readily available to the public in the most effective and efficient manner and the public have access to the Commission's decision making and policy setting procedures. At the same time, the need to safeguard security related and confidential information in restricted files and data bases should be clearly recognized.

**Ongoing Commission Activity:**

- Provide timely notice of Commission meetings and hearings via newspapers, legal notice publications and the Commission's web site, and provide direct notice and other information electronically or by regular mail to individuals and organizations who have expressed an interest in a particular matter before the Commission.

**Action Needed:**

1. Utilize currently available technologies to make information readily available through electronic means, including non-restricted files and records requested by interested parties to eliminate the need to physically visit the Commission's headquarters building.

**Goal h. Involve and seek the advice of non-governmental organizations on the management of the basin water resources.**

Many non-governmental organizations such as individual businesses and business groups, environmental groups and watershed associations are located in the Susquehanna basin. These groups possess considerable resources and expertise that, if effectively harnessed and coordinated, can be of great assistance to the Commission in the management of the basin's water resources. Over the span of its existence, the Commission has developed and cultivated relationships with many non-governmental organizations and has worked cooperatively with them on such achievements as the basinwide Flood Forecast and Warning System, migratory fish restoration, and stream cleanup and restoration. The Commission should continue these relationships and explore new ways that non-governmental organizations can make meaningful contributions to the Commission's programs and activities.

**Ongoing Commission Activity:**

- Continue existing communications and contacts with non-governmental organizations on a range of water resources management issues.

**Actions Needed:**

1. Expand on existing ties to non-governmental organizations to maximize the beneficial use of their resources and expertise in the management of the basin's water resources.
2. Provide opportunities for non-governmental organizations involvement in Commission activities and, through coordination efforts, encourage communication on activities/issues of mutual interest.
3. Coordinate with trade associations related to the various types of water use in the basin to promote sustainable water use in conjunction with economic development.

## **PART V - AREAS OF SPECIAL INTEREST**

While Part IV-Priority Management Areas – with its goals, ongoing Commission activities, and actions – serves as the primary vehicle for meeting the basin’s water resource needs, the Commission also recognizes the benefits of highlighting other essential water resource topics. The selected topics that warrant this separate discussion were designated as “areas of special interest” by the Commission, and they are a mix of both long-standing and emerging programs and problems. The Commission believes the selected topics are of interest to many sectors in the Susquehanna basin.

The areas of special interest do not include Commission goals and actions as with the priority management areas. Rather, they provide an overview of their impact on water resources and present initiatives underway or needed to address them. The 12 areas of special interest are:

- (1) abandoned mine drainage;
- (2) climate change;
- (3) consumptive use mitigation;
- (4) drought coordination;
- (5) economic development, recreation and other public values;
- (6) emerging contaminants;
- (7) energy production;
- (8) flood forecast and warning;
- (9) invasive species;
- (10) migratory fish restoration;
- (11) potentially stressed areas and water challenged areas; and
- (12) water and wastewater infrastructure.

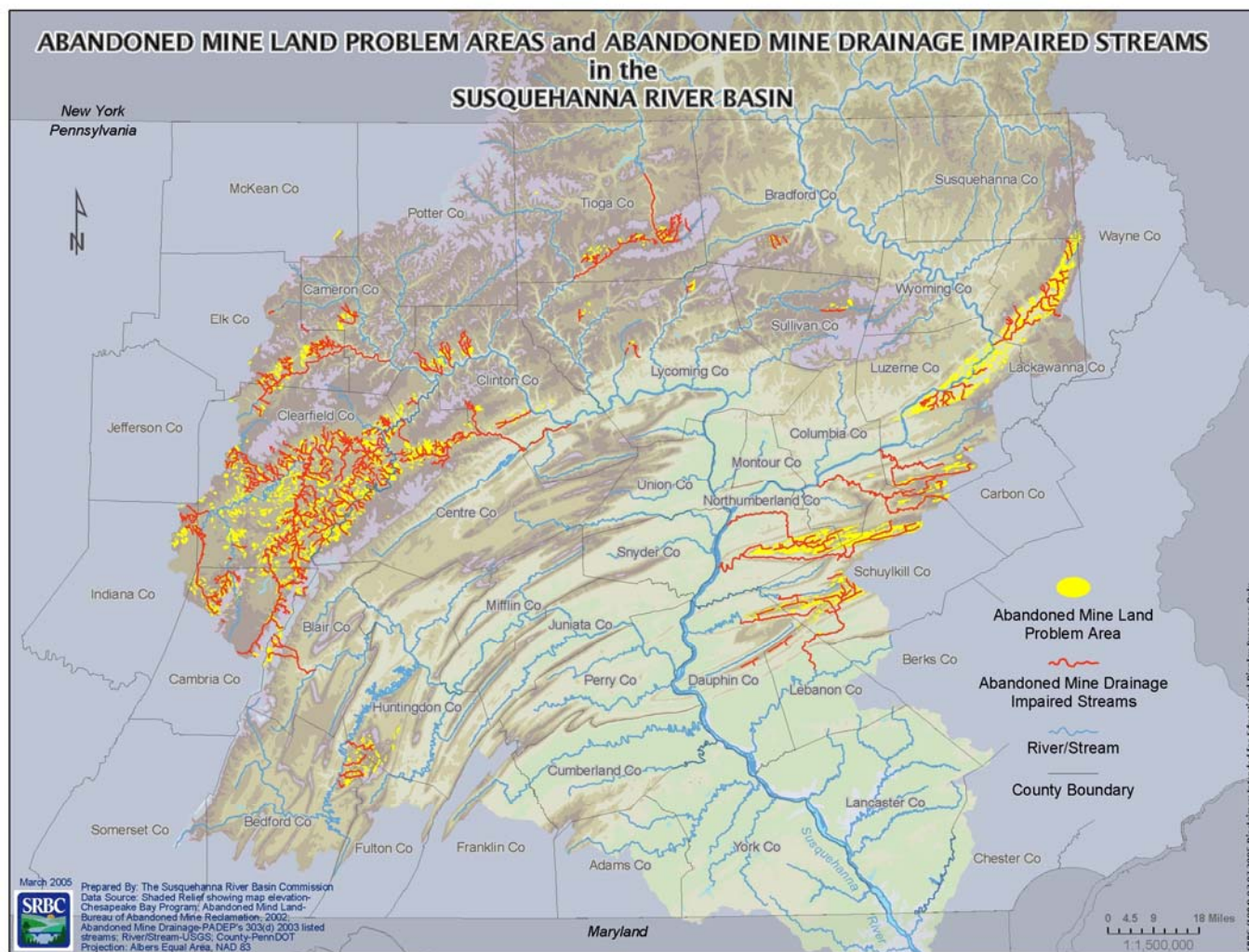
The Commission believes these areas of special interest need to be addressed by the combined efforts of all levels of government, private sector and the Commission. For ease of navigation within this Comprehensive Plan and to avoid duplication, where applicable, Commission actions in the areas of special interest are cross referenced to the same or similar actions on the priority management areas.

### **A. Abandoned Mine Drainage**

#### **1. Background**

The Susquehanna basin contains areas with both bituminous (soft) and anthracite (hard) coal (see Figure 5). Bituminous coal is most prevalent in areas draining into the West Branch Susquehanna, Juniata, and Tioga Rivers, while most anthracite coal is in areas draining to the main stem of the Susquehanna River from the east.





**Figure 5. Abandoned Mine Lands and AMD Impaired Streams**

Abandoned mine drainage (AMD) is formed when mining operations expose coal and bedrock containing pyrite (iron sulfide) to water and oxygen. Sulfuric acid and iron hydroxide are produced through both chemical and biological processes, and water containing acidity, iron, manganese, aluminum, and other metals can result. In addition to the toxic effects associated with AMD, iron and aluminum compounds are precipitated out of solution to coat the bottom of streams, making habitat unsuitable for most bottom-dwelling aquatic life. Coal fines may affect human health through airborne exposure, and can be eroded into streams to degrade aquatic habitat. Studies are currently underway to determine whether metals in AMD may contribute to human neurodegenerative diseases.

AMD is a significant cause of stream impairment in the basin (see Figure 5). Of the basin's total 49,350 stream miles, more than 6,000 miles are impaired, with more than 1,600 of them impaired due to AMD. All of the basin's AMD-impaired streams are located in Pennsylvania, with about 63 percent located in the West Branch Susquehanna Subbasin, 18 percent in the Middle Susquehanna and Chemung Subbasins (including the Tioga River Watershed), 15 percent in the Lower Susquehanna Subbasin, and 4 percent in the Juniata Subbasin.

Most AMD in Pennsylvania is the result of operations that ceased prior to enactment of the 1964 amendment to the Commonwealth's Clean Streams Law, which required mine operators to treat mine drainage. In the early 1980s, the ability to predict AMD water quality impacts improved significantly. The success rate for avoiding AMD impacts increased in 1984, when permit applicants were first required to submit scientific data to assess the potential for AMD production. Today, only a small percentage of mining permits results in post-mining discharges significant enough to require treatment, and most of these are easily treated.

## 2. Management Activities

In 1945, Pennsylvania passed the Bituminous Coal Open Pit Mining Conservation Act, requiring coal operators to register their mines, post bonds, cover exposed coal, round off refuse banks, and re-vegetate the land. The bonding was to insure that money would be available for the Commonwealth to complete reclamation if the mine operator did not do so. Pennsylvania adopted similar reclamation standards for anthracite mines in 1947.

Pennsylvania amended its Clean Streams Law in 1945 to make it unlawful to discharge mine drainage into clean waters devoted to public use. In 1963, Pennsylvania passed legislation to increase bonding rates, require bituminous mine operators to obtain a license and permit before mining, and require anthracite mine operators to backfill mine pits. Amendments to the Clean Streams Law in 1965 classified mine drainage as an industrial waste product and required operators to obtain a permit.

Pennsylvania passed the Land and Water Conservation and Reclamation Act in 1968, providing \$120 million for Operation Scarlift to prevent and control AMD and construct 524 AMD projects. The last Operation Scarlift funds were spent in 1995.

In 1998, Pennsylvania launched its Reclaim PA initiative to enhance reclamation efforts by mine operators, volunteers, and the Pa. Department of Environmental Protection (PADEP). An important component of Reclaim PA is to provide incentives for the active mining industry to re-mine abandoned mine lands. In Pennsylvania, the amount of abandoned mine land reclaimed by the coal industry far exceeds the amount reclaimed by government projects.

The 1977 Surface Mining Control and Reclamation Act (SMCRA) is the primary federal law dealing with mine reclamation activities. The SMCRA was reauthorized for another 15 years in 2006, increasing reclamation funding to Pennsylvania by three to four times over a period of years. Although funding is directed primarily toward Priority I and II sites with health and safety issues, a 30 percent set-aside provision (an increase from 10 percent) is available to fund staff, projects, and other activities associated with treatment of AMD. The federal Office of Surface Mining provides SMCRA funding to PADEP, which has the option of determining whether or not use the set-aside provision within SMCRA.

Under the federal Clean Water Act, the U.S. Environmental Protection Agency (USEPA) works with the states to regulate water quality activities. The Commission provides a supporting role, as discussed in Priority Management Area B - Water Quality. The U.S. Geological Survey (USGS) and the U.S. Army Corps of Engineers (USACE) also have performed various monitoring and planning activities related to AMD in the basin.

The Eastern and Western Pennsylvania Coalitions for Abandoned Mine Reclamation, as well as watershed organizations such as Tioga County Concerned Citizens Committee and Catawissa Creek Restoration Association, have played a key role in constructing AMD remediation projects in the basin. Pennsylvania has provided much of the funding for this work through its Growing Greener grant program.

The Commission has helped coordinate AMD issues in the basin and has performed AMD monitoring and assessments, total maximum daily loads, and planning studies such as the Watershed Assessment and Remediation Strategy for AMD in the Upper Tioga River Watershed and the West Branch Susquehanna Subbasin AMD Remediation Strategy. In addition, the Commission is providing operation and maintenance funding for the Barnes and Tucker AMD treatment plant for consumptive use mitigation, and is studying the capability of other mine pools to provide low flow augmentation for consumptive use mitigation.

### 3. Future Direction

Several action items under Priority Management Area B – Water Quality relate to AMD. Goal c of Priority Management Area E – Chesapeake Bay also discusses AMD with regard to migratory fish passage and the assimilation of nutrients.

Continued AMD monitoring and more detailed planning are needed for the West Branch Susquehanna Subbasin, and strategies and plans are needed for the anthracite coal region in the vicinity of Scranton/Wilkes-Barre, Pa., in the Broadtop coalfield within the Juniata Subbasin, and in the small, bituminous coal mining region west of Altoona, Pa. Currently, little funding is available for the operation and maintenance of AMD treatment facilities after they have been constructed. Additional operation and maintenance monies are needed for continued operation of facilities over the long term.

The Commission is particularly interested in continuing AMD remediation planning and implementation in the West Branch Susquehanna Subbasin, and in preparing a restoration plan for the anthracite coal region in the Susquehanna River Basin. The Commission also plans to strengthen working relationships with the Eastern Pennsylvania Coalition for Abandoned Mine Reclamation and other groups involved in restoring waters impaired by AMD.



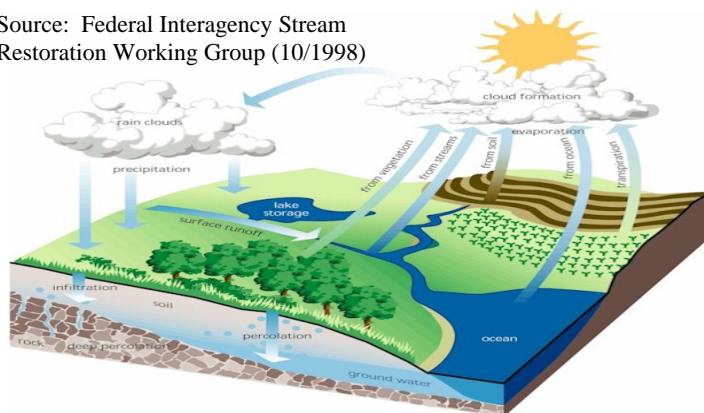
## B. Climate Change

### 1. Background

More and more information is becoming available about potential climate changes due to carbon dioxide and other greenhouse gases. Water resources are obviously an integral part of the earth's climate, and any changes to the mid-Atlantic's climate could, likewise, have implications for basin water resources. For example, there are predictions for increases in winter precipitation, with a shift to less snow and more rain due to increased average temperatures. Predictions also include an increase in the frequency and severity of heavy rainfall – raising the likelihood of flooding – and, at the opposite extreme, an increase in the frequency of summer droughts. It is important that the Commission's water resource managers know how such changes are affecting long-term hydrologic patterns. (Also discussed in the Flooding and Drought Management priority management areas)

#### Hydrologic Cycle Diagram

Source: Federal Interagency Stream Restoration Working Group (10/1998)



Aside from hydrologic changes, there are also implications to the reliability of hydrologic data. When planning for water resources, we typically avail ourselves to valuable streamflow records stretching back one hundred years or more. However, if climatic patterns are shifting, we can no longer be certain that those records still reliably reflect current conditions or expected changing conditions. An investigation of streamflow records at several long-term gages in the Susquehanna River Basin already shows a distinct difference in patterns pre- and post-1970. It is not yet known whether the shift is in response to climate change or to some other cause. (Also discussed in the Water Supply priority management area)

Whatever the cause, the implications for water resources could be extensive, and management, planning and protection cannot occur without a good understanding of what the new natural patterns are, or how they are expected to change. Also, although most focus has been on water quantity, there is the potential for impacts to management of water quality as well. For example, Pennsylvania's Chesapeake Bay Tributary Strategy will be implemented using assumptions about the entry of nutrients into Pennsylvania streams and how they interact with natural systems, but those assumptions may vary depending on factors such as average flows and water temperatures. (Also discussed in the Water Quality priority management area)

There are studies indicating that the Chesapeake Bay is already showing the first signs of impact from climate change, specifically from increased air and water temperatures. Since the 1960s, water temperatures in the Chesapeake have warmed by about 2 degrees. As the Bay's water warms, some existing problems could be aggravated and new problems could emerge. Increased water levels in the Bay also pose threats. In the last century, Bay water levels have risen by more than a foot.

Likely implications of climate change to the Chesapeake Bay include expansion of the oxygen-depleted dead zones, die-off of critical habitat grasses, increased runoff carrying more nutrients and sediments, increases in algae blooms and diseases, higher and more destructive storm surges associated with tropical systems, loss of tidal wetlands and their pollutant-filtering capacity, changes to salinity patterns, changes in the timing of breeding and migrations, and the out-migration of native species and in-migration of non-native species as they adjust to changing conditions in the Bay and surrounding waters. (Also discussed in the Chesapeake Bay priority management area)

## 2. Management Activities

The potential effects of climate change will impact Commission programs both directly and indirectly. Most immediately and directly, shifts in rainfall patterns that cause more floods and more droughts will require the Commission to dedicate more resources to its already active flood and drought coordination programs. In addition to increased response activities, there will likely be interest in Commission participation in cooperative long-term planning and management for the mitigation of increased flood and drought hazards.

Other impacts of climate change will be less direct, but could actually have more far-reaching implications for Commission programs. Because climate change could significantly shift temperatures and the delivery of precipitation, the very nature and design of hydrologic resources and regimes in the Susquehanna basin could be altered. Such an alteration has the potential to render invalid many of the assumptions underlying basic Commission programs, including consumptive use mitigation, flood and drought planning, development of total maximum daily loads, trends in nutrient and sediment loading from storm runoff, instream flow protection, water availability studies, and Chesapeake Bay protection and restoration efforts.

## 3. Future Direction

Streamflow statistics are needed for water resources planning and management. The magnitude and frequency of streamflows in the Susquehanna River Basin are used by the Commission and other agencies for water quality and quantity planning and management. By using streamflow data and statistics, streamflow series are implicitly assumed to be stationary in water resources planning and management. If the assumption is invalid, then provisions must be made for generating and providing the most updated hydrologic information for water resources management in the basin. To do that, two questions must be asked and answered: (1) Are there trends in the streamflow in the Susquehanna River Basin, and (2) if so, what is the pattern of the trends, i.e. are the trends gradual or abrupt? The most direct method for ensuring proper use of hydrologic data could be to use only the data that reflect current conditions, either through the revision of existing statistics or through the establishment of new monitoring gages.

## **C. Consumptive Use Mitigation**

### **1. Background**

The mission of the Susquehanna River Basin Commission is to enhance public welfare through comprehensive planning, water supply allocation, and management of the water resources of the Susquehanna River Basin. Accordingly, Commission regulations require mitigation for consumptive use of water. Consumptive use is broadly defined to be the loss of water due to a variety of processes by which the water is not returned to the waters of the basin undiminished in quantity. As discussed in Priority Management Area A – Water Supply, consumptive use is one of the principle causes of water availability shortages in the basin.



The Commission's consumptive use regulation, as adopted in 1976, required project sponsors to provide mitigation for their consumptive use during low flow events. Sponsors were expected to comply with the regulations by providing compensatory water or discontinuing consumptive use during low flow events. In 1990 and 1994, the Commission contracted with the USACE for releases of water stored at Cowanesque and Curwensville Lakes, respectively, for the purpose of consumptive use mitigation. The storage in Cowanesque is almost entirely dedicated to mitigation for the nuclear power plants at Berwick and Three Mile Island. Releases at both facilities are tied to Q7-10 conditions at one or more main stem Susquehanna River gages.

While a few power companies were able to make the financial investments to secure water storage at the USACE facilities and Lake Chillisquaque for compensatory purposes, this option proved impractical for most sponsors, and discontinuation of consumptive use was largely impractical for facilities. In response, the Commission made provision in 1993 for project sponsors to pay a consumptive use fee to the Commission in lieu of providing actual mitigation. The payment of fees was intended to allow the Commission to undertake additional large-scale storage projects to provide low flow mitigation for consumptive use projects paying the fee. The Commission has performed several storage project studies and hydrologic investigations over the past decade, culminating in a proposed plan for achieving necessary consumptive use mitigation.

### **2. Management Activities**

The intent of the Commission's consumptive use mitigation program is to replace regulated consumptive use during low flow periods, not to maintain critical flow levels. As a result, manmade impacts caused by regulated consumptive use during low flows are targeted for mitigation, allowing the hydrologic regime to follow a natural decline pattern without being aggravated by consumptive use. A total of more than 450 million gallons per day of consumptive use in the basin currently has active mitigation in the form of Commission-owned water storage, self-supplied storage, other compensation releases, or agreements to cease or reduce usage during droughts.

The traditional threshold for implementing mitigation has been the Q7-10 flow, a standard that was applied as a matter of rule across the basin and remained constant year round. However, in instances when mitigation needs were determined at specific locations based on the avoidance of downstream impacts, the resultant thresholds were significantly greater than Q7-10, and varied seasonally. Because the Q7-10 threshold has no basis in protecting riparian or instream resources, mitigation would be more appropriately applied based on thresholds demonstrated to provide protection. Statistical analyses of the protective thresholds will allow protective standards to be developed and implemented at other locations throughout the basin where specific instream assessments are not available.

### 3. Future Direction

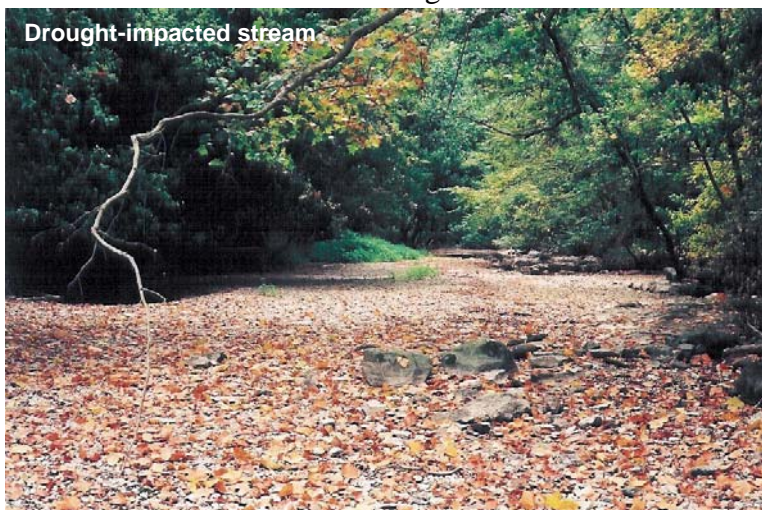
As the Commission’s regulatory and management programs have developed and evolved in response to emerging science and changing standards, it has become apparent that modifications to the existing consumptive use mitigation plan are warranted. At issue are the timing of mitigation releases, the location of available storage, the thresholds for implementing mitigation, and the specific mitigation or riparian protection goal. The implementation of consumptive use mitigation can be driven by local conditions to protect the local stream source, or it can be driven by conditions at a downstream location with the goal of not reducing inflows to the Bay beyond the 1-in-20-year monthly low flows in August, September and October. Alternately, a combination of both factors could be important, and consideration of multiple indicators would be appropriate.

The mitigation plan projects that nearly 400 mgd in additional mitigation will be needed by 2025. The Commission does not have adequate storage to provide mitigation to meet the projected need; nor is there likely to be sufficient funding readily available to procure additional needed storage. Because addressing the issues and mitigation goals described above will require significant changes to the way the Commission manages both its existing and new storage, it will be necessary to undertake various analyses including: (1) a reevaluation of Commission storage at Cowanesque and Curwensville reservoirs; (2) an evaluation of enhanced or modified operations at existing federal, state and local reservoirs; (3) an assessment of potential for mitigation storage at innovative locations such as abandoned coal mines and underground limestone mines; (4) the use of instream flow assessments to assure mitigation occurs where it is needed and at appropriate levels; and (5) consideration of modifications to the consumptive use fee and the fee structure.

## **D. Drought Coordination**

### 1. Background

The Susquehanna River Basin is susceptible to extended drought due to varied topography, geology, and climatic influences. In the northern and western portions of the



basin, climate is influenced by Great Lakes and Midwest weather patterns, while the southern and eastern portions experience Atlantic coastal weather conditions. Situated at the interface of these climatic influences, basin weather patterns can lock into extended periods of dryness, followed by violent storm events. As discussed in Priority Management Area A – Water Supply, drought is a principle cause of water availability shortages in the basin.

Steep topography, particularly within the Appalachian Plateau and Ridge and Valley Provinces, and complex geology produce rapid runoff in watersheds which, when deprived of winter snowpack, offers little opportunity for groundwater recharge. This condition results in depletion of aquifer storage during drought events as groundwater moves towards stream channels to maintain base flow. At these times, the basin must rely primarily on available surface and groundwater storage to meet its water supply needs until nature again provides a replenishment of the resource.

Shortly before the formation of the Commission, the extended drought of the mid-1960s set the benchmark for drought planning, and many drought operation plans are still based on recurrence of 1964 conditions. Following the adoption of the Susquehanna River Basin Compact, severe droughts occurred in 1980-81, 1985, 1991-92, 1995, 1998-99, and 2001-03. Several other years also exhibited significantly dry conditions

## 2. Management Activities

As part of its coordination responsibilities, the Commission monitors the waters of the basin and informs the public of emerging drought conditions. The Commission also coordinates activities of its member jurisdictions to deal with drought conditions. If conditions reach extreme proportions, the Commission has the authority to declare a drought emergency.

In response to drought emergency conditions spreading across nearly the entire basin in 1999, the Commission coordinated the development of the Susquehanna River Basin Drought Coordination Plan with its member jurisdictions. The plan details methodologies for monitoring hydrometeorological variables and includes recommendations for relating and combining these data to indicate the onset and termination of drought and drought severity. The drought indicators are precipitation deficit, streamflows, groundwater levels, soil moisture, reservoir storage depletion, and evidence of problems at public water supplies. During a drought event, the Commission relies on the Drought Coordinating Committee, comprised of representatives from the Commission, the States of Maryland and New York, the Commonwealth of Pennsylvania, and the federal government, to review data and recommend appropriate response actions.

The potential for drought conditions is also recognized in the Commission's regulatory program. Any project requesting withdrawal of water is subject to analysis of the ability of the proposed source to sustain the withdrawal during times of drought. If the source is deemed unable to meet the demand without posing the threat of significant adverse impacts, the applicant is required to implement protective measures or develop an alternate source. Similarly, consumptive water users are required to provide mitigation for their consumptive use during droughts, or pay the consumptive use fee to the Commission. Funds collected through payment of the fee enable the Commission to identify, develop and operate mitigation projects on behalf of the water users.



### 3. Future Direction

Current climatic trends and ever-increasing water usage require vigilant planning and preparedness exercises with respect to drought coordination. Drought contingency planning should be at the forefront of public water supply planning. In addition, the Commission should evaluate the impacts of diversions from the basin and give greater consideration to those during times of drought. The Commission should be more aggressive in ensuring that public water purveyors promote water use efficiency within their systems and that all water users have sound water conservation plans in place.

## **E. Economic Development, Recreation and Other Public Values**

### 1. Background

The framers of the Compact clearly recognized the importance of developing water-related recreational opportunities (Article 8), conserving and managing water resources for economic development as well as for enhancing quality of life through tourism and preservation of historic and scenic amenities (Article 9), and developing and facilitating the transmission of hydroelectric power (Article 10).

The Commission combined the focus of those three Compact provisions into one area of special interest because over time they have become very much inter-related and inseparable. For example, tourism is one of the leading contributors to economic development in the Susquehanna basin, and water-based recreation and sporting activities, historic and scenic preservation, riverfront community revitalization, etc., are among the top tourism activities. Also, while the four hydroelectric power facilities in the lower Susquehanna basin have overt commerce benefits and one also has water supply benefits, they all are renown for providing major water-based and land-based recreational activities, including boating, kayaking, fishing, biking, hiking, bird-watching, and outdoor interpretive learning, as well as their enormous contribution to recreation through their migratory fish passage facilities (see I. Migratory Fish Restoration area of special interest). The USACE's flood control reservoirs also provide multipurpose benefits, including Raystown Lake, which is often referred to as a "jewel" in the basin.



**Greenway signage**  
Photo: courtesy PEC

In recent decades, there have been dramatic growths in:

- river trails and greenways development, such as the Susquehanna Greenway, the Chemung River Basin Trail, and the Lower Susquehanna Heritage Greenway;
- riverfront community revitalization projects;
- designation of heritage, historical and cultural areas such as the Lancaster-York Heritage Region, Lumber Heritage Region, and Tioughnioga River Trail Project, and
- designation of natural areas and other destination points such as PA Wilds.



There has also been increasing interest in and consideration of preserving or restoring open spaces not only for recreational and conservation purposes but as part of an evolving floodplain management scheme. The use of open spaces for these purposes also enhances an area's economics by reducing damages and losses suffered during flood events.

## 2. Management Activities

Numerous federal, state, regional, county and local agencies and non-governmental agencies are involved and interested in the management of the resources that support the basin's economic development, recreation and other public values.

The Commission is involved in the regulation of surface water and groundwater withdrawals and consumptive uses to help maintain adequate flows for aquatic habitat, recreational uses, and business entities that rely on sustainable supplies. The Commission, in carrying out its water resource responsibilities, must weigh proposed projects not solely on feasibility but also on their compatibility with the public values inherent in the locality and member jurisdiction for which they are planned. To that end, the Commission must evaluate projects and proposals for water resource development, use and management in terms of their compatibility with the principles, guidance and standards set forth in the Comprehensive Plan and on the basis of public input regarding project impacts.

The Commission also has interest in and involvement with the power utilities, including those that operate the hydroelectric dams. As shown on Table 4, power utilities are very intensive users of the basin's water resources in terms of consumptive use (for cooling water), and account for nearly 60 percent of the total consumptive water use approved for in-basin purposes. This intensive use often results in immediate local impact (via thermal discharge or flow regulation). These power facilities – using nuclear, fossil fuel, pumped storage and conventional hydropower techniques – provide enormous benefits to the local region and the basin as a whole. However, given their impact on the basin's water resources, power companies also have more obligations to promote and honor the public values entrusted to their stewardship. New and existing power facilities should be expected to foster and protect the inherent public rights attached to all waters of the basin.

Probably the largest public values involvement by the Commission came in connection with the relicensing of the four major hydroelectric projects in the lower Susquehanna River in the late 1970s and early 1980s. Leading a consortium of state and federal resource agencies, the Commission advocated several relicensing planks that would enhance the use and enjoyment of the impounded and upstream reaches of the Susquehanna River including: (1) the installation of fish passage facilities to accommodate restored runs of migratory fish; (2) the installation of a broader range of recreational facilities for swimming, fishing and boating; and (3) the establishment of debris removal programs. Upon future relicensing or proposed license amendments, the Commission anticipates again playing a leading role in addressing critical issues for consideration in proceedings by the Federal Energy Regulatory Commission and the Commission's own regulatory process.

The Commission is, to a lesser extent, involved in greenways and water trails, riverfront revitalization and other conservation activities. The conservation of natural resources and promotion of recreation have historically been managed and regulated by numerous resource agencies at all levels of government, including the U.S. Fish and Wildlife Service, U.S. Army Corps of Engineers, U.S. Department of Agriculture's Natural Resources Conservation Service, U.S. Department of Interior's National Park Service, N.Y. State Department of Environmental Conservation, Pa. Department of Conservation and Natural Resources, Pennsylvania's Fish & Boat and Game Commissions, Md. Department of Natural Resources, county soil and water and conservation districts, and others.

Government, however, is not alone in supporting and meeting the basin's economic development and recreation needs. Many environmental, conservation, sporting and business interests are actively involved in their respective areas of conservation and tourism, including Trout Unlimited, The Nature Conservancy, the Audubon Society, regional and local conservancies, watershed associations, recreational outfitters and chambers of commerce.

### 3. Future Direction

The Susquehanna basin's largely water-rich resources and forested and rural settings offer abundant opportunities for continued growth in tourism and recreation. The Commission and other governmental agencies and nongovernmental agencies will need to be vigilant to balance the needs of the environment while promoting sustainable development and growth. Future actions should include a prioritization toward minimizing the footprint of new development by revitalizing depressed or abandoned areas and discouraging development in headwater areas. There should also be incentives for wastewater reuse, conjunctive water uses and reductions in the use of impervious covers.

With regard to power facilities:

- Hydroelectric facilities in their relicensing processes with the Federal Energy Regulatory Commission should be required to enhance recreation, including boating opportunities, fishery access, and portage provisions and other navigational concerns.
- Thermoelectric facilities should be required to evaluate the costs, benefits, trade-offs and drawbacks of various cooling techniques, including the use of wet cooling towers, once-through cooling and dry cooling. They should fully evaluate options for providing consumptive use mitigation.
- The design and location of new power facilities should consider the role, value, benefits and relative worth of open space, historic sites, scenic vistas, wild and scenic stream reaches, and other natural amenities. Impacts on public rights in streams and streambeds should also be carefully reviewed and minimized.

## **F. Emerging Contaminants**

### **1. Background**

Emerging contaminants consist of a wide variety of materials that are largely unregulated and often have environmental effects that are poorly understood. Unlike traditional pollutants such as nutrients and metals, water quality standards for these contaminants generally do not exist. Emerging contaminants include human and veterinary drugs, antibiotics, hormones, steroids, plastics, some pathogens, antioxidants, fire retardants, disinfectants, fumigants, fragrances, cosmetics, pesticides, and other chemical compounds that are often present in water at very low concentrations – often at several parts per billion, parts per trillion, or less. The ability to detect emerging contaminants is increasing as laboratory analytical methods become more sensitive.

Some emerging contaminants, such as pharmaceutical products, are taken internally by humans and animals and subsequently excreted in feces and urine. They can eventually travel to surface water or groundwater through wastewater treatment plant discharges, combined wastewater overflows, septic system discharges, landfills, animal waste lagoons, and through animal manure and biosolids (wastewater treatment plant sludge) applied to the land. In addition to being present in water, some emerging contaminants are found in bottom sediments of rivers, lakes, and streams. Some bioaccumulate in the tissue of aquatic life over the long term and can be passed through aquatic food webs.



