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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1326 Session of  
2017

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INTRODUCED BY HANNA, PICKETT, LONGIETTI AND READSHAW,  
MAY 2, 2017

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REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,  
MAY 2, 2017

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AN ACT

1 Amending Title 27 (Environmental Resources) of the Pennsylvania  
2 Consolidated Statutes, providing for water obstruction and  
3 encroachment permits.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Title 27 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a chapter to read:

8 CHAPTER 33

9 WATER OBSTRUCTION

10 AND ENCROACHMENT PERMITS

11 Sec.

12 3301. Definitions.

13 3302. De minimis impact project permits.

14 § 3301. Definitions.

15 The following words and phrases when used in this chapter  
16 shall have the meanings given to them in this section unless the  
17 context clearly indicates otherwise:

18 "De minimis impact project." The construction, maintenance,

1 testing, repair, rehabilitation or replacement of water  
2 obstructions and encroachments that create a disturbance that  
3 affects an area not larger than 1/20 of an acre located within a  
4 floodway.

5 "Department." The Department of Environmental Protection of  
6 the Commonwealth.

7 § 3302. De minimis impact project permits.

8 The fee for a permit under 25 Pa. Code Ch. 105 (relating to  
9 dam safety and waterway management) for a de minimis impact  
10 project is \$100.

11 Section 2. This act shall take effect in 60 days.