

NOTICES

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 9, 2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending June 23, 2009.

Under section 503.E of the Department of Banking Code (71 P. S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file their comments in writing with the Department of Banking, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
6-18-2009	Northwest Bancorp, MHC, Warren, to acquire 100% of Keystone State Savings Bank, Sharpsburg	Warren	Approved

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-18-2009	Affinity Interim Bank, Wyomissing, and Affinity Bank of Pennsylvania, Wyomissing Surviving Institution: Affinity Interim Bank, Wyomissing, continuing under the name "Affinity Bank of Pennsylvania"	Wyomissing	Approved
The merger will facilitate the proposed reorganization of Affinity Bank of Pennsylvania, Wyomissing, into a Bank Holding Company structure whereby Affinity Bank of Pennsylvania will become the wholly-owned subsidiary of Affinity Bancorp, a new holding company in formation.			
6-18-2009	Northwest Savings Bank, Warren, and Keystone State Savings Bank, Sharpsburg Surviving Institution: Northwest Savings Bank, Warren	Warren	Approved

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-18-2009	Republic First Bank Philadelphia Philadelphia County	399 Route 70 East Cherry Hill Camden County, NJ	Filed
6-18-2009	Republic First Bank Philadelphia Philadelphia County	5191 and 5192 Route 42 Turnersville Gloucester County, NJ	Filed

Branch Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-23-2009	The Fidelity Deposit and Discount Bank Dunmore Lackawanna County	<i>Into:</i> 338 North Washington Avenue Scranton Lackawanna County <i>From:</i> 139 Wyoming Avenue Scranton Lackawanna County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-18-2009	Susquehanna Bank Lititz Lancaster County	2290 South George Street York York County	Approved
6-18-2009	Susquehanna Bank Lititz Lancaster County	606 Arch Street Williamsport Lycoming County	Approved
6-18-2009	Susquehanna Bank Lititz Lancaster County	Strawberry Square 15 North 3rd Street Harrisburg Dauphin County	Approved
6-18-2009	Susquehanna Bank Lititz Lancaster County	Normandie Ridge 1700 Normandie Drive York York County (Limited Service Facility)	Approved
6-18-2009	Susquehanna Bank Lititz Lancaster County	271 Market Street Lemoyne Cumberland County	Approved
6-18-2009	Susquehanna Bank Lititz Lancaster County	Fairmount Homes 333 Wheat Ridge Drive Ephrata Lancaster County (Limited Service Facility)	Approved
6-18-2009	Susquehanna Bank Lititz Lancaster County	Village at Sprenkle Drive 1802 Folkemer Circle York York County (Limited Service Facility)	Approved
6-18-2009	Susquehanna Bank Lititz Lancaster County	6669 Security Boulevard Suite 5 Baltimore Baltimore County, MD	Approved

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
6-22-2009	Bucks County Bank Doylestown Bucks County	Amend the Fifth Article of the Articles of Incorporation	Filed

Amendment to the Fifth Article of the institution's Articles of Incorporation provides for the issuance of Preferred Stock.

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Community Charter Conversions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
5-27-2009	Boeing Helicopters Credit Union Ridley Park Delaware County	Ridley Park	Withdrawn
6-17-2009	Riverset Credit Union Pittsburgh Allegheny County	Pittsburgh	Approved

The credit union proposed to amend Article 8 of its Articles of Incorporation to provide the following field of membership: "All people who live, work, worship, attend school in, and businesses and other legal entities in the community of Delaware and Chester counties, in the Commonwealth of Pennsylvania."

The credit union will amend Article 8 of its Articles of Incorporation to provide the following field of membership: "Membership in riverset credit union is open to persons who live, work (regularly conduct business in), worship, attend school in and businesses and other legal entities in Allegheny, Beaver and Butler counties, Pennsylvania."

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
6-22-2009	Riverset Credit Union Pittsburgh Allegheny County	Pittsburgh	Effective

The credit union amended Article 8 of its Articles of Incorporation to provide the following field of membership: "Membership in riverset credit union is open to persons who live, work (regularly conduct business in), worship, attend school in and businesses and other legal entities in Allegheny, Beaver and Butler counties, Pennsylvania."

The Department's web site at www.banking.state.pa.us includes public notices for more recently filed applications.

