

FILED SECRETARY OF THE COMMISSION 2016 JUL 11 P 2: 41 FEDERAL ENERGY REGULATORY COMMISSION

July 1, 2016

Mr. Nathaniel J. Davis, Sr. Deputy Secretary Federal Energy Regulatory Commission 888 First Street NE, Room 1A Washington, DC 20426

RE: Atlantic Sunrise Project, OEP/DG2E/Gas 2, Transcontinental Gas Pipe Line Company, LLC, Docket No. CP15-138-000, FERC/EIS-0269D

Dear Mr. Davis:

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The Pennsylvania Department of Conservation and Natural Resources (DCNR), Bureau of Recreation and Conservation has reviewed the Draft Environmental Impact Statement for the referenced Atlantic Sunrise Project that is proposed to be constructed through state-funded local park property, along with properties previously funded with Federal Land and Water Conservation Fund (LWCF). As Pennsylvania's lead agency on LWCF the DCNR, Bureau of Recreation and Conservation, is responsible for coordinating LWCF conversions with the National Park Service.

As a result of our review it appears there may be potential impacts to various State Gamelands (SGL) previously funded with LWCF. Those include:

- SGL 84 Northumberland and Schuylkill Counties;
- SGL 206 Luzerne County;
- SGL 211 Lebanon County; and

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• SGL 229 – Schuylkill County.

LWCF funds were also used to fund portions of the Appalachian National Scenic Trail in Lebanon County. We are also aware of potential impacts to the Sproul State Forest, Clinton County (*Chapman Loop*) and the Ricketts Glen State Park, Luzerne County (*Central Penn Line North*) that received LWCF funds. These are DCNR administrative lands that the FERC's Interagency Coordinator for the *Atlantic Sunrise Project*, Joanne Wachholder, has oversight within the Office of Energy Projects. The DCNR's Bureau of Forestry and Bureau of State Parks are actively working with the professional engineers and construction engineering team within the Williams Companies in terms of the project's proposed land use related matters.

Potential impacts have also been identified to the Mekeel/Walace Tracts, Luzerne County, which received state grant funding from the Keystone Recreation, Park and Conservation Fund Act (i.e., Keystone). Additional Keystone funding has been provided for segments of the Enola Low Grade Trail, Lebanon Valley Rail Trail, and the Anthracite Outdoor Adventure Area, which received Snowmobile/ATV funds in addition to Keystone Funds.

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Office of the Secretary Rachel Carson State Office Building | P.O. Box 8767 | Harrisburg, PA 17105 | 717.772.9084 | F 717.772.9106 | www.dcnr.state.pa.us Mr. Nathaniel J. Davis

As noted in the Bureau's Conversion Policies (see enclosures), any change in use or transfer of rights (including, but not limited to, pipeline easements/right-of-way agreements) of any DCNR funded property (via state grants or federal grants) may constitute a conversion. Therefore, prior to executing any permanent lease agreement, right-of-way agreement, easements, etc. that may impact these properties please coordinate with Alex Tatanish by phone at 717.783.4735 or by email at atatanish@pa.gov or Ashley Rebert by phone at 717.772.3322 or by email at arebert@pa.gov.

Sincerely with alm Dun

Cindy Adams Dunn Secretary Department of Conservation & Natural Resources

Enclosures

 cc: Sara Nicholas, Director of Policy and Planning, DCNR John Norbeck, Deputy Secretary for Parks and Forestry, DCNR Audrey Miner, Chief Counsel, DCNR Nate Flood, Deputy Secretary for Conservation and Technical Services, DCNR Dan Devlin, Director, Bureau of Forestry, DCNR Lauren Imgrund, Director, Bureau of Recreation and Conservation, DCNR Dave Mong, Forest Program Specialist, DCNR Ashley Rebert, Chief, Land Conservation & Stewardship Section, DCNR Alex Tatanish, Land Stewardship & Conversion Program Specialist, DCNR Josh Zimmerman, Legislative Liaison, Pennsylvania Game Commission