Some emerging contaminants were designed to affect the human hormone system, and are suspected of causing harm to reproduction in aquatic life. Increased public interest has been generated due to reports of intersex fish (males with female reproductive organs) in many areas, including the Potomac River Basin, which is near the Susquehanna.

Other emerging contaminants were developed to treat disease organisms. The production and use of antimicrobial products has increased significantly during the past decade, and new risks are developing in creating strains of antibiotic-resistant bacteria in the environment.

The risks to aquatic life and humans are uncertain, and the list of emerging contaminants being produced and released into the environment is increasing. Most sewage treatment plant systems are not equipped to remove emerging contaminants, and removal methods are often expensive, poorly known, or otherwise infeasible.

2. Management Activities

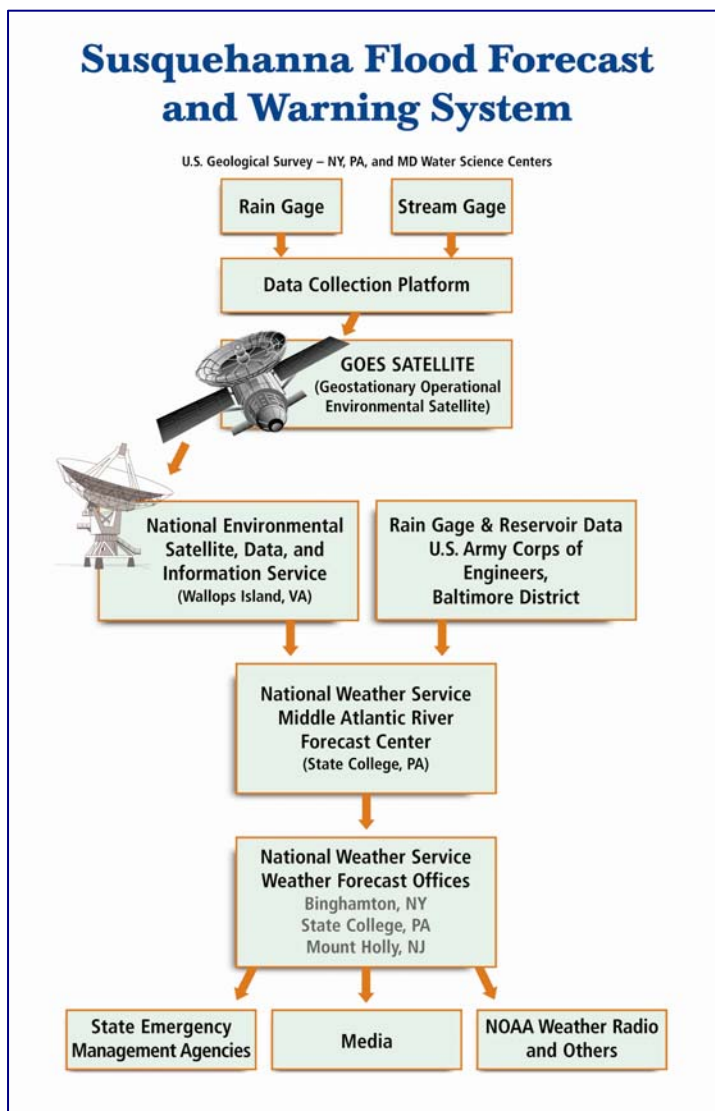
The USEPA has devoted increased attention to monitoring for emergent contaminants and determining their fate and effects on aquatic life and human health. The USEPA's Office of Water has performed studies of emerging contaminants in fish tissue, wastewater treatment plant effluent and sludge, and biosolids applied to land. The USEPA's Office of Research and Development has prioritized research to develop new analysis methods, improved waste treatment, endocrine disruptor screening, and new approaches for monitoring.

The USGS also has been involved in emerging contaminant issues and has performed increased monitoring for such contaminants in recent years. During the Commission's 2000 Sediment Symposium, USGS staff reported the presence of antibiotic resistant bacteria from sediments obtained from behind Conowingo Dam on the lower Susquehanna River. Bacteria from all sampling sites were resistant to penicillin and ampicillin at the concentrations used for analysis.

New York, Pennsylvania, Maryland, the Commission, and several other interstate commissions are members of the Association of State and Interstate Water Pollution Control Administrators (ASIWPCA), which has expressed growing concern over the broad issue of emerging contaminants. Both ASIWPCA's Monitoring and Standards Task Force and its Research Task Force have identified emerging contaminants as priority issues. Commission staff participates in ASIWPCA conference calls and meetings related to emerging contaminants and assist in coordinating this issue with the Commission's member jurisdictions.

3. Future Direction

Emerging contaminants were discussed in Priority Management Area B - Water Quality, which includes the goal of monitoring and assessing the biological, chemical, and physical quality of the waters of the basin to support restoration and protection efforts. One of the actions needed to accomplish this goal is to perform increased monitoring and assessments for bacteria and emerging contaminants of concern.



Additional research is also needed to determine both the ecological and human health effects associated with the many emerging contaminants presently known, and considerably more effort is needed to keep pace with the host of new compounds being invented and marketed to the public. For example, Johns Hopkins University has reported that at least 1,500 new antimicrobial products have been developed since the year 2000, with production increasing and no benefits from their use being provided to the average consumer (2005 Food and Drug Administration panel).

Additional information needs to be provided to the public regarding the extent and effects of emerging contaminants, as well as safe methods of treatment and disposal.

## **G. Energy Production**

### **1. Background**

The generation of electric power figures prominently in the Susquehanna River Basin. The basin's water resources have long been an integral part of any power project, whether it's the need for process water, water for cooling purposes or the use of water to turn turbines. Given the large quantities of water needed for the various processes, such projects have the potential to impact the basin's water resources.

Base load steam generating plants such as nuclear and coal-fired facilities, which are operated on a relatively constant basis, are the largest generators of power in the basin and consume the highest quantities of water, exceeding an average of 100 million gallons per day in a typical year. They require a means of dissipating massive amounts of rejected heat. Most utilities would prefer the use of "once-through" cooling systems for heat dissipation, but limitations in volume of available flow and heat absorption capacity of receiving waters often dictate the use of "closed-loop" cooling systems. Such systems are usually characterized by natural draft wet cooling towers, which require a source of water to replace evaporative losses (consumptive uses). Where once-through cooling is available, the thermal input has the net effect of raising the temperature of the receiving body of water but results in a relatively low loss of water due to evaporation onsite, although evaporation continues from the water surface until the discharge reaches ambient temperatures.

Peaking and intermediate peaking load plants, including those using combined cycle processes, generate less electricity than base load plants and are operated on an intermittent basis. Overall, such plants use and consume less water than base load plants, although cooling needs are nevertheless met through the same measures.

The other major type of generating facility in the basin is hydroelectric power plants. While no water is withdrawn or consumed at these facilities, they are not without impacts to water resources, particularly ecological effects and issues related to the manipulation and modification to natural flow regimes. The Compact requires the Commission to fully review and regulate hydroelectric facilities in the basin for the purpose of assessing and mitigating impacts to habitat, fish migration, low flow alteration and water availability to other water users.

Recent developments at the federal level are also having implications for the basin's water resources. New emissions rules have prompted the owners of many coal-burning plants to consider the installation of air scrubbers, which can consumptively use several million gallons per day of water in their operations. Also, the January, 2007, ruling by the U.S. Court of Appeals for the Second Circuit concerning the USEPA 316(b) regulations has many plant operators contemplating the need to implement cooling towers to reduce river withdrawals and impacts to fish.

Finally, interest has arisen in Pennsylvania and New York about the potential to extract natural gas from a geologic formation that is suspected to contain the fuel but is as yet largely unexplored. Recent developments in fuel costs and drilling techniques have increased the possibility that natural gas in the Marcellus shale is now more economically accessible than in the past. Because of the low permeability of the shale, horizontal drilling combined with a fracturing process using the injection of high-pressure water, called hydrofracturing, is necessary to access the gas. To date, many lease agreements have been written but only limited exploratory drilling has been completed. If the natural gas captured in the Marcellus is as important as the energy companies believe, the Commission expects a great deal of activity to occur over the next decade. This will require considerable expenditure of Commission staff resources for assessing proposed surface water withdrawal locations (and possibly some well withdrawals) for hydrofracturing water and ensuring compliance by the gas extractors and water providers with project docket conditions regulated by the Commission. In addition to the withdrawals and consumptive water uses related to hydrofracturing and drilling, there is likely to be the need to review associated activities such as the construction of gas storage facilities and the hydrostatic testing of newly constructed pipelines for transport of the extracted gas.

## 2. Management Activities

The power generation industry, as a whole, already accounts for the majority of the water withdrawal and consumption in the basin. Three nuclear power plants and PPL's coal-fired plant at Montour are among the largest Commission-approved consumptive water users in the basin; only the diversions by the City of Baltimore and Chester Water Authority for public water supply are larger. In 2005, for example, the four aforementioned base load plants were responsible for more than 50 percent of all the water consumed by regulated projects in the basin. The bulk of consumptive use at these power facilities is for cooling through cooling towers. There are also several coal-fired plants that employ once-through cooling. While this form of cooling consumes much less water, it requires very large surface water withdrawals and is associated with significant thermal discharges.

Because of the relative quantity of consumptive water use associated with power production and the concentrated local impacts, flow augmentation is generally needed to compensate for consumptive use by base load and peaking steam-generating power generation facilities during low flow periods.

Finally, the federal licenses on several hydroelectric plants on the lower Susquehanna River are set to expire in 2014; under consideration for renewal will be the impacts that the 100-year history of the dams has had on the Susquehanna River and its migratory fish species.



### 3. Future Direction

The Commission must remain aware of trends in power development at existing and planned facilities and their potential impact on the basin's water resources. Specifically, issues include the quantity and method of heat dissipation, the water resources requirements for generation processes, and the water-related ecological effects of each proposed project. Different types of generation facilities will present different challenges related to these issues.

The Commission recognizes the potential in the basin for growth in electric power generation and is aware of the power industry's interest in using this potential. The emphasis on ethanol-based energy and also interest in new coal and nuclear units have led to proposals for additional power generation facilities in the basin. There are also opportunities for expansion at existing facilities such as power uprates at nuclear facilities and modifications to install cooling towers and flue-gas desulfurization at coal-fired plants. Finally, potential natural gas exploration and extraction could have implications over large portions of the basin. By 2025, total consumptive water use associated with power initiatives in the basin could double to nearly 350 million gallons per day.

Significant capital investment and resources – natural and financial resources – are employed in the planning, design, construction and operation of power generation facilities. Considering the heavy reliance on power and the large consumption of the basin's water resources, it is appropriate that the Commission also plan to allocate significant resources to the review and oversight of power generation. In addition to reviewing proposed facilities, staff will need to coordinate with state and federal environmental and energy agencies and devote time for thorough monitoring and planning.

## **H. Flood Forecast and Warning**

### 1. Background

As discussed in Priority Management Area C - Flooding, the Susquehanna River Basin is one of the most flood prone watersheds in the nation and experiences on average \$150 million of damages every year (in 2006 dollars). The basin's topography and geography leave it vulnerable to tropical weather systems, intense thunderstorms, snowmelt and ice jams, and rapid surface water runoff. More than 80 percent of the basin's 1,400 communities have residents in flood-prone areas.

In February 1985, a report entitled *Proposed Flood Forecasting System Improvement Program* recognized the limited ability of structural flood control measures to reduce flood damages in the basin and stated justification for improving flood forecasting and warning. In response to this report, the Commission coordinated formation of a new interagency committee and partnership that initiated an enhanced flood warning system that continues to operate today as the Susquehanna Flood Forecast and Warning System (SFFWS). The SFFWS is maintained and operated by the Interagency Committee on the SFFWS, also coordinated by the Commission. Other key members of the committee include the National Weather Service (NWS), USGS, USACE, and New York, Pennsylvania and Maryland state emergency management and environmental agencies, as well as Pennsylvania's community and economic development agency.

The mission of the SFFWS is to provide timely and accurate forecasts and warnings to help save lives and reduce property damages during basin floods. The SFFWS is a state-of-the-art, technological system comprised of radar and a network of stream and rain gages. The data provided by the system are used by NWS to forecast river levels and issue timely and accurate early warnings to businesses, communities and emergency managers. In turn, the emergency management officials use the warnings to make decisions regarding actions vulnerable residents should take to protect themselves and their properties.

The SFFWS is extremely cost-effective, with an estimated benefit-cost ratio of 20-to-1. For every federal dollar invested in the SFFWS, \$20 is saved through reduced damages and reduced federal flood recovery payouts. The system helps save lives and reduces average annual flood damages by \$32 million.



## 2. Management Activities

The Commission serves as a liaison between the members of the Interagency Committee and the residents of the basin. In addition to coordinating the annual committee meeting and the annual budget, Commission staff strives to provide outreach and education to basin residents and to maintain lines of communication between the forecasters and the customers who rely on the forecasts. Based on input from the partners and emergency managers, the Commission periodically coordinates a program of system improvements and leads the effort to secure the necessary capital to implement the recommendations.

A recurring theme since initial system implementation has been the struggle to ensure adequate annual funding for maintaining the existing system and for continuing improvements to it. Each year, difficult decisions are made with respect to allocating limited funds among competing needs. The program has managed to continue to operate through cooperative efforts at cost-cutting measures and compromises, and still maintains a state-of-the-art and cost-effective flood warning system. Consistently reliable annual funding remains the biggest challenge for the system on an annual basis.

June 2006 brought record flooding to several locations in the Upper Susquehanna Subbasin and, as of 2008, is the most recent test of the SFFWS. Evaluation of the SFFWS following this event indicates that in most cases it met the goal of providing lead time for preparedness activities to be activated. There were, however, some shortfalls recognized and efforts were initiated to correct and improve upon those shortfalls, a task that remains ongoing.

### 3. Future Direction

The SFFWS interagency committee identified the following goals to ensure that the program continues to meet the forecasting and warning needs of the Susquehanna River Basin.

- a. Develop and maintain a sustainable, state-of-the-art observation network.
- b. Provide as much lead-time and accuracy in forecasts and warnings as practicably possible (the current goal of the SFFWS is to provide at least six hours of advance warnings).
- c. Evaluate the spatial distribution of flood damages in the basin and prioritize problem areas.
- d. Expand the flood warning system to support other important water resource programs, including public water supply, drought management, and recreation enhancement within the basin.
- e. Take advantage of emerging technologies to improve flood warning dissemination.
- f. Increase public awareness, support, and use of services available from the National Weather Service.
- g. Establish procedures for obtaining dedicated funding for the SFFWS and for managing the funds.

## **I. Invasive Species**

### 1. Background

As discussed in Priority Management Area B - Water Quality, invasive species can compete with native flora and fauna to upset natural species diversity and aquatic food webs.



**Zebra mussels**

Invasive species are non-native species that are introduced by humans into waterbodies. They often have few natural predators, enabling them to spread rapidly and colonize areas in very large numbers. Some, such as zebra mussels, can also alter water quality, clog water supply intakes, and affect water contact sports. Effects of invasive species in the basin also have the potential to affect the ecological health of the Chesapeake Bay.

At the end of 2007, zebra mussels were firmly established in Canadarago Lake, Goodyear Lake, and Eaton Brook Reservoir in the New York portion of the basin, and have continued to spread to other areas. During the summer of 2007, adult zebra mussels were first reported in the West Branch Tioughnioga River in New York, Cowanesque Lake in northern Pennsylvania, Otsego Lake (the source of the Susquehanna River) in New York, and in the Susquehanna River downstream as far as Binghamton, N.Y. Quagga mussels, a closely-related species, have been identified from a small quarry in central Pennsylvania near Raystown Lake.

Priority Management Area B - Water Quality includes the goal of monitoring and assessing the biological, chemical, and physical quality of the waters of the basin to support restoration and protection efforts. Monitoring for zebra mussels and other invasive species is included as an action needed to support that goal. This management area also includes the goal of protecting the quality of the basin's biological resources and sources of public drinking water

supply. One of the actions needed to accomplish that goal is to assist in controlling and limiting the spread of aquatic invasive species in the basin and downstream to the Chesapeake Bay.

Priority Management Area D - Ecosystems also relates to invasive species control and includes the goal of performing ecosystem monitoring and assessment to provide data needed for effective watershed management. Additionally, it includes the goal of protecting biological resources throughout the basin and in each of its major subbasins. One of the actions needed to accomplish this goal is to evaluate the potential spread of invasive species when evaluating project review applications for diversions and transfers of untreated water from one waterbody to another.

Some of the aquatic invasive species currently known to occur in the basin include zebra mussels, quagga mussels, Asian clam, purple loosestrife, water chestnut, rusty crayfish, and flathead catfish. Species of concern that have not yet been reported in the basin include northern snakehead, bighead carp, and silver carp.



## 2. Management Activities

The federal government passed the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990 (amended in 1996), which calls for the development of state nonindigenous aquatic species management plans and provides funding for activities identified in these plans. The 1990 Act also established the Aquatic Nuisance Species Task Force and directed it to encourage the development of regional panels to protect marine and freshwater resources from aquatic nuisance species through coordinated planning and action.

In late 2004, the Commission accepted an invitation from the Aquatic Nuisance Species Task Force to serve on its Mid-Atlantic Regional Panel (later named the Mid-Atlantic Panel on Aquatic Invasive Species, or MAPAIS). The Panel was established in 2005, meets twice each year, and contains education and outreach, policy, and science workgroups to deal with invasive species issues in the Mid-Atlantic Region. Membership includes representatives from resource agencies in New York, Pennsylvania, Maryland, Virginia, West Virginia, New Jersey, Delaware, North Carolina, and the District of Columbia. Staff members from the U.S. Coast Guard, USACE, U.S. Fish and Wildlife Service, Chesapeake Bay Program, USGS, and National Park Service also belong to Mid-Atlantic Regional Panel, as well as representatives of several trade organizations.

In July 1991, the New York State Legislature passed Chapter 456 of the Laws of 1991 requiring the N.Y. State Department of Environmental Conservation (NYSDEC) to develop a Nonindigenous Aquatic Species Comprehensive Management Plan, which was published in 1993.



In 2004, Pennsylvania Governor Rendell created the Pennsylvania Invasive Species Council to advise the governor and direct development and implementation of a comprehensive invasive species management plan for the Commonwealth. The Council completed the plan in October 2006.

The Commission performs basinwide monitoring for zebra mussels and works with Mid-Atlantic Regional Panel and its members to help control the spread of invasive species in the basin. Monitoring is needed to identify areas where invasive species exist. Educational materials are provided to the public to help avoid the inadvertent spreading of invasive species from areas where they are present to areas where they are not.

The Pennsylvania Zebra Mussel Monitoring Network was established by the Pennsylvania Department of Environmental Protection shortly after zebra mussels colonized the Great Lakes in the late 1980s. In 2006, responsibility for operating the network was transferred to the Pennsylvania Sea Grant Program, which maintains records of zebra mussel sightings in Pennsylvania and provides educational materials to help prevent the spread of zebra mussels and other invasive species.

The Pennsylvania Sea Grant provided initial training for Commission staff to monitor for zebra mussel adults. Zebra mussel monitoring has been incorporated into the Commission's large river, interstate, and subbasin survey monitoring programs.

### 3. Future Direction

The Commission and others need to continue to monitor and provide public information regarding the spread of invasive species. GIS mapping of the range of invasives should be performed, and management plans should be updated as new species become established and their ecological effects on native species are better understood.

## **J. Migratory Fish Restoration**

### 1. Background

Migratory fish include both anadromous and catadromous species. Anadromous fish, such as American and hickory shad, blueback herring, and alewife, spawn in fresh water, with the juveniles migrating to brackish or salt water to grow and mature into adults. American eel, the only catadromous species in the basin, spawns in deep waters of the Sargasso



Sea near Bermuda. Young American eels ride the Gulf Stream north and enter rivers on the east coast of North America, where they grow and mature into adults.

**American shad**

In addition to the recreational, economic, and environmental benefits associated with migratory fish restoration, it is also one of the most readily recognized connections between the Susquehanna River and the Chesapeake Bay. Migratory fish restoration has a broad base of support, including angling and environmental organizations, power companies, resource agencies, and other partners in the Chesapeake Bay restoration effort.

Priority Management Area D - Ecosystems discusses the importance of restoring populations of migratory fish such as American shad, hickory shad, blueback herring, alewife, striped, bass, and American eel to the Susquehanna River system, and identifies several actions needed to support that goal.

## 2. Management Activities

Modern efforts to restore migratory fish to the Susquehanna River system began in the 1950s, when the U.S. Congress appropriated funds to study the potential to restore shad fisheries in the basin. Pennsylvania anglers and the Pennsylvania Fish Commission (now the Pennsylvania Fish and Boat Commission, or PFBC) played a major role in persuading Congress to make this appropriation. Utility companies with dams on the lower Susquehanna River provided additional funding for studies to determine the migratory response of shad placed above dams, the suitability of the Susquehanna River for shad reproduction and survival, and the engineering feasibility of providing passage for shad over high dams.

Migratory fish restoration activities in the basin were a cooperative venture from the start. In 1963, the Pennsylvania Fish Commission, Maryland Board of Natural Resources (now the Maryland Department of Natural Resources or MDNR), the New York State Department of Environmental Conservation (NYSDEC) and the U.S. Fish and Wildlife Service (USFWS) organized the Administrative Committee for shad studies on the Susquehanna River. In 1969, the Administrative Committee reorganized as the Susquehanna Shad Advisory Committee to begin the process to rebuild stocks of American shad and provide fish passage at dams. The Advisory Committee included both policy and technical subcommittees. In 1970, the resource agencies and power companies reached a settlement agreement that called for the Philadelphia Electric Company (now Exelon) to build an experimental fish lift on the west side of Conowingo Dam.

In 1976, Advisory Committee changed its name to the Susquehanna River Anadromous Fish Restoration Committee (SRAFRFC) to reflect its goal of restoring all anadromous fishes. SRAFRFC included power utilities, which funded development of the Van Dyke Hatchery for juvenile shad production near Thompsettown, Pa., along the Juniata River. PFBC staff has operated the hatchery since its establishment and rear juvenile shad for release in the river



system in Pennsylvania and New York State. The fish are marked with tetracycline dye prior to stocking, and studies are performed to determine the percentages of hatchery versus stocked fish returning to the basin. Surveys also are performed to determine the relative abundance of juvenile shad passing downstream through the river system to tidewater in the fall of the year.

The west fish lift at Conowingo Dam was initially used to trap adult shad for transport above the four power dams on the lower Susquehanna River. However, trap and transfer operations ceased in the 1990s after the construction and operation of the larger capacity east lift at Conowingo Dam, lifts at Holtwood and Safe Harbor Dams, and a fish ladder at York Haven Dam. The west lift is still used for various research activities, as well as collection of adult American and hickory shad eggs to support hatchery operations.

In 1995, the SRAFRC changed its name to the Susquehanna River Anadromous Fish Restoration Cooperative (acronym remained unchanged). An organizational charter was developed and signed by PFBC, MDNR, NYSDEC, USFWS, as well as the National Marine Fisheries Service and the Susquehanna River Basin Commission. SRAFRC continues to work in cooperation with the power companies, although they are no longer official SRAFRC members.

Pennsylvania has provided strong support for migratory fish restoration activities, including continuing operation of the Van Dyke Hatchery and the removal of small dams to promote fish passage. NYSDEC has provided personnel to stock juvenile shad in New York waters and has actively promoted fish passage around existing dams. The migratory fish restoration effort on the Susquehanna River is a recognized component of the Chesapeake Bay Program, which has prioritized restoration of the Bay's living resources.

In 2006, SRAFRC included American eel as a species of special interest and established an American eel subgroup of the SRAFRC Technical Committee. The Commission is a member of the eel subgroup, which seeks to provide both upstream and downstream eel passage in the Susquehanna River system. The Commission's regulatory activities associated with water withdrawals, consumptive use, and resource protection also relate to migratory fish passage, and are discussed under Priority Management Area A – Water Supply.

### 3. Future Direction

In 2007, PPL Holtwood filed an application with the Federal Energy Regulatory Commission to amend its license to operate Holtwood Dam. The Commission needs to remain active in SRAFRC and in relicensing activities for all of the four major power dams on the lower Susquehanna River, and to promote passage of shad at these and other dams in the Susquehanna River Basin. Increased effort is needed to provide both upstream and downstream passage for river herring and American eel throughout their historic range in the basin, and to promote the significant recreational and economic benefits associated with migratory fish resources.

**K. Potentially Stressed Areas and Water Challenged Areas****1. Background**

The Commission has identified eight Potentially Stressed Areas within the Susquehanna River Basin. In these areas, the demand for and use of water resources are potentially approaching or have exceeded the sustainable limit. Several areas with intrinsically low available water resources, termed Water Challenged Areas, have also been identified. The procedures for identifying Potentially Stressed Areas and Water Challenged Areas are tools developed by Commission staff for the review of projects as part of its regulatory program. (Also discussed in the Water Supply priority management area and Part III)



a. Potentially Stressed Areas – The Commission has defined the sustainable limit as the average annual base flow (recharge) available in the “local” watershed during a 1-in-10-year average annual drought. That is, the amount of water withdrawn annually should only exceed the average amount of water recharge on an average of once every ten years. Water users draw water from groundwater storage to meet their needs during the drought years, and the groundwater system is allowed to recover (storage refills) during the intervening years. The choice of the 1-in-10-year drought recharge standard is a compromise among considerations related to resource conservation, environmental needs, sustainable growth and development, and the need for adequate (and often expensive) constructed water storage facilities.

Potentially Stressed Areas generally meet two or more of the following criteria:

- Diminished yields.
- Declining water levels.
- Diminishing stream or spring flows.
- Expanded dry stream reaches.
- A water budget analysis indicating that withdrawals within a groundwater basin exceed the recharge during a 1-in-10-year average annual drought.
- Known withdrawals for rapidly developing areas exceeding 50 percent of the recharge during a 1-in-10-year average annual drought.

b. Water Challenged Areas – Water Challenged Areas have natural conditions that strongly limit the amount of water resources available and will support very little water resource development. As such, these areas should be identified for potential applicants and be actively managed.

## 2. Management Activities

a. Potentially Stressed Areas – Using the criteria described above, the Commission identified eight Potentially Stressed Areas identified as of 2008, and they are:

- Corning Area, Steuben County, N.Y.
- Manheim/Lititz/Ephrata Valley, Lancaster County, Pa.
- Pennsylvania Fruit Belt, Adams and York Counties, Pa.
- Hanover Area, York County, Pa.
- Hershey Area (Spring Creek Basin), Dauphin and Lebanon Counties, Pa.
- Fredericksburg Area, Lebanon County, Pa.
- Roaring Spring Area, Bedford and Blair Counties, Pa.
- State College Area, Centre County, Pa.

Many of the Potentially Stressed Areas share characteristics such as rapid growth in development, low yield aquifers, and concentrated water uses. Project applications submitted for review that are located in Potentially Stressed Areas receive a greater degree of scrutiny from the Commission. The requests for withdrawal may be denied, approved at a lesser quantity than requested, or an approval may include requirements such as water level monitoring, streamflow monitoring, water table mapping, development of a water resources management plan, and/or development of a mitigation strategy such as relocating a discharge location. The additional information is used to provide a clearer picture of the available water resources and allow additional steps to be taken to mitigate potential adverse or cumulatively adverse impacts from the withdrawal, as needed.

b. Water Challenged Areas – The Commission has identified two as of 2008, and they are the diabase areas and the Bonneauville Shale Belt. Upon further assessment, it is likely that additional areas, particularly those underlain by shale, will be classified as water challenged, although perhaps not as severely as the diabase areas and Bonneauville Belt.

- Diabase areas - Found in a narrow band stretching from Adams County through York, Dauphin, Lancaster and Lebanon Counties and into Berks County, these areas are marked by one of the lowest yielding aquifers in the Susquehanna basin. The diabase areas are poorly suited to agricultural, commercial, residential, and industrial uses, and as a result are largely undeveloped. However, as undeveloped land becomes scarce in high growth areas, the diabase areas are coming under substantial development pressure.
- Bonneauville Shale Belt - The material in this Adams and York County formation has very low permeability. Well yields are extremely low, even for residential use. Stream base flows are also very low.

## 3. Future Direction

Development pressures are not likely to decline in the Susquehanna River Basin, and thus the Commission should anticipate the emergence of additional Potentially Stressed Areas. As resources allow, the Commission should assess other regions of the basin with unfavorable water availability and make determinations about their characterization as Water Challenged Areas.

Coupled with the uncertainty of future hydrologic conditions due to the effects of climate change, management of these areas has the potential to demand significant Commission resources.

In addition to monitoring and identifying potentially stressed and water challenged areas, the Commission will want to consider using another tool provided by the Compact – the designation of special protected areas. As conditions develop, some of the aforementioned areas may warrant such a designation, along with the protection standards that accompany it.

Commission policies and activities designed to avoid the creation of stressed areas and emphasize sustainable water use are detailed in Priority Management Area A – Water Supply.

## **L. Water and Wastewater Infrastructure**

### **1. Background**

Much of our nation's water and wastewater infrastructure was constructed during the 30 years following World War II. Wastewater treatment plants typically have a useful life of 20-50 years until they need renovation, while underground pipes can last from 15 to over 100 years, depending on the type of material from which they are constructed and the environment into which they are placed.

Aging water and wastewater infrastructure threatens the long-term quality of water in streams, rivers, lakes, and groundwater in the basin. The USEPA estimated that nationwide, the funding gap for infrastructure needs for the period 2000-2019 was \$122 billion for wastewater costs and \$102 billion for water supply. In 2002, the American Waterworks Association estimated that costs of replacing drinking water infrastructure may be as high as \$6,900 per household in some small towns.



Water is often under-priced by municipal systems in an effort to keep user rates low. Problems arise when the condition of existing infrastructure erodes, and when systems are unable to meet increased water supply or treatment demands.

Ensuring adequate funding for continued dam safety and required rehabilitation also are important. Unsafe dams are a public safety issue, and inspections must be performed on a regular basis. Several state-owned facilities in the basin have been lowered due to safety concerns and lack of rehabilitation funding, thereby reducing their recreational potential and water storage capability.

Priority Management Area A - Water Supply includes the goal of ensuring sustainability of water sources by improving systems and managing water resources more efficiently. One of the Commission's ongoing activities is to support and coordinate efforts of member jurisdictions in oversight of public water suppliers to incorporate system improvements, including multiple sources, metering and pricing, recycling, and other conservation practices.

Priority Management Area B - Water Quality includes the goal of developing, supporting, and implementing plans and projects for the remediation and enhancement of water quality in the basin. One of the action items listed under this goal is to encourage public and private support, maintenance and upgrades of the infrastructure needed for drinking water withdrawal, treatment and distribution; wastewater collection and treatment; on-lot septic treatment; stormwater management projects; combined wastewater overflows; sanitary septic overflows; and other projects needed for the maintenance and improvement of water quality.

Priority Management Area C – Flooding also discusses infrastructure needed for adequate flood protection and stormwater management.

## 2. Management Activities

USEPA performs periodic reviews of infrastructure needs for the nation's water utilities. Reports on infrastructure needs are published and made available on the USEPA website. USEPA prepares its Drinking Water Infrastructure Needs Survey and Assessment to Congress on a periodic basis. USEPA's Office of Wastewater Management conducts its Clean Watersheds Needs Survey every four years in partnership with states, territories, and the District of Columbia.

In light of growing infrastructure concerns, USEPA developed a sustainable infrastructure initiative, which promotes sustainable practices to help reduce the gap between funding needs and spending at national and local levels. The initiative stresses four pillars of sustainable infrastructure; namely, (1) better management of utilities, (2) full cost pricing, (3) efficient water use, and (4) watershed approaches to resource management. USEPA also is promoting green infrastructure associated with transportation and in helping to manage wet-weather events, and is promoting water use efficiency to help alleviate additional infrastructure demands.

The federal Safe Drinking Water Act (amended in 1996) established the Drinking Water State Revolving Fund to help finance infrastructure improvements for drinking water. With passage of amendments to the Clean Water Act in 1987, the federal Construction Grants Program was replaced with the Clean Water State Revolving Fund. The Clean Water State Revolving Fund was intended to help finance nonpoint source, watershed protection, and restoration projects, as well as municipal wastewater treatment plants. Both funds provide money to states, which in turn, provide loans for infrastructure improvements.

### 3. Future Direction

Increased efforts are needed to support the maintenance and upgrade of water and wastewater infrastructure in the basin. Federal funding has not met this demand and has in fact decreased, putting additional burdens on state and local governments to meet the infrastructure gap. In the 2006-2008 time period, federal financial support for water and wastewater infrastructure decreased by nearly half a billion dollars, and additional cuts were proposed for 2009. In response, Pennsylvania Governor Edward Rendell signed a 2008 executive order to focus on finding solutions to Pennsylvania's drinking water and wastewater system needs, including new funding options and non-structural alternatives to capital upgrades, such as nutrient credit trading, water re-use, and conservation.

In addition to the above, USEPA worked in collaboration with the Association of State and Interstate Water Pollution Control Administrators, American Rivers, National Association of Clean Water Agencies, Natural Resources Defense Council, and The Low Impact Development Center to prepare its "Managing Wet Weather with Green Infrastructure Action Strategy 2008." Green infrastructure consists of systems and practices that mimic natural processes to infiltrate, evapotranspire, or reuse stormwater or runoff on the site where it is generated. Green infrastructure holds much promise for the future, providing both economic and environmental benefits including: (1) cleaner water, (2) enhanced water supplies, (3) cleaner air, (4) reduced urban temperatures, (5) moderation of impacts associated with climate change, (6) increased energy efficiency, (7) source water protection, (8) other community benefits, and (9) cost savings.