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 09-1227. Filed for public inspection July 10, 2009, 9:00 a.m.]

Actions on Applications

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BANKING INSTITUTIONS

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-25-2009	Northwest Savings Bank Warren Warren County	1441 Monroe Avenue Brighton Monroe County, NY	Filed
6-25-2009	AmeriServ Financial Bank Johnstown Cambria County	1857 North Atherton Street State College Centre County	Approved

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-25-2009	PeoplesBank, A Codorus Valley Company York York County	<i>To:</i> 2410 Eastern Boulevard York York County	Filed
		<i>From:</i> 2701 Eastern Boulevard York York County	

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
6-24-2009	Affinity Bank of Pennsylvania Wyomissing Berks County	Amend the Sixth Article of the Articles of Incorporation	Approved and Effective
	Amendment to the Sixth Article of the institution's Articles of Incorporation provides for the issuance of Common Stock and Preferred Stock.		
6-26-2009	Brentwood Bank Bethel Park Allegheny County	Amend the Fifth Article of the Articles of Incorporation	Approved and Effective

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
	Amendment to the Fifth Article of the institution's Articles of Incorporation provides for the issuance of Common Stock and Preferred Stock.		
6-29-2009	Gateway Bank of Pennsylvania McMurray Washington County	Amend Article V of the Articles of Incorporation	Filed
	Amendment to Article V of the institution's Articles of Incorporation provides for the issuance of Common Stock and Preferred Stock.		

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
6-29-2009	White Rose Credit Union, York, and Yorkco School Employees Credit Union, York Surviving Institution: White Rose Credit Union, York	York	Filed

Articles of Amendment

<i>Date</i>	<i>Name of Credit Union</i>	<i>Purpose</i>	<i>Action</i>
6-25-2009	Moonlight Credit Union Worthington Armstrong County	Amend Article 8 of the Articles of Incorporation	Filed
	Amendment to Article 8 of the credit union's Articles of Incorporation reflects the change of name of Butler Co. Mushroom Farm, Inc. to "Creekside Mushrooms" and provides for the inclusion of corporate or other legal entities in the credit union's charter in its field of membership.		

The Department's web site at www.banking.state.pa.us includes public notices for more recently filed applications.

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 09-1228. Filed for public inspection July 10, 2009, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION**Applications, Actions and Special Notices****APPLICATIONS**

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT
APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION
SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM)
PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a general permit. The applications concern, but are not limited to, discharges related to industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFOs). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal waste; discharge into groundwater
Section IV	NPDES	MS4 individual permit

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 individual permits and individual stormwater construction permits in Sections IV and VI, the Department, based upon preliminary reviews, has made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on an NPDES application are invited to submit a statement to the regional office noted before an application within 30 days from the date of this public notice. Persons wishing to comment on a WQM permit application are invited to submit a statement to the regional office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for a public hearing on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

Persons with a disability who require an auxiliary aid, service, including TDD users, or other accommodations to seek additional information should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

I. NPDES Renewal Applications

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0063169 (Industrial)	Townsend's, Inc. Pocono Foods Division 1560 South Delaware Drive Mount Bethel, PA 18343	Northampton County Upper Mount Bethel Township	Allegheny Creek 01F	Y

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0080594 (IW)	North American Pipe Corporation 88 Newport Road Leola, PA 17540	Lancaster County Upper Leacock Township	UNT Mill Creek 7J	Y
PA0085863 (IW)	SC Holdings, Inc. 383 Meadow Road Edison, NJ 08817	York County Dover Township	UNT to Davidsburg Run 7-F	Y

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0112950 SN	Sunco, Inc. 1109 Milton Avenue Syracuse, NY 13204	Northumberland County Lower Mahoney Township	Fidlers Run 6B	Y

II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Applications

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

PA0043818, Amendment No. 3, Industrial Waste, SIC 5622, Waste Management Disposal Services of Pennsylvania, Inc., 1000 New Ford Mill Road, Morrisville, PA 19067. This proposed facility is located in Falls Township, **Bucks County**.

Description of Proposed Activity: Amendment of an NPDES permit to reflect DRBC Docket D-88-54-4 updates.

The receiving stream, Delaware River Estuary Zone 2, is in the State Water Plan Watershed 2E and is classified for: WWF. The nearest downstream public water supply intake for United States Steel is located on Delaware River and is 0.5 mile below the point of discharge.

