

**Overview of Proposed Revisions to 25 Pa. Code Chapter 102  
(Erosion and Sediment Control)  
March 16, 2009  
DRAFT**

- I. Inclusion of federal “Phase II” NPDES stormwater construction requirements: (NPDES permit required for 1-5 acres of earth disturbance w/ a point source discharge, in addition to Phase I – 5 acres or more earth dist. requires a permit) (Non-Ag)
- II. Codification of erosion, sediment and stormwater management general permit requirement for earth disturbances associated with oil and gas activities. (Non-Ag)
- III. Codification of Post Construction Stormwater Requirements. (Non-Ag)
- IV. Addition of Riparian Forest Buffer Section: Mandatory Buffer for earth disturbance adjacent EV waters for projects that require a permit under this Chapter; requirements for buffer conservation, construction and maintenance. (Non-Ag)
- V. Low Impact/Riparian Buffer Permit-by-Rule for qualifying sites and projects that utilize:  
(Non-Ag)
  - a. Riparian buffers
  - b. Low impact design and BMPs
  - c. Plans and as-builts sealed/certified by licensed professional
  - d. 15 day process
- VI. The scope of the Agricultural sections of the Chapter are being expanded beyond “agricultural plowing and tilling” to also include “animal heavy use areas”; the req’ts related to plowing and tilling are being more clearly defined. (Ag)
- VII. Permit specific fee provisions.
- VIII. Miscellaneous (updating) revisions to existing sections including definitions, plan requirements, special protection best management practices, etc.