The Commission will continue to participate with its member states on an infrastructure workgroup chaired by USEPA, Region III, and will continue to work with its member jurisdictions to address infrastructure issues. The Commission and its member states also will continue to work with USEPA and Association of State and Interstate Water Pollution Control Administrators to coordinate infrastructure issues and promote appropriate infrastructure funding.



## **PART VI - ACTIONS INCLUDED IN THE COMPREHENSIVE PLAN**

This part of the Comprehensive Plan presents a summary of the most important information in the Plan, i.e., desired results, goals, and actions. The summary is intended to provide essential information for a good understanding of the Plan's findings.

### **A. Desired Results and Goals**

Part IV of the Comprehensive Plan discusses the desired results, goals and actions for each of the Commission's six priority management areas. The desired results represent a broad objective for successful water resource management in each priority area. A series of defined goals were established to provide measures needed to produce the desired results. Table 6 includes the desired results and goals in the same order as discussed in Part IV.

### **B. Development of the Actions**

The actions necessary to meet goals were developed by the Commission and were designed to be fairly specific and reasonably achievable. They are primarily actions to be taken directly by the Commission with some actions taken by others with the assistance, support and/or encouragement of the Commission. Table 6 on the following page includes the actions which have been listed in the same order as discussed in Part IV.

The development of the actions was done in recognition of ongoing Commission activities which also support the goals established in the Comprehensive Plan. The ongoing activities are presented in Part IV.

**Table 6. Summary of Desired Results, Goals and Actions****Priority Management Area A –Water Supply****Desired Result:**

*To meet immediate and future water needs of the people of the basin for domestic, municipal, commercial, agricultural and industrial water supply, in order to maintain sustainable economic viability, protecting instream uses, and ensuring ecological diversity through regulation and planning.*

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**Goal a. Support and encourage the sustainable use of water for domestic, industrial, municipal, commercial, agricultural, and recreational activities in the basin.****Actions Needed:**

1. Determine water availability through water budget assessments (analysis of demand increases and expected base flow levels) to establish local sustainable limits for water use development.
2. Protect healthy ecosystems and instream flow needs, including recreation.
3. Identify additional Potentially Stressed Areas, to address unaccounted-for water in approved projects, and to implement the recommendations contained in the 2005 Groundwater Management Plan.
4. Assess potential impacts of increased water use and the potential to temper increases through conservation and water reuse, particularly in Potentially Stressed Areas, and otherwise manage water resources for sustainability.

**Goal b. Maintain an equitable system for allocating water for various uses, including the protection of instream flows and receiving waters of the Chesapeake Bay.****Action Needed:**

1. Evaluate Potentially Stressed Areas to determine if special protected status is warranted, for the purpose of preventing or addressing water shortages that would conflict with requirements of the Comprehensive Plan.

**Goal c. Ensure sustainability of water sources by improving systems and managing water resources more efficiently.****Actions Needed:**

1. Review and adjust Commission-approved withdrawal rates, as needed, to ensure sustainability and protection of water quality.

2. Encourage water conservation through education and application of regulatory requirements.

**Goal d. Mitigate drought impacts through coordination and use of drought emergency powers.**

**Action Needed:**

1. Revise the Commission’s Drought Coordination Plan in consultation with the Drought Coordinating Committee.

**Goal e. Manage diversions to avoid impacts to the basin’s water resources.**

**Actions Needed:**

1. Periodically review the criteria for review of out-of-basin diversions to ensure that adequately protective standards are in place.
2. Monitor the ecosystem effects of diversions of water to and from the basin and transfers of water from one waterbody to another within the basin, including water quality requirements.

**Goal f. Manage consumptive water use to mitigate impacts to the basin’s water resources.**

**Actions Needed:**

1. Implement recommendations of the Commission’s Consumptive Use Mitigation Plan. Key recommendations include, among others: a) the evaluation of existing U.S. Army Corps of Engineers and other reservoirs for the potential to enhance current release operations; b) the evaluation of the ability of abandoned mines and quarries to supply water for releases during droughts; and c) the assessment of specific needs for instream flows to meet riparian, water supply, water quality, habitat and recreational uses.
2. In the absence of adequate water for mitigation, restrict water use to avoid impacts to the basin’s water resources.

**Priority Management Area B –Water Quality****Desired Result:**

*To support the designated uses of all water bodies by achieving water quality that meets or exceeds standards.*

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**Goal a. Support and coordinate the efforts of the Commission's member jurisdictions in managing the basin's water quality.****Actions Needed:**

No new actions recommended under this goal.

**Goal b. Monitor and assess the biological, chemical, and physical quality of the basin's waters to support restoration and protection efforts.****Actions Needed:**

1. Monitor and assess waters for bacteria, pharmaceuticals and personal care products, and other emerging contaminants of concern.
2. Monitor for zebra mussels and other invasive species.
3. Expand the Commission's Early Warning System for public water suppliers in the basin.
4. Evaluate the establishment of a Susquehanna River Basin Monitoring Council.

**Goal c. Develop, support, and implement plans and projects to remediate and enhance the basin's water quality.****Actions Needed:**

1. Develop, support, and implement remediation plans for areas of the basin that are impacted by AMD, agriculture, urban, and other sources.
2. Encourage public and private support, maintenance, and upgrades of the infrastructure needed for drinking water withdrawal, treatment, and distribution; wastewater collection and treatment; on-lot septic treatment; stormwater management projects; combined sewer overflows; sanitary septic overflows; and other projects needed for the maintenance and improvement of water quality.
3. Encourage and support restoration planning as follow-up to the Commission's Year-2 subbasin surveys and TMDL development activities for waterbodies impaired by AMD, urban, agricultural, and other nonpoint sources with the goal of removing impaired waterbodies from state lists established under Section 303(d) of the Clean Water Act.

4. Seek water quality improvements to complement water quantity mitigation provided for water withdrawal and consumptive water use projects.

**Goal d. Protect the quality of the basin's biological resources and sources of public drinking water supply.**

**Actions Needed:**

1. Identify waterbodies with exceptionally high quality water, habitat, and biological resources, based on monitoring results.
2. Provide increased protection for headwater areas and watersheds with existing good water quality.
3. Provide educational materials regarding the spread of aquatic invasive species in the basin and downstream to the Chesapeake Bay.
4. Develop regional source water protection plans for drinking water supply systems.
5. Establish a Susquehanna Source Water Partnership to work with public water suppliers and other stakeholders to protect drinking water supplies.

**Goal e. Organize, maintain, and distribute water quality data to facilitate basinwide water quality improvement and protection activities.**

**Actions Needed:**

1. Encourage integration of state and federal data systems, develop consistent basinwide datasets and GIS layers, and enhance existing geospatial and tabular datasets.
2. Enhance and improve the sharing of information contained in water quality databases maintained by the Commission and its member jurisdictions.

**Priority Management Area C – Flooding****Desired Result:**

*To prevent loss of life and significantly reduce future damages from floods within the basin through an integrated system of structural and nonstructural flood damage reduction measures.*

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**Goal a. Implement the goals of the strategic plan for the Susquehanna Flood Forecast and Warning System (SFFWS).****Actions Needed:**

1. Conduct an annual evaluation and update of the SFFWS Strategic Plan.
2. Develop, in cooperation with SFFWS partners, a high-resolution observational network.
3. Develop the infrastructure necessary to provide high-resolution flash flood forecasts.
4. Develop, in cooperation with SFFWS partners, new forecast points and flood forecast maps for priority damage locations.

**Goal b. Encourage and coordinate efforts of the member jurisdictions in flood plain management.****Action Needed:**

1. Assist in the evaluation of need and implementation of flood damage reduction alternatives for high-risk communities

**Goal c. Improve community flood preparedness to ensure adequate and appropriate response by emergency managers before, during and after a flood event.****Actions Needed:**

1. Conduct post-flood assessments to identify information needs, educational opportunities, lapses in forecast coverage, and other measures that can assist communities in reducing flood damages.
2. Develop a flood inundation mapping program, including a training component, for communities in the basin. These maps delineate areas of flooding corresponding to various river stages, designate evacuation routes, locate major buildings for potential mass evacuation shelters, and list general flood response procedures.

**Goal d. Assist the Commission's member jurisdictions, as appropriate, in reducing the introduction of man-made debris into the waters of the Susquehanna River Basin and, ultimately, Chesapeake Bay.**



**Action Needed:**

1. Advocate for the continued removal of material from behind power dams on the lower Susquehanna River during dam relicensing.

**Priority Management Area D – Ecosystems****Desired Result:**

*To achieve healthy ecosystems that provide groundwater and surface water of sufficient quality and in adequate supply to support abundant and diverse populations of aquatic, riparian, and terrestrial organisms, as well as human use.*

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**Goal a. Perform ecosystem monitoring and assessment to provide data needed for effective watershed management.****Actions Needed:**

1. Encourage the maintenance of critical stream gaging stations in the basin.
2. Plan, implement, and maintain a program to monitor and assess impacts occurring during individual low flow events.
3. Perform instream flow studies to help determine the amount of water needed for fish, wildlife, and recreational use.

**Goal b. Protect and restore biological resources throughout the basin and in each of the major subbasins.****Actions Needed:**

1. Consider the potential spread of invasive species when evaluating project review applications for diversions and transfers of untreated water from one waterbody to another.
2. Disseminate information regarding the effects of pharmaceutical and personal care products on the biological resources of the basin.
3. Provide information on the biological resources of the basin and promote fishing, boating, hunting, outdoor photography, eco-tourism, bird watching, and other water-based outdoor recreation through the Commission's website and appropriate links to other websites.

**Goal c. Restore populations of migratory fish throughout the Susquehanna River system.****Actions Needed:**

1. Work with SRAFRFC, dam owners and operators, sportsmen groups, conservation organizations, and others to produce, by 2025, self-sustaining annual populations of two million American shad and five million river herring, reproducing in the free-flowing Susquehanna River above York Haven Dam and in suitable tributaries, provide 500,000 angler days annually throughout the basin for these species, and

- provide effective upstream and downstream passage for American eels arriving at dams in the basin.
2. With assistance of SRAFRC and others, support studies of eel migration and implement restoration plans to re-establish a fishable population of American eel in the Susquehanna River system and restore adult recruitment from the river to help rebuild spawning stocks for the east coast eel fishery.
  3. Support preservation and restoration of tributary streams that provide habitat for migratory fish, including the removal of obstacles to upstream movement and remediation of AMD-impaired streams.
  4. Require viable upstream and downstream migratory fish passage as part of relicensing activities for power dams on the lower Susquehanna River.

**Priority Management Area E – Chesapeake Bay****Desired Result:**

*To manage the water resources of the Susquehanna River Basin to assist in restoring and maintaining the Chesapeake Bay so it meets or exceeds applicable water quality standards and supports healthy populations of living resources, including oysters, crabs, fish, waterfowl, shore birds, and underwater grasses.*

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**Goal a. Identify the minimum freshwater inflows needed from the Susquehanna River to assist in restoring and maintaining the ecological health of the Chesapeake Bay, while also identifying opportunities for enhancement.**

**Actions Needed:**

1. Work with USEPA's Chesapeake Bay Program, the USACE, the State of Maryland, and others to support the process to determine flow regimes under which the ecological health of the Bay can be restored and sustained.
2. Plan any additional studies and modeling efforts that are needed and seek appropriate funding and implementation.

**Goal b. Develop and implement plans to address the flow requirements in Goal a. above.**

**Actions Needed:**

1. Assess the feasibility of providing recommended flow regimes to the Bay.
2. Implement recommendations from the feasibility study through the Commission's regulatory and planning activities, with support from the Commission's member jurisdictions.
3. Continue to update and review progress in providing the flows needed for the Bay.

**Goal c. Support the Chesapeake Bay restoration effort, including sediment and nutrient reduction strategies developed by each of the Commission's member states.**

**Actions Needed:**

1. Perform trend analyses for additional sediment and nutrient monitoring sites as sufficient data are accumulated.
2. Coordinate, encourage and support efforts to manage sediment within the basin, including legacy sediments from mill dams and sediment that has accumulated behind dams on the lower Susquehanna River.
3. Support studies to determine the remaining sediment trapping efficiency of dams on the lower Susquehanna River and determine if and how trapping capability may be retained.

4. Promote the installation of best management practices for nonpoint sources and water quality infrastructure improvement for point sources in the Susquehanna River Basin to benefit local water quality improvement and the Bay restoration effort.

**Goal d. Provide habitat for migratory waterfowl and shorebirds found in the Chesapeake Bay.**

**Action Needed:**

1. Work with conservation and sportsmen groups to support wetland establishment and enhancement in the basin to provide downstream benefits to water quality and migratory birds using the Bay.

**Priority Management Area F – Coordination, Cooperation and Public Information****Desired Result:**

*To maximize available human resources and achieve common and complementary management objectives by the Commission, its member jurisdictions and others; to promote the planning and management of the basin's water resources in the most efficient manner possible; to inform the public on the Commission's water management responsibilities; and to enhance the public's access to Commission information and decision making procedures.*

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**Goal a. Continue use of interagency committees and ad hoc committee mechanisms to gather input from member jurisdictions and to encourage consistent interstate water management policies and actions.**

**Actions Needed:**

1. Consult the Commission's established advisory committees such as the Water Resources Management Advisory Committee and Water Quality Advisory Committee and, as needed, activate ad hoc committees to address special issues or projects.
2. Facilitate interagency and interstate committees to deal with selected water management topics.

**Goal b. Execute, review, and update memoranda of understanding (MOUs) with member jurisdictions to coordinate regulatory or other programs that overlap.**

**Action Needed:**

1. Keep the Commission-PADEP MOU current to ensure more effective implementation of Commission regulatory standards, and explore possibilities of executing similar MOUs with Maryland, New York and the federal government or establishing an alternate procedure for coordination and exchange of information on project approvals and other work programs.

**Goal c. Encourage the creation of uniform water management policies and standards in areas such as water quality, stream classification, flood plain management, instream flow protection, stream passby requirements and aquifer protection.**

**Actions Needed:**

1. Determine the need for uniform standards in such areas as instream flows, aquifer testing, water conservation, and flood plain management.



2. As appropriate, assemble special interagency and interstate task force committees to address special water management topics and the development of uniform water management policies or standards.

**Goal d. Coordinate major interagency efforts such as flood forecasting and warning, drought emergency management, water conservation, and hydro power license renewal.**

**Actions Needed:**

1. Organize a consortium of resource agencies with jurisdiction over water at the federal and state level to facilitate the coordination of input into federal licensing and relicensing of hydroelectric and nuclear power facilities in the basin, including new facilities and uprates at existing facilities.
2. Develop basinwide water conservation standards in cooperation with member states.
3. Facilitate interagency coordination of post-flood actions for the purpose of improving emergency response, technical information and flood damage reduction.

**Goal e. Inform legislators and executive branch policy makers on important issues related to the basin’s water resources.**

**Actions Needed:**

No new actions recommended under this goal.

**Goal f. Inform the public on matters affecting the basin’s water resources and utilize current tools, methods and strategies to effectively reach the public.**

**Action Needed:**

1. Periodically evaluate existing and emerging communication technologies and methods to determine their potential application and benefits to the Commission’s public information program and strategies.

**Goal g. Enhance public access to Commission information and decision making procedures.**

**Action Needed:**

1. Utilize currently available technologies to make information readily available through electronic means, including non-restricted files and records requested by interested parties to eliminate the need to physically visit the Commission’s headquarters building.

**Goal h. Involve and seek the advice of non-governmental organizations on the management of the basin water resources.**

**Actions Needed:**

1. Expand on existing ties to non-governmental organizations to maximize the beneficial use of their resources and expertise in the management of the basin's water resources.
2. Provide opportunities for non-governmental organizations involvement in Commission activities and, through coordination efforts, encourage communication on activities/issues of mutual interest.
3. Coordinate with trade associations related to the various types of water use in the basin to promote sustainable water use in conjunction with economic development.

## **PART VII - IMPLEMENTING ACTIONS IN THE COMPREHENSIVE PLAN**

This Comprehensive Plan has been developed to provide an overarching framework for the Commission in regard to management and development of the water resources of the Susquehanna River Basin and to serve as a guide for all Commission programs and activities. The Plan supports the broad goals set forth in the Compact and provides a basis for achieving desired results, meeting specific goals, and taking actions necessary to meet the goals.

It is important that the actions identified in Part IV, Priority Management Areas, be taken by the Commission in order to progress toward the goals set. This part of the Plan discusses the implementation process, roles and responsibilities, and progress assessment process established to help ensure the actions are taken.

### **A. Implementation Process**

The process to implement the identified actions begins with approval of the Comprehensive Plan by the commissioners. Most of the identified actions involve the continuation or initiation of them in various Commission work activities and programs. Those actions that are ongoing activities will require ongoing emphasis to ensure they remain viable and productive. New actions will require integration into the Commission's work program with appropriate resources and priorities assigned. In view of the Commission's demanding workload, it will be important that Commission leadership stress the importance of timely and high quality actions and that staff effectively implement the actions.

Certain existing projects and plans, and a program, will be incorporated into the Comprehensive Plan upon its approval because they are required, in the judgment of the Commission, for optimum management of the water resources of the basin to meet present and future needs. The existing projects are: (1) the system of 13 U.S. Army Corps of Engineers' multipurpose reservoirs, (2) twenty major electric power plants, (3) four fish passage facilities on the Susquehanna River, and (4) over 500 facilities having water use approvals provided by the Commission since 1971. The plans are the Commission's 2005 *Groundwater Management Plan for the Susquehanna River Basin*, 2008 *Consumptive Use Mitigation Plan for the Susquehanna River Basin*, and the 2000 *Susquehanna River Basin Drought Coordination Plan*. The program incorporated is the Susquehanna Flood Forecast and Warning System, including its 2007 *Strategic Plan for Flood Forecast and Warning-Susquehanna Improvements Program*. Appendix 2 contains listings which include these incorporated projects, plans, and program.

The procedure for incorporating new projects, plans and other actions into the Comprehensive Plan is discussed in Part I, Section B-2, and will be implemented upon approval of the Plan. New projects approved by the Commission under its regulatory program will be incorporated by reference into the Comprehensive Plan unless otherwise determined by the Commission. Separate and specific action will be taken to incorporate those projects, considered under the regulatory program, that the Commission determines should not be incorporated by reference. Other water resource projects, plans, and other actions (e.g. policies, programs, and regulations), not approved under the Commission's regulatory program, will be considered for incorporation by the Commission on a case-by-case basis. These measures can be proposed for

incorporation into the Plan by project proponents, member jurisdictions, or the Commission itself.

Article 14.2 of the Compact requires that the Commission adopt an annual water resources program, based upon the Comprehensive Plan, and consisting of the projects and facilities which the Commission proposes to be undertaken by the Commission and others during the ensuing six years or other reasonably foreseeable period. Accordingly, the Commission's annual Water Resources Program (WRP) is an implementation document for the actions identified in this Comprehensive Plan. The time period considered for actions in the WRP is two to three years in order to have a "reasonably foreseeable" forecast of needs, workload, priorities, project schedules and resource availability. The current WRP is included as Appendix 3 and it will be updated as annual revisions are made.

## **B. Roles and Responsibilities**

The Commission's Executive Director has the responsibility to lead the ongoing operations of the Commission. He will ensure the actions from the Comprehensive Plan are assigned to the appropriate division office with adequate resources made available, provide guidance as needed, and monitor progress. He is also responsible to keep the federal and state commissioners informed on progress and seek their review and approval, as required, for significant issue resolution. The commissioners' views, decisions and directions will be used by the Executive Director and his staff for incorporation into the actions.

Management and implementation responsibilities for actions lie with the Commission's three divisions. The management and staff of each division are responsible for taking identified actions, resolving issues and reporting on progress. Each of the six Priority Management Areas discussed in Part IV is assigned to a lead division. There will be some overlap of actions among the Priority Management Areas and the divisions involved will need to work together effectively to preclude redundancy and conflicts.

Some of the actions are to be taken by member jurisdictions and other groups and organizations with the Commission providing support, assistance or encouragement. In these cases, the other entities have the responsibility to lead and manage the work with the Commission working collaboratively with them in a spirit of full cooperation.

## **C. Progress Assessment Process**

The true value of this Comprehensive Plan will be measured by the degree to which its goals are met through taking the identified actions and continuing the ongoing Commission activities. An annual assessment of progress on meeting goals will be made by the Commission using a procedure to be determined. It is anticipated that performance measures to include a listing of accomplishments in the preceding year will be part of the assessment process. A review of the current Water Resources Program will be useful in identifying actions planned or being taken toward meeting the goals. The results of the annual assessment will be reported to the commissioners.

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**APPENDIX 1**

**SUSQUEHANNA RIVER BASIN COMPACT**

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*Appendix 1 – SRBC Compact*



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*Appendix 1 – SRBC Compact*

# **SUSQUEHANNA RIVER BASIN COMPACT**

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Executive Director

RALPH J. PUTT  
Chief Administrative Officer  
And  
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**TABLE OF CONTENTS**

**PART I**

PREAMBLE ..... 1

ARTICLE I—*Short Title, Definitions, Purpose and Limitations* ..... 3

    Section 1.1 —Short Title ..... 3

    Section 1.2 —Definitions ..... 3

    Section 1.3 —Purpose and Findings ..... 4

    Section 1.4 —Powers of Congress; Withdrawal ..... 5

    Section 1.5 —Duration of Compact ..... 5

ARTICLE 2—*Organization and Area* ..... 5

    Section 2.1 —Commission Created ..... 5

    Section 2.2 —Commission Membership ..... 5

    Section 2.3 —Alternates ..... 5

    Section 2.4 —Compensation ..... 5

    Section 2.5 —Voting Power ..... 6

    Section 2.6 —Organization and Procedure ..... 6

    Section 2.7 —Jurisdiction of the Commission ..... 6

ARTICLE 3—*Powers and Duties of the Commission* ..... 6

    Section 3.1 —General ..... 6

    Section 3.2 —Policy ..... 6

    Section 3.3 —Comprehensive Plan, Program and Budgets ..... 6

    Section 3.4 —Powers of the Commission ..... 7

    Section 3.5 —Duties of the Commission ..... 8

    Section 3.6 —Cooperative Legislation and Further Jurisdiction ..... 8

    Section 3.7 —Coordination and Cooperation ..... 8

    Section 3.8 —Allocations, Diversions, and Releases ..... 9

    Section 3.9 —Rates and Charges ..... 9

    Section 3.10—Referral and Review ..... 9

    Section 3.11—Advisory Committees ..... 11

ARTICLE 4—*Water Supply* ..... 12

    Section 4.1 —Generally ..... 12

    Section 4.2 —Storage and Release of Waters ..... 12

    Section 4.3 —Assessable Improvements ..... 12

    Section 4.4 —Coordination ..... 12

    Section 4.5 —Additional Powers ..... 12

ARTICLE 5—*Water Quality Management and Control* ..... 13

    Section 5.1 —General Powers ..... 13

    Section 5.2 —Policy and Standards ..... 13

Section 5.3 —Cooperative Administration and Enforcement ..... 13

Section 5.4 —Further Jurisdiction ..... 14

ARTICLE 6—*Flood Protection* ..... 14

Section 6.1 —Flood Control Authority ..... 14

Section 6.2 —Regulation ..... 14

Section 6.3 —Flood Lands Acquisition ..... 15

Section 6.4 —Existing Structures ..... 15

Section 6.5 —Police Powers ..... 15

Section 6.6 —Cooperation ..... 15

Section 6.7 —Other Authority ..... 15

Section 6.8 —Debris ..... 15

ARTICLE 7—*Watershed Management* ..... 16

Section 7.1 —Watersheds Generally ..... 16

Section 7.2 —Soil Conservation and Land and Forest Management ..... 16

Section 7.3 —Fish and Wildlife ..... 16

Section 7.4 —Cooperative Planning and Operation ..... 16

ARTICLE 8—*Recreation* ..... 16

Section 8.1 —Development ..... 16

Section 8.2 —Cooperative Planning and Operation ..... 17

Section 8.3 —Operation and Maintenance ..... 17

Section 8.4 —Concessions ..... 17

ARTICLE 9—*Other Public Values* ..... 17

Section 9.1 —Inherent Values ..... 17

Section 9.2 —Project Compatibility ..... 17

Section 9.3 —Regulation Standards ..... 18

Section 9.4 —Local Area Protection ..... 18

ARTICLE 10—*Hydroelectric Power* ..... 18

Section 10.1 —Development ..... 18

Section 10.2 —Power Generation ..... 18

Section 10.3 —Transmission ..... 18

Section 10.4 —Development Contracts ..... 18

Section 10.5 —Rates and Charges ..... 18

ARTICLE 11—*Regulation of Withdrawal and Diversions: Protected Areas, and  
Emergencies* ..... 19

Section 11.1 —Power of Regulation ..... 19

Section 11.2 —Determination of Protected Area ..... 19

Section 11.3 —Diversion and Withdrawal Permits ..... 19

Section 11.4 —Emergency ..... 19

Section 11.5 —Standards ..... 19

Section 11.6 —Judicial Review ..... 20

Section 11.7 —Maintenance of Records ..... 20

Section 11.8 —Existing State Systems ..... 20

ARTICLE 12—*Intergovernmental Relations* ..... 20

    Section 12.1 —Federal Agencies and Projects ..... 20

    Section 12.2 —State and Local Agencies and Projects ..... 20

    Section 12.3 —Reserved Taxing Powers of States ..... 21

    Section 12.4 —Project Costs and Evaluation Standards ..... 21

    Section 12.5 —Cooperative Services ..... 21

ARTICLE 13—*Capital Financing* ..... 22

    Section 13.1 —Borrowing Power ..... 22

    Section 13.2 —Funds and Expenses ..... 22

    Section 13.3 —Credit Excluded; Officers, State and Municipal ..... 22

    Section 13.4 —Funding and Refunding ..... 22

    Section 13.5 —Bonds: Authorization Generally ..... 22

    Section 13.6 —Bonds, Resolutions and Indentures Generally ..... 23

    Section 13.7 —Maximum Maturity ..... 23

    Section 13.8 —Tax Exemption ..... 24

    Section 13.9 —Interest ..... 24

    Section 13.10—Place of Payment ..... 24

    Section 13.11—Execution ..... 24

    Section 13.12—Holding Own Bonds ..... 24

    Section 13.13—Sale ..... 24

    Section 13.14—Negotiability ..... 24

    Section 13.15—Legal Investments ..... 24

    Section 13.16—Validation Proceedings ..... 25

    Section 13.17—Recording ..... 25

    Section 13.18—Pledged Revenues ..... 25

    Section 13.19—Remedies ..... 25

    Section 13.20—Capital Financing by Signatory Parties; Guarantees ..... 25

ARTICLE 14—*Plan, Program and Budgets* ..... 26

    Section 14.1 —Comprehensive Plan ..... 26

    Section 14.2 —Water Resources Program ..... 26

    Section 14.3 —Annual Current Expense and Capital Budgets ..... 27

ARTICLE 15—*General Provisions* ..... 28

    Section 15.1 —Auxiliary Powers of Commission; Functions of Commissioners .. 28

    Section 15.2 —Regulations; Enforcement ..... 29

    Section 15.3 —Tax Exemptions ..... 29

    Section 15.4 —Meetings; Public Hearing; Records, Minutes ..... 29

    Section 15.5 —Officers Generally ..... 30

    Section 15.6 —Oath of Office ..... 30

    Section 15.7 —Bond ..... 30

    Section 15.8 —Prohibited Activities ..... 30

Section 15.9 —Purchasing ..... 31

Section 15.10—Insurance ..... 31

Section 15.11—Annual Independent Audit ..... 31

Section 15.12—Reports ..... 32

Section 15.13—Grants, Loans, or Payments by States or Political Subdivisions ... 32

Section 15.14—Condemnation Proceedings ..... 33

Section 15.15—Conveyance of Lands and Relocation of Public Facilities ..... 33

Section 15.16—Rights of Way ..... 34

Section 15.17—Penalty ..... 34

Section 15.18—Tort Liability ..... 34

Section 15.19—Effect on Riparian Rights ..... 34

Section 15.20—Amendments and Supplements ..... 34

Section 15.21—Construction and Severability ..... 34

Section 15.22—Effective Date; Execution ..... 35



**PART II  
RESERVATIONS AND EFFECTUATION**

UNITED STATES: (*From Public Law 91-575, 84 Stat. 1509 et seq.*) ..... 36

    Section 2 —Reservations ..... 36

    Section 3 —Effectuation ..... 41

MARYLAND: (*Maryland Act of 1967, Chapter No. 39(1)*) ..... 41

    Section 2 —Reservations ..... 41

    Section 2.3 —Effectuation ..... 41

NEW YORK: (*From New York Act of 1967, Chapter No. 78(5)*) ..... 42

    § 835-a. —Member and Alternate ..... 42

    § 835-b. —Advisory Committee ..... 42

    § 835-c. —Consent to Alteration of Diversions ..... 42

    § 835-d. —Jurisdiction of Courts ..... 42

    § 835-e. —Prior Project Approval ..... 42

    § 835-f. —Delegations of Power ..... 43

    § 835-g. —Cooperative Services ..... 43

    § 835-h. —Budget ..... 43

    § 835-i. —Audit ..... 43

    § 835-j. —Inconsistent Laws ..... 43

    § 4 & 5. —Effectuation ..... 43

PENNSYLVANIA: (*From Pennsylvania Act of 1968, Act No. 18(1)*) ..... 44

    Section 2 —Repealer ..... 44

    Section 3 —Effectuation by Governor ..... 44

    Section 4 —Entire Agreement ..... 44

    Section 5 —Technical and Administrative Services ..... 44

    Section 6 —Minutes of Meetings ..... 44

    Section 7 —Budget ..... 44

    Section 8 —Fish and Game Laws ..... 45

    Section 9 —Effectuation ..... 45

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*Appendix 1 – SRBC Compact*

**PART I  
PREAMBLE**

WHEREAS the signatory parties hereto recognize the water resources of the Susquehanna River Basin as regional assets vested with local, state, and national interest for which they have a joint responsibility; and declare as follows:

1. The conservation, utilization, development, management, and control of the water resources of the Susquehanna River Basin under comprehensive multiple purpose planning, will bring the greatest benefits and produce the most efficient service in the public interest; and

2. This comprehensive planning administered by a basin wide agency will provide flood damage reduction, conservation and development of surface and ground water supply for municipal, industrial, and agricultural uses, development of recreational facilities in relation to reservoirs, lakes and streams, propagation of fish and game, promotion of forest land management, soil conservation, and watershed projects, protection and aid to fisheries, development of hydroelectric power potentialities, improved navigation, control of the movement of salt water, abatement and control of water pollution, and regulation of stream flows toward the attainment of these goals; and

3. The water resources of the basin are presently subject to the duplicating, overlapping, and uncoordinated administration of a large number of governmental agencies which exercise a multiplicity of powers resulting in a splintering of authority and responsibility; and

4. The Interstate Advisory Committee on the Susquehanna River Basin, created by action of the states of New York, Pennsylvania, and Maryland, on the basis of its studies and deliberation has concluded that regional development of the Susquehanna River Basin is feasible, advisable, and urgently needed, and has recommended that an intergovernmental compact with Federal participation be consummated to this end; and

5. The Congress of the United States and the executive branch of the Federal government have recognized a national interest in the Susquehanna River Basin by authorizing and directing the Corps of Engineers of the Department of the Army, the Department of Agriculture, the Department of Health, Education and Welfare, the Department of Interior, and other Federal agencies to cooperate in making comprehensive surveys and reports concerning the water resources of the Susquehanna River Basin in which individually or severally the technical aid and assistance of many Federal and state agencies have been enlisted, and which are being, or have been coordinated through a Susquehanna River Basin Study Coordinating Committee on which the Corps of Engineers of the Department of the Army, the Department of Agriculture, the Department of Commerce, the Department of Health, Education and Welfare, the Department of Interior, the Department of Housing and Urban Development and its predecessor Housing and Home Finance Agency, the Federal Power Commission, and the States of New York, Pennsylvania, and Maryland are or were represented; and

6. Some three million people live and work in the Susquehanna River Basin and its environs, and the government, employment, industry, and economic development of the entire region and the health, safety, and general well being of its population are and will continue to be affected vitally by the conservation, utilization, development, management, and control of the water resources of the basin; and

7. Demands upon the water resources of the basin are expected to mount because of anticipated increases in population and by reason of industrial and economic growth of the basin and its service area; and

8. Water resources planning and development are technical, complex, and expensive, often requiring fifteen to twenty years from the conception to the completion of large or extensive projects; and

9. The public interest requires that facilities must be ready and operative when and where needed, to avoid the damages of unexpected floods or prolonged drought, and for other purposes; and

10. The Interstate Advisory Committee on the Susquehanna River Basin has prepared a draft of an intergovernmental compact for the creation of a basin agency, and the signatory parties desire to effectuate the purposes thereof,

**NOW THEREFORE**

The States of New York and Maryland and the Commonwealth of Pennsylvania, and the United States of America hereby solemnly covenant and agree with each other, upon the enactment of concurrent legislation by the Congress of the United States and by the respective state legislatures, to the Susquehanna River Basin Compact which consists of this Preamble and the Articles that follow.

**ARTICLE 1**

**SHORT TITLE, DEFINITIONS, PURPOSES, and LIMITATIONS**

**Section 1.1—Short Title.** This compact shall be known and may be cited as the Susquehanna River Basin Compact.

**Section 1.2—Definitions.** For the purposes of this compact, and of any supplemental or concurring legislation enacted pursuant to it:

1. "Basin" shall mean the area of drainage of the Susquehanna River and its tributaries into Chesapeake Bay to the southern edge of the Pennsylvania Railroad bridge between Havre de Grace and Perryville, Maryland.

2. "Commission" shall mean the Susquehanna River Basin Commission hereby created, and the term "Commissioner" shall mean a member of the commission.

3. "Cost" shall mean direct and indirect expenditures, commitment, and net induced adverse effects, whether or not compensated for, used or incurred in connection with the establishment, acquisition, construction, maintenance, and operation of a project.

