Agenda

Complying with Water Quality Laws and Regulations
P. Bruder, Jr.  R. Hurst
General overview of state and federal water quality regulations
Sewage permitting under NPDES and Pennsylvania issued permits
Stormwater regulations and permitting under NPDES’s program
Wastewater discharge regulations under Safe Drinking Water Act including Underground Injection Control program

Facility Construction Permitting
P. Bruder, Jr.  R. Hurst
Under PADEP Chapter 92 Regulations
Publicly-owned treatment works (POTW)
Agricultural permits (manure storage facilities)

Regulation of On-lot Sewage Facilities and Local Sewage Planning Requirements Under PADEP Chapters 71-73 Regulations
P. Bruder, Jr.  R. Hurst
Current Issues Under the Clean Water Act
“Waiters of the United States” update
Regulation of groundwater
CWA Section 401 – state water quality certifications
CWA Section 404(c) - EPA veto authority

Understanding Pennsylvania Water Rights
P. Zarepnel
Common law and the ownership of water rights in Pennsylvania
The public trust doctrine and the Environmental Rights Amendment
Pennsylvania statutes addressing or implicating water rights
Roles of the various regulatory agencies regarding water rights
Ownership of land underlying waterways
Public easement in waterways

Pennsylvania’s River Basin Commissions – Background and Current Issues
C. Nestor  J. Oyler
Susquehanna and Delaware River Basin Commissions
Importance of interstate water compacts and their role in a complicated environmental regulatory environment
 Nexus between energy development and water use both for the natural gas and electric generation industries
Regulation of the consumptive use of water and related mitigation
Delaware River Basin Commission’s moratorium on, and proposed ban of, natural gas development and related litigation

Water Utility Regulation
A. Bokare
Types of water utilities
Overview of Public Utility Commission regulation of water utilities
Current hot topics impacting water utility regulation

Learning Objectives

You’ll be able to:
Review the full spectrum of federal and state water quality regulations.
Understand regulation of publicly-owned sewage treatment works.
Describe regulations pertaining to on-lot sewage facilities.
Discuss current issues under the Clean Water Act.
Review the common law of Pennsylvania water rights, including the public trust doctrine.
Explore developments involving the Susquehanna and Delaware River Basin Commissions.
Discuss Public Utility Commission regulation of Pennsylvania water utilities.

Continuing Education Credits

Professional Engineers 6.5 PDHs
Professional Geologists 6.5 PDHs
Pennsylvania Attorneys 6.5 CLE Hours

Pennsylvania Water Laws and Regulations
Camp Hill, PA - Friday, February 21, 2020

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The Pennsylvania Department of Environmental Quality (PADEP) regulates sewage facility construction.
Discuss Public Utility Commission regulation of Pennsylvania water utilities.
Examine Pennsylvania common law and statutes governing water rights.
Explore developments involving the Susquehanna and Delaware River Basin Commissions.

Review Pennsylvania Department of Environmental Quality (PADEP) regulation of sewage facility construction.
Understand state and federal water quality laws and regulations.
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Faculty
Paul J. Bruder, Jr., Shareholder of Mette, Evans & Woodside
Mr. Bruder serves as chair of the Mette, Evans & Woodside Environmental Practice Group. He previously served as an attorney with the Pennsylvania Department of Environmental Protection. In the area of environmental law, Mr. Bruder focuses his practice in federal and state regulatory compliance, solid waste management, sewage facility planning, brownfield remediation and development, storage tank permitting and remediation, and water quality matters. Mr. Bruder counsels clients with respect to construction issues, lead paint and asbestos abatement, and he regularly handles matters involving administrative law, including state-issued licenses or permits.

Randall G. Hurst
Of Counsel at Mette, Evans & Woodside
During his 20 years in the wastewater treatment consulting industry, Mr. Hurst developed an interest in the regulatory aspect of the field, which led him to pursue his law degree. Focusing his practice on environmental, public utility and land use, he now represents individuals and municipalities. Mr. Hurst has authored many articles on wastewater treatment, water quality standards and professionalism. He presented on storm water management, industrial pretreatment programs, water quality standards, and emergency preparedness at treatment plants, and state standards for plant operators.

Anthony R. Holtzman
Attorney at K&L Gates LLP
Mr. Holtzman's practice is focused on environmental law, constitutional law, appellate litigation, gaming law, and commercial litigation. He represents energy industry clients in agency enforcement actions, allegations of environmental, public utility and land use violations, and property rights disputes. Mr. Holtzman advises clients on Pennsylvania and federal regulatory compliance issues, including storm water, spill remediation, waste management, industrial pretreatment programs, water quality standards, emergency preparedness at treatment plants, and state standards for plant operators.

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Registration
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