COMMONWEALTH OF PENNSYLVANIA Department of Conservation and Natural Resources

Bureau of Recreation and Conservation (BRC) Administrative Policy/Grant Guidelines

SUBJECT: Conversion of Property Interests Acquired or Developed with Federal Land and Water Conservation Funds (LWCF)

EFFECTIVE DATE: 12/2/10

REVISED: 4/10/13; 7/7/14; 10/6/15

Background

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Department of Conservation and Natural Resources (DCNR) acquires real property interest or contributes to the development of property for recreation, conservation and/or educational purposes through the provision of grants to eligible applicants who acquire and/or develop property interests. Properties that are acquired or developed with federal Land and Water Conservation Funds (LWCF) are not permitted to be converted to purposes/uses other than outdoor public recreation. No change of use and no transfer of ownership, control, or interest in the property may occur, and no encumbrance may be placed on the property, without written consent of the Department or its successor. The properties may not be transferred through fee disposition lease, or other legal document that transfers the property or control to another entity. This policy outlines issues and legal mandates covering the conversion of property bought and/or developed with LWCF grant program funds administered by DCNR. This policy also includes a checklist to be followed by grant recipients when a conversion is not avoidable. Conversions may include disposition of the property, no public access, accommodating non-recreational uses on a piece of property including but not limited to energy development, commercial development, municipal buildings, telecommunication towers and resource extraction.

Policy

Under Title 36, Part 59 in the U.S. Code of Federal Regulations Title 36, Chapter 1, Part 59 Land and Water Conservation Fund Program of Assistance to States, the States are responsible for compliance and enforcement of the Post Completion Compliance Responsibilities for both state and locally sponsored projects. DCNR must follow the applicable laws, regulations and policies when addressing conversion requests.

Land and Water Conservation Act Purpose:

- i. Provide funds for and authorizing Federal assistance to the States in planning, acquisition, and development of needed land and water areas and facilities and
- ii. Providing funds for the Federal acquisition and development of certain lands and other areas.

There is a formal process required for any project that is proposed to be converted from public outdoor recreation use. The conversion process must be followed in any disposition or conversion of lands acquired or developed in total or part with Land and Water Conservation Fund dollars. (See Appendix)

Background on LWCF Conversion Requirements:

Section 6(f)(3) of the LWCF Act is the cornerstone of Federal compliance efforts to ensure that the Federal investments in LWCF assistance are being maintained in public outdoor recreation use. This

section of the Act assures that once an area has been funded with LWCF assistance, it is continually maintained in public recreation use unless NPS approves substitution property of reasonably equivalent usefulness and location and of at least equal fair market value

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This "anti-conversion" requirement applies to all parks and other sites that have been the subject of Land and Water grants of any type, whether for acquisition of parkland, development or rehabilitation of facilities. In many cases, even a relatively small LWCF grant (e.g., for development of a picnic shelter) in a park of hundreds or even thousands of acres provides anti-conversion protection to the entire park site or by the established 6(f)(3) boundary map submitted to NPS.

DCNR is responsible through the State Liaison Officer to coordinate and obtain approval of any conversion request with the National Park Service (NPS). Please note, the Commonwealth of Pennsylvania (with DCNR serving as its agent) and NPS must agree on the size of the Section 6(f) park land impacted by any non-recreational, non-public use, prior to any appraisal activity to determine the value of the land impacted by a proposed or discovered conversion.

Note: If your site was previously funded with both federal and state funding, additional conversion requirements may apply. DCNR will work with you to address these requirements.

This policy remains in effect until revised or rescinded.