4. "Diversion" shall mean the transfer of water into or from the basin.

5. "Facility" shall mean any real or personal property, within or without the basin, and improvements thereof or thereon, and any and all rights of way, water, water rights, plants, structures, machinery, and equipment acquired, constructed, operated, or maintained for the beneficial use of water resources or related land uses or otherwise including, without limiting the generality of the foregoing, any and all things and appurtenances necessary, useful, or convenient for the control, collection, storage, withdrawal, diversion, release, treatment, transmission, sale, or exchange of water; or for navigation thereon, or the development and use of hydroelectric energy and power, and public recreational facilities; or the propagation of fish and wildlife; or to conserve and protect the water resources of the basin or any existing or future water supply source, or to facilitate any other uses of any of them.

6. "Federal government" shall mean the government of the United States of America, and any appropriate branch, department, bureau, or division thereof, as the case may be.

7. "Project" shall mean any work, service, or activity which is separately planned, financed, or identified by the commission, or any separate facility undertaken or to be undertaken by the commission or otherwise within a specified area, for the conservation, utilization, control, development, or management of water resources which can be established and utilized independently or as an addition to an existing facility and can be considered as a separate entity for purposes of evaluation.

8. "Signatory party" shall mean a state or commonwealth party to this compact, or the Federal government.

9. "Waters" shall mean both surface and underground waters which are contained within the drainage area of the Susquehanna River in the states of New York, Pennsylvania, and Maryland.

10. "Water resources" shall include all waters and related natural sources within the basin.

11. "Withdrawal" shall mean a taking, or removal of water from any source within the basin for use within the basin.

12. "Person" shall mean an individual, corporation, partnership, unincorporated association, and the like and shall have no gender, and the singular shall include the plural.

**Section 1.3—Purpose and Findings.** The legislative bodies of the respective signatory parties hereby find and declare:

1. The water resources of the Susquehanna River Basin are affected with a local, state, regional, and national interest, and the planning, conservation, utilization, development, management, and control of these resources, under appropriate arrangements for intergovernmental cooperation, are public purposes of the respective signatory parties.

2. The water resources of the basin are subject to the sovereign rights and responsibilities of the signatory parties, and it is the purpose of this compact to provide for a joint exercise of these powers of sovereignty in the common interest of the people of the region.

3. The water resources of the basin are functionally interrelated, and the uses of these resources are interdependent. A single administrative agency is therefore essential for effective and economical direction, supervision, and coordination of water resources efforts and programs of federal, state, and local governments and of private enterprise.

4. Present and future demands require increasing economies and efficiencies in the use and reuse of water resources, and these can be brought about only by comprehensive planning, programming and management under the direction of a single administrative agency.

5. In general, the purposes of this compact are to promote interstate comity; to remove causes of possible controversy; to make secure and protect developments within the states; to encourage and provide for the planning; conservation, utilization, development, management, and control of the water resources of the basin; to provide for cooperative and coordinated planning and action by the signatory parties with respect to water resources; and to apply the principle of equal and uniform treatment to all users of water and of water related facilities without regard to political boundaries

6. It is the express intent of the signatory parties that the commission shall engage in the construction, operation and maintenance of a project only when the project is necessary to the execution of the comprehensive plan and no other competent agency is in a position to act, or such agency fails to act.

**Section 1.4—Powers of Congress; Withdrawal.** Nothing in this compact shall be construed to relinquish the functions, powers, or duties of the Congress of the United States with respect to the control of any navigable waters within the basin, nor shall any provisions hereof be construed in derogation of any of the constitutional powers of the Congress to regulate commerce among the states and with foreign nations. The power and right of the Congress to withdraw the Federal government as a party to this compact or to revise or modify the terms, conditions, and provisions under which it may remain a party by amendment, repeal, or modification of any Federal statute applicable hereto is recognized by the signatory parties.

### **Section 1.5—Duration of Compact**

(a) The duration of this compact shall be for an initial period of 100 years from its effective date, and it shall be continued for additional periods of 100 years if not less than 20 years nor more than 25 years prior to the termination of the initial period or any succeeding period none of the signatory states, by authority of an act of its legislature, notifies the commission of intention to terminate the compact at the end of the then current 100-year period.

(b) In the event this compact should be terminated by operation of paragraph (a) above, the commission shall be dissolved, its assets and liabilities transferred in accordance with the equities of the signatory parties therein and its corporate affairs wound up in accordance with agreement of the signatory parties or, failing agreement, by act of the Congress.

## **ARTICLE 2**

### **ORGANIZATION and AREA**

**Section 2.1—Commission Created.** The Susquehanna River Basin Commission is hereby created as a body politic and corporate, with succession for the duration of this compact, as an agency and instrumentality of the governments of the respective signatory parties.

**Section 2.2—Commission Membership.** The members of the commission shall be the governor or the designee of the governor of each signatory state, to act for him, and one member to be appointed by the President of the United States to serve at the pleasure of the President.

**Section 2.3—Alternates.** An alternate from each signatory party shall be appointed by its member of the commission unless otherwise provided by the laws of the signatory party. The alternate, in the absence of the member, shall represent the member and act for him. In the event of a vacancy in the office of alternate, it shall be filled in the same manner as the original appointment.

**Section 2.4—Compensation.** Members of the commission and alternates shall serve without compensation from the commission but may be reimbursed for necessary expenses incurred in and incident to the performance of their duties.



**Section 2.5—Voting Power.** Each member is entitled to one vote. No action of the commission may be taken unless three of the four members vote in favor thereof.

**Section 2.6—Organization and Procedure.** The commission shall provide for its own organization and procedure, and shall adopt the rules and regulations governing its meetings and transactions. It shall organize annually by the election of a chairman and vice-chairman from among its members. It shall provide by its rules for the appointment by each member in his discretion of an advisor to serve without compensation from the commission, who may attend all meetings of the commission and its committees.

**Section 2.7—Jurisdiction of the Commission.** The commission shall have, exercise, and discharge its functions, powers, and duties within the limits of the basin. Outside the basin, the commission shall act at its discretion, but only to the extent necessary to implement its responsibilities within the basin, and where necessary subject to the consent of the state wherein it proposes to act.

### **ARTICLE 3**

#### **POWERS and DUTIES of the COMMISSION**

**Section 3.1—General.** The commission shall develop and effectuate plans, policies, and projects relating to the water resources of the basin. It shall adopt and promote uniform and coordinated policies for water resources conservation and management in the basin. It shall encourage and direct the planning, development, operation, and subject to applicable laws the financing of water resources projects according to such plans and policies.

**Section 3.2—Policy.** It is the policy of the signatory parties to preserve and utilize the functions, powers, and duties of the existing offices and agencies of government to the extent consistent with this compact, and the commission is directed to utilize those offices and agencies for the purposes of this compact.

**Section 3.3—Comprehensive Plan, Program and Budgets.** The commission in accordance with Article 14 of this compact, shall formulate and adopt:

1. A comprehensive plan, after consultation with appropriate water users and interested public bodies for the immediate and long-range development and use of the water resources of the basin;
2. A water resources program, based upon the comprehensive plan, which shall include a systematic presentation of the quantity and quality of water resources needs of the area to be served for such reasonably foreseeable period as the commission may determine, balanced by existing and proposed projects required to satisfy such needs, including all public and private projects affecting the basin, together with a separate statement of the projects proposed to be undertaken by the commission during such period; and

3. An annual current expense budget and an annual capital budget consistent with the commission's program, projects, and facilities for the budget period.

**Section 3.4—Powers of Commission.** The commission may:

1. Plan, design, acquire, construct, reconstruct, complete, own, improve, extend, develop, operate, and maintain any and all projects, facilities, properties, activities, and services which are determined by the commission to be necessary, convenient, or useful for the purpose of this compact.

2. Establish standards of planning, decision, and operation of all projects and facilities in the basin to the extent they affect water resources, including without limitation thereto water, sewage and other waste treatment plants and facilities, pipelines, transmission lines, stream and lake recreational facilities, trunk mains for water distribution, local flood protection works, watershed management programs, and ground water recharging operations.

3. Conduct and sponsor research on water resources and their planning, use, conservation, management, development, control, and protection, and the capacity, adaptability, and best utility of each facility thereof, and collect, compile, correlate, analyze, report, and interpret data on water resources and uses in the basin, including without limitation thereto the relation of water to other resources, industrial water technology, ground water movement, relation between water price and water demand and other economic factors, and general hydrological conditions.

4. Collect, compile, coordinate, and interpret systematic surface and ground water data, and publicize such information when and as needed for water uses, flood warning, quality maintenance, or other purposes.

5. Conduct ground and surface water investigations, tests and operations, and compile data relating thereto as may be required to formulate and administer the comprehensive plan.

6. Prepare, publish, and disseminate information and reports concerning the water problems of the basin and for the presentation of the needs and resources of the basin and policies of the commission to executive and legislative branches of the signatory parties.

7. Negotiate loans, grants, gifts, services, or other aids as may be lawfully available from public or private sources to finance or assist in effectuating any of the purposes of this compact, and receive and accept them upon terms and conditions, and subject to provisions, as may be required by Federal or state law or as the commission may deem necessary or desirable.

8. Exercise such other and different powers as may be delegated to it by his compact or otherwise pursuant to law, and have and exercise all powers necessary or convenient to carry out its express powers and other powers which reasonably may be implied there from.

9. Adopt, amend, and repeal rules and regulations to implement this compact.

**Section 3.5—Duties of the Commission.** The commission shall:

1. Develop and effectuate plans, policies, and projects relating to water resources; adopt, promote, and coordinate policies and standards for water resources conservation, control, utilization, and management; and promote and implement the planning, development, and financing of water resources projects.
2. Undertake investigations, studies, and surveys, and acquire, construct, operate, and maintain projects and facilities in regard to the water resources of the basin, whenever it is deemed necessary to do so to activate or effectuate any of the provisions of this compact.
3. Administer, manage, and control water resources in all matters determined by the commission to be interstate in nature or to have a major effect on the water resources and water resources management.
4. Assume jurisdiction in any matter affecting water resources whenever it determines after investigation and public hearing upon due notice given, that the effectuation of the comprehensive plan or the implementation of this compact so requires. If the commission finds upon subsequent hearing requested by an affected signatory party that the party will take the necessary action, the commission may relinquish jurisdiction.
5. Investigate and determine if the requirements of the compact or the rules and regulations of the commission are complied with, and if satisfactory progress has not been made, institute an action or actions in its own name in any state or Federal court of competent jurisdiction to compel compliance with any and all of the provisions of this compact or any of the rules and regulations of the commission adopted pursuant thereto. An action shall be instituted in the name of the commission and shall be conducted by its own counsel.

**Section 3.6—Cooperative Legislation and Further Jurisdiction.**

- (a) Each of the signatory parties agrees that it will seek enactment of such additional legislation as will be required to enable its officers, departments, commissions, boards, and agents to accomplish effectively the obligations and duties assumed under the terms of this compact.
- (b) Nothing in the compact shall be construed to repeal, modify, or qualify the authority of any signatory party to enact any legislation or enforce any additional conditions and restrictions within its jurisdiction.

**Section 3.7—Coordination and Cooperation.** The commission shall promote and aid the coordination of the activities and programs of Federal, state, municipal, and private agencies concerned with water resources administration in the basin. To this end, but without limitation thereto, the commission may:

1. Advise, consult, contract, financially assist, or otherwise cooperate with any and all such agencies;

2. Employ any other agency or instrumentality of any of the signatory parties or of any political subdivision thereof, in the design, construction, operation, and maintenance of structures, and the installation and management of river control systems, or for any other purpose;

3. Develop and adopt plans and specifications for particular water resources projects and facilities which so far as consistent with the comprehensive plan incorporate any separate plans of other public and private organizations operating in the basin, and permit the decentralized administration thereof,

4. Qualify as a sponsoring agency under any Federal legislation heretofore or hereafter enacted to provide financial or other assistance for the planning, conservation, utilization, development, management, or control of water resources.

### **Section 3.8—Allocations, Diversions, and Releases.**

(a) The commission shall have power from time to time as the need appears, to allocate the waters of the basin to and among the states signatory to this compact and impose related conditions, obligations, and release requirements.

(b) The commission shall have power from time to time as the need appears to enter into agreements with other river basin commissions or other states with respect to in-basin and out-of-basin allocations, withdrawals, and diversions.

(c) No allocation of waters made pursuant to this section shall constitute prior appropriation of the waters of the basin or confer any superiority of right in respect to the use of those waters, nor shall any such action be deemed to constitute an apportionment of the waters of the basin among the parties hereto. This subsection shall not be deemed to limit or restrict the power of the commission to enter into covenants with respect to water supply, with a duration not exceeding the life of this compact, as it may deem necessary for the benefit or development of the water resources of the basin.

**Section 3.9—Rates and Charges.** The commission, from time to time after public hearing upon due notice given, may fix, alter, and revise rates, rentals, charges, and tolls, and classifications thereof, without regulation or control by any department, office, or agency of any signatory party, for the use of facilities owned or operated by it, and any services or products which it provides.

**Section 3.10 —Referral and Review.** No projects affecting the water resources of the basin, except those not requiring review and approval by the commission under paragraph 3 following, shall be undertaken by any person, governmental authority or other entity prior to submission to and approval by the commission or appropriate agencies of the signatory parties for review.

1. All water resources projects for which a permit or other form of permission to proceed with construction or implementation is required by legislative action of a signatory party or by rule or regulation of an office or agency of a signatory party having functions, powers, and duties in the planning, conservation, development, management, or control of water resources shall be submitted as heretofore to the appropriate office or agency of the signatory party for review and approval. To assure that the commission is apprised of all projects within the basin, monthly reports and listings of all permits granted, or similar actions taken, by offices or agencies of the signatory parties shall be submitted to the commission in a manner prescribed by it.

Those projects which also require commission approval pursuant to the provisions of paragraphs 2 (ii) and 2 (iii) following shall be submitted to the commission through appropriate offices or agencies of a signatory party, except that, if no agency of a signatory party has jurisdiction, such projects shall be submitted directly to the commission in such manner as the commission shall prescribe.

2. Approval of the commission shall be required for, but not limited to, the following:

- (i) All projects on or crossing the boundary between any two signatory states;
- (ii) Any project involving the diversion of water;
- (iii) Any project within the boundaries of any signatory state found and determined by the commission or by any agency of a signatory party having functions, powers, and duties in the planning, conservation, development, management, or control of water resources to have a significant effect on water resources within another signatory state, and
- (iv) Any project which has been included by the commission, after hearing, as provided in Article 14, Section 14.1, as a part of the commission's comprehensive plan for the development of the water resources of the basin, or which would have a significant effect upon the plan.

3. Review and approval by the commission shall not be required for:

- (i) Projects which fall into an exempt classification or designation established by legislative action of a signatory party or by rule or regulation of an office or agency of a signatory party having, functions, powers, and duties in the planning, conservation, development, management, or control of water resources. The sponsors of those projects are not required to obtain a permit or other form of permission to proceed with construction or implementation, unless it is determined by the commission or by the agency of a signatory party that such project or projects may cause an adverse, adverse cumulative, or an interstate effect on water resources of the basin, and the project sponsor has been notified in writing by the commission or by the agency of a signatory party that commission approval is required.
- (ii) Projects which are classified by the commission as not requiring its review and approval, for so long as they are so classified.

4. The commission shall approve a project if it determines that the project is not detrimental to the proper conservation, development, management, or control of the water resources of the basin and may modify and approve as modified, or may disapprove the project, if it determines that the project is not in the best interest of the conservation, development, management, or control of the basin's water resources, or is in conflict with the comprehensive plan.

5. The commission, after consultation with the appropriate offices or agencies of the signatory parties, shall establish the procedure of submission, review, and consideration of projects. Any procedure for review and approval of diversions of water shall include public hearing on due notice given, with opportunities for interested persons, agencies, governmental units, and signatory parties to be heard and to present evidence. A complete transcript of the proceedings at the hearing shall be made and preserved, and it shall be made available under rules for that purpose adopted by the commission.

6. Any determination of the commission pursuant to this article or any article of the compact providing for judicial review shall be subject to such judicial review in any court of competent jurisdiction, provided that an action or proceeding for such review is commenced within 90 days from the effective date of the determination sought to be reviewed; but a determination of the commission concerning a diversion, under Section 3.10-2 (ii) with the claimed effect of reducing below a proper minimum the flow of water in that portion of the basin within the area of a signatory party, shall be subject to judicial review under the particular provisions of paragraph 7 below.

7. Any signatory party deeming, itself aggrieved by an action of the commission concerning a diversion under Section 10-2 (ii) with the claimed effect of reducing below a proper minimum the flow of water in that portion of the basin which lies within the area of that signatory party, and notwithstanding the powers provided to the commission by this compact, may have review of commission action approving the diversion in the Supreme Court of the United States; provided that a proceeding for such review is commenced within one year from the date of action sought to be reviewed. Any such review shall be on the record made before the commission. The action of the commission shall be affirmed, unless the court finds that it is not supported by substantial evidence.

**3.11—Advisory Committees.** The commission may constitute and empower advisory committees.

**ARTICLE 4**  
**WATER SUPPLY**

**Section 4.1—Generally.** The commission shall have power to develop, implement, and effectuate plans and projects for the use of the water of the basin for domestic, municipal, agricultural, and industrial water supply. To this end, without limitation thereto, it may provide for. construct, acquire, operate, and maintain dams, reservoirs, and other facilities for utilization of surface and ground water resources, and all related structures, appurtenances, and equipment on the river and its tributaries and at such off river sites as it may find appropriate, and may regulate and control the use thereof

**Section 4.2—Storage and Release of Waters.**

(a) The commission shall have power to acquire, construct, operate, and control projects and facilities for the storage and release of waters, for the regulation of flows and supplies of surface and ground waters of the basin, for the protection of public health, stream quality control, economic development, improvement of fisheries, recreation, dilution and abatement of pollution, the prevention of undue salinity, and other purposes.

(b) No signatory party shall permit any augmentation of flow to be diminished by the diversion of any water of the basin during any period in which waters are being released from storage under the direction of the commission for the purpose of augmenting such flow, except in cases where the diversion is authorized by this compact, or by the commission pursuant thereto, or by the judgment, order, or decree of a court of competent jurisdiction.

**Section 4.3—Assessable Improvements.** The commission may provide water management and regulation in the main stream or any tributary in the basin and, in accordance with the procedures of applicable state laws, may assess on an annual basis or otherwise the cost thereof upon water users or any classification of them specially benefited thereby to a measurable extent, provided that no such assessment shall exceed the actual benefit to any water user. Any such assessment shall follow the procedure prescribed by law for local improvement assessments and shall be subject to review in any court of competent jurisdiction.

**Section 4.4—Coordination.** Prior to entering upon the execution of any project authorized by this article, the commission shall review and consider all existing rights, plans and programs of the signatory parties, their political subdivisions, private parties, and water users which are pertinent to such project, and shall hold a public hearing on each proposed project.

**Section 4.5—Additional Powers.** In connection with any project authorized by this article, the commission shall have power to provide storage, treatment, pumping, and transmission facilities, but nothing herein shall be construed to authorize the commission to engage in the business of distributing water.



**ARTICLE 5****WATER QUALITY MAINAGEMENT and CONTROL****Section 5.1—General Powers.**

(a) The commission may undertake or contract for investigations, studies, and surveys pertaining to existing water quality, effects of varied actual or projected operations on water quality, new compounds and materials and probable future water quality in the basin. The commission may receive, expend, and administer funds, Federal, state, local or private as may be available to carry out these functions relating to water quality investigations.

(b) The commission may acquire, construct, operate, and maintain projects, and facilities for the management and control of water quality in the basin whenever the commission deems necessary to activate or effectuate any of the provisions of this compact.

**Section 5.2—Policy and Standards.**

(a) In order to conserve, protect, and utilize the water quality of the basin in accordance with the best interests of the people of the basin and the states, it shall be the policy of the commission to encourage and coordinate the efforts of the signatory parties to prevent, reduce, control, and eliminate water pollution and to maintain water quality as required by the comprehensive plan.

(b) The legislative intent in enacting this article is to give specific emphasis to the primary role of the states in water quality management and control.

(c) The commission shall recommend to the signatory parties the establishment, modification, or amendment of standards of quality for any waters of the basin in relation to their reasonable and necessary use as the commission shall deem to be in the public interest.

(d) The commission shall encourage cooperation and uniform enforcement programs and policies by the water quality control agencies of the signatory parties in meeting, the water quality standards established in the comprehensive plan.

(e) The commission may assume jurisdiction whenever it determines after investigation and public hearing upon due notice given that the effectuation of the comprehensive plan so requires. After such investigation, notice, and hearing, the commission may adopt such rules, regulations, and water quality standards as may be required to preserve, protect, improve, and develop the quality of the waters of the basin in accordance with the comprehensive plan.

**Section 5.3—Cooperative Administration and Enforcement.**

(a) Each of the signatory parties agrees to prohibit and control pollution of the waters of the basin according to the requirements of this compact and to cooperate faithfully in the control of future pollution in and abatement of existing pollution from the waters of the basin.

(b) The commission shall have the authority to investigate and determine if the requirements of the compact or the rules, regulations, and water quality standards of the commission are complied with and if satisfactory progress has not been made, may institute an action or actions in its own name in the proper court or courts of competent jurisdiction to compel compliance with any and all of the provisions of this compact or any of the rules, regulations, and water quality standards of the commission adopted pursuant thereto.

**Section 5.4—Further Jurisdiction.** Nothing in this compact shall be construed to repeal, modify, or qualify the authority of any signatory party to enact any legislation or enforce any additional conditions and restrictions to lessen or prevent the pollution of waters within its jurisdiction.

## **ARTICLE 6**

### **FLOOD PROTECTION**

**Section 6.1—Flood Control Authority.** The commission may plan, design, construct, and operate and maintain projects and facilities it deems necessary or desirable for flood plain development and flood damage reduction. It shall have power to operate such facilities and to store and release waters of the Susquehanna River and its tributaries and elsewhere within the basin, in such manner, at such times, and under such regulations as the commission may deem appropriate to meet flood conditions as they may arise.

#### **Section 6.2—Regulation.**

(a) The commission may study and determine the nature and extent of the flood plains of the Susquehanna River and its tributaries. Upon the basis of the studies, it may delineate areas subject to flooding, including but not limited to a classification of lands with reference to relative risk of flooding and the establishment of standards for flood plain use which will promote economic development and safeguard the public health, welfare, safety, and property. Prior to the adoption of any standards delineating, the area or defining the use, the commission shall hold public hearings with respect to the substance of standards in the manner provided by Article 15. The proposed standards shall be available from the commission at the time notice is given, and interested persons shall be given an opportunity to be heard thereon at the hearings.

(b) The commission shall have power to promulgate, adopt, amend, and repeal from time to time as necessary, standards relating to the nature and extent of the uses of land in areas subject to flooding.

(c) In taking action pursuant to subsection (b) of this section and as a prerequisite thereto, the commission shall consider the effect of uses of the flood plain in question on the health and safety of persons and property in the basin, the economical and technical feasibility of measures available for the development and protection of the flood plain, and the responsibilities, if any, of local, state, and federal governments connected with the use or proposed use of the flood plain in question. The commission shall regulate the use of particular flood plains in the manner and degree it finds necessary for the factors enumerated in this

subsection, but only with the consent of the affected signatory state, and shall suspend such regulation when and so long as the signatory party or parties or political subdivision possessing jurisdiction have in force applicable laws which the commission finds give adequate protection for the purpose of this section.

(d) In order to conserve, protect, and utilize the Susquehanna River and its tributaries in accordance with the best interests of the people of the basin and the signatory parties, it shall be the policy of the commission to encourage and coordinate the efforts of the signatory parties to control modification of the river and its tributaries by encroachment.

**Section 6.3—Flood Lands Acquisition.** The commission shall have power to acquire the fee or any lesser interest in lands and improvements thereon within the area of a flood plain for the purpose of regulating the use or types of construction of such property to minimize the flood hazard, convert the property to uses or types of construction appropriate to flood plain conditions, or prevent constrictions or obstructions that reduce the ability of the river channel and flood plain to carry flood water.

**Section 6.4—Existing Structures.** No rule or regulation issued by the commission pursuant to this compact shall be construed to require the demolition, removal, or alteration of any structure in place or under construction prior to the issuance thereof, without the payment of just compensation therefor. However, new construction or any addition to or alteration in any existing structure made or commenced subsequent to the issuance of such rule or regulation, or amendment, shall conform thereto.

**Section 6.5—Police Powers.** The regulation of use of flood plain lands is within the policy powers of the signatory states for the protection of public health and the safety of the people and their property and shall not be deemed a taking of land or lands for which compensation shall be paid to the owners thereof.

**Section 6.6—Cooperation.** Each of the signatory parties agrees to control flood plain use along and encroachment upon the Susquehanna River and its tributaries and to cooperate faithfully in these respects.

**Section 6.7—Other Authority.** Nothing, in this article shall be construed to prevent or in any way to limit the power of any signatory party, or any agency or subdivision thereof, to issue or adopt and enforce any requirement or requirements with respect to flood plain use or construction thereon more stringent than the rules, regulations, or encroachment lines in force pursuant to this article. The commission may appear in any court of competent jurisdiction to bring actions or proceedings in law or equity to enforce the provisions of this article.

**Section 6.8—Debris.** The signatory states agree that dumping or littering upon or in the waters of the Susquehanna River or its tributaries or upon the frozen surfaces thereof any rubbish, trash, litter, debris, abandoned properties, waste material, or offensive matter, is prohibited and that the law enforcement officials of each state shall enforce this prohibition.

**ARTICLE 7****WATERSHED MANAGEMENT**

**Section 7.1—Watersheds Generality.** The commission shall promote sound practices of watershed management in the basin, including projects and facilities to retard runoff and waterflow and prevent soil erosion.

**Section 7.2—Soil Conservation and Land and Forest Management.** The commission, subject to the limitations in Section 7.4(b), may acquire, sponsor, or operate facilities and projects to encourage soil conservation, prevent and control erosion, and promote land reclamation and sound land and forest management.

**Section 7.3—Fish and Wildlife.** The commission, subject to the limitation in Section 7.4 (b), may acquire, sponsor, or operate projects and facilities for the maintenance and improvement of fish and wildlife habitat related to the water resources of the basin.

**Section 7.4—Cooperative Planning and Operation.**

(a) The commission shall cooperate with the appropriate agencies of the signatory parties and with other public and private agencies in the planning and effectuation of a coordinated program of facilities and projects authorized by this article.

(b) The commission shall not acquire or operate any such project or facility unless it has first found and determined that no other suitable unit or agency of government is in a position to acquire or operate the same upon reasonable conditions, or such unit or agency fails to do so.

**ARTICLE 8****RECREATION**

**Section 8.1—Development.** The commission may provide for the development of water related public sports and recreational facilities. The commission on its own account or in cooperation with a signatory party, political subdivision or any agency thereof, may provide for the construction, maintenance, and administration of such facilities, subject to the provisions of Section 8.2 hereof.

**Section 8.2—Cooperative Planning and Operation.**

(a) The commission shall cooperate with the appropriate agencies of the signatory parties and with other public and private agencies in the planning and effectuation of a coordinated program of facilities and projects authorized by this article.

(b) The commission shall not operate any such project or facility unless it has first found and determined that no other suitable unit or agency of government is available to operate the same upon reasonable conditions.

**Section 8.3—Operation and Maintenance.** The commission, within limits prescribed by this article, shall:

1. Encourage activities of other public agencies having water related recreational interests and assist in the coordination thereof;

2. Recommend standards for the development and administration of water related recreational facilities;

3. Provide for the administration, operation, and maintenance of recreation facilities owned or controlled by the commission and for the letting and supervision of private concessions in accordance with this article.

**Section 8.4—Concessions.** The Commission, after public hearing upon due notice given, shall provide by regulation a procedure for the award of contracts for private concessions in connection with its recreational facilities, including any renewal or extension thereof, under terms and conditions determined by the commission.

**ARTICLE 9****OTHER PUBLIC VALUES**

**Section 9.1—Inherent Values.** The signatory parties agree that it is a purpose of this compact in effectuating the conservation and management of water resources to preserve and promote the economic and other values inherent in this historic and the scenic and other natural amenities of the Susquehanna River Basin for the enjoyment and enrichment of future generations, for the promotion and protection of tourist attractions in the basin, and for the maintenance of the economic health of allied enterprises and occupations so as to effect orderly, balanced, and considered development in the basin.

**Section 9.2—Project Compatibility.** To this end, the signatory parties agree that in the consideration, authorization, construction, maintenance, and operation of all water resources projects in the Susquehanna basin, their agencies and subdivisions, and the Susquehanna River Basin Commission will consider the compatibility of such projects with these other public values.

**Section 9.3—Regulation Standards.** The commission may recommend to governmental units with jurisdiction within areas considered for scenic or historic designation minimum standards of regulation of land and water use and such other protective measures as the commission may deem desirable.

**Section 9.4—Local Area Protection.** The commission may draft and recommend for adoption ordinances and regulations which would assist, promote, develop, and protect those areas and the character of their communities. Local governments may consider parts of their area which have been designated scenic or historic areas under the provisions of this article separately from the municipality as a whole, and pursuant to the laws of the state governing the adoption of those regulations. Generally may enact regulations limited to the designated area. In making recommendations to a local government which is partly in and partly out of such a scenic or historic area the commission may make recommendations for the entire municipality.

## **ARTICLE 10**

### **HYDROELECTRIC POWER**

**Section 10.1—Development.** The waters of the Susquehanna River and its tributaries may be impounded and used by or under authority of the Commission for the generation of hydroelectric power and hydroelectric energy in accordance with the comprehensive plan.

**Section 10.2—Power Generation.** The commission may develop and operate, or authorize to be developed and operated, dams and related facilities and appurtenances for the purpose of generating hydroelectric power and hydroelectric energy.

**Section 10.3—Transmission.** The commission may provide facilities for the transmission of hydroelectric power and hydroelectric energy produced by it where such facilities are not otherwise available upon reasonable terms, for the purpose of wholesale marketing of power and nothing herein shall be construed to authorize the commission to engage in the business of direct sale to consumers.

**Section 10.4—Development Contracts.** The commission, after public hearings upon due notice given, may enter into contracts on reasonable terms, consideration, and duration under which public utilities or public agencies may develop hydroelectric power and hydroelectric energy through the use of dams, related facilities, and appurtenances.

**Section 10.5—Rates and Charges.** Rates and charges fixed by the commission for power which is produced by its facilities shall be reasonable, nondiscriminatory, and just.

**ARTICLE 11****REGULATION of WITHDRAWAL and DIVERSIONS; PROTECTED  
AREAS and EMERGENCIES**

**Section 11.1—Power of Regulation.** The commission may regulate and control withdrawals and diversions from surface waters and ground waters of the basin, as provided by this article. The commission may enter into agreements with the signatory parties relating to the exercise of such power or regulation or control and may delegate to any of them such powers of the commission as it may deem necessary or desirable.

**Section 11.2—Determination of Protected Area.** The commission from time to time after public hearing upon due notice given, may determine and delineate such areas within the basin wherein the demands upon supply made by water users have developed or threaten to develop to such a degree as to create a water shortage or impair or conflict with the requirements or effectuation of the comprehensive plan, and any such area may be designated as a protected area, with the consent of the member or members from the affected state or states. The commission, whenever it determines that such shortage no longer exists, shall terminate the protected status of such area and shall give public notice of such termination.

**Section 11.3—Diversion and Withdrawal Permits.** In any protected areas so determined and delineated, no person shall divert or withdraw water for domestic, municipal, agricultural, or industrial uses in excess of such quantities as the commission may prescribe by general regulations, except ((1) pursuant to a permit granted under this article, or ((2) pursuant to a permit or approval heretofore granted under the laws of any of the signatory states.

**Section 11.4—Emergency.**

(a) In the event of a drought which may cause an actual and immediate shortage of available water supply within the basin, or within any part hereof, the commission after public hearing, upon due notice given, may determine and delineate the area of the shortage and by unanimous vote declare a drought emergency therein.

For the duration of the drought emergency as determined by the commission, it thereupon may direct increases or decreases in any allocations, diversions, or releases previously granted or required, for a limited time to meet the emergency condition.

(b) In the event of a disaster or catastrophe other than drought, natural or manmade, which causes or may cause an actual and immediate shortage of available and usable water, the commission by unanimous consent may impose direct controls on the use of water and shall take such action as is necessary to coordinate the effort of federal, state, and local agencies and other persons and entities affected.

**Section 11.5—Standards.** Permits shall be granted, modified, or denied, as the case may be, to avoid such depletion of the natural stream flows and ground waters in the protected area or in an emergency area as will adversely affect the comprehensive plan or the just and equitable



interests and rights of their lawful users of the same source, giving due regard to the need to balance and reconcile alternatives and conflicting uses in the event of an actual or threatened shortage of water of the quality required.

**Section 11.6—Judicial Review.** The determinations and delineations of the commission pursuant to Section 1 1.2 and the granting, modification or denial of permits pursuant to Section 11.3, 1 1.4, and 1 1.5 shall be subject to judicial review in any court of competent jurisdiction.

**Section 11.7—Maintenance of Records.** Each signatory party shall provide for the maintenance and preservation of such records of authorized diversions and withdrawals and the annual volume thereof as the commission shall prescribe. Such records and supplementary reports shall be furnished to the commission at its request.

**Section 11.8—Existing State Systems.** Whenever the commission finds it necessary or desirable to exercise the powers conferred with respect to emergencies by this article, any diversion or withdrawal permits authorized or issued under the laws of any of the signatory states shall be superseded to the extent of any conflict with the control and regulation exercised by the commission.

## **ARTICLE 12**

### **INTERGOVERNMENTAL RELATIONS**

**Section 12.1—Federal Agencies and Projects.** For the purposes of avoiding conflicts of jurisdiction and of giving full effect to the commission as a regional agency of the signatory parties, the following rules shall govern Federal projects affecting the water resources of the basin, subject in each case to the provision of Section 1.4 of this compact:

1. The planning of all projects related to powers delegated to the commission by this compact shall be undertaken in consultation with the commission.

