



# SUSQUEHANNA RIVER BASIN COMMISSION

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**Docket No. 20240601**

**Approval Date: June 13, 2024**

**BERWICK ENTERPRISES, INC.  
FACILITY: THE BRIDGES GOLF CLUB**

**Consumptive Use (30-Day Average) of up to 0.249 mgd  
from Wells 1 and 2**

## **Section 1. Approval**

After review of the record, including the technical findings of Susquehanna River Basin Commission (Commission) staff, the Commission has determined that no significant adverse impacts are anticipated by the operation of this project as described and conditioned herein, the project is physically feasible, and does not conflict with or adversely affect the Commission's Comprehensive Plan. Accordingly, the Commission hereby approves renewal of the project described herein in accordance with the conditions set forth below.

This approval is a renewal of the project which was previously approved by Commission Docket No. 19950102 on January 12, 1995, and modified February 10, 2000, February 8, 2001, and April 30, 2020, as Commission Docket Nos. 19950102-1, 19950102-2, and 19950102-3, respectively. The Commission previously approved the groundwater withdrawal of 0.120 million gallons per day (mgd) from Well 1 and the consumptive use of 0.280 mgd under Commission Docket Nos. 19950102 and 19950102-2. The Commission issued a Certificate of Registration for Grandfathered Water Use for the groundwater withdrawal of 0.021 mgd from Well 2 under Certificate of Registration No. GF-202004097. The project sponsor has indicated that its combined withdrawals from Wells 1 and 2 will be operated at less than the Commission's regulatory threshold of 0.100 mgd (30-day average). The project sponsor requested a reduction of the consumptive use quantity, a change to consumptive use from a peak day basis to a 30-day average basis, and a change to the consumptive use mitigation method by use of storage (irrigation pond) and discontinuance. Commission staff recommended that the project be approved as requested.

The facility has domestic water supplied by a separate on-site well. Water from the domestic supply will not be used consumptively in facility operations, is considered to be de minimis, and is not subject to Commission review and approval.

Commission staff has coordinated with the Pennsylvania Department of Environmental Protection (PADEP), the Department of Conservation and Natural Resources (DCNR), and the Pennsylvania Fish and Boat Commission (PFBC) during review of this project.

## Section 2. Project Information

Information concerning the project sponsor, water use type, and location are set forth in the table below.

Project Information	
<b>Project Sponsor:</b>	Berwick Enterprises, Inc.
<b>Facility:</b>	The Bridges Golf Club
<b>Approval Type:</b>	Consumptive Use
<b>Previous Docket Nos:</b>	19950102, 19950102-1, 19950102-2, and 19950102-3
<b>Authorized Water Use Purpose:</b>	Golf Course Irrigation and Related Incidental Uses
<b>Municipality:</b>	Berwick Township
<b>County:</b>	Adams County
<b>State:</b>	Pennsylvania

## Section 3. Approved Consumptive Use Quantities and Limitations

The consumptive use approved hereunder is subject to the quantitative limits and restrictions set forth in the table below.

Approved Consumptive Use Quantities and Limitations	
<b>Sources for Project Consumptive Use:</b>	1. Well 1 2. Well 2
<b>30-Day Average Consumptive Use Amount (mgd):</b>	0.249 (Not to Exceed)
<b>Authorized Project Consumptive Uses:</b>	1. Golf Course Irrigation 2. Related Incidental Uses
<b>Consumptive Use Mitigation Type:</b>	Utilize Storage and Discontinuance (see Special Condition 18)

The consumptive use is also subject to all other conditions set forth in this docket approval.

## Section 4. Grandfathering Determination – Withdrawals

On July 6, 2018, the project sponsor submitted a grandfathered water use registration under 18 CFR §§ 806.40-45 for Well 2. The Executive Director issued Certificate of Registration No. GF-202004097 for Well 2 on April 29, 2020, pursuant to 18 CFR § 806.44.

## Section 5. Under Threshold Withdrawals

The project sponsor may continue withdrawal from Well 2 up to 0.021 mgd (consecutive 30-day average), consistent with Certificate of Registration No. GF-202004097, in support of the uses identified in Section 3. The project sponsor is required to apply for and obtain approval prior

to any increase in withdrawal from Well 2 that would exceed 0.021 mgd (consecutive 30-day average) consistent with Certificate of Registration No. GF-202004097 and Special Condition 19.

