

THE GOVERNOR

Title 4—ADMINISTRATION

PART I. GOVERNOR'S OFFICE

[4 PA. CODE CH. 5]

[EXECUTIVE ORDER NO. 1998-3, AMENDED]

Pennsylvania Greenways Partnership Commission

April 7, 1999

Whereas, under Article I, Section 27 of The Pennsylvania Constitution, the people have the right to the preservation of the natural, scenic, historic and aesthetic value of the environment; and

Whereas, Pennsylvania is blessed with a scenic beauty, a rich cultural heritage, and an environment of waterways, forests, farms, natural areas and open space lands; and

Whereas, a network of greenways across the State will help to preserve environmental values and protect these natural, cultural, historic and scenic assets for future generations; and

Whereas, a network of greenways across the State will enhance outdoor recreation opportunities; provide wildlife corridors and habitat; provide intermodal transportation options; stimulate our tourism industry; contribute to environmentally sensitive growth strategies; and improve the quality of life and livability of our neighborhoods, communities and regions; and

Whereas, developing a network of greenways requires the formulation of partnerships which include government agencies, nonprofit organizations, business interests and property owners; and

Whereas, the concept of creating greenway connections through public and private partnerships was addressed at the Governor's Conference on Greenways and Trails in April 1997 and creation of a Greenways Commission was a high priority of conference attendees.

Now, Therefore, I, Thomas J. Ridge, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and other laws of the Commonwealth, do hereby establish The Pennsylvania Greenways Partnership Commission (hereafter referred to as "Commission") as hereinafter set forth:



Governor

Fiscal Note: GOV 99-3. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 4. ADMINISTRATION

PART I. GOVERNOR'S OFFICE

CHAPTER 5. COUNCILS AND COMMITTEES

Subchapter QQQ. PENNSYLVANIA GREENWAYS PARTNERSHIP COMMISSION

§ 5.982. Composition and appointments.

(a) The Pennsylvania Greenways Partnership Commission (Commission) consists of 22 individuals who are appointed by and serve at the pleasure of

the Governor. The membership of the Commission shall reflect a cross section of greenway interests and the geographic diversity of the Commonwealth.

(1) The Commission shall be comprised of the Secretary of the Department of Conservation and Natural Resources (DCNR), the Secretary of the Department of Transportation (PennDOT), the Secretary of the Department of Environmental Protection (DEP) and one representative from each of the following organizations:

- (i) The Pennsylvania Environmental Council.
- (ii) The Conservation Fund.
- (iii) The Pennsylvania Rails-to-Trails Conservancy.
- (iv) The Pennsylvania Recreation and Parks Society.
- (v) The Pennsylvania Planning Association.
- (vi) The Pennsylvania Chamber of Business and Industry.
- (vii) The Pennsylvania Land Trust Association.
- (viii) The Pennsylvania Heritage Parks Association.
- (ix) The Pennsylvania Recreational Trails Advisory Board.
- (x) The National Parks Service.

(2) The remaining nine members of the Commission will be selected from a diversity of greenway interests.

(b) The Secretary of DCNR and the Secretary of PennDOT shall serve as the Commission's chairs for 1 year, after which time, the Governor will select a chair or co-chairs or extend the term of the existing co-chairs.

(c) DCNR, PennDOT and DEP shall be the primary State agencies for the planning and coordination of the Commission and shall provide administrative support services.

(d) Each Commission member may designate an alternate to represent him on the Commission.

§ 5.983. Functions and scope.

The Pennsylvania Greenways Commission (Commission) will advise and assist the Secretaries of the Department of Conservation and Natural Resources, Department of Transportation and Department of Environmental Protection in carrying out the following responsibilities:

(1) Developing an action plan for advancing a Pennsylvania greenways partnership program into the 21st century. This action plan will include related recommendations from the 21st Century Environment Commission.

(2) Pursuing the creation of partnership opportunities to plan, implement, maintain and fund a greenways network for this Commonwealth.

(3) Maintaining an inventory, catalog and map of the network of greenways and trails in this Commonwealth.

(4) Exploring creative financial and technical assistance programs and strategies to benefit the creation and sustainability of State and local greenway efforts.

(5) Researching and identifying "best practices" of existing greenways efforts within this Commonwealth and other states.

(6) Creating a Statewide clearinghouse system for collecting, maintaining and disseminating materials on greenways and trails legal, design and mapping information.

(7) Developing a public education, outreach and coalition building strategy (including local government) for greenways and trails.

(8) Developing strategies for incorporating greenways opportunities into Federal, State and local planning efforts dealing with issues such as land use/smart growth, open space preservation, watershed protection, natural areas protection, heritage conservation, recreation, tourism development, intermodal transportation systems and brownfields development.

(9) Coordinating existing State agency initiatives dealing with the Pennsylvania Public Utility Commission, disposition of crossing structures and existing funding programs.

§ 5.984. State agency coordination.

All State agencies shall cooperate with and provide assistance as needed to the Pennsylvania Greenways Partnership Commission (Commission) in performing its mission and functions. The following State agencies shall designate a liaison to the Commission who will serve as the coordinator of greenway-related activities and primary contact for the Commission:

- (1) Department of Agriculture.
- (2) Department of Community and Economic Development.
- (3) Department of Education.
- (4) Fish and Boat Commission.
- (5) Game Commission.
- (6) Department of Health
- (7) Historical and Museum Commission.
- (8) Pennsylvania Public Utilities Commission.

[Pa.B. Doc. No. 99-779. Filed for public inspection May 14, 1999, 9:00 a.m.]