2. No expenditure or commitment shall be made for or on account of the construction, acquisition, or operation of any project or facility nor shall it be deemed authorized, unless it shall have first been included by the commission in the comprehensive plan.

3. Each Federal agency otherwise authorized by law to plan, design, construct, operate or maintain any project or facility in or for the basin shall continue to have, exercise, and discharge such authority except as specifically provided by this section.

**Section 12.2—State and Local Agencies and Projects.** For the purposes of avoiding conflicts of jurisdiction and of giving full effect to the commission as a regional agency of the signatory parties, the following rules shall govern projects of the signatory states, their political subdivisions and public corporations affecting water resources of the basin:

1. The planning of all projects related to powers delegated to the commission by this compact shall be undertaken in consultation with the commission;

2. No expenditure or commitment shall be made for or on account of the construction, acquisition, or operation of any project or facility unless it first has been included by the commission in the comprehensive plan;

3. Each state and local agency otherwise authorized by law to plan, design, construct, operate, or maintain any project or facility in or for the basin shall continue to have, exercise and discharge such authority, except as specifically provided by this section.

**Section 12.3—Reserved Taxing Powers of States.** Each of the signatory parties reserves the right to levy, assess, and collect fees, charges, and taxes on or measured by the withdrawal or diversion of waters of the basin for use within the jurisdiction of the respective signatory parties.

**Section 12.4—Project Costs and Evaluation Standards.** The commission shall establish uniform standards and procedures for the evaluation, determination of benefits, and cost allocations of projects affecting the basin, and for the determination of project priorities, pursuant to the requirements of the comprehensive plan and its water resources program. The commission shall develop equitable cost sharing and reimbursement formulas for the signatory parties including:

1. Uniform and consistent procedures for the allocation of project costs among purposes included in multiple-purpose programs;

2. Contracts and arrangements for sharing financial responsibility among and with signatory parties, public bodies, groups, and private enterprise, and for the supervision of their performance;

3. Establishment and supervision of a system of accounts for reimbursement purposes and directing the payments and charges to be made from such accounts;

4. Determining the basis and apportioning amounts (i) of reimbursable revenues to be paid signatory parties or their political subdivisions, and (ii) of payments in lieu of taxes to any of them.

**Section 12.5—Cooperative Services.** The commission shall furnish technical services, advice, and consultation to authorized agencies of the signatory parties with respect to the water resources of the basin, and each of the signatory parties pledges itself to provide technical and administrative service to the commission upon request, within the limits of available appropriations, and to cooperate generally with the commission for the purposes of this compact, and the cost of such service may be reimbursable whenever the parties deem appropriate.

**ARTICLE 13**  
CAPITAL FINANCING

**Section 13.1—Borrowing Power.** The commission may borrow money for any of the purposes of this compact and may issue its negotiable bonds and other evidences of indebtedness in respect thereto.

All such bonds and evidences of indebtedness shall be payable solely out of the properties and revenues of the commission without recourse to taxation. The bonds and other obligations of the commission, except as may be otherwise provided in the indenture under which they were issued, shall be direct and general obligations of the commission, and the full faith and credit of the commission are hereby pledged for the prompt payment of the debt service thereon and for the fulfillment of all other undertakings of the commission assumed by it to or for the benefit of the holders thereof.

**Section 13.2—Funds and Expenses.** The purposes of this compact shall include without limitation thereto all costs of any project or facility or any part thereof, including interest during a period of construction and a reasonable time thereafter and any incidental expenses (legal, engineering, fiscal, financial consultant, and other expenses) connected with issuing and disposing of the bonds; all amounts required for the creation of an operating fund, construction fund, reserve fund, sinking fund, or other special fund; all other expenses connected with the planning,, design, acquisition, construction, completion, improvement, or reconstruction of any facility or any part thereof, and reimbursement of advances by the commission or by others for such purposes and for working capital.

**Section 13.3—Credit Excluded; Officers, State and Municipal.** The commission shall have no power to pledge the credit of any signatory party or of any county or municipality, or to impose any obligation for payment of the bonds upon any signatory party or any county or municipality. Neither the commissioners nor any person executing the bonds shall be liable personally on the bonds of the commission or be subject to any personal liability or accountability by reason of the issuance thereof.

**Section 13.4—Funding and Refunding.** Whenever the commission deems it expedient, it may fund and refund its bonds and other obligation, whether or not such bonds and obligations have matured. It may provide for the issuance, sale, or exchange of refunding bonds for the purpose of redeeming or retiring any bonds (including payment of any premium, duplicate interest, or cash adjustment required in connection therewith) issued by the commission or issued by any other issuing body, the proceeds of the sale of which have been applied to any facility acquired by the commission or which are payable out of the revenues of any facility acquired by the commission. Bonds may be issued partly to refund bonds and other obligations when outstanding, and partly for any other purpose of the commission. All provisions of this compact applicable to the issuance of bonds are applicable to refunding bonds and to the issuance, sale, or exchange thereof.

**Section 13.5—Bonds: Authorization Generally.** Bonds and other indebtedness of the commission shall be authorized by resolution of the commission. The validity of the

authorization and issuance of any bonds by the commission shall not be dependent upon or affected in any way by: ((1) the disposition of bond proceeds by the commission or by contract, commitment or action taken with respect to such proceeds; or ((2) the failure to complete any part of the project for which bonds are authorized to be issued. The commission may issue bonds in one or more series and may provide for one or more consolidated bond issues, in such principal amounts and with such terms and provisions as the commission may deem necessary. The bonds may be secured by a pledge of all or any part of the property, revenues, and franchises under its control. Bonds may be issued by the commission in such amount, with such maturities and in such denomination and form or forms, whether coupon or registered, as to both principal and interest, as may be determined by the commission. The commission may provide for redemption of bonds prior to maturity on such notice and at such time or times and with such redemption provisions, including premiums, as the commission may determine.

**Section 13.6—Bonds, Resolutions and Indentures Generally.** The commission may determine and enter into indentures providing for the principal amount, date or dates, maturities, interest rate, denominations, form, registration, transfer, interchange, and other provisions of the bonds and coupons and the terms and conditions upon which the same shall be executed, issued, secured, sold, paid, redeemed, funded, and refunded. The resolution of the commission authorizing any bond or any indenture so authorized under which the bonds are issued may include all such covenants and other provisions other than any restriction on the regulatory powers vested in the commission by this compact as the commission may deem necessary or desirable for the issue, payment, security, protection, or marketing of the bonds, including without limitation covenants and other provisions as to the rates or amounts of fees, rents, and other charges to be charged or made for use of the facilities; the use, pledge, custody, securing, application, and disposition of such revenues, of the proceeds of the bonds, and of any other monies of the commission; the operation, maintenance, repair, and reconstruction of the facilities and the amounts which may be expended therefor; the sale, lease, or other disposition of the facilities; the insurina of the facilities and of the revenues derived therefrom; the construction or other acquisition of other facilities; the issuance of additional bonds or other indebtedness; the rights of the bondholders and of any trustee for the bondholders upon default by the commission or otherwise; and the modification of the provisions of the indenture and of the bonds. Reference on the face of the bonds to such resolution or indenture by its date of adoption or the apparent date of the face thereof is sufficient to incorporate all of the provisions thereof and of this compact into the body of the bonds and their appurtenant coupons. Each taker and subsequent holder of the bonds or coupons, where the coupons are attached to or detached from the bonds, has recourse to all of the provisions of the indenture and of this compact and is bound thereby.

**Section 13.7—Maximum Maturity.** No bond or its terms shall mature in more than fifty, years from its own date, or on any date subsequent to the duration of this compact, and in the event any authorized issue is divided into two or more series or divisions, the maximum maturity date herein authorized shall be calculated from the date on the face of each bond separately, irrespective of the fact that different dates may be prescribed for the bonds of each separate series or division of any authorized issue.

**Section 13.8—Tax Exemption.** All bonds issued by the commission under the provisions of this compact and the interest thereon shall at all times be free and exempt from all taxation by or under authority of any of the signatory parties, except for transfer, inheritance, and estate taxes.

**Section 13.9—Interest.** Bonds shall bear interest at such rate as the commission shall determine, payable annually and semi-annually.

**Section 13.10—Place of Payment.** The commission may provide for the payment of the principal and interest of bonds at any place or places within or without the signatory states, and in any specified lawful coin or currency of the United States of America.

**Section 13.11—Execution.** The commission may provide for the execution and authentication of bonds by the manual, lithographed, or printed facsimile signature of officers of the commission, any by additional authentication by a trustee or fiscal agent appointed by the commission. If any of the officers whose signatures or countersignatures appear upon the bonds or coupons ceases to be an officer before the delivery of the bonds or coupons, his signature or countersignature is nevertheless valid and of the same force and effect as if the officer had remained in office until the delivery of the bonds and coupons.

**Section 13.12—Holding Own Bonds.** The commission shall have power out of any funds available therefor to purchase its bonds and may hold, cancel, or sell such bonds.

**Section 13.13—Sale.** The commission may fix terms and conditions for the sale or other disposition of any authorized issue of bonds and may sell its bonds at less than their par or face value. All bonds issued or sold for cash pursuant to this Compact shall be sold on sealed proposals to the highest bidder. Prior to such sale, the Commission shall advertise for bids by publication of a notice of sale not less than ten days prior to the date of sale, at least once in a newspaper of general circulation printed and published in New York City carrying municipal bonds notices and devoted primarily to financial news. The commission may reject any and all bids submitted and may thereafter sell the bonds so advertised for sale at private sale to any financially responsible bidder under such terms and conditions as it deems most advantageous to the public interest, but the bonds shall not be sold at a net interest cost calculated upon the entire issue so advertised, greater than the lowest bid which was rejected. In the event the Commission desires to issue its bonds in exchange for an existing facility or portion thereof, or in exchange for bonds secured by the revenues of an existing facility, it may exchange such bonds for the existing facility or portion thereof or for the bonds so secured, plus an additional amount of cash, without advertising such bonds for sale.

**Section 13.14—Negotiability.** All bonds issued under the provisions of this compact are negotiable instruments, except when registered in the name of a registered owner.

**Section 13.15—Legal Investments.** Bonds of the commission shall be legal instruments for savings banks, fiduciaries and public funds in each of the signatory states.

**Section 13.16—Validation Proceedings.** Prior to the issuance of any bonds, the commission may institute a special proceeding to determine the legality of proceedings to issue the bonds and their validity under the laws of any of the signatory parties. Such proceedings shall be instituted and prosecuted in rem, and the judgment rendered therein shall be conclusive against all persons whomsoever and against each of the signatory parties.

**Section 13.17—Recording.** No indenture need be recorded or filed in any public office, other than the office of the commission. The pledge of revenues provided in any indenture shall take effect forthwith as provided therein and irrespective of the date of receipts of such revenues by the commission or the indenture trustee. Such pledge shall be effective as provided in the indenture without physical delivery of the revenues to the commission or the indenture trustee.

**Section 13.18—Pledged Revenues.** Bond redemption and interest payments, to the extent provided in the resolution or indenture, shall constitute a first, direct and exclusive charge and lien on all such rates, rents, tolls, fees and charges and other revenues and interest thereon received from the use and operation of the facility, and on any sinking, or other funds created therefrom. All such rates, rents, tolls, fees, charges and other revenues, together with interest thereon, shall constitute a trust fund for the security and payment of such bonds, and except as and to the extent provided in the indenture with respect to the payment therefrom of expenses for other purposes including administration, operation, maintenance, improvements, or extensions of the facilities or other purposes shall not be used or pledged for any other purpose so long as such bonds, or any of them are outstanding, and unpaid.

**Section 13.19—Remedies.** The holder of any bond may for the equal benefit and protection of all holders of bonds similarly situated; ((1) by mandamus or other appropriate proceedings require and compel the performance of any of the duties imposed upon the commission or assumed by it, its officers, agents, or employees under the provisions of any indenture, in connection with the acquisition, construction, operation, maintenance, repair, reconstruction, or insurance of the facilities, or in connection with the collection, deposit, investment, application, and disbursement of the rates, rents, tolls, fees, charges, and other revenues derived from the operation and use of the facilities, or in connection with the deposit, investment and disbursement of the proceeds received from the sale of bonds; or ((2) by action or suit in a court of competent jurisdiction of any signatory party require the commission to account as if it were the trustee of an express trust, or enjoin any acts or things which may be unlawful or in violation of the rights of the holders of the bonds. The enumeration of such rights and remedies, however, does not exclude the exercise or prosecution of any other rights or remedies available to the holder of bonds.

**Section 13.20—Capital Financing by Signatory Parties; Guarantees.**

(a) The signatory parties shall provide such capital funds required for projects of the commission as may be authorized by their respective statutes in accordance with a cost sharing plan prepared pursuant to Article 12 of this compact; but nothing in this section shall be deemed to impose any mandatory obligation on any of the signatory parties other than such obligation as may be assumed by a signatory party in connection with a specific project or facility.

(b) Bonds of the commission, notwithstanding any other provision of this compact, may be executed and delivered to any duly authorized agency of any of the signatory parties without public offering and may be sold and resold with or without the guaranty of such signatory party, subject to and in accordance with the constitutions of the respective signatory parties.

(c) The commission may receive and accept, and the signatory parties may make loans, grants, appropriations, advances, and payments of reimbursable or nonreimbursable funds or property in any form for the capital or operating purposes of the commission.

## **ARTICLE 14**

### **PLAN, PROGRAM and BUDGETS**

**Section 14.1—Comprehensive Plan.** The commission shall develop and adopt, and may from time to time review and revise, a comprehensive plan for the immediate and long range development and use of the water resources of the basin. The plan shall include all public and private projects and facilities which are required, in the judgment of the commission, for optimum planning, development, conservation, utilization, management, and control of the water resources of the basin to meet present and future needs. The commission may adopt a comprehensive plan or any revision thereof in such part or parts as it may deem appropriate, provided that before the adoption of the plan or any part or revision thereof the commission shall consult with water users and interested public bodies and public utilities and shall consider and give due regard to the findings and recommendations of the various agencies of the signatory parties, their political subdivisions, and interested groups. The commission shall conduct public hearings upon due notice given, with respect to the comprehensive plan prior to the adoption of the plan or any part of the revision thereof, except that public and private projects and facilities which, in the judgment of the commission, are not required for the optimum planning, development, conservation, utilization, management, and control of the water resources of the basin and which, in the judgment of the commission, will not significantly affect the water resources of the basin, may be added directly to the comprehensive plan at any time at the discretion of the commission without public hearing thereon. The comprehensive plan shall take into consideration the effect of the plan or any part thereof upon the receiving waters of the Chesapeake Bay.

**Section 14.2—Water Resources Program.** The commission shall annually adopt a water resources program, based upon the comprehensive plan, consisting of the projects and facilities which the commission proposes to be undertaken by the commission and by other authorized governmental and private agencies, organizations, and persons during the ensuing six years or such other reasonably foreseeable period as the commission may determine. The water resources program shall include a systematic presentation of:

1. The quantity and quality of water resources needs for such period.
2. The existing and proposed projects and facilities required to satisfy such needs, including all public and private projects to be anticipated; and



3. A separate statement of the projects proposed to be undertaken by the commission during such period.

**Section 14.3—Annual Current Expense and Capital Budgets.**

(a) The commission shall annually adopt a capital budget including all capital projects it proposes to undertake or continue during the budget period containing a statement of the estimated cost of each project and the method of financing thereof.

(b) The commission shall annually adopt a current expense budget for each fiscal year. Such budget shall include the commission's estimated expenses for administration, operation, maintenance, and repairs, including a separate statement thereof for each project, together with its cost allocation. The total of such expenses shall be balanced by the commission's estimated revenues from all sources, including the cost allocations undertaken by any of the signatory parties in connection with any project. Following the adoption of the annual current expense budget by the commission, the executive director of the commission shall:

1. Certify to the respective signatory parties the amounts due in accordance with existing cost sharing established for each project; and

2. Transmit certified copies of such budget to the principal budget officer of the respective signatory parties at such time and in such manner as may be required under their respective budgetary procedures. The amount required to balance the current expense budget in addition to the aggregate amount of item I above and all other revenues available to the commission shall be apportioned equitably among the signatory parties by unanimous vote of the commission, and the amount of such apportionment to each signatory party shall be certified together with the bud et.

(c) The respective signatory parties covenant and agree to include the amounts so apportioned for the support of the current expense budget in their respective budgets next to be adopted, subject to such review and approval as may be required by their respective budgetary processes. Such amounts shall be due and payable to the commission in quarterly installments during its fiscal year, provided that the commission may draw upon its working capital to finance its current expense budget pending remittance by the signatory parties.

**ARTICLE 15**  
GENERAL PROVISIONS

**Section 15.1—Auxiliary Powers of Commission; Functions of Commissioners.**

(a) The commission, for the purposes of this compact, may:

1. Adopt and use a corporate seal, enter into contracts, and sue and be sued in any court of competent jurisdiction;
2. Receive and accept such payments, appropriations, grant, gifts, loans, advances, and other funds, properties, and services as may be transferred or made available to it by any signatory party or by any other public or private corporation or individual, and enter into agreements to make reimbursement for all or part thereof,
3. Provide for, acquire, and adopt detailed engineering, administrative, financial, and operating plans and specifications to effectuate, maintain, or develop any facility or project;
4. Control and regulate the use of facilities owned or operated by the commission;
5. Acquire, own, operate, maintain, control, sell and convey real and personal property and any interest therein by contract, purchase, lease, license, mortgage, or otherwise as it may deem necessary for any project or facility, including any and all appurtenances thereto necessary, useful, or convenient for such ownership. operation, control, maintenance, or conveyance;
6. Have and exercise all corporate powers essential to the declared objects and purposes of the commission.

(b) The commissioners, subject to the provisions of this compact, shall:

1. Serve as the governing body of the commission, and exercise and discharge its powers and duties, except as otherwise provided by or pursuant to this compact;
2. Determine the character of and the necessity for its obligations and expenditures and the manner in which they shall be incurred, allowed, and paid subject to any provisions of law specifically applicable to agencies or instrumentalities created by this compact;
3. Provide for the internal organization and administration of the commission;
4. Appoint the principal officers of the commission and delegate to and allocate among them administrative functions, powers and duties;
5. Create and abolish offices, employments and positions as it deems necessary for the purpose of the commission, and subject to the provisions of this article, fix and provide for the qualification, appointments, removal, term, tenure, compensation, pension, and retirement rights of its officers and employee;

6. Let and execute contracts to carry out the powers of the commission.

**Section 15.2—Regulations; Enforcement.** The commission may:

1. Make and enforce rules and regulations for the effectuation, application, and enforcement of this compact, and it may adopt and enforce practices and schedules for or in connection with the use, maintenance, and administration of projects and facilities it may own or operate and any product or service rendered thereby; provided that any rule or regulation, other than one which deals solely with the internal management of the commission, shall not be effective unless and until filed in accordance with the law of the respective signatory parties applicable to administrative rules and regulations generally; and

2. Designate any officer, agent, or employee of the commission to be an investigator or watchman and such person shall be vested with the powers of a peace officer of the state in which he is duly assigned to perform his duties.

**Section 15.3—Tax Exemptions.** The commission, its property, functions, and activities shall be exempt from taxation by or under the authority of any of the signatory parties or any political subdivision thereof, provided that in lieu of property taxes the commission, as to its specific projects, shall make payments to local taxing districts in annual amounts which shall equal the taxes lawfully assessed upon property for the tax year next prior to its acquisition by the commission for a period of ten years. The nature and amount of such payments shall be reviewed by the commission at the end of ten years, and from time to time thereafter, upon reasonable notice and opportunity to be heard to the affected taxing district, and the payments may be thereupon terminated or continued in such reasonable amount as may be necessary or desirable to take into account hardships incurred and benefits received by the taxing jurisdiction which are attributed to the project.

**Section 15.4—Meetings; Public Hearings; Records, Minutes.**

- (a) All meetings of the commission shall be open to the public.

- (b) The commission shall conduct at least one public hearing in each state prior to the adoption of the initial comprehensive plan. In all other cases wherein this compact requires a public hearing, such hearing shall be held upon not less than twenty days' public notice given by posting at the offices of the commission, and published at least once in a newspaper or newspapers of general circulation in the area or areas affected. The commission shall also provide forthwith for distribution of such notice to the press and by mailing of a copy thereof to any person who shall request such notices.

- (c) The minutes of the commission shall be a public record open to inspection at its offices during regular business hours.

**Section 15.5—Officers Generally.**

(a) The officers of the commission shall consist of an executive director and such additional officers, deputies, and assistants as the commission may determine. The executive director shall be appointed and may be removed by the affirmative vote of a majority of the full membership of the commission. All other officers and employees shall be appointed or dismissed by the executive director under such rules of procedure as the commission may establish.

(b) In the appointment and promotion of officers and employees for the commission, no political, racial, religious, or residence test or qualification shall be permitted or given consideration, but all such appointments and promotions shall be solely on the basis of merit and fitness. Any officer or employee of the commission who is found by the commission to be guilty of a violation of this section shall be immediately dismissed.

**Section 15.6—Oath of Office.** An oath of office in such form as the commission shall prescribe shall be taken, subscribed, and filed with the commission by the executive director and by each officer appointed by him not later than fifteen days after the appointment.

**Section 15.7—Bond.** Each officer shall give such bond and in such form and amount as the commission may require, for which the commission shall pay the premium.

**Section 15.8—Prohibited Activities.**

(a) No commissioner, officer or employee shall:

1. Be financially interested, either directly or indirectly, in any contract, sale, purchase, lease, or transfer of real or personal property to which the commission is a party;

2. Solicit or accept money or any other thing of value in addition to the compensation or expense paid him by the commission for services performed within the scope of his official duties;

3. Offer money or any thing of value for or in consideration of obtaining an appointment, promotion, or privilege in his employment with the commission.

(b) Any officer or employee who willfully violates any of the provisions of this section shall forfeit his office or employment.

(c) Any contract or agreement knowingly made in contravention of this section is void.

(d) Officers and employee of the commission shall be subject, in addition to the provisions of this section, to such criminal and civil sanctions for misconduct in office as may be imposed by Federal law and the law of the signatory state in which such misconduct occurs.

**Section 15.9—Purchasing.** Contracts for the construction, reconstruction or improvement of any facility when the expenditure required exceeds ten thousand dollars, and contracts for the purchase of services, supplies, equipment, and materials when the expenditure required exceeds five thousand dollars shall be advertised and let upon sealed bids to the lowest reasonable bidder. Notice requesting such bids shall be published in a manner reasonably likely to attract prospective bidders, which publication shall be made at least thirty days before bids are received and in at least two newspapers of general circulation in the basin. The commission may reject any and all bids and readvertise in its discretion. If after rejecting bids the commission determines and resolves that in its opinion the supplies, equipment, and materials may be purchased at a lower price in the open market, the commission may give each responsible bidder an opportunity to negotiate a price and may proceed to purchase the supplies, equipment, and materials in the open market at a negotiated price which is lower than the lowest rejected bid of a responsible bidder, without further observance of the provisions requiring bids or notice. The commission shall adopt rules and regulations to provide for purchasing from the lowest responsible bidder when sealed bids, notice, and publication are not required by this section. The commission may suspend and waive the provisions of this section requiring competitive bids whenever:

1. The purchase is to be made from or the contract to be made with the Federal or any state government or any agency or political subdivision thereof or pursuant to any open and bulk purchase contract of any of them;
2. The public exigency requires the immediate delivery of the articles or performance of the service,
3. Only one source of supply is available;
4. The equipment to be purchased is of a technical nature and the procurement thereof without advertising is necessary in order to assure standardization of equipment and interchangeability of parts in the public interest; or
5. Services are to be provided of a specialized or professional nature.

**Section 15.10—Insurance.** The commission may self-insure or purchase insurance and pay the premiums therefor against loss or damage to any of its properties; against liability for injury to persons or property; and against loss of revenue from any cause whatsoever. Such insurance coverage shall be in such form and amount as the commission may determine, subject to the requirements of any agreement arising out of the issuance of bonds by the commission.

**Section 15.11—Annual Independent Audit.**

(a) As soon as practical after the closing of the fiscal year an audit shall be made of the financial accounts of the commission. The audit shall be made by qualified certified public accountants selected by the commission, who have no personal interest direct or indirect in the financial affairs of the commission or any of its officers or employees. The report of audit shall be prepared in accordance with accepted accounting practices and shall be filed with the

chairman and such other officers as the commission shall direct. Copies of the report shall be distributed to each commissioner and shall be made available for public distribution.

(b) Each signatory party by its duly authorized officers shall be entitled to examine and audit at any time all of the books, documents, records, files and accounts, and all other papers, things, or property of the commission. The representatives of the signatory parties shall have access to all books, documents, records, accounts, reports, files, and all other papers, things, or property belonging to or in use by the commission and necessary to facilitate audit and they shall be afforded full facilities for verifying transactions with the balances or securities held by depositories, fiscal agents, and custodians.

(c) The financial transactions of the commission shall be subject to audit by the General Accounting Office in accordance with the principles and procedures applicable to commercial corporate transactions and under such rules and regulations as may be prescribed by the Comptroller General of the United States. The audit shall be conducted at the place or places wherein the accounts of the commission are kept.

(d) Any officer or employee who shall refuse to give all required assistance and information to the accounts selected by the commission or to the authorized officers of any signatory party or who shall refuse to submit to them for examination such books, documents, records, files, accounts, papers, things, or property as may be requested shall forfeit his office.

**Section 15.12—Reports.** The commission shall make and publish an annual report to the legislative bodies of the signatory parties and to the public reporting on its programs, operations, and finances. It may also prepare, publish, and distribute such other public reports and informational materials as it may deem necessary or desirable.

**Section 15.13—Grants, Loans, or Payments by States or Political Subdivisions.**

(a) Any or all of the signatory parties or any political subdivision thereof may:

1. Appropriate to the commission such funds as may be necessary to pay preliminary expenses such as the expenses incurred in the making of borings, and other studies of subsurface conditions, in the preparation of contracts for the sale of water and in the preparation of detailed plans and estimates required for the financing of a project;

2. Advance to the commission, either as grants or loans, such funds as may be necessary or convenient to finance the operation and management of or construction by the commission of any facility or project;

3. Make payments to the commission for benefits received or to be received from the operation of any of the projects or facilities of the commission.

(b) Any funds which may be loaned to the commission either by a signatory party or a political subdivision thereof shall be repaid by the commission through the issuance of bonds or out of other income of the commission, such repayment to be made within such period and upon

such terms as may be agreed upon between the commission and the signatory party or political subdivision making the loan.

**Section 15.14—Condemnation Proceedings.**

(a) The commission shall have the power to acquire by condemnation the fee or any lesser interest in lands, lands lying under water, development rights in land, riparian rights, water rights, water and other real or personal property within the basin for any project or facility authorized pursuant to this compact. This grant of power of eminent domain includes but is not limited to the power to condemn for the purposes of this compact any property already devoted to a public use, by whomsoever owned or held other than property of a signatory party. Any condemnation of any property or franchises owned or used by a municipal or privately owned public utility, unless the affected public utility facility is to be relocated or replaced, shall be subject to the authority of such state board, commission, or other body as may have regulatory jurisdiction over such public utility.

(b) The power of condemnation referred to in subsection (a) shall be exercised in accordance with the provisions of the state condemnation law in force in the signatory state in which the property is located. If there is no applicable state condemnation law, the power of condemnation shall be exercised in accordance with the provisions of Federal condemnation law.

(c) Any award or compensation for the taking of property pursuant to this article shall be paid by the commission and none of the signatory parties nor any other agency, instrumentality or political subdivision thereof shall be liable for such award or compensation.

**Section 15.15—Conveyance of Lands and Relocation of Public Facilities.**

(a) The respective officers, agencies, departments, commissions, or bodies having jurisdiction and control over real and personal property owned by the signatory parties are authorized and empowered to transfer and convey in accordance with the laws of the respective parties, to the commission any such property as may be necessary or convenient to the effectuation of the authorized purposes of the commission.

(b) Each political subdivision of each of the signatory parties, notwithstanding any contrary provisions of law, is authorized and empowered to grant and convey to the commission, upon the commission's request, any real property or any interest therein owned by such political subdivision including lands lying under water and lands already devoted to public use which may be necessary or convenient to the effectuation of the authorized purposes of the commission.

(c) Any highway, public utility, or other public facility which will be dislocated by reason of a project deemed necessary by the commission to effectuate the authorized purposes of this compact shall be relocated and the cost thereof shall be paid in accordance with the law of the state in which the facility is located; provided that the cost of such relocation payable by the commission shall not in any event exceed the expenditure required to serve the public convenience and necessity.



**Section 15.16—Rights of Way.** Permission is hereby granted to the commission to locate, construct, and maintain any aqueducts, lines, pipes, conduits, and auxiliary facilities authorized to be acquired, constructed, owned, operated, or maintained by the commission in, over, under, or across any streets and highways now or hereafter owned, opened, or dedicated to or for public use, subject to such reasonable conditions as the highway department of the signatory party may require.

**Section 15.17—Penalty.** Any person, association, or corporation who violates or attempts or conspires to violate any provisions of this compact or any rule, regulation, or order of the commission duly made, promulgated, or issued pursuant to the compact in addition to any other remedy, penalty, or consequence provided by law shall be punishable as may be provided by statute of any of the signatory parties within which the violation is committed; provided that in the absence of such provision any such person, association or corporation shall be liable to a penalty of not less than \$50 nor more than \$1,000 for each such violation to be fixed by the court which the commission may recover in its own name in any court of competent Jurisdiction and in a summary proceeding where available under the practice and procedure of such court. For the purposes of this section in the event of a continuing offense each day of such violation, attempt, or conspiracy shall constitute a separate offense.

**Section 15.18—Tort Liability.** The commission shall be responsible for claims arising out of the negligent acts or omissions of its officers, agents, and employees only to the extent and subject to the procedures prescribed by law generally with respect to officers, agents, and employees of the government of the United States.

**Section 15.19—Effect on Riparian Rights.** Nothing contained in this compact shall be construed as affecting or intending to affect or in any way to interfere with the law of the respective signatory parties relating to riparian rights.

**Section 15.20—Amendments and Supplements.** Amendments and supplements to this compact to implement the purposes thereof may be adopted by legislative action of any of the signatory parties concurred in by all of the others.

**Section 15.21—Construction and Severability.** The provisions of this compact and of agreements thereunder shall be severable and if any phrase, clause, sentence, or provision of the Susquehanna River Basin Compact or such agreement is declared to be unconstitutional or the applicability thereof to any signatory party, agency, or person is held invalid, the constitutionality of the remainder of such compact or such agreement and the applicability thereof to any other signatory party, agency, person, or circumstance shall not be affected thereby. It is the legislative intent that the provisions of such compact be reasonably and liberally construed.

**Section 15.22—Effective Date; Execution.** This compact shall become binding and effective thirty days after the enactment of concurring legislation by the Federal government, the states of Maryland and New York, and the Commonwealth of Pennsylvania. The compact shall be signed and sealed in five identical original copies by the respective chief executives of the signatory parties. One such copy shall be filed with the Secretary of State of each of the signatory parties or in accordance with the laws of the state in which the filing is made, and one copy shall be filed and retained in the archives of the commission upon its organization.

IN WITNESS WHEREOF, and in evidence of the adoption and enactment into law of this compact by the Congress and legislatures, respectively, of the signatory parties, the President of the United States and the respective Governors do hereby, in accordance with authority conferred by law, sign this compact in five duplicate original copies, as attested by the respective secretaries of state, and have caused the seals of the United States and of the respective states to be hereunto affixed this 24th day of December, 1970.

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PRESIDENT OF THE UNITED STATES

ATTEST

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SECRETARY OF STATE

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GOVERNOR OF  
THE STATE OF MARYLAND

ATTEST

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SECRETARY OF STATE

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GOVERNOR OF  
THE STATE OF NEW YORK

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SECRETARY OF STATE

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GOVERNOR OF THE  
COMMONWEALTH OF  
PENNSYLVANIA

ATTEST

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SECRETARY OF THE  
COMMONWEALTH

## **PART II RESERVATIONS AND EFFECTUATION**

UNITED STATES: *(From Public Law 91-575, 84 Stat. 1509 et seq.)*

**Section 2 Reservations.** In the exercise of the powers reserved to the Congress, pursuant to section 1.4 of the compact, the consent to and participation in the compact by the United States is subject to the following conditions and reservations:

(a) Notwithstanding any provision of the Susquehanna River Basin Compact the Susquehanna River Basin Commission shall not undertake any project (as defined in such compact), other than a project for which state supplied funds only will be used, beyond the planning stage until—

(1) Such commission has submitted to the Congress such complete plans and estimates for such project as may be necessary to make an engineering evaluation of such project, including—

(a) Where the project will serve more than one purpose, an allocation of costs among the purposes served and an estimate of the ratio of benefits to costs for each such purpose.

(b) An appointment of costs among the beneficiaries of the project, including the portion of the costs to be borne by the Federal government and by State and local governments, and

(c) A proposal for financing the project, including the terms of any proposed bonds or other evidences of indebtedness to be use for such purpose. and

(2) Such project has been authorized by Act of Congress: **PROVIDED**, that when a project has been authorized by Congress, such additional or changed uses of storage therein as the commission may desire shall require project reauthorization, with reallocation of project costs to all project purposes served.

(b) No provision of section 3.9 of the compact shall be deemed to authorize the commission to impose any charge for water withdrawals or diversions from the basin if such withdrawals or diversions could lawfully have been made without charge on the effective date of the compact or to impose any charges with respect to commercial navigation within the basin, jurisdiction over which is reserved to the Federal government: **PROVIDED**, that this paragraph shall be applicable to the extent not inconsistent with section 1.4 of this compact.

(c) Nothing contained in the compact shall be deemed to restrict the Executive powers of the President in the event of a national emergency.

