



Fact Sheet

Pennsylvania Turnpike Commission

County Conservation District, Erosion and Sedimentation Review and Associated Fees

Introduction

In 2010 the Pennsylvania Turnpike Commission (PTC) engaged the Pennsylvania Association of Conservation Districts (PACD) with regards to review fees that were being requested from various County Conservation Districts (CCD). PTC confirmed with the PACD that the fees requested did not comply with Section 9(13) of the Conservation Districts Law (3 P.S. Section 857 (13)) which exempts the PTC from paying any review fees to the CCD. At that time the PTC and PACD engaged in discussion with a representative cross section of CCDs across the Commonwealth, to discuss the costs the CCD's were incurring on the review and inspection of PTC projects across the entire system. After considering these costs, The PTC offered to compensate the CCD's a structured amount per permit application for the for the review of plan submissions and subsequent inspection by the CCDs.

In early 2011 the PTC provided agreements to all 23 CCDs that the Turnpike crosses. The agreements stipulations are summarized as the following:

1. PTC will compensate the CCD \$100.00 per disturbed acre rounded to the nearest acre to review, inspect and subsequent submissions.
2. The CCDs were not required to enter into the agreement, however by not agreeing the respective CCD would not receive the compensation being offered by the PTC.
3. It was also stipulated that the agreement could be terminated by either party with a thirty-day written notice.

Signed agreements were received by the PTC from all 23 CCD and to date those agreements are still valid as the Commission has not received communication from any CCD requesting that the agreements be terminated.

CCD Review Fee Re-Establishment

The PTC recognizes that there have been changes of leadership at various CCDs and that it has been some time since the agreements were signed in 2011. The PTC at this time is willing to reaffirm this agreement and to reevaluate the amount which is offered for future reviews. As such The PTC, is again willing to compensate the CCDs moving forward and is offering to increase the amount of compensation by fifty percent to \$150.00 per disturbed acre rounded to the nearest acre to review initial and subsequent submissions and for all field inspections.

The PTC also reaffirms that they are not obligated to pay for any administrative review costs CCDs have established to be collected including resubmission fees. Further moving forward, The PTC desires to explicitly clarify that it will not pay any requested resubmission fees for subsequent reviews for resubmitted information or document requests.