

Commonwealth of Pennsylvania
Department of Environmental Protection
Southcentral Regional Office
Waterways and Wetlands Program

WATER OBSTRUCTION AND ENCROACHMENT PERMIT

The Department of Environmental Protection “DEP”, established by the Act of December 3, 1970, P.L. 834 (71 P.S. § 510-1 et seq.) and empowered to exercise certain powers and perform certain duties under and by virtue of the Act of November 26, 1978, P.L. 1375, as amended by the Act of October 23, 1979, P.L. 204 (32 P.S. § 693.1 et seq.) known as the “Dam Safety and Encroachments Act”; Act of October 4, 1978, P.L. 851, (32 P.S. § 679.101 et seq.) known as the “Flood Plain Management Act”; Act of June 22, 1937, P.L. 1987, (35 P.S. § 691.1 et seq.), known as “The Clean Steams Law”; and the Administrative Code, Act of April 9, 1929, P.L. 177, as amended, which empowers DEP to exercise certain powers and perform certain duties by law vested in and imposed upon the Water Supply Commission of Pennsylvania and the Water and Power Resources Board, hereby issues this permit to:

York County Conservation District
2401 Pleasant Valley Rd.
Suite 101, Room 139
York, PA 17402

giving its consent to conduct a stream stabilization project along 4,481-feet of Buffalo Valley Run (WWF, MF) and 319-feet of UNT to Buffalo Valley Run, 1.) construct and maintain two (2) agricultural stream crossings across Buffalo Valley Run (WWF, MF) and one (1) agricultural stream crossing across UNT to Buffalo Valley Run (WWF, MF), each measuring 12-linear feet wide and 20-linear feet in length, 2.) install and maintain 1,718-linear feet of coir log in Buffalo Valley Run (WWF, MF) and 26-linear feet of coir log in UNT to Buffalo Valley Run (WWF, MF), 3.) install and maintain 88-linear feet of 6.0-inch PVC overflow pipe in the floodway of Buffalo Valley Run (WWF, MF), 4.) construct and maintain 120-linear feet of foot path in the floodway of Buffalo Valley Run (WWF, MF), 5.) construct and maintain twenty (20) grade stabilizers totaling 171-linear feet in length in Buffalo Valley Run (WWF, MF) and one (1) grade stabilizer totaling 4-linear feet in length in UNT to Buffalo Valley Run (WWF, MF), 6.) construct and maintain 48-linear feet of riprap protection in Buffalo Valley Run (WWF, MF), 7.) grade and maintain 131-linear feet of streambank along Buffalo Valley Run (WWF, MF) and 18-linear feet along UNT to Buffalo Valley Run (WWF, MF), 8.) grade and maintain 2,033-feet of streambank/floodway benching along Buffalo Valley Run (WWF, MF), and 9.) construct and maintain 68-linear feet of rock grade stabilization in Buffalo Valley Run (WWF, MF), all for the purpose of stabilizing an existing stream channel. The project is located at 2605 Buffalo Valley Rd., Spring Grove, PA 17362, in Codorus Township, York County (Latitude: 39.81925, Longitude: -76.82645). Wetland impacts are not proposed with this project.

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

This permit is issued in response to an application filed with DEP on the 10th day of October A.D. 2025, and with the understanding that the work shall be performed in accordance with the maps, plans, profiles and specifications filed with and made a part of the application on the 10th day of October A.D. 2025, the 23rd day of December A.D. 2025, the 12th day of February A.D. 2026, the 4th day of May A.D.

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2026, the 5th day of June A.D. 2026, the 22nd day of June A.D. 2026, the 28th day of July A.D. 2026, the 30th day of July A.D. 2026, and the 7th day of August A.D. 2026, subject, however, to the provisions of the Dam Safety and Encroachments Act, the Flood Plain Management Act, The Clean Streams Law, the Administrative Code, the rules and regulations promulgated thereunder and the following conditions and restrictions. If the work authorized by this permit is not completed on or before the 31st day of December A.D. 2031, this permit, if not previously revoked or specifically extended by DEP in writing, shall become void without further notification.