Land and Water Conservation Fund (LWCF) Conversion Process Checklist

- Official letter from local project sponsor/grantee requesting consideration of the proposed conversion along with a detailed explanation of the conversion proposal that includes:
 - Purpose and benefit of doing the conversion.
 - Description of land to be removed from the "6(f) boundary" and description(s) of land to be substituted.
 - Discussion of alternatives to the conversion that have been considered.
 - A statement of the estimated value of the property to be converted and the estimated value of the proposed substitute property(s). If real estate appraisals have been done at this stage, they should be submitted with the letter.
- □ Location maps of the converted property or property proposed to be converted and the substitute property(s). Maps should be of a scale large enough to clearly show such features as adjacent streets, roadways, rivers, creeks and existing or proposed recreational facilities. If all properties involved in the conversion proposal cannot not be shown clearly on one map, a separate <u>area</u> location map should also be provided that shows the relationship of all the properties involved in the conversion proposal.
- Any other documents that will help the Bureau to more fully understand the impact and benefits of the conversion proposal and to demonstrate that the proposal meets the Prerequisites to Consideration of Conversions (see Section E-3 of the Excerpt from the LWCF Grants Manual below) including consultant reports, pictures and news articles.
- Real estate appraisal report on the land to be removed from the 6(f) boundary designation and on each of the substitute properties. The appraisals must be done by state certified general real estate appraiser and the appraisals must be consistent, to the extent applicable, with the Uniform Appraisal Standards for Federal Land Acquisition (A.K.A Yellow Book Appraisal). <u>The appraiser should certify in</u> writing that each appraisal compiles with Uniform Appraisal Standard for Federal Land Acquisition.
- □ A LWCF Proposal Description and Environmental Screening Form (PD/ESF) (provided by DCNR).
- State Historic Preservation Office review of the conversion proposal in accordance with Section 106 of the National Historic Preservation Act of 1966, as amended in 1980 and 1992, and the regulations (36 CFR Part 800) of the Advisory Council on Historic Preservation.
- □ Survey or subdivision plat on each substitute property with metes and bounds, easements, right-ofways, acreage, etc. If the conversion pertains only to part of the 6(f) boundary property, a survey or subdivision plat will also be required that shows the remaining 6(f) boundary land on the original project site.
- Comments on the conversion proposal from local, county and regional planning agencies.

Mail the proposal and all documentation to:	Department of Conservation and Natural Resources
	Bureau of Recreation and Conservation 400 Market Street, PO Box 8475 Harrisburg, PA 17105 Attn: Land Conservation and Stewardship Section
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Appendix Excerpts from Section E-3 of the LWCF Grant Manual

Prerequisites to the NPS consideration of conversions:

Formal requests from the project sponsor for permission to convert LWCF assisted properties in whole or in part to other than public outdoor recreation uses must be submitted by the State Liaison Officer to NPS in writing and conform to the prerequisites set forth in 36 CFR 59. States shall consult with NPS when conversions are proposed or discovered and prior to making the formal request to NPS. States shall use the Proposal Description and Environmental Screening Form (PD/ESF) to prepare its conversion proposal (see Chapter 4). The PD/ESF guides the development of the conversion proposal, including the incorporation of the following prerequisites that must be met before NPS will consider the formal conversion request:

a. All practical alternatives to the conversion have been evaluated and rejected on a sound basis.

b. The fair market value of the property to be converted has been established and the property proposed for substitution is of at least equal fair market value as established by a state approved appraisal (see Chapter 4 for appraisal guidance) excluding the value of structures or facilities that will not directly enhance its outdoor recreation utility.

c. The property proposed for replacement is of reasonably equivalent usefulness and location as that being converted. Depending on the situation, and at the discretion of the NPS, the replacement property need not provide identical recreation experiences or be located at the same site, provided it is in a reasonably equivalent location. Generally, the replacement property should be administered by the same political jurisdiction as the converted property. NPS will consider state requests to change the project sponsor for any replacement property when it is determined a different political jurisdiction can meet the criteria for replacement properties. Equivalent usefulness and location will be determined based on the following criteria:

(1) Property to be converted must be evaluated in order to determine what recreation needs are being fulfilled by the facilities which exist and the types of outdoor recreation resources and opportunities available. The property being proposed for substitution must then be evaluated in a similar manner to determine if it will meet recreation needs that are at least like in magnitude and impact to the user community as the converted site. This criterion is applicable in the consideration of all conversion requests with the exception of those where wetlands are proposed as replacement property.

