

TITLE 25
ENVIRONMENTAL PROTECTION

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Cross References

This title cited in 28 Pa. Code § 17.51 (relating to minimum program activities).

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CHAPTER 1. GENERAL PROVISIONS

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Notes of Decisions

Jurisdiction

Absent waiver, the Eleventh Amendment bars plaintiffs' suit against the Department of Environmental Protection in Federal court. Although the Delaware River Basin Compact (DRBC) permits suits against the DRBC in Federal court, there is no language in the Compact indicating that Pennsylvania waived its Eleventh Amendment immunity by participating in the Compact. *Oley Township v. Delaware River Basin Commission*, 906 F. Supp. 284, (E. D. Pa. 1995).

Parties

Because it is the Department of Environmental Resources who is required to determine what leachate treatment and what erosion and sedimentation controls are mandated by law, if the court should determine that different standards are required, the Department, if not a party, would not be required to comply with the court's determination, and utter confusion would result. Without the Department as a party, there could be a duplication of the requirement to defend and a confusing and incomplete disposition of the case; therefore, the Department should be a party to this proceeding. *Szarko v. Delaware County Solid Waste Authority*, 24 D&C 4th 428 (1995).

The Department of Environmental Resources is not a necessary or indispensable party to the trespass action because the Department cannot authorize the solid waste agency to trespass upon plaintiffs' land or immunize the agency from liability. *Szarko v. Delaware County Solid Waste Authority*, 24 D & C 4th 428 (1995).

§ 1.1. Definitions.

The following words and terms, when used in this part, have the following meanings, unless the context clearly indicates otherwise:

Central office—One of the offices or bureaus of the Department with responsibility for Statewide administration of a particular Department function.

Department—The Department of Environmental Protection of this Commonwealth.

EHB—The Environmental Hearing Board.

EPA—The United States Environmental Protection Agency.

EQB—The Environmental Quality Board.

Regional office—One of the offices of the Department with responsibility for regional administration of various Department functions.

Secretary—The Secretary of the Department.

§ 1.2. Department central offices.

The addresses of the central offices of the Department are as follows:

Office of Air and Waste Management

- | | | |
|-----|---|----------------|
| (1) | Bureau of Air Quality
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8468
Harrisburg, Pennsylvania 17105-8468 | (717) 787-9702 |
| (2) | Bureau of Radiation Protection
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8469
Harrisburg, Pennsylvania 17105-8469 | (717) 787-2480 |
| (3) | Bureau of Land Recycling and Waste Management
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8471
Harrisburg, Pennsylvania 17105-8471 | (717) 787-9870 |

Office of Management and Technical Services

- (1) Bureau of Affirmative Action/ Contract Compliance (717) 787-3503
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 2063
Harrisburg, Pennsylvania 17105-2063
- (2) Bureau of Engineering (717) 783-8796
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8452
Harrisburg, Pennsylvania 17105-8452
- (3) Bureau of Information Services (717) 782-5909
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8761
Harrisburg, Pennsylvania 17105-8761
- (4) Bureau of Human Resources (717) 787-9313
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 2357
Harrisburg, Pennsylvania 17105-2357
- (5) Bureau of Fiscal Management (717) 787-1319
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 2063
Harrisburg, Pennsylvania 17105-2063
- (6) Bureau of Office Systems and Services (717) 787-4190
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8473
Harrisburg, Pennsylvania 17105-8473
- (7) Bureau of Laboratories (717) 787-4669
Evangelical Press Building
3rd and Reily Streets
Post Office Box 1467
Harrisburg, Pennsylvania 17105-1467

Office of Mineral Resources Management

- (1) Bureau of Abandoned Mine Reclamation (717) 783-2267
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8476
Harrisburg, Pennsylvania 17105-8476
- (2) Bureau of Deep Mine Safety (717) 787-1376
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8463
Harrisburg, Pennsylvania 17105-8463
- (3) Bureau of Mining and Reclamation (717) 787-5103
Executive House, 2nd and Chestnut Streets
Post Office Box 8461
Harrisburg, Pennsylvania 17105-8461
- (4) Bureau of Oil and Gas Management (717) 783-9645
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8765
Harrisburg, Pennsylvania 17105-8765