1. The permittee shall sign the Acknowledgement of Appraisal of Permit Conditions thereby expressly certifying the permittee's acceptance of, and agreement to comply with, the terms and conditions of this permit. The permittee shall return a signed copy of the Acknowledgement of Appraisal of Permit Conditions to DEP. Unless the Acknowledgement of Appraisal of Permit Conditions form is completed and filed with DEP, this permit is void;
2. DEP, in issuing this permit, has relied on the information and data which the permittee has provided in connection with his permit application. If, subsequent to the issuance of this permit, such information and data prove to be false, incomplete or inaccurate, this permit may be modified, suspended, or revoked, in whole or in part, and DEP may, in addition, institute appropriate legal proceedings;
3. This permit does not give any property rights, either in real estate or material, nor any exclusive privileges, nor shall it be construed to grant or confer any right, title, easement, or interest in, to, or over any land belonging to the Commonwealth of Pennsylvania "Commonwealth"; neither does it authorize any injury to private property or invasion of private rights, nor any infringement of Federal, State, or Local laws or regulations; nor does it obviate the necessity of obtaining Federal assent when necessary;
4. The work shall at all times be subject to supervision and inspection by representatives of DEP, and no changes in the maps, plans, profiles, and specifications as approved shall be made except with the written consent of DEP. DEP, however, reserves the right to require such changes or modifications in the maps, plans, profiles, and specifications as may be considered necessary to assure compliance with the Dam Safety and Encroachments Act and other laws administered by DEP, the Pennsylvania Fish Commission and any river basin commission created by interstate compact. DEP further reserves the right to suspend or revoke this permit for failure to comply with a provision of 25 Pa. Code Chapter 105, an administrative order of DEP or a term or condition of this permit;
5. This permit authorizes the construction, operation, maintenance and normal repair of the permitted structures conducted within the original specifications for the water obstruction or encroachment, and in accordance with the regulations of DEP and terms and conditions of this permit. Any repairs or maintenance involving modifications of the water obstruction or encroachment from its original specifications, and any repairs or reconstruction involving a substantial portion of the structure as defined by regulations of DEP shall require the prior written approval and permit of DEP;
6. All construction debris, excavated material, brush, rocks, and refuse incidental to this work shall be removed entirely from the stream channel and placed either on shore above the influence of flood waters, or at such dumping ground as may be approved by DEP;

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7. There shall be no unreasonable interference with the free discharge of the river or stream or navigation during construction;
8. If future operations by the Commonwealth of Pennsylvania require modification of the structure or work, or if, in the opinion of DEP, the structure or work shall cause unreasonable obstruction to the free passage of floodwaters or navigation, the permittee shall, upon due notice, remove or alter the structures, work or obstructions caused thereby, without expense to the Commonwealth, so as to increase the flood carrying capacity of the channel or render navigation reasonably free, easy, and unobstructed, in such manner as DEP may require. No claim shall be made against the Commonwealth on account of any such removal or alteration;
9. The permittee shall provide to DEP, in writing, advanced notice of commencement of work;
10. If construction work has not been completed within the time specified in the permit and the time limit specified in the permit has not been extended in writing by DEP or if this permit has been revoked for any reason, the permittee shall, at his own expense and in a manner that DEP may prescribe, remove all or any portion of the work as DEP requires and restore the water course and floodplain to their former condition;
11. The permittee shall fully inform the engineer or contractor, responsible for the supervision and conduct of work, of the terms, conditions, restrictions and covenants of this permit. Prior to the commencement of construction, the permittee shall file with DEP in writing, on a form provided by DEP, a statement signed by the permittee and an individual responsible for the supervision or conduct of the construction work acknowledging and accepting the general and special conditions contained in this permit. Unless the acknowledgment and acceptance have been filed, this permit is void. A copy of this permit and the acknowledgment shall be available at the work site for inspection upon request by an officer or agent of DEP or another Federal, State, County, or municipal agency;
12. The permittee shall operate and maintain the structure or work authorized herein in a safe condition in accordance with the permit terms and conditions and the approved maps, plans, profiles and specifications;
13. This permit may not be transferred without prior written approval from DEP, such approval being considered upon receipt of the properly executed "Application for Transfer of Permit" form;
14. If and when the permittee desires to discontinue use or abandon the activity authorized herein, he must remove all or part of the structure or work authorized and take other actions as are necessary to protect safety and the environment in accordance with a permit issued by DEP;
15. If the use of explosives in any waterways is required, the permittee shall secure the prior written permit from the Pennsylvania Fish and Boat Commission, pursuant to the Pennsylvania Fish and Boat Code, Act 1980-175 Title 30 Pennsylvania Consolidated Statutes, Section 2906. Requests should be directed to the Pennsylvania Fish and Boat Commission, Division of Environmental Services, 595 East Rolling Ridge Drive, Bellefonte, PA 16823-9685, telephone 814.359.5140;