Wetland areas and interests therein shall be considered to be of reasonably equivalent usefulness as compared to the recreational usefulness of the property proposed for conversion if they have been identified in the wetlands provisions of the Statewide Comprehensive Outdoor Recreation Plan (SCORP) in accordance with Section 6(f)(3) of the LWCF Act as amended (36 CPR 59.3) by Section 303 of the Emergency Wetlands Resources Act of 1986.

(2) Replacement property need not necessarily be directly adjacent to or close by the converted site. This policy provides the administrative flexibility to determine location recognizing that the property should meet existing public outdoor recreation needs. While generally this will involve the selection of a site serving the same community(ies) or area as the converted site, there may be exceptions. For example, if property being converted is in an area undergoing major demographic change and the area has no

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existing or anticipated future need for outdoor recreation, then the project sponsor should seek to locate the substitute area at another location within the jurisdiction.

(3) Should a local project sponsor be unable to replace converted property, the State would be responsible, as the primary recipient of federal assistance, for assuring compliance with these requirements and for the substitution of replacement property.

(4) The acquisition of one parcel of land may be used in satisfaction of several approved conversions (see Section 6 below) and vice versa.

d. The property proposed for replacement meets the eligibility requirements for LWCF assisted acquisition (see Chapter 3). The replacement property must constitute or be part of a viable recreation area. Viability and recreational usefulness is dependent upon the proposed outdoor recreation development plan and timetable for the development of the replacement parks. If full development of the replacement site(s) will be delayed beyond three years from the date of conversion approval, the conversion proposal shall explain why this is necessary (see Chapter 3.B.7).

For proposed replacement property with a history of contamination, proposals must address the nature of the contamination, how the contaminated area has been or will be remediated, how the area will be developed into a safe, public outdoor recreation area, and how provisions will be put in place to monitor the new replacement parkland to ensure public health and safety in perpetuity. Certain contaminated areas may not meet the equal or greater recreational usefulness prerequisite for replacement land. Early coordination with NPS for conversion proposals involving contaminated replacement land, even if remediated, is required (see 3.4 below).

Unless each of the following additional conditions (also see Chapter 3) is met, land currently owned by another public agency may not be used as replacement land for land acquired as part of an LWCF project:

(1) The replacement land was not originally acquired by the sponsor or selling agency for recreation.

(2) The replacement land has not been previously dedicated or managed for recreational purposes while in public ownership.

(3) No federal assistance was provided in the replacement land's original acquisition unless the assistance was provided under a program expressly authorized to match or supplement LWCF assistance.

(4) Where the project sponsor acquires replacement land from another public agency, the selling agency must be required by law to receive payment for the land so acquired (see Chapter 3.A.9).

An exception may be made to this condition only in the case of development projects for which the project sponsor's match was not derived from the cost of the purchase or value of a donation of the land to be converted, but from the value of the development itself. In this case, public land that has not been previously dedicated or managed for recreation/conservation use may be used as replacement land even if this land is currently owned by the project sponsor or is transferred from one public agency to another without cost.

e. In the case of Section 6(f)(3) protected areas that are partially rather than wholly converted, the impact of the converted portion on the remaining area shall be considered. If such a conversion is approved, the unconverted area must remain recreationally viable or be replaced as well.

f. All necessary coordination with other federal agencies has been satisfactorily accomplished including, for example, compliance with Section 4(f) of the Department of Transportation Act of 1966.

g. The guidelines for environmental review under NEPA have been satisfactorily completed and considered by NPS during its review of the proposed Section 6(f)(3) action. In cases where the proposed conversion arises from another federal action, NPS final review of the State's proposal shall not occur until the NPS is assured all environmental review requirements for the other federal action have been met, e.g., Army Corps of Engineer permits.

