

Willig, Robert A.

From: [REDACTED]
Sent: Tuesday, September 24, 2019 4:51 PM
To: ACRE Shared Mailbox
Subject: Timber harvest ACRE violation
Attachments: Logging Permit.pdf

Mr. Willig

It has come to my attention that East Earl Township in Lancaster County Pennsylvania is requiring that all Erosion & Sediment Control Plan for Timber Harvesting Operations be approved by the Lancaster County Conservation District as a condition of approval for the timber harvesting permit in the township. Below is an attached pdf of the township application. There are several other items listed on the permit application that are questionable as well.

Compliance with State Law – The logging plan shall address and comply with the requirements of all applicable State regulations, including, but not limited to, the following:

- A. Erosion and sedimentation control regulations contained in Title 25 Pennsylvania Code, Chapter 102, promulgated pursuant to The Clean Streams Law (35 P.S. §691.1 et seq.).
- B. Stream crossing and wetlands protection regulations contained in Title 25 Pennsylvania Code, Chapter 105, promulgated pursuant to the Dam safety and Encroachments Act (32 P.S. §693.1 et seq.).

Relationships of State Laws, Regulations and permits to the Logging Plan - Any permits required by State laws and regulations shall be attached to and become part of the logging plan.

Required Forest Practices – The following requirements shall apply to all timber harvesting operations:

1. Felling or skidding on, or across, any public road is prohibited with out the express written consent of the Township, or the Pennsylvania Department of Transportation, whichever is responsible for maintenance of the thoroughfare.
2. No tree tops or slash shall be left within twenty-five (25) feet of any public road, or private roadway providing access to adjoining residential property.
3. All tree tops and slash between twenty-five (25) and fifty (50) feet from a public roadway, or private roadway providing access to adjoining residential property, or within fifty (50) feet of adjoining residential property, shall be lopped to a maximum height of four (4) feet above the ground.
4. No tree tops or slash shall be left on, or across, the boundary of any property adjoining the operation.
5. Litter resulting from a timber harvesting operation shall be removed from the site before it is vacated by the forestry operator.
6. All timber harvesting must be in compliance with the current zoning ordinance logging provisions.

Responsibility for Road Maintenance and Repair, Road Bonding – Pursuant to Title 75 of the Pennsylvania Consolidated Statutes, Chapter 49; and Title 67 Pennsylvania Code, chapter 189, the landowner and the forestry operator shall be responsible for repairing any damage to township roads caused by traffic associated with the timber harvesting operation, to the extent the damaged is in excess of that caused by normal traffic, and shall be required to furnish a bond to guarantee the repair of such potential damages, as calculated by the Township Engineer.