Office of Water Management

- (1) Bureau of Water Supply and Community Health (717) 787-9035
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8467
Harrisburg, Pennsylvania 17105-8467
- (2) Bureau of Dams, Waterways and Wetlands (717) 783-1384
Rachel Carson State Office
Building, 400 Market Street
Post Office Box 8554
Harrisburg, Pennsylvania 17105-8554

- (3) Bureau of Land and Water Conservation (717) 787-5267
 Rachel Carson State Office
 Building, 400 Market Street
 Post Office Box 8555
 Harrisburg, Pennsylvania 17105-8555
- (4) Bureau of Flood Protection Projects (717) 787-3411
 Rachel Carson State Office Building,
 400 Market Street
 Post Office Box 8460
 Harrisburg, Pennsylvania 17105-8460
- (5) Bureau of Water Quality Management (717) 787-2666
 Rachel Carson State Office
 Building, 400 Market Street
 Post Office Box 8465
 Harrisburg, Pennsylvania 17105-8465

§ 1.3. Department regional offices.

Department regional offices and the counties served by each office are as follows:

<i>Office Address/Telephone</i>	<i>Counties Served</i>	
Southeast Regional Office (Conshohocken) Lee Park, Suite 6010 555 North Lane Conshohocken, Pennsylvania 19428 (215) 832-6000	Bucks Chester Delaware	Montgomery Philadelphia
Northeast Regional Office (Wilkes-Barre) Two Public Square Wilkes-Barre, Pennsylvania 18711-0790 (717) 826-2511	Carbon Lackawanna Lehigh Luzerne Monroe Northampton	Pike Schuylkill Susquehanna Wayne Wyoming

Southcentral Regional Office (Harrisburg) One Ararat Boulevard Harrisburg, Pennsylvania 17110 (717) 657-4585	Adams Bedford Berks Blair Cumberland Dauphin Franklin Fulton	Huntingdon Juniata Lancaster Lebanon Mifflin Perry York
Northcentral Regional Office (Williamsport) 208 West Third Street, Suite 101 Williamsport, Pennsylvania 17701 (717) 327-3636	Bradford Cameron Clearfield Centre Clinton Columbia Lycoming	Montour Northumberland Potter Snyder Sullivan Tioga Union
Southwest Regional Office (Pittsburgh) 400 Waterfront Drive Pittsburgh, Pennsylvania 15222-4745 (412) 442-4000	Allegheny Armstrong Beaver Cambria Fayette	Greene Indiana Somerset Washington Westmoreland
Northwest Regional Office (Meadville) 230 Chestnut Street Meadville, Pennsylvania 16335-3481 (814) 332-6816	Butler Clarion Crawford Elk Erie Forest	Jefferson Lawrence McKean Mercer Venango Warren

§ 1.4. Department district mining offices.

The addresses of all district mining offices of the Department are as follows:

- (1) Pottsville District Office
5 West Laurel Boulevard
Pottsville, Pennsylvania 17901-3695
(717) 621-3118
- (2) Hawk Run District Office
Post Office Box 209
Hawk Run, Pennsylvania 16840-0209
(814) 342-0410

- (3) Greensburg District Office
Armburst Building
R. D. 2, Box 603-C
Greensburg, Pennsylvania 15601-0982
(412) 925-8115
- (4) Ebensburg District Office
R. D. 3, Wilmore Road
Post Office Box 625
Ebensburg, Pennsylvania 15931-0625
(814) 472-5071
- (5) McMurray District Office
3913 Washington Road
McMurray, Pennsylvania 15317-2532
(412) 941-7100
- (6) Knox District Office
White Memorial Building
Knox, Pennsylvania 16232-0669
(814) 797-1191

§ 1.5. Procedures.

Except as otherwise provided in this title or as adopted by a Departmental Board or Commission, the following provisions of 1 Pa. Code Part II (relating to general rules of administrative practice and procedure), do not apply to proceedings before the Department:

- (1) 1 Pa. Code § 31.15 (relating to extensions of time).
- (2) 1 Pa. Code § 33.15 (relating to number of copies).
- (3) 1 Pa. Code § 33.31 (relating to service by the agency).
- (4) 1 Pa. Code Chapter 35 (relating to formal proceedings) except as set forth in Chapter 1021 (relating to the Environmental Hearing Board).

Source

The provision of this § 1.5 adopted November 2, 1979, effective November 3, 1979, 9 Pa.B. 3633.

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