The environmental review process must analyze not only the Section 6(f)(3) area proposed for conversion, but also the development of the replacement parkland. The purpose and scope of the environmental review must focus on the impacts on the "human environment" resulting from the loss of the Section 6(f)(3) parkland, impacts on any remaining Section 6(f)(3) parkland for partial conversions, and the development of new Section 6(f)(3)replacement park(s). The scope of the environmental review should not include impacts of the action precipitating the conversion on resources beyond the Section 6(f)(3) boundary, such as impacts of a new housing development or a school on a neighborhood. The environmental analysis must be conducted in a neutral and factual manner and result in statements that reflect this same neutrality so the interested and affected public can focus on and understand the details of the proposed federal action of converting parkland including the replacement of new parkland according to 36 CFR 59. The environmental analysis documents should not include statements that promote or justify the action precipitating the conversion, such as proclaiming that the subject parkland is the best location for a new fire station.

For detailed guidance on NEPA and how to conduct environmental reviews for LWCF conversions consult Chapter 4 of this manual, and the NPS.

h. Adherence to state intergovernmental review procedures as appropriate (see Chapter 4).

i. The proposed conversion and substitution are in accord with the SCORP.

Land and Water Conservation Fund Sate Assistance Program – Federal Financial Assistance Manual http://www.nps.gov/ncrc/programs/lwcf/manual/lwcf.pdf

COMMONWEALTH OF PENNSYLVANIA Department of Conservation and Natural Resources

Bureau of Recreation and Conservation (BRC) Administrative Policy/Grant Guidelines

SUBJECT: Conversion of Property Interests Acquired or Developed with State Funding through the Department of Conservation and Natural Resources

EFFECTIVE DATE: 12/2/10

REVISED: 4/10/13; 7/7/14; 10/6/15

Background

Department of Conservation and Natural Resources (DCNR) acquires real property interest or contributes to the development of property for recreation, conservation and/or educational purposes through the provision of grants to eligible applicants who acquire and/or develop property interests. Properties that are acquired or developed with DCNR state funding are not permitted to be converted to purposes/uses other than public recreation and conservation. No change of use and no transfer of ownership, control, or interest in the property may occur, and no encumbrance may be placed on the property, without written consent of the Department or its successor. The properties may not be transferred through fee disposition, lease, or other legal document that transfers the property or control to another entity. This policy outlines issues and legal mandates covering the conversion of property bought and/or developed in full or part with DCNR grant program funds administered by BRC. This policy also includes a checklist to be followed by grant recipients when a conversion is not avoidable. Conversions may include disposition of the property, no public access, accommodating non-recreational uses on a piece of property including but not limited to energy development, commercial development, municipal buildings, telecommunication towers and resource extraction.

Policy

I. Promotion of DCNR Interests

The acquisition, use and management of property interests shall support, promote and enhance the mission and goals of DCNR. Lands acquired and/or developed with DCNR grant funding must have uses that are:

- 1. Consistent with the mission and goals of the agency,
- 2. Permitted by the enabling legislation from which funding for the acquisition or development of the property was derived,
- 3. Consistent with and not negatively impact the other intended uses for the property.

II. BRC Policy on Maintenance of Property and Intended Uses

Under the Conservation and Natural Resources Act (Act 18 of 1995), the powers and duties of the former Department of Community Affairs (DCA) and the former Department of Environmental Resources (DER) with respect to the administration of grants under the Keystone Recreation, Park and Conservation Fund Act were transferred to the Department of Conservation and Natural Resources. Similarly, under the Conservation and Natural Resources Act, the powers and duties of

the former Department of Community Affairs with respect to the administration of grants under the Land and Water Conservation Fund Act, the Recreational Improvement and Rehabilitation Act, the Project 70 Land Acquisition and Borrowing Act, the Project 500 Land and Water Conservation and Reclamation Act and the Heritage Parks program were transferred to the Department of Conservation and Natural Resources.