The project sponsor may continue withdrawal from Well 1, individually or in combination with Well 2, below 0.100 mgd, (consecutive 30-day average), in support of uses identified in Section 3, without Commission review and approval. Operation of the withdrawal from Well 1 at or above 0.100 mgd (consecutive 30-day average), individually or in combination with Well 2, will require prior review and approval in accordance with Special Condition 20.

Evaluation of the below threshold withdrawals from Wells 1 and 2 have been considered in conjunction with review of this consumptive use renewal.

The Commission also strongly encourages the collection of daily withdrawal quantities and groundwater elevation data to ensure sustainable operating conditions, and maintenance of these records for the duration of the project. These data will prove invaluable in the course of future regulatory reviews, should they arise.

## **Section 6. Standard Conditions**

1. The project sponsor shall comply with all Commission regulations, 18 CFR Parts 801, 806, and 808. This project is subject to the Annual Compliance and Monitoring fee as specified in the Commission's Regulatory Program Fee Schedule, which may be modified over the term of the approval.

2. The project sponsor shall adhere to the metering plan reviewed and approved by Commission staff. Any modifications proposed for the metering plan shall be submitted for review and, if appropriate, approval by Commission staff in accordance with 18 CFR § 806.30. Modifications shall not be made until the project sponsor receives written approval of the amended plan.

3. The project sponsor shall maintain the totalizing meter and other flow and volume measuring devices, accurate to within five (5) percent, so as to provide an accurate record of consumptive uses, and certify to the Commission once every five (5) years, or as otherwise requested, the accuracy of all measuring devices and methods to within five (5) percent of actual flow.

4. The project sponsor shall keep daily records of the project's consumptive use and shall report the data to the Commission quarterly, and as otherwise required, in the form and manner as prescribed by Commission staff. Quarterly monitoring reports shall be submitted online and are due within thirty (30) days after the close of the preceding quarter. Any alternative measuring, monitoring, or accounting procedure requested by the project sponsor shall be submitted for review and approval by Commission staff in accordance with 18 CFR § 806.30. Modifications shall not be made until the project sponsor receives written approval of the amended plan. All data collected and submitted as required under this approval shall be maintained by the project sponsor for the duration of the approval and all subsequent renewals.

5. The project sponsor or any other person representing the project sponsor shall allow authorized employees or agents of the Commission, without advance notice, at any reasonable time and upon presentation of appropriate credentials, and without delay, to have access to and to inspect all areas where the project is being constructed, operated, or maintained, or otherwise exercise all investigative powers authorized under 18 CFR § 808.12.

6. In accordance with 18 CFR § 806.30(b)(2), the project sponsor shall report violations of any withdrawal or consumptive use limits and any conditions of this approval within five (5) days of such violation or report loss of measuring or recording capabilities required under 18 CFR § 806.30(a)(1) within five (5) days after any such loss.

7. In accordance with 18 CFR § 806.6, if ownership of the project changes or if the project sponsor undergoes a name change, the project sponsor shall submit application for transfer or reissuance of all approvals to the Commission within ninety (90) days of the change in ownership or project sponsor name change.

8. The project sponsor shall comply with the water conservation requirements specified in 18 CFR § 806.25.

9. This approval is conditioned on the project sponsor maintaining legal access to the withdrawal locations for the duration of the approval.

10. The project sponsor shall register with the appropriate agency all water sources described herein, and adhere to reporting requirements as may be required by regulations of the member jurisdiction.

11. If the project sponsor fails to comply with the provisions of the Susquehanna River Basin Compact or any rule, regulation, or order of the Commission, or any term or condition of this docket, the project sponsor is subject to enforcement actions pursuant to 18 CFR Part 808.

12. Commission approval shall not be construed to exempt the project sponsor from obtaining and maintaining all necessary permits and/or approvals required for the project from other federal, state, or local government agencies having jurisdiction over the project. All such permits and/or approvals shall be obtained prior to the withdrawal of water. The Commission may modify, suspend, or revoke this approval if the project sponsor fails to obtain or maintain such permits and/or approvals.

