

# THE GOVERNOR

## Proclamation of Disaster Emergency

September 11, 2001

*Whereas*, on September 11, 2001, major catastrophic events have occurred in New York City, New York, and Washington, D.C.; and

*Whereas*, those events may have been intended as acts of terrorism; and

*Whereas*, a possible terrorist incident has also occurred in Somerset County, Pennsylvania involving the crash of an airplane with a significant loss of life; and

*Whereas*, there may be a concerted effort by foreign enemies or terrorist groups to inflict serious harm and damage upon the United States, and

*Whereas*, the emergency situation throughout the United States including Pennsylvania may be of such magnitude and severity as to render essential the Commonwealth's supplementation of emergency resources and mutual aid to other states and to the county and municipal governments of this Commonwealth and to require the activation of all applicable state, county, and municipal emergency response plans;

*Now Therefore*, pursuant to the provisions of Subsection 7301(c) of the Emergency Management Services Code (35 Pa.C.S. Section 7101 et seq.), I do hereby proclaim the existence of a disaster emergency in Somerset County, and I direct all Commonwealth departments and agencies to utilize all available resources and personnel as is deemed necessary to cope with the magnitude and severity of this emergency situation;

*Further*, I hereby transfer up to \$1,000,000.00 in unused appropriated funds to the Pennsylvania Emergency Management Agency. The aforementioned funds shall be used for disaster-related expenses incurred by various state agencies and departments. These funds shall be credited to a special account established by the Office of the Budget. All Commonwealth agencies purchasing supplies or services in response to this emergency are authorized to utilize the emergency procurement procedures set forth in Section 516 of the Commonwealth Procurement Code, 62 Pa.C.S. Section 516. This Proclamation shall serve as the written determination of the basis for the emergency under Section 516; and

*Further*, I hereby authorize the Commissioner of the Pennsylvania State Police to use all available equipment, resources and personnel of the Department, in whatever manner he deems necessary, to ensure that the public health, safety, and welfare of the Commonwealth's citizens are protected at this time of emergency; and

*Further*, I hereby approve the activation of the Pennsylvania Urban Search and Rescue Team in the event it is needed in either New York City, Washington, D.C. or some other location; and

*Further*, pursuant to the powers vested in me by the Constitution and laws of this Commonwealth, I hereby authorize the Adjutant General of Pennsylvania to place on state active duty for the duration of the emergency such individuals and units of the Pennsylvania National Guard, as requested by the Pennsylvania Emergency Management Agency, to alleviate the danger to public health and safety caused by the aforementioned emergency; and

*Further*, at the request of the Governor of New York State, I hereby authorize the Adjutant General of Pennsylvania, at his discretion, to provide all available forms of heavy equipment and other resources to the emergency response organizations of New York State; and

*Further*, I have directed that the emergency response and recovery aspects of the Commonwealth and all applicable county, municipal and other disaster emergency response and recovery plans be activated and that all state, county and municipal actions taken to implement those plans be coordinated through the Pennsylvania Emergency Management Agency; and

*Still Further*, I hereby urge the governing bodies and executive officers of all political subdivisions affected by this emergency to act as necessary to meet the current exigencies as legally authorized under this proclamation, namely: by the employment of temporary workers, by the rental of equipment and by entering into such contracts and agreements as may be required to meet the emergency, all without regard to those time-consuming procedures and formalities normally prescribed by law, mandatory constitutional requirements excepted.

*Given* under my hand and the Seal of the Governor, at the city of Harrisburg, this 11th day of September in the year of our Lord, two thousand and one and of the Commonwealth, the two hundred and twenty-sixth.



Governor

[Pa.B. Doc. No. 01-1716. Filed for public inspection September 21, 2001, 9:00 a.m.]

## **Title 4—ADMINISTRATION**

### **PART I. GOVERNOR'S OFFICE**

[4 PA. CODE CH. 5]

[EXECUTIVE ORDER NO. 1998-3 AMENDED]

### **Pennsylvania Greenways Partnership Commission**

August 16, 2001

*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; and

*Whereas*, The Pennsylvania Greenways Partnership Commission, created in 1998, has prepared an action plan that includes recommendations designed to provide a coordinated and strategic approach to the development of greenways in the Commonwealth; and

*Whereas*, the Commission's recommendation has been endorsed by the Secretaries of the Department of Conservation and Natural Resources (DCNR), the Department of Environmental Protection (DEP) and the Department of Transportation (PennDOT); and

*Whereas*, the Commission's plan recommends DCNR as the lead agency responsible for the development of Pennsylvania's greenways program.

*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 recognize Pennsylvania Greenways: An Action Plan for Creating Connections and do hereby restructure the organization and responsibility of The Pennsylvania Greenways Partnership Commission to read as set forth in Annex A.



Governor

**Fiscal Note:** GOV 01-5. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 4. ADMINISTRATION**

**PART I. GOVERNOR'S OFFICE**

**CHAPTER 5. COUNCILS AND COMMITTEE**

**Subchapter QQQ. PENNSYLVANIA GREENWAYS PARTNERSHIP COMMISSION**

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5.985.	Meetings and communication.

**§ 5.981. Purpose and effective date.**

(a) The purpose of the Pennsylvania Greenways Partnership Commission is to aid the Secretary of the Department of Conservation and Natural Resources in the promotion of greenways development throughout this Commonwealth.

(b) This subchapter is amended effective September 1, 2001.

**§ 5.982. Composition and appointments.**

(a) The Pennsylvania Greenways Partnership Commission (Commission) consists of individuals who are appointed by and serve at the pleasure of the Secretary of the Department of Conservation and Natural Resources (DCNR). The membership of the Commission reflects a cross section of greenway interests and the geographic diversity of this Commonwealth.

(1) The Commission is comprised of one representative from each of the following organizations:

- (i) The Pennsylvania Environmental Council.
- (ii) The Pennsylvania Organization for Watersheds and Rivers.
- (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.

(2) The remaining members of the Commission represent a diversity of greenway interests.

(b) The Secretary of DCNR will select a chair or cochairs.

(c) DCNR is the primary State agency for the planning and coordination of a Pennsylvania greenways program and will provide administrative support to the Commission.

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

**§ 5.983. Functions and scope.**

The Commission will advise and assist the Secretary of the Department of Conservation and Natural Resources in carrying out the following responsibilities:

(1) Implementing an action plan for advancing a Pennsylvania greenways partnership program in the 21st century.

(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 Public Utility Commission's disposition of crossing structures, including related funding programs.

**§ 5.984. State agency coordination.**

All State agencies shall cooperate with and provide assistance as needed to the Department of Conservation and Natural Resources (DCNR) in performing its mission and functions related to greenways development. The following State agencies shall designate a liaison who will serve as the coordinator of greenway-related activities and primary contact for DCNR:

(1) The Department of Aging.

(2) The Department of Agriculture.

(3) The Department of Community and Economic Development.

(4) The Department of Education.

(5) The Department of Environmental Protection.

(6) The Fish and Boat Commission.

(7) The Game Commission.

(8) The Department of Health.

(9) The Historical and Museum Commission.

(10) The Pennsylvania Emergency Management Agency.

(11) The Pennsylvania Public Utility Commission.

(12) The Department of Transportation.

**§ 5.985. Meetings and communication.**

The Pennsylvania Greenways Partnership Commission (Commission) members will meet at least once a year during the life of the Commission.

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