- (1) DCNR must follow all laws, regulations and policies associated with the funding source used for acquisition and/or development of recreation properties. In no case will development of uses others than those intended or disposition of property rights be permitted to adversely impact resource protection efforts or public recreational opportunities. The Department determines at its sole discretion when actual or proposed uses are permissible and/or consistent or inconsistent with intended uses.
- (2) If your site was previously funded with federal and state funding, or multiple state funding sources, the most restrictive conversion provisions will be applied to resolve the conversion requirement.
- (3) In circumstances where a conversion is unavoidable, the Department may provide approval of a conversion consistent with and contingent on compliance with the funding source enabling legislation. The Department may also require other mitigation as determined solely at the discretion of the Department. The pertinent enabling legislation provisions include:
 - i. Requirements for projects funded under Project 70 "Land Acquisition and Borrowing Act," Act 8 of 1964:
 - i. Approved uses: Project 70 provided that lands can be acquired by political subdivisions and that, "Lands to be acquired by any political subdivision shall be such that they may be utilized for recreation, conservation and historical purposes, and contribute to meet the recreation or conservation needs of the community."
 - ii. Restrictions on use: Project 70 provides that, "No lands acquired with funds made available under this act shall be disposed of or used for purposes other than those prescribed in this act without the express approval of the General Assembly: Provided, That the Commonwealth or a political subdivision, as the owner of such lands, may issue permits, licenses or leases for the exploration, development, storage and removal of oil, gas or other minerals, or for the installation and use of water, gas, electric, telephone, telegraph, oil or oil product lines, under the reasonable regulations prescribed by the owner consistent with the primary use of such lands for "recreation, conservation and historical purposes."
 - ii. Requirements for projects funded under Project 500 "The Land and Water Conservation and Reclamation Act, Act 443 of 1968:
 - i. Approved uses: DCNR (successor agency to DCA) was allocated funding "for State grantin-aid to political subdivisions to pay up to fifty percent of the cost (i) of development of county and municipal park and recreation lands including lands acquired under...Project 500 to be used for county and municipal park and recreation purpose (ii) to acquire and develop additional county and municipal park, recreation and open space lands in those regions where the statewide outdoor recreation plan indicates a need for those lands; and (iii) for studies conducted to determine park and recreational needs and the location of facilities.
 - ii. Restrictions on use: A variety of definitions for the uses specified above serve to limit the development of compatible uses.
 - iii. Requirement for projects funded under "Recreational Improvement and Rehabilitation Act," (RIRA) Act 106 of 1984:
 - i. Approved uses: DCNR (successor agency to DCA) is empowered to provide "grants-inaid" to municipalities in order to protect open space benefits.