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16. Permittee shall implement and monitor an Erosion and Sediment Control Plan prepared in accordance with Chapter 102 so as to minimize erosion and prevent excessive sedimentation into the receiving watercourse or body of water;
17. The project site shall at all times be available for inspection by authorized officers and employees of the Pennsylvania Fish and Boat Commission. Prior to commencement and upon completion of the work authorized by this permit, the permittee shall notify the Pennsylvania Fish and Boat Commission's Southcentral Regional Office, 1704 Pine Road, Newville, PA 17241; telephone 717.486.7087;
18. The project site shall at all times be available for inspection by authorized officers and employees of the County Conservation District. Prior to commencement and upon completion of the work authorized by this permit, the permittee shall notify the York County Conservation District, 118 Pleasant Acres Road, York, PA 17402; telephone 717.840.7430;
19. **Work may not commence until a signed copy of the Acknowledgement of Appraisal of Permit Conditions is received by DEP.** Any work authorized by this permit conducted prior to DEP's receipt of a signed copy of the Acknowledgement of Appraisal of Permit Conditions is a violation of the Dam Safety and Encroachments Act and The Clean Streams Law, and you may be subject to fines and penalties pursuant to those Acts;
20. **SPECIAL CONDITIONS.**
 - A. Permittee shall monitor the stabilized stream for at least five years. Reports shall be submitted to DEP every year after construction. The reports shall contain information describing the success of the site at the time of inspection, stability of the banks and coir logs, photographs of the stream with plans showing location and orientation of the photographs, an inventory of surviving plantings, and a written plan to correct any deficiencies identified during the monitoring.
 - B. Water pumped from the construction area shall be diverted into a pumped water filter bag, sediment trap or basin, or into an appropriate vegetated filter area to prevent sediment from being discharged into any waters of the Commonwealth unless a more stringent Best Management Practice method is approved in the Erosion and Sediment control plan.
 - C. Demolition or excavated materials shall not be deposited in any wetland, watercourse, floodway, floodplain or other body of water without applying for and receiving the written permit of DEP.
 - D. Project construction shall take place when the stream is at normal low flow. Project in-stream construction shall take place when the stream is at normal low flow.
 - E. This permit does not convey any real property rights or interests or authorization to trespass on privately-owned riparian land. By accepting this permit, the permittee certifies that he/she holds title, easement, right or other real interest in the riparian land. Any dispute over ownership of this land is solely a matter for private litigation.

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- F. The permittee is responsible for stabilizing any excess materials spoiled onsite or offsite, whether the permittee owns the site or others own the site.
- G. This permit does not relieve the permittee of the responsibility to comply with all applicable local codes and ordinances, including floodplain and stormwater management.
- H. This permit is not to be considered an approval of the structural analysis, the engineering specifications or the construction methods utilized during construction of this stream stabilization/rehabilitation project.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Scott R. Williamson
Program Manager

August 19, 2026

Issue Date

Commonwealth of Pennsylvania
Department of Environmental Protection
Southcentral Regional Office
Waterways and Wetlands Program

ACKNOWLEDGMENT OF APPRISAL OF PERMIT CONDITIONS

Project Location:

County _____

Township _____

Ladies and Gentlemen:

Acknowledgment is made that I, _____
(permittee name)

and _____
(name, address and telephone of individual responsible for supr. of work)

have been apprised of and are familiar with the terms and conditions of Permit No. _____

issued to _____ giving its consent to _____
(permittee) (work authorized as stated on permit)

APPROXIMATE WORK START DATE _____

RETURN TO:

Clerical Support
DEP – Waterways & Wetlands Program
Permits Section
Southcentral Regional Office
909 Elmerton Avenue, 2nd Floor
Harrisburg, PA 17110

(permittee signature)

(date)

(signature of individual responsible
for supervision of work)

(date)

Commonwealth of Pennsylvania
Department of Environmental Protection
Southcentral Regional Office
Waterways and Wetlands Program

**WATER OBSTRUCTION & ENCROACHMENT PERMIT
COMPLETION REPORT**

Project Location:

County _____

Township _____

Ladies and Gentlemen:

I (We) hereby certify that the _____
(work authorized by permit)

was completed on _____, in accordance with the plans approved and that all
unauthorized obstruction have been removed.

Name: _____
(typed or printed)

Signature: _____

Title: _____

Firm: _____

Date: _____

RETURN TO:

Clerical Support
DEP – Waterways & Wetlands Program
Permits Section
Southcentral Regional Office
909 Elmerton Avenue, 2nd Floor
Harrisburg, PA 17110

(permittee signature)

(date)

(signature of individual responsible
for supervision of work)

(date)