(d) Nothing contained in the compact shall be construed as impairing or in any manner affecting the applicability to all Federal funds budgeted and appropriated for use by the

commission of such authority over budgetary and appropriation matters as the President and Congress may have with respect to agencies in the executive branch of the Federal government.

(e) Except to the same extent that state bonds are or may continue to be free or exempt from Federal taxation under the Internal Revenue laws of the United States, nothing contained in the compact shall be construed as freeing or exempting from Internal Revenue taxation in any manner whatsoever any bonds issued by the commission, their transfer, or the income therefrom (including any profits made on the sale thereof).

(f) Nothing contained in the compact shall be construed to obligate the United States legally or morally to pay the principal or interest on any bonds issued by the Susquehanna River Basin Commission.

(g) All laborers and mechanics employed by contractors or subcontractors in the construction, alteration or repair, including painting and decorating of projects, buildings and works which are undertaken by the commission or are financially assisted by it, shall be paid wages at rates not less than those prevailing on similar construction in the locality so determined by the Secretary of Labor in accordance with the Davis-Bacon Act, as amended (40 U.S.C. 276a-276a-(5), and every such employee shall receive compensation at a rate not less than one and one half times his basic rate of pay for all hours worked in any workweek in excess of eight hours in any workday or forty hours in any workweek as the case may be. A provision stating the minimum wages thus determined and the requirement that overtime be paid as above provided shall be set out in each project advertisement for bids and in each bid proposal form and shall be made a part of the contract covering the project. The Secretary of Labor shall have, with respect to the administration and enforcement of labor standards specified in this provision, the supervisory, investigatory and other authority and functions set forth in Reorganization Plan Numbered 14 of 1950 (15 F. R. 3176, 64 Stat. 126(7), and section 2 of the Act of June 13, 1934, as amended (48 Stat. 948, as amended. 50 U.S.C. 276(c)).

(h) The commission shall insure that there is no discrimination on the ground of race, color, religion, sex, or national origin in ((1) the programs and activities of the commission, ((2) the employment practices of the commission, and ((3) the employment practices of parties entering into contracts with the commission, including construction contracts and contracts for private concessions in connection with recreational facilities.

(i) Contracts for the manufacture or furnishing of materials, supplies, articles and equipment with the commission which are in excess of \$10,000 shall be subject to the provisions of the Walsh-Healy Public Contracts Act (41 U.S.C. 35 et seq.).

(j) Nothing contained in this Act or in the compact shall be construed as superseding or limiting the functions, under any other law, of the Secretary of the Interior or of any other officer or agency of the United States, relating to water pollution: **PROVIDED**, that the exercise of such functions shall not limit the authority of the commission to control, prevent or abate water pollution.

(k) The provisions of section 8.4 of article 8 of the compact shall not be construed to apply to facilities pursuant to any other Federal law.

(1) For the purposes of the Federal Tort Claims Act, of June 25, 1948 (62 Stat. 98(2), as amended (28 U.S.C. ch. 171 and sections 1346 (b) and 2401 (b) and the Tucker Act of March 3, 1887 (24 Stat. 50(5), as amended (28 U.S.C. 1346(a)((2), 1402, 1491, 1496, 1501, 1503, 2411, 2412, 250(1), and the Administrative Procedure Act of June 11, 1946 (60 Stat. 23(7), as amended (5 U.S.C. 551-558, 701-70(6), and the Federal Power Act of June 10, 1920 (41 Stat. 106(3), as amended (16 U.S.C. 791-82(3), the commission shall not be considered a Federal agency.

(m) The officers and employees of the commission (other than the United States member, alternate United States member, and advisors, and personnel employed by the United States member under direct Federal appropriation) shall not be deemed to be, for any purpose, officers or employees of the United States or to become entitled at any time by reason of employment by the commission to any compensation or benefit payable or made available by the United States solely and directly to its officers or employees.

(n) Neither the compact nor this Act shall be deemed to enlarge the authority of any Federal agency other than the commission to participate in or to provide funds for projects or activities in the Susquehanna River Basin.

(o) Notwithstanding paragraph 7 of section 3.10 of the compact, the United States district courts shall have original jurisdiction of all cases or controversies arising under the compact and this Act, and any case or controversy so arising initiated in a state court shall be removable to the appropriate United States district court in the manner provided by section 1446 of title 28, United States Code. Nothing contained in the compact or elsewhere in this Act shall be construed as a waiver by the United States of its immunity from suit.

(p) The right to alter, amend, or repeal this Act is hereby expressly reserved. The right is hereby reserved to the Congress or any of its standing committees to require the disclosure and furnishing of such information and data by the Susquehanna River Basin Commission as is deemed appropriate by the Congress or any such committee.

(q) The provisions of sections 2.4 and 2.6 of article 2 of the compact notwithstanding, the member and alternate member appointed by the President and advisor there referred to may be paid compensation by the United States, such compensation to be fixed by the President at the rates which he shall deem to prevail in respect to comparable officers in the executive branch.

(r) 1. Nothing contained in this compact or in this Act shall impair, affect, or extend the constitutional authority of the United States.

2. Nothing contained in this compact or in this Act and no action of the commission shall supersede, impair, affect, compel, or prevent the exercise of any of the powers, rights, functions, or jurisdiction of the United States under other existing or future legislation in or over the area or waters which are the subject of the compact, including projects of the commission: **PROVIDED**, That—

- (i) The commission shall serve as the principal agency for the coordination of Federal, State, interstate, local and nongovernmental plans for water and related land resources in the Susquehanna River Basin.
- (ii) Except as provided in reservation (j), whenever a comprehensive plan, or any part or revision thereof, has been adopted with the concurrence of the member appointed by the President, the exercise of any powers conferred by law on any officer, agency, or instrumentality of the United States with regard to water and related land resources in the Susquehanna River Basin shall not substantially conflict with any such portion of such comprehensive plan and the provisions of section 3.10 and article 12 of the compact shall be applicable to the extent necessary to avoid such substantial conflict: **PROVIDED FURTHER**, That whenever the President shall find and determine that the national interest so requires, he may suspend, modify, or delete any provision of the comprehensive plan to the extent necessary to permit action by the affected agency or officer in accord with the national interest. Such action shall be taken by executive order in which such finding, and determination shall be set forth.
- (iii) To insure consideration by Congress or any committee thereof of the commission's views, proposals for Federal projects which come within one or more of the classes requiring commission review under section 3.10 of the compact shall be submitted to the commission for review and recommendation for a period of ninety days or such longer time as may be required by the commission with the concurring vote of the member appointed by the President; and the recommendations and views of the commission thereon, if any, shall be included in any report submitted by the sponsoring Federal agency to the Congress or to any committee thereof in connection with any request for authorization or appropriations therefore.

3. For the purposes of paragraph 2 (ii) hereof, concurrence by the member appointed by the President shall be presumed unless within sixty days after notice to him of adoption of the comprehensive plan, or any part or revision thereof, he shall file with the commission notice of (i) no objection, or (ii) nonconcurrence. Each concurrence of the member appointed by the President in the adoption of the comprehensive plan or any part or revision thereof may be withdrawn by notice filed with the commission at any time between the first and sixtieth day of the sixth year after the initial adoption of the comprehensive plan and of every sixth year thereafter.

(s) In the event that any phrase, clause, sentence or provision of section 1.4 of article I of the compact, is declared to be unconstitutional under the constitution of any of the signatory parties, or the applicability thereof to any signatory party, agency or person is held invalid by a court of last resort of competent jurisdiction, the United States shall cease to be a party to the compact: **PROVIDED**, That the President may continue United States participation in the activities of the commission to the extent that he deems necessary and proper to protect the national interest.

(t) 1. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby amended for the purpose of this Act to the extent necessary to carry out the provisions of this Act.

2. No action of the commission shall have the effect of repealing, modifying, or amending any Federal law.

(u) Notwithstanding the provisions of section 2.2 and 2.3 of the compact, the Federal member of the commission and his alternate shall be appointed by the President of the United States and shall serve at the pleasure of the President.

(v) Notwithstanding the provisions of section 12.5 or any other provision of the compact, the furnishing of technical services to the commission by agencies of the executive branch of the Government of the United States is pledged only to the extent that the respective agencies shall from time to time agree thereto or to the extent that the President may from time to time direct such agencies to perform such services for the commission. Nothing, in the compact shall be deemed to require the United States to furnish administrative services or facilities for carrying out functions of the commission except to the extent that the President may direct.

(w) Nothing contained in this Act or in the compact shall supersede, impair, affect, compel, or prevent the exercise of any of the powers, rights, functions, or jurisdiction of the Federal Power Commission, Federal Communications Commission, Atomic Energy Commission, Interstate Commerce Commission, or other such Federal independent regulatory agency under existing or future legislation. Accordingly, no action of the Susquehanna River Basin Commission shall conflict with any of the terms or conditions of any license or permit granted or issued by the aforementioned Federal agencies. This reservation shall not be construed as a basis for noncompliance with the requirements of the compact or this Act; nor shall it be construed to permit use of waters of the Susquehanna River Basin or to endanger their quality without approval pursuant to the compact.

**Section 3 Effectuation.** (a) The President is authorized to take such action as may be necessary and proper, in his discretion, to effectuate the compact and the initial organization and operation of the commission thereunder.

(b) Executive departments and other agencies of the executive branch of the Federal government shall cooperate with and furnish appropriate assistance to the United States member. Such assistance shall include the furnishing of services and facilities and may include the detailing of personnel to the United States member. Appropriations are hereby authorized as necessary for the support of the United States member and his office, including appropriations for the employment of personnel by the United States member.

APPROVED DECEMBER 24, 1970.

MARYLAND: (*Maryland Act of 1967, Chapter No. 39(1)*)

**Section 2—Reservations.** Nothing in the Susquehanna River Basin Compact shall be construed to impair or to derogate from any power exercisable by the mayor and city council of Baltimore or in any way to diminish any right which the mayor and city council of Baltimore may have to the waters of the Susquehanna River Basin. It is hereby recognized that article 1.3-6 of the compact (section 60) providing that "the commission shall engage in construction, operation, and maintenance of a project only when the project is necessary to the execution of the comprehensive plan and no other competent agency is in a position to act, or such agency fails to act"; and that article 3.2 of the compact (section 6(2) which provides that "it is the policy of the signatory parties to preserve and utilize the functions, powers, and duties of the existing offices and agencies of government to the extent consistent with this compact, and the commission is directed to utilize those offices and agencies for the purposes of this compact" confirm the primary right of the mayor and city council of Baltimore to construct and operate any facilities for water supply from the Susquehanna River Basin which it determines to be in its own interest or in the interest of its service area to construct and operate and confirm that the power of condemnation possessed by the Susquehanna River Basin Commission pursuant to article 15.14 of the compact (section 7(4) may be exercised only with due regard for such primary right.

**Section 2.3—Effectuation.** Subject to other provisions in this Act covering the application and effect of the Susquehanna River Basin Compact, particularly those in section 74 (15.22 thereof), this Act shall take effect on June 1, 1967.



NEW YORK: *(From New York Act of 1967, Chapter No. 78(5))*

**§ 835-a. Member and Alternate.**

1. As provided in section 2.2 of the compact, the Governor or his designee shall be this state's member on the commission established thereby. A member of the Water Resources Commission shall be appointed as the designee if one is appointed. The Governor shall appoint an alternate pursuant to section 2.3 of the compact. If the Governor does not appoint a designee to act for him, he shall appoint a member of the Water Resources Commission as alternate.

2. Any person serving on the Susquehanna River Basin Commission pursuant to this section shall be reimbursed for all necessary expenses incurred as an incident of such service and such reimbursement shall be from the funds of said person's department or office.

**§ 835-b. Advisory Committee.** The members of the Water Resources Commission shall constitute an advisory committee with whom the member of the Susquehanna River Basin Commission from this state may consult with respect to the conduct of New York participation in the compact.

**§ 835-c. Consent to Alteration of Diversion.**

1. Consent of the member from this state to the impairment, diminution, or other adverse effect on diversions, compensating releases, rights, conditions, obligations and provisions for the administration thereof as contemplated by section 3.8 of the compact shall not be Given, except with the prior approval of the Water Resources Commission.

2. Except with respect to diversions governed by subdivision one of this section the provisions of section four hundred fifty-two of the conservation law shall not apply to any diversion or furnishing of water authorized or made pursuant to the compact.

**§ 835-d. Jurisdiction of Courts.** Except as otherwise specifically provided herein, the phrase "court of competent jurisdiction" as used in the compact shall mean, with reference to courts of this state, the supreme court, and said court is hereby given all necessary and appropriate jurisdiction to hear and determine any action or proceeding brought before it pursuant to appropriate provisions of the compact. As used in section 11.6 of the compact, the phrase "court of competent jurisdiction" shall mean, with reference to courts of this state, a court in which an appropriate proceeding under article seventy-eight of the civil practice law and rules may be brought. As used in clause one of subdivision (a) of section 15.1 of the compact, the phrase "court of competent jurisdiction" shall mean with reference to courts of this state, any court in which an action or proceeding of the class brought by the Susquehanna River Basin Commission may be heard and determined.

**§ 835-e. Prior Project Approval.** No project requiring license, permit or other approval by any agency or officer of this state, or any subdivision thereof, shall be given any final license, permit or approval, by such agency or officer of this state if such project requires approval of the

Susquehanna River Basin Commission pursuant to this compact and such approval has not been given.

§ **835-f Delegations of Power.** No agency or officer of this state or any subdivision thereof shall accept or exercise any delegation or power pursuant to section 11.1 of the compact unless, in the absence of the compact, it would have the constitutional or statutory power to exercise such power on its own account.

§ **835-g. Cooperative Services.** Departments, agencies and officers shall provide technical and administrative services to the Susquehanna River Basin Commission upon request within the limits of available appropriations and shall cooperate generally with said commission for the purposes of the compact.

§ **835-h. Budget.** The Susquehanna River Basin Commission shall submit annually to the director of the budget, in accordance with the rules and practices of the state for study and consideration by such director, an estimate of monies required to administer, manage and support the commission during, the ensuing, fiscal year. Such estimates shall include any request for appropriation of funds by New York and shall be accompanied by a tabulation of similar requests which the commission expects to make to each signatory and the formula or factors upon which such respective requests are based. The provisions of section 14.3 of the compact apply to the budgetary and other fiscal matters related to the participation of this state in the compact.

§ **835-i. Audit.** Pursuant to subdivision (b) of section 15.1 1 of the compact, the state comptroller is hereby authorized and empowered from time to time to examine the accounts and books of the commission including its receipts, disbursements and other items referring to its financial standing as the comptroller may deem proper and to report the results of such examination to the Governor.

§ **835-j. Inconsistent Laws.** No provisions of the conservation law or of any other law of this state which is inconsistent with the provisions of the compact shall be applicable to the Susquehanna River Basin Commission or to any matter governed by the compact.

§ **4.** The compact above set forth shall become binding and effective in accordance with the provisions of section 15.22 thereof. The Governor is hereby authorized and directed to sign and seal the compact as provided in said section 15.22 and to cause copies thereof to be filed in accordance therewith.

§ **5.** This act shall take effect immediately.

PENNSYLVANIA: *(From Pennsylvania Act of 1968, Act No. 18(1))*

**Section 2—Repealer.** All acts and parts of acts inconsistent with any provision of this act are to the extent of such inconsistency hereby repealed.

**Section 3—Effectuation by Governor.** The Governor is authorized to take such action as may be necessary and proper in his discretion to effectuate the compact and the initial organization and operation of the commission thereunder.

**Section 4—Entire Agreement.** It is declared to be the intention of the General Assembly of the Commonwealth of Pennsylvania that the provisions of the compact shall constitute the entire agreement of the signatories and any matters within any enabling legislation not included in the compact shall have no effect on the signatories without their specific concurrence.

**Section 5—Technical and Administrative Services.** The Commonwealth or any agency thereof shall furnish technical and administrative service to the commission pursuant to section 12.5 of the compact only under written agreement between the Commonwealth or any agency thereof and the commission. Any such agreement shall detail fully the terms and conditions under which the service is to be provided, including cost. Payments by the commission pursuant to any such agreement shall be not later than within the fiscal period immediately following the fiscal period when such services are rendered.

**Section 6—Minutes of Meetings.** The commission shall file promptly copies of the minutes of each of its meetings, the comprehensive plan and any additions, modifications, deletions, or other amendments thereto with the Secretary of the Senate, the Clerk of the House, and the majority and minority chairmen of the committees on appropriations of the General Assembly of the Commonwealth. Neither the comprehensive plan nor any additions, modifications, deletions, or other amendments thereto shall take effect with respect to the Commonwealth or any agency, subdivision, or other entity therein until provisions of this section have been met. The requirements of this section are in addition to those providing for examination and inspection of commission records and reports to the General Assembly contained in section 15.11 and 15.12 of the compact, and shall be inclusive of the water resources program prepared annually in compliance with the provisions of section 14.2 of the compact. Upon its approval by the commission, the initial comprehensive plan shall be furnished to each member of the General Assembly, and thereafter the commission, at the time it furnishes its annual report, shall furnish also to each member of the General Assembly the minutes of all commission meetings in the fiscal year covered by such report, containing the additions, modifications, deletions, or other amendments to the comprehensive plan approved in said fiscal year.

**Section 7—Budget.** The term "budgetary processes" in section 14.3 of the compact shall be construed to include the presentation by the commission of its proposed budget for each fiscal period to the Budget Secretary in the Office of Administration in accordance with the rules and practices of the Commonwealth governing administrative agencies, for study and consideration

by such Budget Secretary, and each such budget shall include a statement of monies required to administer, manage, and support the commission during the ensuing fiscal period. Such statement shall include any request for appropriation of funds by the Commonwealth and shall be accompanied by a tabulation of similar requests which the commission makes or expects to make to each other signatory party, and the formula or factors upon which such respective requests are based. Further, the term "budgetary processes" as applied to the Commonwealth shall not be considered complied with until it includes appropriation by the General Assembly and the signing of the appropriation into law by the Governor.

**Section 8—Fish and Game Laws.** Anything in Section 270 of the act of December 15, 1959 (P.L. 177(9), known as the "The Fish Law of 1959", to the contrary notwithstanding, no person acting within the Commonwealth pursuant to section 15.2-2 of the compact shall enforce fish or game laws or regulations.

**Section 9—Effectuation.** This act shall take effect immediately.

APPROVED—The 17th day of July, A.D. 1968.



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**APPENDIX 2**

**PROJECTS, PLANS AND OTHER ACTIONS  
INCORPORATED INTO THE COMPREHENSIVE PLAN**

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*Appendix 2 – Projects, Plans and Other Actions*

**PROJECTS, PLANS, AND OTHER ACTIONS  
INCORPORATED INTO THE COMPREHENSIVE PLAN**

The Commission has been incorporating projects, plans, and other actions into its Comprehensive Plan since 1973. Section 14.1 of the Compact states that the Plan shall include public and private projects and facilities “which are required, in the judgment of the commission, for optimum planning, development, conservation, utilization, management, and control of the water resources of the basin to meet present and future needs.” In accordance with this authority, the following projects, plans, policies, programs, and regulations are included in the Comprehensive Plan.

Table 2-1 lists federal, state, and private water resources projects. Table 2-2 lists plans, policies, programs, and regulations.

Finally, Table 2-3 lists the more than 500 water use facilities approved under the Commission’s regulatory program. These facilities include more than 800 individual projects since some facilities have more than one project as indicated by the multiple approvals listed in Table 2-3. A brief description of the facilities is included under the NAICS (North American Industry Classification System) Title column.

***Table 2-1. Water Resource Projects***

	<b>Year Incorporated</b>	<b>Federal Projects</b>
1	1976	Loyalsock Township Local Flood Protection Project (Pa.)
2	1980	Lock Haven Local Flood Protection Project (Pa.)
3	1981	Wyoming Valley Local Flood Protection Project (Pa.)
4	1992	Lackawanna River Flood Protection Projects (Scranton and Olyphant, Pa.)
5	1992	Curwensville Lake Storage Reallocation Project (Pa.)
6	2007	Whitney Point Lake Section 1135 Project Modification, Broome County, N.Y.
7	2008	USACE Reservoir System - Almond Lake (N.Y.), Arkport Dam (N.Y.), Aylesworth Lake (Pa.), Alvin R. Bush Dam (Pa.), Cowanesque Lake (Pa.), Curwensville Lake (Pa.), East Sidney Lake (N.Y.), Indian Rock Dam (Pa.), Raystown Lake (Pa.), Foster J. Sayers Dam (Pa.), Stillwater Lake (Pa.), Whitney Point Lake (N.Y.), Tioga-Hammond Lakes (Pa.)

	<b>Year Incorporated</b>	<b>Pennsylvania Projects</b>
1	1980	Lebanon Local Flood Protection Project
2	1984	Moosic Local Flood Protection Project
3	1984	Cherry Tree Local Flood Protection Project
4	1984	Huntingdon Local Flood Protection Project
5	1991	Wildcat Creek Flood Protection Project
6	1994	Tanners Run Flood Protection Project



	<b>Year Incorporated</b>	<b>Pennsylvania Projects (Cont'd)</b>
7	1994	Wadham Creek Flood Protection Project
8	1994	Mill Creek Flood Control Project (City of Wilkes-Barre and Plains Twp.)
9	1994	Milesburg Borough Stream Diversion Project
10	1994	Mahoning Creek Flood Protection Project
11	1994	Hop Bottom Flood Protection Project
12	1994	Exeter Borough Flood Protection Project
13	1994	Abrahams Creek Stream Improvement Project
14	1995	City of Scranton and Dunmore Borough Flood Control Project (Lindy Creek, Keyser Creek and Meadow Brook)
15	1999	Mill Creek Flood Control Project (Borough of Avoca)
16	2002	Migratory fish passageway at Lake Augusta Inflatable Dam, near Sunbury
17	2007	Lancashire No. 15 Abandoned Mine Drainage Treatment Plant, Cambria County

	<b>Year Incorporated</b>	<b>New York Projects</b>
1	1977	Gang Mills Local Flood Protection Project
2	1977	Hodgmans Creek Local Flood Protection Project

	<b>Year Incorporated</b>	<b>Major Electric Power Plants</b>
	2008	AES Hickling AES Ironwood CCGT Power Plant * AES Jennison AES Westover Generating Station * Amergen Three Mile Island Nuclear Station * Archbald Power Station Exelon Conowingo Hydroelectric Station Exelon Muddy Run Pumped Storage Facility Exelon Peach Bottom Atomic Power Station * Gilberton Power Corporation * Holtwood Hydroelectric Project Hunlock Power Station PPL Brunner Island Steam Electric Station * PPL Montour Steam Electric Station * PPL Susquehanna Steam Electric Station * Rock Springs Electric Generating Facility * Safe Harbor Hydroelectric Station * Shawville Generating Station Sunbury Generation Facility York Haven Hydro Station

\* **Note:** These facilities have also been approved for specific water use by the Commission. See Table 2-3.

	<b>Year Incorporated</b>	<b>Major Fish Passage Facilities</b>
	2008	At Exelon Conowingo Hydroelectric Station At Holtwood Hydroelectric Project At Safe Harbor Hydroelectric Station At York Haven Hydro Station

**Table 2-2. Plans, Policies, Programs and Regulations**

	<b>Year Incorporated</b>	<b>Commission Plan, Policy, Program or Regulation – Action Taken</b>
1	1973	Comprehensive Plan – Adopted
2	1980	Comprehensive Plan – Amended to set a goal to acquire and manage water supply storage
3	1980	Comprehensive Plan – Amended to recognize pre-Compact diversions
4	1982	Cowanesque Reservoir Project Purpose – Modified through a plan to include water supply (along with flood control and recreation)
5	1982	Comprehensive Plan – Amended to include “Amendment to Comprehensive Plan Providing a Strategic Plan for Restoration of Diadromous Fishes to the Susquehanna River Basin” (In 2002, this program was changed to “Alosid Management and Restoration Plan for the Susquehanna River Basin”)
6	1987	Comprehensive Plan – Revised
7	1996	ICEJAMS Committee Action Plan – Adopted (plan was led by the Commission but developed by an interagency committee)
8	2006	Conowingo Pond Management Plan – Adopted
9	2006	Regulations and Procedures for Review of Projects – Revised
10	2007	Comprehensive Plan – Revised to incorporate provisions of revised regulations (#9 above) and incorporate revised Aquifer Testing Guidance
11	2008	Groundwater Management Plan for the Susquehanna River Basin – Adopted
12	2008	Consumptive Use Mitigation Plan for the Susquehanna River Basin – Adopted
13	2008	Susquehanna River Basin Drought Coordination Plan

	<b>Year Incorporated</b>	<b>Plan, Policy, Program or Regulation of Others</b>
1	1980	Pa. Wild and Scenic Rivers System – Stony Creek
2	1981	Pa. Wild and Scenic Rivers System – Lick Run
3	1983	Pa. Wild and Scenic Rivers System – Octoraro Creek
4	1987	Pa. Wild and Scenic Rivers System – Letort Spring Run
5	1988	Pa. Wild and Scenic Rivers System – Tucquan Creek and Clark Run Tributary
6	1991	Pa. Wild and Scenic Rivers System – Pine Creek
7	1993	Pa. Wild and Scenic Rivers System – Yellow Breeches Creek
8	1995	Chesapeake Bay Policy for the Introduction of Non-Indigenous Aquatic Species
9	2008	National Weather Service’s Susquehanna Flood Forecast and Warning System
10	2008	Strategic Plan for Flood Forecast and Warning-Susquehanna Improvements Program

**Table 2-3. Active Commission Approved Water Use Projects**

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Aaronsburg Water Pipes, Inc.	Aaronsburg	PA	SW	Water Supply and Irrigation Systems	1/13/94	3/3/18
Aberdeen, City of-APG	Aberdeen	MD	SW, CU	Water Supply and Irrigation Systems	12/12/02, 6/12/03, 8/14/03, 9/8/04	12/12/14
ACP Manufacturing Company, L.L.C.	Blossburg	PA	GW, CU	Automobile Manufacturing	10/1/96	10/1/21
Adamstown, Borough of	Adamstown	PA	GW	Water Supply and Irrigation Systems	11/13/80	11/13/10
AES Ironwood, LLC	Lebanon	PA	SW, CU	Electric Power Generation	6/13/07, 5/21/98	5/21/23
AES Westover, LLC–AES Westover Generating Station	Johnson City	NY	SW, CU	Electric Power Generation	9/12/07	9/12/22
Afton Golf Club, Inc.	Afton	NY	CU	Golf Courses and Country Clubs	2/6/03	2/6/28
Air Products and Chemicals, Inc.	Lancaster	PA	CU	All Other Basic Organic Chemical Manufacturing	6/8/05	6/8/30
Akron, Borough of	Akron	PA	GW	Water Supply and Irrigation Systems	12/10/81	12/10/11
Albany International	Homer	NY	GW	Spring and Wire Product Manufacturing	12/15/04, 12/5/06	12/15/29
Albemarle Corporation	Tyrone	PA	CU	Chemical Manufacturing	2/8/01, 3/10/04	2/8/26
Albemarle Corporation	Tyrone	PA	CU	Chemical Manufacturing	3/10/04	2/8/26
Alliance Sanitary Landfill, Inc.	Taylor	PA	SW, CU	Solid Waste Landfill	6/9/04	6/9/29
Altoona Water Authority	Altoona	PA	SW	Water Supply and Irrigation Systems	5/10/84	5/21/34
Alumax Mill Products, Inc.	Lancaster	PA	CU	Aluminum Sheet, Plate, and Foil Manufacturing	10/10/02, 6/8/05	10/10/27
Amergen Energy Company, L.L.C.	Middletown	PA	GW, CU	Electric Power Generation	3/9/95, 11/26/96, 1/14/99	3/14/10
American Legion Country Club	Mount Union	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Applewood Golf Course	West Pittston	PA	CU	Golf Courses and Country Clubs	10/11/01, 6/12/03	10/11/26
Aqua America	Bryn Mar	PA	SW	Water Supply and Irrigation Systems	9/14/95	2/8/16
Aqua Pennsylvania, Inc.-Eagle Rock Community Water System	Bryn Mawr	PA	GW	Water Supply and Irrigation Systems	3/29/05	3/29/30
Aqua Pennsylvania, Inc.–SCI Waymart	Bryn Mawr	PA	GW, CU	Correctional Institutions	8/14/03	8/14/28
Aqua Pennsylvania, Inc.-Susquehanna Division	Sayre	PA	GW	Water Supply and Irrigation Systems	6/14/01	6/14/26
Aqua Pennsylvania, Inc.–Well ER-4	Bryn Mawr	PA	GW	Water Supply and Irrigation Systems	12/5/06	12/5/31
Aqua Pennsylvania, Inc.–White Rock Acre Estates	Shamokin	PA	GW	Water Supply and Irrigation Systems	12/15/04	12/15/29
Aqua Pennsylvania-Roaring Creek Division: Parent Co. Aqua America	Shamokin	PA	SW	Water Supply and Irrigation Systems	9/8/88	9/30/38
Arendtsville Municipal Authority	Arendtsville	PA	GW	Water Supply and Irrigation Systems	9/8/88, 3/15/06	9/8/18
Armitage Golf Club	Mechanicsburg	PA	CU	Golf Courses and Country Clubs	1/23/92, 2/10/00, 10/11/01	1/23/22
Armstrong World Industries, Inc.–Marietta Ceiling Plant	Marietta	PA	GW, CU	Nonupholstered Wood Household Furniture Manufacturing	3/10/04	3/10/29

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Artesian Water Co., Inc.	Chester	PA	SW, CU	Water Supply and Irrigation Systems	11/26/96	6/30/21
Arundel Sand & Gravel Corporation	Havre De Grace	MD	CU	Construction Sand and Gravel Mining	1/23/92, 2/10/00	1/23/22
Ascendia Brands Co., Inc.	Binghamton	NY	CU	Soap, Cleaning Compound, and Toilet Preparation Manufacturing	12/13/01	12/13/26
Ascendia Brands Co., Inc.	Binghamton	NY	CU	Soap, Cleaning Compound, and Toilet Preparation Manufacturing	6/12/02	12/13/26
Ashland Area Municipal Water Authority	Ashland	PA	GW, SW	Water Supply and Irrigation Systems	7/8/93, 11/23/93	7/14/18
Augusta Spring Water	Sunbury	PA	CU	Bottled Water Manufacturing	10/10/02	10/10/27
Avoca, Village of	Avoca	NY	GW	Water Supply and Irrigation Systems	3/12/98, 5/13/99	3/12/23
BAE Systems Controls	Johnson City	NY	CU	Other Electronic Component Manufacturing	8/14/03	8/14/28
Bainbridge, Village of	Bainbridge	NY	GW	Water Supply and Irrigation Systems	6/12/02	6/12/27
Barton, Town of	Waverly	NY	GW	Water Supply and Irrigation Systems	4/10/03	4/10/28
Bath Electric, Gas, & Water Systems	Bath	NY	GW	Water Supply and Irrigation Systems	1/15/98	1/15/23
Bath Petroleum Storage, Inc.	Savona	NY	GW CU	Electric Power Generation	7/8/96	7/8/21
BC Natural Chicken, LLC	Fredericksburg	PA	GW CU	Poultry Processing	9/14/05, 3/10/04	3/10/29
Beavertown, Borough of	Beavertown	PA	GW	Water Supply and Irrigation Systems	9/16/93	9/16/23
Bedford Borough Water Authority	Bedford	PA	SW	Water Supply and Irrigation Systems	3/6/01	3/6/26
Bedford Township Municipal Authority	Bedford	PA	GW SW	Water Supply and Irrigation Systems	9/16/93, 5/13/99, 9/13/06, 9/12/07	9/30/16
Beech Creek Borough Authority	Beech Creek	PA	GW	Water Supply and Irrigation Systems	6/29/87	6/29/17
Bellefonte, Borough of	Bellefonte	PA	SW	Water Supply and Irrigation Systems	9/8/88	9/27/38
Belles Springs Golf Course	Mackeyville	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Bellwood, Borough of	Bellwood	PA	SW	Water Supply and Irrigation Systems	5/13/93	5/21/18
Bent Creek Country Club	Lititz	PA	GW, CU	Golf Courses and Country Clubs	6/8/00, 7/9/92, 9/9/99	7/9/22
Berlin Borough Municipal Authority	Berlin	PA	GW, CU	Water Supply and Irrigation Systems	7/9/98	7/9/23
Berwick Enterprises/The Bridges Golf Club	Abbottstown	PA	GW, CU	Golf Courses and Country Clubs	1/12/95, 2/10/00, 2/8/01	1/12/25
Berwick Golf Club	Berwick	PA	CU	Golf Courses and Country Clubs	10/10/02	10/10/27
Big Flats, Town of	Big Flats	NY	GW	Water Supply and Irrigation Systems	3/14/91, 5/11/95	3/14/21
Biglerville Borough Authority	Biglerville	PA	GW	Water Supply and Irrigation Systems	5/13/93	5/13/23
Binghamton Country Club	Endwell	NY	CU	Golf Courses and Country Clubs	2/6/03	2/6/28
Bionol Clearfield, LLC - Clearfield	Clearfield	PA	SW CU	Ethyl Alcohol Manufacturing	9/12/07	9/12/22
Blair Township Water and Sewer Authority	Duncansville	PA	SW	Water Supply and Irrigation Systems	9/16/93	12/30/18
Bloomfield Borough Water Authority	New Bloomfield	PA	GW	Water Supply and Irrigation Systems	11/8/90, 10/11/01	11/8/20