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- ii. Restrictions on use: Municipalities shall not dispose of nor at any time convert property acquired and/or developed pursuant to the act without the prior written approval of the program administrator within DCNR (successor agency to DCA). If conversion does occur the Department may:
 - 1. Require the municipality to refund all grant in aid funds for that particular project including 10% annual interest compounded four times annually from the original grant in aid until it is repaid.
 - Require acquisition of equivalent replacement land, as determined by the Department.
- iv. Requirements for projects funded under Key 93 "The Keystone Recreation, Park and Conservation Fund Act," Act 50 of 1993:
 - i. Approved uses: DCNR (successor agency to DER) can use bond fund and realty transfer tax receipts for acquiring land important to maintaining the integrity of existing state park and forests. DCNR (successor agency to DCA) can use bond funds and realty transfer tax receipts to pay up to 50% of the eligible project costs for rehabilitation, development and acquisition of recreation and park lands, greenways and natural areas. Any land acquired shall be open to those public uses that are consistent with the purposes for which the land was acquired.
 - ii. Restrictions on use: Recipients of grants or funds under this act shall not dispose or nor at any time convert property pursuant to this act to other than the purposes described in the project applications without the prior written approval of the head of the agency, as appropriate. Should disposition or conversion occur, the Department may:
 - Require the recipient to refund all grant funds for the particular project, including 10% annual interest compounded four times annually from the original grant in aid until it is repaid
 - 2. Require acquisition of equivalent replacement land, as determined by the department.
- v. Requirements for projects funded under Growing Greener "The Environmental Stewardship and Watershed Protection Act," Act 68-1999:
 - i. Approved uses: To provide grants to a county or other municipality, conservation districts and authorized organizations for the purposes of...development, acquisition.... Grants under this paragraph may not be used by an authorized organization for land acquisition, unless the authorized organization obtains the approval of all counties in which the land is situated.
 - ii. Restrictions on use: Recipients of grants under this chapter may not dispose of or convert property or equipment acquired with a grant for purposes other than the purposes approved in the project application without the prior approval of the agency awarding the grant.
 - iii. If a violation occurs, the Agency may:
 - 1. Require the recipient to refund all grants related to the project, including 10% annual interest, compounded four times annually, from the date the original grant was received until the grant is repaid.
 - 2. Require acquisition by the recipient of equivalent replacement property, as determined by the agency.
 - 3. Take possession of the property or equipment funded by the agency.
- vi. Requirements for projects funded under Snowmobile & ATV Law, Chapter 77 of the Pennsylvania Vehicle Code (as amended June 25, 2001):
 - i. Approved uses: DCNR can use moneys from the restricted account that consists of all moneys received from the registration of and issuance of certificates of title for snowmobiles and ATV's; all revenue from the sale of any publications or services relation to snowmobiles and ATV's; and all fines, penalties, fees and costs assessed and

collected as a result of enforcement activities conducted by the department's law enforcement personnel under this chapter for land acquisition and eligible project costs for the construction, maintenance and rehabilitation of trails and other facilities for snowmobiles and ATV's. Any land acquired or trails and facilities developed shall be open to those public uses that are consistent with the purposes for which the land was acquired or developed.

- ii. Restrictions on use: Recipients of grants or funds under this act shall not dispose or nor at any time convert property pursuant to this law to other than the purposes described in the project applications without the prior written approval of the head of the agency, as appropriate. Should disposition or conversion occur, the Department's non-conversion grant agreement clause provides the following remedy:
 - If a provision of this article is violated, the grantee shall do one or both of the following as may be determined and required by the Department: (1) repay to the Department the amount paid under this grant agreement plus 10% annual interest compounded four times annually from the date(s) the grant payment(s) were received until repayment is completed; and (2) replace the disposed or converted property with other property that is determined by the Department to be equivalent to the original property.

This policy remains in effect until revised or rescinded.

State Funding Conversion Process Checklist

- □ Official letter from local project sponsor/grantee requesting consideration of the proposed conversion along with a detailed explanation of the conversion proposal that includes:
 - Purpose and benefit of doing the conversion.
 - Description of the conversion, including acreage and value of the property acquired and/or developed area impacted.
 - Discussion of alternatives to the conversion that have been considered.
- □ Copy of the deed for the property being converted.
- □ Map delineating the proposed conversion.
- □ Appraisal of the value of the property impacted.
- □ Any other documents that will help the Bureau to more fully understand the impact and benefits of the conversion proposal.
- Description of the land being proposed as replacement land that includes the following: a location map, approximate acreage and a description of how the property will provide similar recreation/conservation value.
- □ Mail the proposal and all documentation to:

Department of Conservation and Natural Resources Bureau of Recreation and Conservation 400 Market Street, PO Box 8475 Harrisburg, PA 17105 Attn: Land Conservation and Stewardship Section

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