
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE RESOLUTION

No. 284 Session of
2017

INTRODUCED BY MOUL, KEEFER AND SANKEY, APRIL 25, 2017

REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 25, 2017

A RESOLUTION

1 Urging the Congress of the United States to repeal the
2 Environmental Protection Agency's MS4 program.

3 WHEREAS, In 1990, the United States Environmental Protection
4 Agency (EPA) began requiring urban areas with populations of
5 100,000 or more to obtain National Pollution Discharge
6 Elimination System (NPDES) permits for storm water runoff as
7 part of the Phase I Municipal Separate Storm Sewer System (MS4)
8 regulations; and

9 WHEREAS, In 1999, EPA issued Phase II of the MS4 regulations,
10 requiring small urbanized areas to obtain NPDES permits for
11 storm water discharges; and

12 WHEREAS, With more than 7,000 MS4s nationwide, the
13 Commonwealth of Pennsylvania is home to two Phase I and 953
14 Phase II MS4s in boroughs, cities, towns and townships; and

15 WHEREAS, NPDES permits for MS4s require permittees to develop
16 and implement storm water controls to minimize the discharge of
17 runoff from the rainwater sewer systems; and

18 WHEREAS, MS4s are designated in urbanized areas as determined

1 by the latest Federal decennial census and, accordingly, as
2 communities of the Commonwealth of Pennsylvania grow they are
3 included in MS4 permitting requirements; and

4 WHEREAS, Controlling storm water runoff to comply with the
5 MS4 regulations has become a financial burden on many
6 communities of the Commonwealth of Pennsylvania; and

7 WHEREAS, The cost of compliance with the MS4 program has been
8 estimated to cost Commonwealth of Pennsylvania taxpayers several
9 billion dollars; and

10 WHEREAS, This unfunded mandate has already added additional
11 costs and increased taxes on residents and businesses and
12 restricted growth in our neighborhoods; and

13 WHEREAS, The Commonwealth of Pennsylvania Storm Water
14 Management Act, Act 167 of 1978, and 25 Pa. Code Chapter 102,
15 Erosion and Sediment Control, adequately address storm water
16 within the Commonwealth of Pennsylvania; therefore be it

17 RESOLVED, That the House of Representatives of the
18 Commonwealth of Pennsylvania urge the Congress of the United
19 States to repeal the EPA's MS4 program; and be it further

20 RESOLVED, That certified copies of this resolution be
21 transmitted by the Executive Clerk to the President of the
22 United States, the President pro tempore of the United States
23 Senate and the Speaker of the United States House of
24 Representatives; and be it further

25 RESOLVED, That certified copies of this resolution be
26 transmitted to the Administrator of the United States
27 Environmental Protection Agency.