[4 PA. CODE CH. 6]

[EXECUTIVE ORDER NO. 1992-2]

Pennsylvania Rural Development Council

March 29, 1999

Whereas, maintaining and expanding opportunities for rural communities and their residents is of great importance to all Pennsylvanians and is vital to the Commonwealth; and

Whereas, the formation of State rural development councils has been encouraged by the Federal government in order to improve the coordination and effectiveness of Federal, State, local and other programs, services and actions affecting rural areas under Section 607(b) of the Rural Development Act of 1972 as amended by Section 759A of the Federal Agriculture Improvement and Reform Act of 1996; and

Whereas, the Pennsylvania Rural Development Council was originally constituted on April 6, 1992, through the execution of a Memorandum of Understanding between the Commonwealth of Pennsylvania and the United States Department of Agriculture (the April 6, 1992, Memorandum of Understanding was subsequently superseded by an additional Memorandum of Understanding dated November 11, 1994); and

Whereas, the Pennsylvania Rural Development Council was constituted to serve as a neutral forum where representatives of the private and nonprofit sectors and of all government agencies—local, State and Federal—can address issues of concern to the rural areas of the Commonwealth.

Now, Therefore, I, Thomas J. Ridge, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and other laws, do hereby formally create within the Governor's Executive Offices, the Pennsylvania Rural Development Council (hereinafter referred to as the "Council") as an

advocate for rural Pennsylvanians and do hereby order and direct as follows:



Governor

Fiscal Note: GOV 99-2. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 4. ADMINISTRATION

PART I. GOVERNOR'S OFFICE

CHAPTER 6. ADDITIONAL COUNCILS AND COMMITTEES

Subchapter B. PENNSYLVANIA RURAL DEVELOPMENT COUNCIL

Sec.	
6.11.	Purposes and goals.
6.12.	Composition.
6.13.	Responsibilities.
6.14.	Compensation.
6.15.	Relationship with other agencies.

§ 6.11. Purposes and goals.

The purposes and goals of the Pennsylvania Rural Development Council (Council) are to:

(1) Build and foster inclusive, collaborative partnerships and networks of diverse individuals and organizations to improve the coordination and effectiveness of Federal, State and other programs, services and actions affecting rural areas in this Commonwealth. To this end, the Council will serve as a liaison to Federal, State and local government agencies to ensure that programs affecting rural Pennsylvanians are effectively utilized and that benefits are available to all rural citizens.

(2) Foster expanded economic and social opportunities for this Commonwealth's rural residents. In this regard, the Council and its partners will identify opportunities for and impediments to the expansion and develop strategies for taking advantage of opportunities and overcoming impediments. The Council will develop, review and recommend policies to the Governor to promote expanded economic and social opportunities for rural Pennsylvania.

(3) Serve as a vehicle for collective advocacy on behalf of this Commonwealth's rural communities and their residents.

(4) Promote intergovernmental cooperation.

(5) Promote community-based problem-solving strategies which include the ideas, resources and expertise without regard to traditional distinctions among units, agencies or levels of government. Further, these strategies anticipate inclusion in the problem-solving process, individuals, organizations and agencies with contributions to make for the advancement of the common good.

(6) Advise the Governor, agencies, organizations and other entities on issues affecting rural communities and their residents.

(7) Serve as a resource for private and nonprofit organizations on rural issues, programs and available sources of technical and financial assistance.

§ 6.12. Composition.

(a) The Pennsylvania Rural Development Council (Council) will be governed by a Board of Directors comprised of 30 members, with six each representing the private sector, the nonprofit sector, local government agencies, State government agencies and Federal government agencies. The

Governor will consult with the Board of Directors prior to appointing an individual to serve as Executive Director of the Council. Members of the Board of Directors and the Executive Director will be appointed by and serve at the pleasure of the Governor. Members of the Board of Directors may continue to serve in their positions only so long as they are a member of the group from which they were chosen.

(b) The Executive Director will supervise and direct the staff of the Council and prepare an annual report on the Council's activities.

§ 6.13. Responsibilities.

(a) The Board of Directors is authorized to:

(1) Recommend and implement the Pennsylvania Rural Development Council's (Council's) annual budget.

(2) Adopt an annual work plan.

(3) Adopt procedures and guidelines, consistent with the Commonwealth's Management Directives and policies, as may be necessary for the effective operation of the Council.

(4) Adopt statements on issues of concern to rural Pennsylvanians.

(5) Direct the work of the Executive Director and of the Council's committees, task forces and working groups.

(6) Take other actions necessary to carry out the purposes and goals of the Council.

(b) The Board of Directors is authorized to establish subcommittees, rules and procedures for the effective implementation of its functions consistent with this subchapter and with Commonwealth policy and procedure.

(c) The Council may conduct other activities necessary to carry out its purposes and goals.

§ 6.14. Compensation.

Members of the Pennsylvania Rural Development Council do not receive compensation for their services. The members may be reimbursed for actual travel and related expenses in accordance with Commonwealth policy.

§ 6.15. Relationship with other agencies.

(a) The Pennsylvania Rural Development Council (Council) will seek to develop good working relationships with Federal and local government agencies so that the Council's mission to promote intergovernmental cooperation and coordination may be achieved to the greatest extent possible.

(b) Agencies under the Governor's jurisdiction shall fully cooperate with and provide assistance as needed by the Council in performing its functions.

[Pa.B. Doc. No. 99-780. Filed for public inspection May 14, 1999, 9:00 a.m.]