13. The Commission may at any time reopen any project approval or issue such additional orders, as may be necessary, to mitigate or avoid adverse impacts or otherwise to protect public health, safety, welfare, or the environment, pursuant to 18 CFR § 806.32.

14. Commission approval confers no property rights upon the project sponsor. The securing of all rights necessary and incident to the project sponsor's development and operation of the project shall be the sole and exclusive responsibility of the project sponsor, and this approval shall be subject thereto.

15. This project is approved for inclusion in the Commission's Comprehensive Plan for the Water Resources of the Susquehanna River Basin.

16. The project sponsor is required to apply for and obtain approval prior to any increase in consumptive use that would exceed the amounts listed herein or to add a source used for consumptive use that is not listed in Section 3.

17. If the Commission determines that the operation of the project's groundwater withdrawals adversely affect any existing groundwater or surface water withdrawal, the project sponsor shall be required to provide, at its expense, an alternate water supply or other mitigating measure.

## **Section 7. Special Conditions**

18. The project's consumptive use is subject to mitigation requirements, as per 18 CFR § 806.22(b). Consistent with Section 3, mitigation requirements for consumptive use at the project are outlined below:

- a. To satisfy the Commission's mitigation requirements for consumptive use by using discontinuance during a Commission-designated low flow period in accordance with 18 CFR § 806.22(b)(1)(i) and (iii), the project sponsor shall adhere to the consumptive use mitigation plan reviewed and approved by Commission staff. Prior to any modifications of the consumptive use mitigation plan, the project sponsor shall contact Commission staff to determine appropriate application requirements for submittal for review and, if appropriate, approval prior to undertaking such modification(s).
- b. In any case of the project's failure to adhere to the mitigation plan for the consumptive use mitigation requirements described in Section 3 and Special Condition 18(a), in addition to any compliance action under 18 CFR Part 808, the project shall, in lieu of providing physical mitigation, provide mitigation in the form of payment of the mitigation fee for the calendar year in which such failure occurs, and the Commission will reevaluate the continued acceptability of the method of mitigation. The payment of consumptive use mitigation fees shall be calculated by applying the rate from the effective Regulatory Program Fee Schedule, as modified from time to time by the Commission, for every day in the calendar year in which water was consumed if the foregoing were to occur. The rate of payment using this method of compliance is subject to change at the Commission's discretion.

19. The project sponsor is required to apply for and obtain approval prior to any increase in withdrawal from Well 2 that would exceed 0.021 mgd (consecutive 30-day average) consistent with Certificate of Registration No. GF-202004097.

20. The project sponsor is required to apply for and obtain approval prior to any increase in withdrawal from Well 1 that would be equal to or exceed 0.100 mgd (consecutive 30-day average) individually or in combination with Well 2.

21. The date of the last meter certification was April 11, 2024; therefore, the next meter certification is due no later than April 11, 2029. Certification of meter accuracy shall be provided to the Commission no less frequent than once every five (5) years from the date of the last certification.

22. Prior to supplying water for any use not authorized pursuant to Sections 2 or 3 of this approval, the project sponsor shall first submit a minor modification application under 18 CFR § 806.18(c)(4) for such new use to the Executive Director. The project sponsor shall not supply water for such use unless and until such authorization is granted, and pursuant to any supplemental terms and conditions contained in such approval.

## **Section 8. Term**

23. This approval shall be effective July 1, 2024, and shall remain effective until June 30, 2039. As specified in 18 CFR § 806.31(e), if the project sponsor submits an application on or before December 31, 2038, the project sponsor may continue operation of this project pursuant to the terms and conditions of this approval until such time as the Commission acts on such application, or until otherwise notified by the Executive Director.

24. Commission Docket Nos. 19950102, 19950102-1, 19950102-2, and 19950102-3 shall remain effective through June 30, 2024, whereupon they shall expire.

**CERTIFICATION:** I, Jason E. Oyler, Secretary to the Susquehanna River Basin Commission, do hereby certify that the foregoing project docket was approved by the Susquehanna River Basin Commission on June 13, 2024.

Dated: June 14, 2024

  
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Jason E. Oyler, Esq.