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Bloomsburg University	Bloomsburg	PA	CU	Colleges, Universities, and Professional Schools	4/11/02	4/11/27
Blossburg Municipal Authority	Blossburg	PA	GW	Water Supply and Irrigation Systems	1/12/89	1/12/19
Blue Knob Water Co.	Claysburg	PA	GW	Water Supply and Irrigation Systems	5/12/83	5/12/13
Blue Mountain View Golf Course	Myerstown	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Blue Ridge Country Club	Harrisburg	PA	CU	Golf Courses and Country Clubs	10/10/02	10/10/27
Blue Ridge Trail Golf Club, Inc.	Mountaintop	PA	GW, CU	Golf Courses and Country Clubs	4/11/02, 6/8/05, 12/5/06	4/11/27
Bon Air Country Club	Glen Rock	PA	GW, CU	Golf Courses and Country Clubs	4/10/03	4/10/28
Bottling Group, LLC, dba The Pepsi Bottling Group-Harrisburg	Harrisburg	PA	CU	Soft Drink Manufacturing	3/13/08	3/13/23
Bradford Forest-Tioga Operations	Tioga	PA	SW, CU	Sawmills	6/12/03	6/12/28
Briarwood Golf Club	York	PA	GW, CU	Golf Courses and Country Clubs	2/6/03	2/6/28
Bucknell University	Lewisburg	PA	CU	Colleges, Universities, and Professional Schools	10/10/02	10/10/27
Cadbury Beverages, Inc.-Mott's Aspers Plant	Aspers	PA	GW, CU	Food Manufacturing	3/10/94, 2/8/01, 8/10/00, 10/10/02	3/10/24
Caernarvon Township Authority	Morgantown	PA	GW	Water Supply and Irrigation Systems	9/27/94	9/27/24
Can Do, Inc.	Hazleton	PA	GW	Folding Paperboard Box Manufacturing	1/11/96, 5/23/96	1/11/21
Canisteo, Village of	Canisteo	NY	GW	Water Supply and Irrigation Systems	9/14/95	9/14/20
Cargill Meat Solutions Corporation	Wyalusing	PA	GW, CU	Meat Processed from Carcasses	9/10/87	9/10/17
					11/14/91	11/14/21
					7/9/92	7/9/22
					3/9/95	3/9/25
					9/14/95	9/14/20
					3/11/99	3/11/24
Carlisle Barracks Golf Course	Carlisle	PA	GW, CU	Golf Courses and Country Clubs	4/12/01	4/12/26
					11/4/99	11/4/24
Carlisle Syntec, Inc.	Carlisle	PA	CU	Asphalt Paving, Roofing, and Saturated Materials Manufacturing	2/21/02	2/21/27
Carmeuse Lime, Inc.	Annville	PA	CU	Crushed and Broken Limestone Mining and Quarrying	12/15/04	12/15/29
Carrolltown Borough Municipal Authority	Carrolltown	PA	GW	Water Supply and Irrigation Systems	9/10/87	9/10/17
					2/8/01	2/8/26
Cascades Tissue Group-Pennsylvania, Inc.	Pittston	PA	SW, CU	Sanitary Paper Product Manufacturing	10/11/01, 12/11/03	10/11/26
CBS Corporation	Pittsburgh	PA	GW	Telecommunications	9/11/97	9/11/22
CCDA Waters, LLC- Graysville	Milesburg	PA	SW, CU	Bottled Water Manufacturing	9/23/98	9/23/23
CCDA Waters, L.L.C.-Big Spring	Milesburg	PA	CU	Bottled Water Manufacturing	7/9/98	7/9/23
Central Builders Supply Company-Montandon Sand & Gravel Processing Plant	Sunbury	PA	CU	Construction Sand and Gravel Mining	12/12/02	12/12/27
					12/12/02	12/12/27

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Central Clinton County Water Filtration Authority	Mill Hall	PA	SW	Water Supply and Irrigation Systems	11/19/92	11/19/22
Centre Hall Borough	Centre Hall	PA	GW	Water Supply and Irrigation Systems	12/15/04	12/15/29
Centre Hills Country Club	State College	PA	GW, CU	Golf Courses and Country Clubs	8/14/03, 6/13/07	8/14/28
Chemung Golf Course, Inc.	Waverly	NY	CU	Golf Courses and Country Clubs	6/12/03	6/12/28
Chenango, Town of	Binghamton	NY	GW	Water Supply and Irrigation Systems	11/20/87	11/20/17
Cherokee Golf Course, Inc.	Danville	PA	CU	Golf Courses and Country Clubs	4/11/02	4/11/27
Chester Water Authority	Chester	PA	SW, CU	Water Supply and Irrigation Systems	11/26/96	12/31/21
Chetremon Golf Course, Inc.	Latrobe	PA	CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Cinram Manufacturing	Olyphant	PA	CU	Audio and Video Equipment Manufacturing	7/8/96, 12/13/01	7/8/21
City of Baltimore, Department of Public Works	Baltimore	MD	SW	Water Supply and Irrigation Systems	12/5/06	12/5/08
Clearfield Municipal Authority	Clearfield	PA	GW, SW	Water Supply and Irrigation Systems	6/13/06	6/13/31
					7/11/91	7/11/21
					2/10/00	2/10/25
					10/10/02	10/10/27
Clinton Country Club	Lock Haven	PA	CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Cohocton, Town of	Cohocton	NY	GW	Water Supply and Irrigation Systems	9/12/07	9/12/22
					7/8/99	7/8/24
Cohocton, Village of	Cohocton	NY	GW	Water Supply and Irrigation Systems	10/9/03	10/9/28
					9/8/04	9/8/29
College Township Water Authority	State College	PA	GW	Water Supply and Irrigation Systems	3/11/99	3/11/24
					10/10/02	10/10/27
Colonial Country Club	Harrisburg	PA	GW	Golf Courses and Country Clubs	6/14/01	6/14/26
Commonwealth Environmental Systems, L.P.	Hegins	PA	GW, CU	Solid Waste Landfill	3/14/07	3/14/22
Community Refuse Services, Inc., dba Cumberland County Landfill	Shippensburg	PA	CU	Solid Waste Landfill	9/14/05	9/14/30
Compass Quarries, Inc. (dba) Independence Construction Materials	Paradise	PA	CU	Crushed and Broken Limestone Mining and Quarrying	6/9/04	6/9/29
Conectiv Mid Merit, LLC-Delta Power Plant	Peach Bottom	PA	SW CU	Electric Power Generation	3/15/06	3/15/31
Conestoga Country Club	Lancaster	PA	SW CU	Golf Courses and Country Clubs	10/10/02	10/10/27
Conklin, Town of	Conklin	NY	GW	Water Supply and Irrigation Systems	10/9/03	10/9/28
					6/13/07	6/13/22
Conyngham Borough Authority	Conyngham	PA	GW	Water Supply and Irrigation Systems	3/14/07	3/14/22
Cool Creek Country Club	Wrightsville	PA	CU	Golf Courses and Country Clubs	6/8/00	6/8/25
Coon Industries, Inc.	Pittston	PA	CU	Ready-Mix Concrete Manufacturing	12/12/02	12/12/27
Cooperstown Dreams Park, Inc.	Milford	NY	SW, CU	Nature Parks and Other Similar Institutions	6/14/06 3/13/08	6/14/31

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Corey Creek Golf Club	Mansfield	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Corixa Corporation	Marietta	PA	GW, CU	Pharmaceutical and Medicine Manufacturing	6/12/03	6/12/28
					12/15/04	12/15/29
Corning Incorporated-Diesel Ceramic Manufacturing Facility	Painted Post	NY	CU	Other Engine Equipment Manufacturing	12/11/03	12/11/28
Corning Incorporated-Fall Brook Plant	Corning	NY	GW	Pottery, Ceramics, and Plumbing Fixture Manufacturing	3/14/96	3/14/21
Corning Incorporated-Headquarters	Corning	NY	GW	Pottery, Ceramics, and Plumbing Fixture Manufacturing	5/12/94	5/12/24
					12/3/98	12/3/23
					6/8/05	6/8/30
Corning Incorporated-Houghton Park	Corning	NY	GW	Pottery, Ceramics, and Plumbing Fixture Manufacturing	5/15/97	5/15/22
Corning Incorporated-Sullivan Park	Corning	NY	GW, CU	Pottery, Ceramics, and Plumbing Fixture Manufacturing	6/14/01, 7/10/97, 11/13/97	7/10/22
Corning, City of	Corning	NY	GW	Water Supply and Irrigation Systems	4/9/86	4/9/16
Cortland Water Department, City of	Cortland	NY	GW	Water Supply and Irrigation Systems	11/13/80	11/13/10
Cortlandville, Town of	Cortland	NY	GW	Water Supply and Irrigation Systems	9/8/88, 12/12/02	9/8/18
					12/12/02	12/12/27
Country Club of Harrisburg	Harrisburg	PA	GW, SW, CU	Golf Courses and Country Clubs	3/15/06, 12/5/06, 6/12/02	6/12/27
					12/5/06	12/5/31
Country Club of York	York	PA	CU	Golf Courses and Country Clubs	8/10/00	8/10/25
Craftmaster Manufacturing, Inc.	Towanda	PA	GW, CU	Cutlery and Handtool Manufacturing	11/13/80	11/13/10
Crawford Township Authority	Jersey Shore	PA	SW	Water Supply and Irrigation Systems	5/23/96	5/29/21
Crossgates Golf Course	Lancaster	PA	SW, CU	Golf Courses and Country Clubs	5/9/91, 9/12/91, 11/1/99	9/12/16
Dairy Farmers of America, Inc.	Mechanicsburg	PA	CU	Dairy Product Manufacturing	12/12/02, 9/13/06	12/12/27
Dart Container Corporation	Leola	PA	GW, CU	All Other Miscellaneous Manufacturing	9/8/04	9/8/29
Dart Container Corporation of Pennsylvania	Leola	PA	GW, CU	Food Manufacturing	6/14/06, 6/13/07	9/8/29
Dauphin County General Authority/Highlands Golf Course	Harrisburg	PA	GW, CU	Golf Courses and Country Clubs	1/13/94, 2/10/00, 8/9/01	1/13/24
Defense Distribution Depot Susquehanna Pennsylvania-Riverview Golf Club	New Cumberland	PA	CU	Golf Courses and Country Clubs	8/15/02, 6/12/03	8/15/27
Delta Borough (Well DR-(3))	Delta	PA	GW	Water Supply and Irrigation Systems	3/14/07	3/14/22
Delta Borough Water System	Delta	PA	GW	Water Supply and Irrigation Systems	3/11/93	3/11/23
Denver Borough Authority	Denver	PA	GW	Water Supply and Irrigation Systems	1/12/89	1/12/19
					1/11/96	1/11/21
Department of Veterans Affairs Medical Center	Lebanon	PA	CU	General Medical and Surgical Hospitals	2/6/03	2/6/28



Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Dial Corporation	West Hazleton	PA	CU	Soap and Other Detergent Manufacturing	2/6/03	2/6/28
Dillsburg Area Authority	Dillsburg	PA	GW	Water Supply and Irrigation Systems	3/9/89	3/9/19
					7/9/98	7/9/23
					9/12/07	9/12/22
DLM Foods, L.L.C.	Bloomsburg	PA	GW, CU	Food Manufacturing	6/12/03	6/12/28
					7/11/91, 6/12/03	7/11/21
Dover Township Water Department	Dover	PA	GW, SW	Water Supply and Irrigation Systems	7/8/93	9/16/17
					2/11/88	2/11/18
					11/14/91	11/14/21
Dover, Borough of	Dover	PA	SW	Water Supply and Irrigation Systems	3/19/95	3/28/14
DS Waters of America, Inc.	Ephrata	PA	GW, CU	Bottled Water Manufacturing	2/10/00	2/10/25
DuBois, City of	DuBois	PA	SW, CU	Water Supply and Irrigation Systems	3/15/06	3/15/31
Duncannon, Borough of	Duncannon	PA	GW	Water Supply and Irrigation Systems	5/9/91	5/9/21
Eagle Rock Resort Co.-Quarry	Hazleton	PA	GW, CU	Golf Courses and Country Clubs	10/10/02, 9/8/04	10/10/27
Eagle Rock Resort Co.-Wells A and C	Hazleton	PA	GW, SW	Golf Courses and Country Clubs	12/5/06	10/10/27
Eagles Crossing, Inc.	Carlisle	PA	SW, CU	Golf Courses and Country Clubs	12/3/98	12/3/23
Eagles Mere Country Club	Eagles Mere	PA	CU	Golf Courses and Country Clubs	3/20/97, 2/10/00	3/20/22
Eagles Ridge Golf Club	Curwensville	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Earlville, Village of	Earlville	NY	GW	Water Supply and Irrigation Systems	5/11/89	5/11/19
					1/11/96	1/11/21
East Berlin, Borough of	East Berlin	PA	GW	Water Supply and Irrigation Systems	6/5/86	6/5/16
East Cocalico Township Authority	Denver	PA	GW	Water Supply and Irrigation Systems	1/11/79	1/11/09
					1/12/89	1/12/19
					7/9/92	7/9/22
					12/3/98	12/3/23
					9/9/99	9/9/24
					10/9/03	10/9/28
East Donegal Township Municipal Authority	Maytown	PA	GW	Water Supply and Irrigation Systems	3/12/81	3/12/11
					7/8/99	7/8/24
East Hempfield Township Municipal Authority	Landisville	PA	GW	Water Supply and Irrigation Systems	3/12/81	3/12/11
					3/12/87	3/12/17
					5/11/89	5/11/19
					1/14/93	1/14/23
East Petersburg Borough Water Authority	East Petersburg	PA	SW	Water Supply and Irrigation Systems	7/9/98	6/8/05
Eastern Industries, Inc.	Center Valley	PA	CU	Construction Sand and Gravel Mining	7/11/91, 2/10/00	7/11/21
Eastern Industries, Inc.-Lewisburg Quarry	Winfield	PA	SW, CU	Stone Mining and Quarrying	9/8/04	9/8/29
Egg Harbor Spring, Inc.	Williamstown	PA	CU	Bottled Water Manufacturing	6/12/03	6/12/28

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Elizabethtown Area Water Authority	Elizabethtown	PA	SW	Water Supply and Irrigation Systems	5/15/97	6/10/22
			GW		11/13/86	11/13/16
			GW		4/14/88	4/14/18
			GW		1/15/98	1/15/23
Elizabethtown Area Authority	Elizabethtown	PA	GW	Water Supply and Irrigation Systems	9/16/93	9/16/23
					12/3/98	12/3/23
Elk Mountain Ski Resort, Inc.	Union Dale	PA	SW	Skiing Facilities	3/15/06	3/15/31
			SW, CU		10/9/03, 12/14/05	10/9/28
Elkview Country Club	Greenfield Township	PA	CU	Golf Courses and Country Clubs	10/10/02	10/10/27
Elmhurst Country Club	Moscow	PA	CU	Golf Courses and Country Clubs	10/10/02, 6/14/06	10/10/27
Elmira Water Board	Elmira	NY	GW	Water Supply and Irrigation Systems	11/8/90	11/8/20
Ely Park Municipal Golf Course	Binghamton	NY	CU	Golf Courses and Country Clubs	4/10/03	4/10/28
Emanon Country Club	Falls	PA	GW, CU	Golf Courses and Country Clubs	2/6/03	2/6/28
Empire Kosher Poultry, Inc.	Mifflintown	PA	GW	Turkey Production	8/14/03	8/14/28
En-Joie Golf Club	Endicott	NY	CU	Golf Courses and Country Clubs	3/10/04	3/10/29
EP FCL, LLC, dba Ron Jaworski's Edgewood in the Pines	Drums	PA	CU	Golf Courses and Country Clubs	9/13/06, 1/15/98, 2/21/02	1/15/23
Ephrata Area Joint Authority	Ephrata	PA	SW	Water Supply and Irrigation Systems	3/9/89	4/5/39
			GW			
			GW		7/14/94	7/14/24
			GW		9/8/04	9/8/29
			GW		3/15/06	
Erwin, Town of	Painted Post	NY	GW	Water Supply and Irrigation Systems	5/13/99, 12/14/05	5/13/24
		NY			6/13/07	6/13/22
Exelon Generation Co. LLC–Peach Bottom Atomic Power Station	Delta	PA	SW, CU	Electric Power Generation	12/5/06	7/3/34
Fairchild Semiconductor	Mountaintop	PA	CU	Semiconductor and Other Electronic Component Manufacturing	3/10/04	3/10/29
Fairview Golf Course	Lebanon	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Far Away Springs – Brandonville	Auburn	PA	GW, CU	Bottled Water Manufacturing	6/13/07	6/13/22
Farmers Pride, Inc.	Fredericksburg	PA	GW	Poultry Processing	11/10/88	11/10/18
Federal Correctional Institution at Loretto	Loretto	PA	GW	Water Supply and Irrigation Systems	10/11/01	10/11/26
First Quality Tissue, LLC	Lock Haven	PA	SW, CU	Electric Power Generation	3/13/08	3/13/23
Flatbush Golf Course	Littlestown	PA	CU	Golf Courses and Country Clubs	10/10/02	10/10/27
Four Seasons Golf Club – Exeter	Exeter	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Four Seasons Golf Course - East Hempfield	Landisville	PA	GW, CU	Golf Courses and Country Clubs	5/15/97, 2/10/00	5/15/22

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Fox Hill Country Club	West Pittston	PA	CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Fox Ledge, Inc.–Orson Property	Honesdale	PA	CU	Bottled Water Manufacturing	9/14/05	9/14/30
Fox Ledge, Inc.–White Property Spring 2	Honesdale	PA	CU	Bottled Water Manufacturing	8/14/03	8/14/28
Franklin County General Authority	Chambersburg	PA	SW, CU	Water Supply and Irrigation Systems	7/8/99	1/3/24
Fredericksburg Sewer & Water Authority	Fredericksburg	PA	SW	Water Supply and Irrigation Systems	11/26/96	12/11/15
			GW		3/15/06	3/15/31
Freedom Township Water & Sewer Authority	East Freedom	PA	SW	Water Supply and Irrigation Systems	9/27/04	9/27/29
Fritz-Klee Holding LLC	Corning	NY	GW, CU	Golf Courses and Country Clubs	6/9/04	6/9/29
Froelich & Company, Inc.–(dba) Mayapple Golf Links	Carlisle	PA	CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Frosty Valley Country Club	Danville	PA	CU	Golf Courses and Country Clubs	4/11/02	4/11/27
Furman Foods, Inc.	Northumberland	PA	GW	Food Manufacturing	12/11/85	12/11/15
					7/14/94	7/14/24
Galen Hall Country Club	Wernersville	PA	CU	Golf Courses and Country Clubs	10/10/02	10/10/27
Galeton Borough Authority	Galeton	PA	SW	Water Supply and Irrigation Systems	9/10/92	12/15/17
Galeton Borough Authority	Galeton	PA	GW	Water Supply and Irrigation Systems	12/13/01	12/13/26
Gallitzin Water Authority	Gallitzin	PA	GW	Water Supply and Irrigation Systems	4/12/01	4/12/26
Gallitzin, Borough of	Gallitzin	PA	SW	Water Supply and Irrigation Systems	3/8/90	4/11/40
Geisinger Health System	Danville	PA	GW, CU	General Medical and Surgical Hospitals	4/11/02, 4/10/03, 1/17/91	1/17/21
Genegantslet Golf Club	Greene	NY	SW, CU	Golf Courses and Country Clubs	6/12/03	6/12/28
Geneva Farm Golf Club	Street	MD	CU	Golf Courses and Country Clubs	1/17/91, 2/10/00	1/17/21
Gilberton Power Corporation	Frackville	PA	CU	Electric Power Generation	12/11/85	12/11/15
Glen Oak Country Club	Clarks Summit	PA	GW, CU	Golf Courses and Country Clubs	10/10/02	10/10/27
Glen Rock Water Authority	Glen Rock	PA	SW	Water Supply and Irrigation Systems	10/1/96	11/8/15
Glen-Gery Corporation	York	PA	CU	Concrete Block and Brick Manufacturing	6/12/03	6/12/28
Glenmaura National Golf Club	Moosic	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Glenn O. Hawbaker, Inc.–Hostetler	Pleasant Gap	PA	GW, CU	Mining	9/14/05	9/14/30
Glenn O. Hawbaker, Inc.–Pleasant Gap Facility	Pleasant Gap	PA	GW, CU	Mining	3/29/05, 12/5/07	3/29/30
Golf Enterprises, Inc., d.b.a. Valley Green Golf Course	Etters	PA	SW CU	Golf Courses and Country Clubs	10/10/02, 6/13/07	10/10/27
Graymont (PA) Inc.–Pleasant Gap Facility	Pleasant Gap	PA	CU	Crushed and Broken Limestone Mining and Quarrying	3/29/05	3/29/30
Greene, Village of	Greene	NY	GW	Water Supply and Irrigation Systems	3/20/97	9/18/21
Groff Farm Restaurant & Golf Club, Inc.	Mount Joy	PA	SW, CU	Golf Courses and Country Clubs	2/21/02	2/21/27
Group Mountain Springs	Northumberland	PA	CU	Bottled Water Manufacturing	3/29/05	3/29/30
Guilford Mills, Inc.–Penn Dye and Finishing Plant	Pine Grove	PA	GW, CU	Paint and Coating Manufacturing	6/8/00, 5/12/94	5/12/24

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Guilford Water Authority	Chambersburg	PA	SW	Water Supply and Irrigation Systems	3/10/04	7/26/24
H. B. Reese Candy Company-A Division of Hershey Foods Corporation	Hershey	PA	GW, CU	Food Manufacturing	12/13/01, 6/12/03	12/13/26
Hain Pure Protein Corporation	Fredericksburg	PA	GW	Poultry Processing	7/8/99	7/8/24
Halifax Area Water Authority	Halifax	PA	SW	Water Supply and Irrigation Systems	5/13/93	5/28/18
Hamilton, Village of	Hamilton	NY	GW	Water Supply and Irrigation Systems	11/20/87, 5/14/92	11/20/17
					7/10/97	7/10/22
Hanover Borough	Hanover	PA	SW	Water Supply and Irrigation Systems	9/13/90	9/21/15
Hanover Country Club	Abbottstown	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Hanover Foods Corporation	Hanover	PA	CU	Food Manufacturing	11/4/99, 8/10/00	11/4/24
			GW		5/21/98	5/21/23
			GW		8/14/03	8/14/28
Hanson Aggregates Pennsylvania, Inc. – Oak Hall Quarry	Connellsville	PA	CU	Stone Mining and Quarrying	9/8/04	9/8/29
Hardinge Bros., Inc.	Elmira	NY	GW	Cutlery and Handtool Manufacturing	3/8/90, 5/14/92	3/8/20
Harley-Davidson Motor Company Operations, Inc.	York	PA	GW	Motorcycle, Bicycle, and Parts Manufacturing	7/12/90	7/12/20
					9/23/98	9/23/23
Harrisburg Authority, The-Harrisburg Materials, Energy, Recycling And Recovery Facility	Harrisburg	PA	CU	Solid Waste Combustors and Incinerators	2/11/88, 12/12/02	2/11/18
Harrisburg Authority, The-PWS	Harrisburg	PA	SW	Water Supply and Irrigation Systems	5/12/94	7/5/19
Harrisburg North Golf Course	Millersburg	PA	CU	Golf Courses and Country Clubs	6/8/00	6/8/25
Harristown Development Corporation, Inc. (Strawberry Square)	Harrisburg	PA	CU	Miscellaneous Store Retailers	4/10/03	4/10/28
Hawk Lake Golf Club	West Manchester	PA	GW, CU	Golf Courses and Country Clubs	4/12/01	4/12/25
Hawk Valley Golf Course, Inc.	Denver	PA	CU	Golf Courses and Country Clubs	4/18/00	4/18/25
Hazleton Area Water Company, Inc.	Hazleton	PA	CU	Bottled Water Manufacturing	6/9/04	6/9/29
Hazleton City Authority	Hazleton	PA	GW	Water Supply and Irrigation Systems	3/8/79	3/8/09
Hegins-Hubley Authority	Valley View	PA	GW	Water Supply and Irrigation Systems	12/3/98, 2/21/02	12/3/23
					12/15/04	12/15/29
Heidelberg Township Municipal Authority	Schaefferstown	PA	GW	Water Supply and Irrigation Systems	6/10/82	6/10/12
Heritage Hills Golf Resort	York	PA	CU	Golf Courses and Country Clubs	8/9/01, 6/14/06, 4/10/03	8/9/26
Hershey Creamery Company	Harrisburg	PA	CU	Food Manufacturing	2/21/02	2/21/27
Hershey Entertainment & Resorts Company–Hersheypark Sports Entertainment Complex	Hershey	PA	GW, CU	Amusement and Theme Parks	6/14/06, 12/15/04	12/15/29
Hershey Trust Company, Trustee for Milton Hershey School	Hershey	PA	SW, CU	Golf Courses and Country Clubs	4/11/02, 8/14/03	4/11/27

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Hickory Heights Golf Club	Spring Grove	PA	CU	Golf Courses and Country Clubs	12/13/01	12/13/26
Hidden Valley Country Club	Pine Grove	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
High Concrete Structures, Inc.	Denver	PA	CU	Cement and Concrete Product Manufacturing	2/21/02	2/21/27
Hollidaysburg, Borough of	Hollidaysburg	PA	SW	Water Supply and Irrigation Systems	11/23/93	3/30/19
Honey Run GIBG LLC	Dover	PA	SW, CU	Golf Courses and Country Clubs	8/15/02, 6/13/07	8/15/27
Horseheads, Village of	Horseheads	NY	GW	Water Supply and Irrigation Systems	3/12/87	3/12/17
Houtzdale Municipal Authority	Houtzdale	PA	GW	Water Supply and Irrigation Systems	1/12/95 6/8/05	1/12/25 6/8/30
Huckleberry Land Water Association	Shippensburg	PA	SW	Water Supply and Irrigation Systems	10/17/01	8/2/15
Hughesville Borough Authority	Hughesville	PA	GW	Water Supply and Irrigation Systems	6/13/07	6/13/22
Huntsville Golf Club	Shavertown	PA	CU	Golf Courses and Country Clubs	9/10/92, 3/11/93, 2/10/00, 10/5/00	9/10/22
Huston Township Water Authority	Penfield	PA	GW	Water Supply and Irrigation Systems	1/11/96	1/11/21
IBM Corp.–Endicott	Endicott	NY	GW	Computer and Electronic Product Manufacturing	7/11/91	7/11/21
					3/11/93	3/11/23
					11/10/94	11/10/24
					1/16/97	1/16/22
					5/13/99, 10/5/00, 4/12/01	5/13/24
IBM Corp.–Owego	Owego	NY	GW	Computer and Electronic Product Manufacturing	5/9/91	5/9/21
Indian Hills Golf and Tennis Club	Paxinos	PA	GW, CU	Golf Courses and Country Clubs	5/21/98, 5/13/99, 4/18/00	5/21/23
Indian Trail Mountain Spring Water	Northumberland	PA	CU	Bottled Water Manufacturing	12/14/00	12/14/25
Irem Temple Golf Club	Dallas	PA	CU	Golf Courses and Country Clubs	4/11/02	4/11/27
Iron Masters Country Club	Roaring Spring	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Jackson and Ethel Perry–Forest Springs	Birdsboro	PA	CU	Bottled Water Manufacturing	2/8/01, 3/29/05	2/8/26
Jay Township Water Authority	Byrnedale	PA	SW	Water Supply and Irrigation Systems	3/14/96	3/22/21
Jefferson Township Sewer Authority	Lake Ariel	PA	SW	Water Supply and Irrigation Systems	12/14/00	12/14/25
Jersey Shore Area Joint Water Authority	Jersey Shore	PA	SW	Water Supply and Irrigation Systems	11/13/86	12/8/36
Johnson & Johnson	Lititz	PA	CU	Pharmaceutical and Medicine Manufacturing	9/14/05	9/14/30
Juniata College	Huntingdon	PA	CU	Colleges, Universities, and Professional Schools	10/9/03	10/9/28
Kellogg's USA, Inc.	Lancaster	PA	CU	Food Manufacturing	11/14/91, 7/8/99	11/14/21
King Drive Corp.	Harrisburg	PA	SW, CU	Golf Courses and Country Clubs	6/12/02, 12/5/07	6/12/27
Kirkwood, Town of	Kirkwood	NY	GW	Water Supply and Irrigation Systems	3/12/92	3/12/22
Kline Township Municipal Authority	McAdoo	PA	GW	Water Supply and Irrigation Systems	6/14/01	6/14/26
Knight Settlement Sand & Gravel, LLC	Bath	NY	CU	Construction Sand and Gravel Mining	3/15/06, 12/5/06	3/15/31
Knouse Foods Cooperative, Inc.–Gardners Plant	Biglerville	PA	CU	Food Manufacturing	12/15/04	12/15/29
Knouse Foods Cooperative, Inc.–Peach Glen Plant	Biglerville	PA	CU	Food Manufacturing	9/8/04	9/8/29

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Koppers Inc.	Montgomery	PA	GW, CU	Rail Transportation	2/11/88, 1/18/90,3/10/04, 6/14/06	1/18/20
Kratzerville Municipal Authority	Selinsgrove	PA	GW	Water Supply and Irrigation Systems	1/12/89	1/12/19
Kunzler & Company, Inc.	Lancaster	PA	CU	Meat Processed from Carcasses	12/11/03	12/11/28
Labrador Mountain	Truxton	NY	SW, CU	Skiing Facilities	8/14/03	8/14/28
Lake Meade Municipal Authority	East Berlin	PA	GW	Water Supply and Irrigation Systems	11/14/91	11/14/21
Lancaster Country Club	Lancaster	PA	SW, CU	Golf Courses and Country Clubs	6/8/05	6/8/30
Lancaster County Solid Waste Management Authority—Frey Farm and Creswell Landfills	Lancaster	PA	GW, CU	Solid Waste Landfill	12/5/06, 3/14/07	12/5/31
Lancaster County Solid Waste Mgt. Authority	Lancaster	PA	CU	Electric Power Generation	9/8/88, 11/9/89, 9/27/94, 5/11/95, 12/11/03	9/8/18
Lancaster Leaf Tobacco Co. of PA, Inc.	Lancaster	PA	CU	Tobacco Product Manufacturing	12/12/02	12/12/27
Lebanon Valley College	Annville	PA	CU	Colleges, Universities, and Professional Schools	4/10/03	4/10/28
Lebanon Valley Golf Club, Inc.-(dba) Iron Valley Golf Club	Lebanon	PA	GW CU	Golf Courses and Country Clubs	12/3/98, 8/10/00	12/3/23
Leola Sewer Authority	Leola	PA	SW	Water Supply and Irrigation Systems	3/11/99	6/8/05
			GW		6/10/82	6/10/12
			GW		7/13/89	7/13/19
Lettermen, Inc.–Rich Valley Golf Course	Carlisle	PA	SW, CU	Golf Courses and Country Clubs	3/11/99	3/11/24
Lewistown Borough Municipal Authority	Milroy	PA	SW	Water Supply and Irrigation Systems	3/14/91, 9/2/93	3/21/16
Lewistown Borough Municipal Authority	Milroy	PA	GW	Water Supply and Irrigation Systems	3/12/92	3/12/22
Lewistown Country Club	Lewistown	PA	SW, CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Liberty Forge Golf Course, Inc.	Camp Hill	PA	SW, CU	Golf Courses and Country Clubs	9/23/98,4/10/03	9/23/23
Liberty Valley Country Club	Danville	PA	CU	Golf Courses and Country Clubs	10/9/03, 4/11/02	4/11/27
Lititz, Borough of	Lititz	PA	GW	Water Supply and Irrigation Systems	12/15/04	12/15/29
Lost Creek Golf Club-Juniata Recreation Center	Oakland Mills	PA	SW, CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Lycoming, County of—Lycoming County Resource Management Services	Montgomery	PA	CU	Solid Waste Landfill	3/14/07	3/14/22
Lykens Borough Authority	Lykens	PA	SW	Water Supply and Irrigation Systems	9/10/92	8/13/17
Mahanoy Township Authority	Mahanoy City	PA	SW	Water Supply and Irrigation Systems	9/16/93	11/16/18
Mahoning Township Authority	Danville	PA	SW	Water Supply and Irrigation Systems	12/3/98, 3/6/01	4/13/22
Manada Golf Club	Grantville	PA	SW, CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Manheim Borough Authority	Manheim	PA	GW	Water Supply and Irrigation Systems	9/13/06	9/13/31
Manheim Township	Lancaster	PA	GW, CU	Nature Parks and Other Similar Institutions	8/15/02, 12/5/06	8/15/27
Manheim, Borough of	Manheim	PA	GW	Water Supply and Irrigation Systems	9/13/83	9/13/13
Mansfield Borough Municipal Authority	Mansfield	PA	GW	Water Supply and Irrigation Systems	7/14/94	7/14/24

