

AMENDMENTS TO HOUSE BILL NO. 2404

Sponsor: REPRESENTATIVE METCALFE

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1 Amend Bill, page 1, line 17, by inserting after "which"

2 the Department of Transportation or

3 Amend Bill, page 2, by inserting between lines 1 and 2

4 (b) The department shall approve an application for a permit
5 to a municipality under this section if the applicant meets all
6 of the following criteria:

7 (1) The municipality is without a sustained history of
8 significant permit violations under this act.

9 (2) The municipality takes an affirmative duty over the
10 watercourses, water obstructions, appurtenant works and
11 encroachments delineated in the permit application.

12 Amend Bill, page 2, line 2, by striking out "(b)" and

13 inserting

14 (c)

15 Amend Bill, page 2, line 7, by striking out "(c)" and

16 inserting

17 (d)

18 Amend Bill, page 2, line 7, by striking out "municipality

19 granted the permit" and inserting

20 permittee

21 Amend Bill, page 2, line 14, by striking out "municipality

22 granted the permit" and inserting

23 permittee

24 Amend Bill, page 2, line 15, by striking out "(d)" and

25 inserting

26 (e)

27 Amend Bill, page 2, line 15, by striking out "municipality

1 granted a permit under this section" and inserting
2 permittee
3 Amend Bill, page 2, line 18, by striking out "(e)" and
4 inserting
5 (f)
6 Amend Bill, page 2, line 26, by striking out "(f)" and
7 inserting
8 (g)
9 Amend Bill, page 2, line 26, by striking out "municipality"
10 and inserting
11 permittee
12 Amend Bill, page 2, line 30, by striking out "municipal"
13 Amend Bill, page 3, line 2, by striking out "municipality"
14 and inserting
15 permittee
16 Amend Bill, page 3, line 5, by striking out "(g)" and
17 inserting
18 (h)
19 Amend Bill, page 3, line 6, by striking out "municipality"
20 and inserting
21 permittee
22 Amend Bill, page 3, line 7, by striking out "(h)" and
23 inserting
24 (i)
25 Amend Bill, page 3, line 8, by striking out "municipality"
26 and inserting
27 permittee
28 Amend Bill, page 3, lines 14 through 17, by striking out all
29 of said lines and inserting
30 (j) A permit violation shall not be found to have occurred
31 when a permittee removes or manipulates obstructions or debris

1 within or along a watercourse in a manner that enables water
2 obstructions, appurtenant works or encroachments specified
3 within the permit to operate consistent with applicable plans,
4 specifications, reports and designs previously prepared by a
5 registered professional engineer.

6 Amend Bill, page 3, line 18, by striking out "(j)" and
7 inserting

8 (k)

9 Amend Bill, page 3, line 18, by striking out "municipality
10 granted the permit" and inserting

11 permittee

12 Amend Bill, page 3, by inserting between lines 21 and 22

13 (l) As used in this section, the term "municipality" means a
14 county, city, town, borough, township or school district in this
15 Commonwealth.