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Mansfield, Municipal Authority of the Borough of	Mansfield	PA	GW	Water Supply and Irrigation Systems	9/13/06	9/13/31
Marathon, Village of	Marathon	NY	GW	Water Supply and Irrigation Systems	12/14/05	12/14/30
Mark Twain Golf Course	Elmira	NY	CU	Golf Courses and Country Clubs	2/6/03	2/6/28
Mars Snack Food US, LLC	Elizabethtown	PA	CU	Sugar and Confectionery Product Manufacturing	8/9/01	8/9/26
Marshland Links, L.L.C.-The Links At Hiawatha Landing	Apalachin	NY	SW, CU	Golf Courses and Country Clubs	2/6/03	2/6/28
Martin Limestone, Inc. – Burkholder Quarry	Blue Ball	PA	GW, CU	Stone Mining and Quarrying	3/10/04 3/13/08	3/10/29
Martin Limestone, Inc. – Kurtz Quarry	Blue Ball	PA	CU	Stone Mining and Quarrying	3/10/04	3/10/29
Martin Limestone, Inc. – Weaverland Quarry	Blue Ball	PA	CU	Stone Mining and Quarrying	3/10/04	3/10/29
Martinsburg Municipal Authority	Martinsburg	PA	SW	Water Supply and Irrigation Systems	3/12/93	5/3/18
			GW		3/12/87	3/12/17
Maryland Town Water District	Worcester	NY	GW	Water Supply and Irrigation Systems	5/8/80	5/8/10
Masonic Village at Elizabethtown	Elizabethtown	PA	GW, CU	Continuing Care Retirement Communities	8/14/03, 3/29/05	8/14/28
Mayor and City Council of Baltimore, Maryland Water Supply System	Baltimore	MD	SW, CU	Water Supply and Irrigation Systems	8/9/01	8/8/51
McClure Municipal Authority	McClure	PA	SW	Water Supply and Irrigation Systems	1/13/94	2/9/19
McGraw, Village of	McGraw	NY	GW	Water Supply and Irrigation Systems	5/11/95	5/11/25
McStern, L.L.C. (dba) Deer Valley Golf Club	Hummelstown	PA	CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Meadia Heights Golf Club	Lancaster	PA	SW	Golf Courses and Country Clubs	2/10/00	2/10/25
Mechanicsburg Water Company	Mechanicsburg	PA	SW	Water Supply and Irrigation Systems	1/18/90	1/29/40
Merck & Co., Inc.	Danville	PA	SW, CU	Pharmaceutical and Medicine Manufacturing	7/12/95, 6/12/03	7/12/20
			GW		3/14/91	3/14/21
			GW		11/14/91	11/14/21
Messiah College	Grantham	PA	CU	Colleges, Universities, and Professional Schools	2/6/03	2/6/28
Middlesex Township Municipal Authority	Carlisle	PA	GW	Water Supply and Irrigation Systems	12/5/06	12/5/31
Middletown Borough Authority	Middletown	PA	GW	Water Supply and Irrigation Systems	7/13/89	7/13/19
					7/10/97	7/10/22
Mifflin Township Water Authority	Lightstreet	PA	GW	Water Supply and Irrigation Systems	10/1/96	10/1/21
Mifflinburg, Borough of	Mifflinburg	PA	SW	Water Supply and Irrigation Systems	5/13/93	5/18/18
			GW		11/23/93	11/23/23
			GW		12/15/04, 6/8/05	12/15/29
Mifflintown Municipal Authority	Mifflintown	PA	SW	Water Supply and Irrigation Systems	3/11/93	5/19/18
					1/30/07	5/19/18
Milesburg Borough Water Authority	Milesburg	PA	SW	Water Supply and Irrigation Systems	9/30/05	9/27/38
Mill Race Golf and Camping Resort, Inc.	Benton	PA	CU	Golf Courses and Country Clubs	6/12/02	6/12/27

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Millennium Pipeline Co., LLC	Binghamton	NY	SW, CU	Oil & Gas Pipeline & Related Structures Construction	3/13/08	3/13/13
Millersburg Area Authority	Millersburg	PA	SW	Water Supply and Irrigation Systems	11/12/02	11/12/27
			GW		1/14/82	1/14/12
			GW		3/11/93	3/11/23
Millersville University of Pennsylvania	Millersville	PA	GW, CU	Colleges, Universities, and Professional Schools	1/18/82	1/18/12
Millheim Borough Water Company	Millheim	PA	SW	Water Supply and Irrigation Systems	3/10/94	4/7/19
Milton Hershey School	Hershey	PA	GW, CU	Elementary and Secondary Schools	11/26/96, 7/8/99, 6/8/00	11/26/21
Moccasin Run Golf Club	Atglen	PA	CU	Golf Courses and Country Clubs	12/14/00	12/14/25
Monroe Valley Golf Course	Jonestown	PA	SW, CU	Golf Courses and Country Clubs	8/15/02, 9/13/06	8/15/27
Montgomery Water & Sewer Authority	Montgomery	PA	GW	Water Supply and Irrigation Systems	11/10/88	11/10/18
					7/11/91	7/11/21
Montrose Country Club	Montrose	PA	CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Morgantown Properties, L.P. by CDG New Morgan Management, Inc.	New Morgan	PA	SW, CU	Water Supply and Irrigation Systems	12/5/06	12/5/13
Mount Joy Borough Authority	Mount Joy	PA	GW	Water Supply and Irrigation Systems	6/13/07	6/13/22
Mount Joy Township Authority	Elizabethtown	PA	GW	Water Supply and Irrigation Systems	9/12/91	9/12/21
Mount Union Municipal Authority	Mount Union	PA	GW	Water Supply and Irrigation Systems	10/10/02	10/10/27
					3/14/07	3/14/22
Mountainview Thoroughbred Racing Association, Inc.	Grantville	PA	GW	Racetracks	8/15/02, 12/5/07 3/13/08	8/15/27
Mt. Carmel Cogeneration, Inc.	Marion Heights	PA	CU	Electric Power Generation	6/5/86, 7/12/90,11/8/90, 9/12/91, 6/8/00	6/5/16
Nelson Township Authority	Nelson	PA	SW	Water Supply and Irrigation Systems		
Nestle Waters North America, Inc.	Breinigsville	PA	GW CU	Bottled Water Manufacturing	2/10/00	2/10/25
New Berlin, Village of	New Berlin	NY	GW	Water Supply and Irrigation Systems	1/15/98	1/15/23
New Enterprise Stone & Lime Co., Inc.-Roaring Spring	New Enterprise	PA	CU	Construction Sand and Gravel Mining	7/14/94	7/14/24
New Enterprise Stone & Lime Company, Inc.-Ashcom Quarry	New Enterprise	PA	GW, SW, CU	Stone Mining and Quarrying	12/11/03, 6/13/07	12/11/28
New Enterprise Stone & Lime Company, Inc.-Tyrone Quarry	New Enterprise	PA	GW, SW, CU	Stone Mining and Quarrying	12/11/03, 6/13/07	12/11/28
New Freedom, Borough of	New Freedom	PA	SW	Water Supply and Irrigation Systems		5/13/99
New Holland Borough Authority	New Holland	PA	SW	Water Supply and Irrigation Systems	5/10/90	5/22/40
			GW		5/12/83	5/12/13
			GW		3/9/95	3/9/25
			GW		6/12/03	6/12/28
New Morgan Landfill Company, Inc., d.b.a. Conestoga Landfill	Morgantown	PA	CU	Solid Waste Landfill	12/5/06	12/5/31



Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
New Oxford Municipal Authority	New Oxford	PA	SW	Water Supply and Irrigation Systems	6/29/87	7/22/37
Newark Valley, Village of	Newark Valley	NY	GW	Water Supply and Irrigation Systems	12/11/03	12/11/28
Newport Borough Water Authority	Newport	PA	GW	Water Supply and Irrigation Systems	5/14/92,7/9/92	5/14/22
					12/14/05	12/14/30
Newville Borough Water and Sewer Authority	Newville	PA	SW	Water Supply and Irrigation Systems	11/8/90, 3/15/06	11/16/15
					3/15/06	3/15/31
Nissin Foods (USA) Co., Inc.	Lancaster	PA	CU	Food Manufacturing	10/10/02	10/10/27
Nittany Water Co., Inc.	Mill Hall	PA	GW	Water Supply and Irrigation Systems	11/14/91	11/14/21
Northampton Fuel Supply Company, Inc. – Loomis Bank Operation	Northampton	PA	CU	Mining (except Oil and Gas)	9/8/04, 12/14/05, 9/12/07	9/8/29
Norwich Pharmaceuticals Inc.	Norwich	NY	CU	Pharmaceutical and Medicine Manufacturing	9/14/05	9/14/30
Oakland Borough Water Authority	Susquehanna	PA	GW	Water Supply and Irrigation Systems	7/8/82	7/8/12
Oneonta, City of	Oneonta	NY	GW	Water Supply and Irrigation Systems	3/12/92	3/12/22
Orbisonia-Rockhill Joint Municipal Authority	Orbisonia	PA	GW	Water Supply and Irrigation Systems	9/23/98	9/23/23
Osram Sylvania Products, Inc.	Towanda	PA	GW, CU	Audio and Video Equipment Manufacturing	5/15/97, 11/13/97, 3/14/07	5/15/22
Out Door Country Club	York	PA	CU	Golf Courses and Country Clubs	4/11/02	4/11/27
Oxford, Village of	Oxford	NY	GW	Water Supply and Irrigation Systems	6/9/04	6/9/29
Oyler Orchards	Biglerville	PA	GW	Agriculture, Forestry, Fishing and Hunting	3/20/97	3/20/22
P.H. Glatfelter Co.	Spring Grove	PA	CU	Paper Manufacturing	5/13/93	5/13/23
			SW, CU		6/5/86	6/5/16
PA American Water Co.–Berwick Dist.	Milton	PA	GW	Water Supply and Irrigation Systems	6/9/88	6/9/18
PA American Water Co.–Capitol Div. E.	Hershey	PA	SW	Water Supply and Irrigation Systems	5/11/89	6/12/39
PA American Water Co.–Frackville Dist.	Frackville	PA	GW	Water Supply and Irrigation Systems	6/14/01	6/14/26
					11/13/97	11/13/22
PA American Water Co.–Hallstead Dist.	Norristown	PA	SW	Water Supply and Irrigation Systems	7/8/93	7/27/18
PA American Water Co.–Hallstead District	Susquehanna	PA	GW	Water Supply and Irrigation Systems	3/8/90	3/8/20
PA American Water Co.–Moshannon District	Philipsburg	PA	GW	Water Supply and Irrigation Systems	3/9/89	3/9/19
PA American Water Co.–Moshannon District	Philipsburg	PA	GW	Water Supply and Irrigation Systems	2/8/01	2/8/26
PA American Water Co.–Riverton Dist.	Mechanicsburg	PA	SW	Water Supply and Irrigation Systems	6/11/93	11/30/39
					11/30/89	11/30/39
Papetti’s Hygrade Egg Products, Inc., d.b.a. Michael Foods Egg Products Company	Klingerstown	PA	GW CU	Food Manufacturing	9/9/99,4/18/00	9/9/24
Parkwood Resources, Inc.–Cherry Tree Mine	Homer City	PA	CU	Bituminous Coal Underground Mining	12/5/07	12/5/22
Parline Golf Course	Elizabethtown	PA	CU	Golf Courses and Country Clubs	6/12/02	6/12/27

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
Peak Resorts, Inc.-Greek Peak Mountain Resort	Cortland	NY	SW, CU	Skiing Facilities	8/9/01	8/9/26
PEI Power Corporation	Archbald	PA	SW, CU	Electric Power Generation	4/12/01	4/12/26
Penn State Milton S. Hershey Medical Center	Hershey	PA	CU	General Medical and Surgical Hospitals	2/21/02	2/21/27
Penngolf Corporation-Freestone Golf Course	Port Matilda	PA	SW, CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Pennsy Supply, Inc. - Mt. Holly Springs Quarry	Harrisburg	PA	CU	Stone Mining and Quarrying	3/10/04	3/10/29
Pennsy Supply, Inc. (dba) Slusser Brothers-Pittston Quarry	Harrisburg	PA	CU	Crushed and Broken Limestone Mining and Quarrying	3/29/05	3/29/30
Pennsy Supply, Inc.-Fiddler's Elbow Quarry	Harrisburg	PA	CU	Crushed and Broken Limestone Mining and Quarrying	6/8/05	6/8/30
Pennsy Supply, Inc.-Millard Quarry	Harrisburg	PA	CU	Stone Mining and Quarrying	9/8/04	9/8/29
Pennsy Supply, Inc.-Penn Township	Harrisburg	PA	CU	Mining (except Oil and Gas)	9/8/04	9/8/29
Pennsy Supply, Inc.-Small Mountain Quarry	Harrisburg	PA	CU	Stone Mining and Quarrying	3/10/04	3/10/29
Pennsylvania College of Technology	Williamsport	PA	CU	Colleges, Universities, and Professional Schools	6/14/01	6/14/26
Pennsylvania Fish & Boat Commission	Bellefonte	PA	GW	Finfish Farming and Fish Hatcheries	7/14/94	7/14/24
Pennsylvania Food Group, LLC	Rheems	PA	CU	Food Manufacturing	4/10/03	4/10/28
Pennsylvania State University	University Park	PA	GW, CU	Colleges, Universities, and Professional Schools	1/12/89, 8/9/01	1/12/19
PFBC-Pleasant Gap Fish Culture Station	Bellefonte	PA	GW	Finfish Farming and Fish Hatcheries	6/8/00	6/8/25
Pepsi Bottling Group-Williamsport	Williamsport	PA	CU	Soft Drink Manufacturing	11/19/92, 8/10/00	11/19/22
Philipsburg Country Club	Philipsburg	PA	CU	Golf Courses and Country Clubs	6/12/02, 8/14/03	6/12/27
Pike Township Municipal Authority	Curwensville	PA	SW	Water Supply and Irrigation Systems	3/8/90	4/20/40
Pilgrim's Oak Golf Course	Peach Bottom	PA	SW, CU	Golf Courses and Country Clubs	5/21/98	5/21/23
Pilgrim's Pride Corporation of Virginia, Inc.	New Oxford	PA	CU	Meat Processed from Carcasses	6/12/02, 12/11/03	6/12/27
Pine Grove Borough Water Authority	Pine Grove	PA	GW	Water Supply and Irrigation Systems	9/10/92	9/10/22
Pine Hills Country Club	Taylor	PA	CU	Golf Courses and Country Clubs	6/9/04	6/9/29
Pine Meadows Golf Complex	Lebanon	PA	SW, CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Pioneer Hi-Bred International, Inc.	New Holland	PA	GW	Agriculture, Forestry, Fishing and Hunting	5/12/94	5/12/24
Pollio Div. of Kraft Foods	Campbell	NY	GW	Food Manufacturing	2/13/86	2/13/16
					9/14/95	9/14/20
Port Deposit Water & Sewer Authority	Port Deposit	MD	SW	Water Supply and Irrigation Systems	3/13/08	3/13/23
Port Royal Municipal Authority	Port Royal	PA	GW	Water Supply and Irrigation Systems	3/10/94	3/10/24
Porter Township Municipal Authority	Lamar	PA	SW	Water Supply and Irrigation Systems	11/19/92	12/21/17
PPG Industries, Inc., Works No. 6	Carlisle	PA	CU	Flat Glass Manufacturing	2/21/02, 8/14/03	2/21/27
PPL Brunner Island, LLC-Brunner Island Steam Electric Station	Allentown	PA	SW CU	Electric Power Generation	9/12/07	9/12/22

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
PPL Generation, LLC–Phoenix Links Golf Course	Allentown	PA	CU	Golf Courses and Country Clubs	6/14/06	6/14/31
PPL Montour, LLC	Allentown	PA	CU	Electric Power Generation	9/27/94	3/14/31
			SW, CU		3/15/06	3/15/31
			SW, CU		12/5/06	3/15/31
PPL Susquehanna, LLC	Berwick	PA	GW, SW, CU	Electric Power Generation	3/9/95, 9/12/07	3/9/25
Procter & Gamble Pharmaceuticals	Norwich	NY	GW	Pharmaceutical and Medicine Manufacturing	3/10/04	3/10/29
Procter & Gamble-Mehoopany	Mehoopany	PA	CU	Pharmaceutical and Medicine Manufacturing	7/14/94, 5/13/99	7/14/24
Prospect Aggregates, Inc.–Landisville Quarry	Landisville	PA	CU	Stone Mining and Quarrying	6/12/03	6/12/28
Quarryville, Borough of	Quarryville	PA	GW	Water Supply and Irrigation Systems	11/23/93	11/23/23
Quebecor World Atglen, Inc.	Atglen	PA	CU	Other Commercial Printing	6/12/03	6/12/28
R.C. Rickard Development Corporation, d.b.a. Conklin Players Club	Conklin	NY	CU	Golf Courses and Country Clubs	4/10/03	4/10/28
R.R. Donnelley & Sons Co.-East Plant	Lancaster	PA	CU	Other Commercial Printing	7/11/91, 5/21/98	5/21/23
R.R. Donnelley & Sons Co.-West Plant	Lancaster	PA	GW	Other Commercial Printing	7/11/91, 10/11/01	7/11/21
Range End Country Club, Inc.	Dillsburg	PA	GW, CU	Golf Courses and Country Clubs	10/11/01	10/11/26
Red Lion Municipal Authority	Red Lion	PA	SW	Water Supply and Irrigation Systems	7/10/86	3/25/33
Regents Glen Country Club, L.L.C.	York	PA	GW, CU	Golf Courses and Country Clubs	7/10/97,6/14/01	7/10/22
Renovo, Borough of	Renovo	PA	SW	Water Supply and Irrigation Systems	1/15/98	1/28/23
Republic Services of Pennsylvania, L.L.C.	York	PA	GW	Solid Waste Landfill	9/11/86, 6/29/87	9/11/16
Rising Sun, Town of	Rising Sun	MD	GW	Water Supply and Irrigation Systems	3/9/89	3/9/19
					10/9/03	10/9/28
River Hill Power Company, LLC	Indiana	PA	SW, CU	Fossil Fuel Electric Power Generation	12/15/04	12/15/29
River Valley Country Club	Westfield	PA	CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Rock Springs Electric Generating Facility	Rising Sun	MD	SW, CU	Electric Power Generation	12/14/00	12/14/25
ROGC Golf Partners, L.P.	Lebanon	PA	CU	Golf Courses and Country Clubs	2/21/02	2/21/27
			GW		8/15/02	8/15/27
Rohrer's Quarry, Inc.	Lititz	PA	CU	Stone Mining and Quarrying	8/14/03	8/14/28
Safe Harbor Hydroelectric Project	Conestoga	PA		Hydroelectric Power Generation	5/21/98	5/21/23
Sand Springs Development Corp.-Sand Springs Golf Community	Bethlehem	PA	GW, CU	Golf Courses and Country Clubs	4/10/03	4/10/28
					3/13/08	
Saxton Borough Municipal Authority	Saxton	PA	SW	Water Supply and Irrigation Systems	7/2/01	7/2/26
Schuylkill County Municipal Authority	Pottsville	PA	GW	Water Supply and Irrigation Systems	1/12/95	1/12/25
					9/9/99	9/9/24
Schuylkill Energy Resources, Inc.	Pottsville	PA	GW, CU	Electric Power Generation	1/8/87	1/8/17
Selinsgrove, Borough of	Selinsgrove	PA	GW	Water Supply and Irrigation Systems	9/12/91	9/12/21
Shade Mountain Golf Course	Middleburg	PA	CU	Golf Courses and Country Clubs	10/10/02	10/10/27
Shadowbrook Golf Course	Tunkhannock	PA	SW, CU	Golf Courses and Country Clubs	6/12/02	6/12/27

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date	
Sherburne, Village of	Sherburne	NY	GW	Water Supply and Irrigation Systems	9/14/05	9/14/30	
					6/14/06	6/14/31	
Shippensburg Borough Authority	Shippensburg	PA		Water Supply and Irrigation Systems	10/12/05	7/26/24	
			SW		7/12/90	8/2/15	
			GW		7/12/90	7/12/20	
			GW		5/12/94	5/12/24	
			GW		3/14/07	3/14/22	
Shippensburg University	Shippensburg	PA	CU	Colleges, Universities, and Professional Schools	4/11/02, 10/9/03	4/11/27	
Shobers Run Golf Company, LLC	Bedford	PA	SW, CU	Golf Courses and Country Clubs	10/10/02,	10/10/27	
			GW		6/14/06	6/14/31	
Shrewsbury, Borough of	Shrewsbury	PA	GW	Water Supply and Irrigation Systems			
						5/11/89	5/11/19
						1/18/90	1/18/20
						5/14/92	5/14/22
					3/10/04	3/10/29	
Sidney, Village of	Sidney	NY	GW	Water Supply and Irrigation Systems	2/13/86	2/13/16	
Sinking Valley Country Club	Altoona	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27	
Ski Roundtop Operating Corporation	Lewisberry	PA	SW, CU	Skiing Facilities	12/11/03	12/11/28	
Snake Spring Township Municipal Authority	Everett	PA	GW	Water Supply and Irrigation Systems	12/14/05	12/14/30	
Sno Mountain, LLC	Scranton	PA	SW, CU	Other Amusement and Recreation Industries	4/10/03	4/10/28	
			SW		9/8/88	10/30/39	
			GW		1/13/94	1/13/24	
			GW		4/18/00	4/18/25	
South Hills Golf Club	Hanover	PA	CU	Golf Courses and Country Clubs	6/12/02	6/12/27	
South Middleton Township Municipal Authority	Boiling Springs	PA	GW	Water Supply and Irrigation Systems	4/14/88	4/14/18	
South Slope Development Corporation– Song Mountain Ski Resort	Tully	NY	GW, SW, CU	Skiing Facilities	9/12/07	9/12/22	
Spectrum Control Technology, Inc.	Fairview	PA	GW	Automobile Manufacturing	5/11/95	5/11/25	
Sportsman's Golf Course	Harrisburg	PA	CU	Golf Courses and Country Clubs	10/9/03	10/9/28	
Spring Township Municipal Authority	Bellefonte	PA	SW	Water Supply and Irrigation Systems	9/16/93	10/13/18	
Spring Township Municipal Authority	Bellefonte	PA	GW	Water Supply and Irrigation Systems	2/6/03	2/6/28	
Springwood, LLC	Lancaster	PA	SW, CU	Golf Courses and Country Clubs	4/11/02	3/13/23	
					3/13/08		
St. Mary's Area Water Authority	St. Marys	PA	SW	Water Supply and Irrigation Systems	5/6/97	5/6/07	
Standing Stone Golf Club	Huntingdon	PA	CU	Golf Courses and Country Clubs	6/12/02, 8/14/03	6/12/27	

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
State College Borough Water Authority	State College	PA	SW	Water Supply and Irrigation Systems	1/23/92	1/31/17
			GW			
			GW			
			GW			
					5/11/89	5/11/19
					1/23/92	1/23/22
					5/13/93	5/13/23
State College Elks Country Club	Boalsburg	PA	GW	Golf Courses and Country Clubs	9/27/94	9/27/24
			CU		10/10/02	10/10/27
Stewartstown Borough Authority	Stewartstown	PA	SW	Water Supply and Irrigation Systems	3/21/01	3/21/26
			GW			
			GW			
			GW			
					7/13/89	7/13/19
					9/16/93	9/16/23
					3/9/95	3/9/25
Stone Hedge Country Club	Factoryville	PA	CU	Golf Courses and Country Clubs	10/11/01	10/11/26
Stoney Mountain Springs	Tower City	PA	CU	Bottled Water Manufacturing	3/29/05	3/29/30
Strasburg Borough Authority	Strasburg	PA	GW	Water Supply and Irrigation Systems	1/12/89	1/12/19
Suburban Lock Haven Water Authority	Mill Hall	PA	SW	Water Supply and Irrigation Systems	11/19/92	2/13/13
Sunbury Municipal Authority	Sunbury	PA	SW	Water Supply and Irrigation Systems	4/2/07	
Sunnyside Ethanol, LLC	Pittsburgh	PA	SW, CU	Ethyl Alcohol Manufacturing	12/5/06	12/5/31
Sunset Golf Course	Middletown	PA	CU	Golf Courses and Country Clubs	5/13/99	5/13/24
Susquehanna Valley Country Club	Hummels Wharf	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
SVC Manufacturing Inc.	Mountaintop	PA	CU	Food Manufacturing	9/10/92,12/13/01	9/10/22
Sweet Arrow Springs, L.L.C.	Harrisburg	PA	SW, CU	Bottled Water Manufacturing	2/21/02	2/21/27
Swiss Premium Dairy, Inc.	Lebanon	PA	CU	Beverage Manufacturing	6/12/02, 6/14/06	6/12/27
Tanglewood Manor, Inc., Golf Club	Quarryville	PA	SW, CU	Golf Courses and Country Clubs	6/12/02	6/12/27
Temple Springs	Philadelphia	PA	CU	Bottled Water Manufacturing	3/29/05	3/29/30
Terre Hill, Borough of	Terre Hill	PA	GW	Water Supply and Irrigation Systems	4/14/88	4/14/18
Textron-Lycoming	Williamsport	PA	GW	Engine, Turbine, and Power Transmission Equipment Manufacturing	2/11/88	2/11/18
Toftrees Resort and Conference Center	State College	PA	CU	Golf Courses and Country Clubs	10/10/02	10/10/27
Towanda Country Club	Towanda	PA	CU	Golf Courses and Country Clubs	10/10/02	10/10/27
Tower City Borough Authority	Tower City	PA	GW	Water Supply and Irrigation Systems	3/12/92	3/12/22
					6/12/03	6/12/28
Tree Top Golf Course, Inc.	Manheim	PA	CU	Golf Courses and Country Clubs	2/21/02	2/21/27
Tunkhannock Borough Municipal Authority	Tunkhannock	PA	GW	Water Supply and Irrigation Systems	8/14/03	8/14/28
					9/13/06	9/13/31
Turbot Hills Golf Course	Milton	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
					6/9/04	6/9/29
Turkey Hill Dairy, Inc.	Conestoga	PA	GW, CU	Food Manufacturing	8/14/03	8/14/28
Twin Hickory Golf Course	Hornell	NY	CU	Golf Courses and Country Clubs	8/14/03	8/14/28
Tyoga Country Club	Wellsboro	PA	CU	Golf Courses and Country Clubs	10/11/01, 8/14/03	10/11/26

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
U.S. Geological Survey-Northern Appalachian Research Laboratory	Wellsboro	PA	GW	Finfish Farming and Fish Hatcheries	8/14/03	8/14/28
					4/9/86, 7/13/89	4/9/16
Union Township Municipal Authority	Belleville	PA	SW	Water Supply and Irrigation Systems	9/13/90	9/21/15
United Water of Pennsylvania, Inc.	Harrisburg	PA	GW	Water Supply and Irrigation Systems	11/13/86	11/13/16
United Water PA-Dallas Operation	Dallas	PA	GW	Water Supply and Irrigation Systems	10/10/85	10/10/15
					11/10/88	11/10/18
					3/29/05, 12/5/06	3/29/30
United Water PA-Harrisburg Operation	Harrisburg	PA	SW	Water Supply and Irrigation Systems	8/30/05	8/31/30
			GW		4/14/88	4/14/18
			GW		1/17/91	1/17/21
			GW		7/14/94	7/14/24
United Water PA-Mechanicsburg Operation	Harrisburg	PA	GW	Water Supply and Irrigation Systems	11/8/90	11/8/20
Univar USA, Inc.	Middletown	PA	CU	Chemical Manufacturing	6/12/02	6/12/27
Upper Halfmoon Water Company	Port Matilda	PA	GW	Water Supply and Irrigation Systems	5/13/93	5/13/23
Valley Country Club	Sugarloaf	PA	CU	Golf Courses and Country Clubs	8/15/02, 6/14/06	8/15/27
Valley View Springs-Eagle Springs Co.	Zerbe	PA	SW, CU	Bottled Water Manufacturing	11/13/97	11/13/22
Valspar Coatings Lebanon Facility	Lebanon	PA	CU	Paint and Coating Manufacturing	6/9/04	6/9/29
Vestal Hills Country Club	Binghamton	NY	CU	Golf Courses and Country Clubs	4/10/03	4/10/28
Vestal, Town of	Vestal	NY	GW	Water Supply and Irrigation Systems	5/14/81	5/14/11
					5/11/95	5/11/25
Viking Energy of Northumberland L.P.	Northumberland	PA	GW, CU	Electric Power Generation	3/12/87, 11/10/88, 11/19/92, 8/14/03	3/12/17
Walden Oaks Country Club, Inc.	Cortland	NY	CU	Golf Courses and Country Clubs	2/6/03	2/6/28
Walker Township Water Association	Bellefonte	PA	GW	Water Supply and Irrigation Systems	3/14/91	3/14/21
					9/14/95	9/14/20
Walker Township Water Association	Mingoville	PA	GW	Water Supply and Irrigation Systems	9/12/07	9/12/22
Walsh Construction-SR22-A09	Mifflintown	PA	CU	Highway, Street, and Bridge Construction	6/8/05	9/1/08
Warwick Township Municipal Authority	Lititz	PA	GW	Water Supply and Irrigation Systems	1/12/89	1/12/19
Waverly, Village of	Waverly	NY	GW	Water Supply and Irrigation Systems	2/11/82	2/11/12
					2/6/03	2/6/28
					12/5/07	2/6/28
Weis Markets, Inc.	Sunbury	PA	CU	Bottled Water Manufacturing	4/10/03, 9/14/05	4/10/28
Wellsboro Municipal Authority	Wellsboro	PA	SW	Water Supply and Irrigation Systems	3/11/99	12/18/34
West Cocalico Township Authority	Reinholds	PA	GW	Water Supply and Irrigation Systems	1/12/78	1/12/08
					2/6/03	2/6/28
West Earl Water Authority	Brownstown	PA	SW	Water Supply and Irrigation Systems	9/11/97	5/27/22
			GW		2/11/82	2/11/12

Facility Name	Municipality	State	Approval Type Groundwater (GW) Surface Water (SW) Consumptive Use (CU)	NAICS Title	Approval Date	Expiration Date
West Manchester Township Authority	York	PA	GW	Water Supply and Irrigation Systems	9/15/78	9/15/08
					9/23/98	9/23/23
					9/14/05	9/14/30
West Shore Country Club	Camp Hill	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
West Winfield, Village of	West Winfield	NY	GW	Water Supply and Irrigation Systems	9/8/04	9/8/29
White Deer Golf Courses–Lycoming County Recreation Authority	Montgomery	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Wilbur Chocolate Company	Lititz	PA	GW	Sugar and Confectionery Product Manufacturing	4/12/01	4/12/26
Williamsburg, Borough of	Williamsburg	PA	GW	Water Supply and Irrigation Systems	7/14/94, 3/9/95	7/14/24
Williamsport Country Club	Williamsport	PA	GW, CU	Golf Courses and Country Clubs	5/10/90, 2/10/00, 4/10/03	5/10/20
Williamsport Municipal Water Authority	Williamsport	PA	GW	Water Supply and Irrigation Systems	3/12/82	3/12/12
Willow Valley Golf Club, Inc.	Lancaster	PA	CU	Golf Courses and Country Clubs	12/13/01	12/13/26
Windsor, Village of	Windsor	NY	GW	Water Supply and Irrigation Systems	1/11/79	1/11/09
Wise Foods, Inc.	Berwick	PA	GW	Food Manufacturing	5/14/92	5/14/22
WMPI PTY, L.L.C.	Frackville	PA	GW, CU	Coal Mining	9/14/05	9/14/30
Wood-Mode, Inc.	Kreamer	PA	CU	Electric Power Generation	7/13/89, 2/10/00	7/13/19
					2/10/00	7/13/19
Woolrich, Inc.	Woolrich	PA	CU	Bottled Water Manufacturing	3/29/05	3/29/30
World Kitchen, Inc. – Pressware Plant	Corning	NY	GW	Kitchen Utensil, Pot, and Pan Manufacturing	12/13/01, 9/8/04	12/13/26
					3/15/06	3/15/31
WPS Westwood Generation, LLC	Failey	PA	GW, CU	Electric Power Generation	3/11/99, 8/15/02	3/11/24
Wrightsville Borough Municipal Authority	Wrightsville	PA	SW	Water Supply and Irrigation Systems	3/11/99	3/29/24
Wyncote Golf Course-Penn View, Inc.	Oxford	PA	CU	Golf Courses and Country Clubs	8/10/00	8/10/25
Wynding Brook, Inc.-Wynding Brook Golf Club	Milton	PA	SW, CU	Golf Courses and Country Clubs	3/13/08	3/13/23
Wyoming Valley Country Club	Wilkes-Barre	PA	CU	Golf Courses and Country Clubs	8/15/02	8/15/27
Y&S Candies	Lancaster	PA	CU	Sugar and Confectionery Product Manufacturing	7/11/91, 8/10/00	7/11/21
York County Solid Waste & Refuse Authority	York	PA	CU	Electric Power Generation	9/11/86, 9/12/91	9/11/16
York County Solid Waste & Refuse Authority	York	PA	GW	Solid Waste Landfill	5/15/97	5/15/22
York Plant Holding LLC	York	PA	CU	Electric Power Generation	12/5/07	12/5/22
York Springs Municipal Authority	York Springs	PA	GW	Water Supply and Irrigation Systems	12/10/81	12/10/11
York Water Company, The	York	PA	SW	Water Supply and Irrigation Systems	10/10/02	10/10/27
			SW		6/12/06	10/10/27
			GW		5/14/81	5/14/11
Zausner Foods Corporation	New Holland	PA	CU	Food Manufacturing	12/13/01	12/13/26
<b>TOTAL</b>		<b>525</b>				

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**APPENDIX 3**

**SUSQUEHANNA RIVER BASIN COMMISSION  
WATER RESOURCES PROGRAM**

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*Appendix 3 – SRBC Water Resources Program*

**SUSQUEHANNA RIVER BASIN COMMISSION****2008 Water Resources Program****March 13, 2008**

Section 14.2 of the Susquehanna River Basin Compact (Compact), P.L. 91-575 states that “the Commission will annually adopt a water resources program, based upon the comprehensive plan, consisting of the projects and facilities which the Commission proposes to be undertaken by the Commission and by other authorized governmental and private agencies, organizations, and persons during the ensuing six years or such other reasonably foreseeable period as the Commission may determine.”

Currently, the 12 water resource needs (listed below) are addressed in the 2008 Water Resources Program (WRP). Beginning in 2009, the WRP will become a primary implementation vehicle for the Commission’s revised Comprehensive Plan. Accordingly, the current 12 water resource needs will be revised to correspond to the appropriate Priority Management Areas and Areas of Special Interest identified in the revised Comprehensive Plan. This Appendix 3 serves only as a place-holder until the 2009 WRP is prepared.

1. Coordination
2. Reduce Flood Damages and Provide Effective Disaster Recovery
3. Improve Water Quality
4. Mitigate Drought Impacts
5. Ensure Adequate Water Supply
6. Promote Economic Development
7. Protect and/or Restore Aquatic Ecosystems
8. Restore Migratory Fish
9. Manage Sediment
10. Preserve Cultural and Historical Heritage
11. Enhance Recreation
12. Facilitate Data Management and Use