The proposed effluent limits for Outfall 001 are based a design flow of 0.1 mgd.

Effluent Limitations

Discharge Parameter	Mass Units (lbs/day)		Concentrations (mg/L)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	0.10				
BOD ₅	21.5	43.4	26.0	52.0	65.0
BOD ₅ % Removal			DRBC Requirement 95%		
Total Suspended Solids			DRBC Requirement 85%		
Total Suspended Solids	25.0	50.0	30	60	75
Total Dissolved Solids	15,929	16,680	19,100	20,000	25,000
Ammonia (as N)	29.2	58.4	35.0	70.0	87.5
CBOD ₂₀	30.0	60.0			
Oil and Grease	12.5		15	30	30
True Color (Pt-Co)					1,500
Fecal Coliform			#200/100 ml		
Temperature (° F)			Monitor and Report		
pH (Standard Units)			Within Limits of 6.0 to 9.0 Standard Units at all times		
Total Organic Nitrogen			Monitor and Report	Monitor and Report	
Nitrate and Nitrite Nitrogen			Monitor and Report	Monitor and Report	
Total Residual Chlorine			0.500	1.000	1.200
Antimony, Total	0.380	0.760	0.450	0.900	1.130
Arsenic, Total	0.042	0.084	0.050	0.100	0.125
Beryllium	0.0042	0.0084	0.050	0.010	0.0125
Boron (Influent)	Monitor and Report	Monitor and Report	Monitor and Report	Monitor and Report	Monitor and Report
Boron (Effluent)	Monitor and Report	Monitor and Report	Monitor and Report	Monitor and Report	Monitor and Report
Boron (% Removal)	Monitor and Report	Monitor and Report			
Chromium, Hex.				Monitor and Report	Monitor and Report
Chromium, Total	0.084	0.084	0.100	0.100	0.125
Cadmium, Total	0.0042	0.0084	0.005	0.010	0.0125
Aluminum, Total	0.230	0.460	0.275	0.550	0.680
Cobalt, Total	0.042	0.084	0.050	0.100	0.125
Iron, Total	2.090	4.180	2.500	5.000	6.300
Barium	0.085	0.170	0.100	0.200	0.250
Mercury	0.0016	0.0032	0.0019	0.0038	0.0047
Nickel	0.250	0.500	0.300	0.600	0.750
Silver			Monitor and Report	Monitor and Report	
Cyanide, Total	0.085	0.170	0.100	0.200	0.250
Vanadium			Monitor and Report	Monitor and Report	
Phenol			0.050	0.100	0.125
Thallium	0.085	0.170	0.100	0.200	0.250
Copper, Total	0.042	0.084	0.050	0.100	0.125
Lead, Total	0.030	0.060	0.036	0.072	0.90
Manganese	0.850	1.700	1.000	2.000	2.500
Zinc, Total	0.250	0.500	0.300	0.600	0.750
Chloroform			0.010	0.020	0.025
Chloromethane			0.100	0.200	0.250

Effluent Limitations

<i>Discharge Parameter</i>	<i>Mass Units (lbs/day)</i>		<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Methylene Chloride			0.100	0.200	0.250
Toluene			0.050	0.100	0.125
Butyl Benzyl Phthalate			0.010	0.020	0.025
2-Chloronaphthalene			0.010	0.020	0.025
Diethyl Phthalate			0.025	0.050	0.063
Lindane			0.010	0.020	0.025
Isophorone			0.050	0.100	0.125

Effluent Limitations

<i>Discharge Parameter</i>	<i>Mass Units (lbs/day)</i>		<i>Annual Average</i>	<i>Concentrations (mg/L)</i>		<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>		<i>Average Monthly</i>	<i>Maximum Daily</i>	
Bromoform			0.540			6.480
Total Halomethanes			0.027			0.324
Acetone				0.109	0.218	0.273
2-Butanone				0.210	0.420	0.525
1,2,3-Trichloropropane				0.100	0.200	0.250
Xylene				0.010	0.020	0.025
1-Propanol				0.550	1.100	1.350
2-Propanol				0.540	1.080	1.350
4'-4 DDT				0.00004	0.00008	0.0001
Pentachlorophenol				Monitor and Report	Monitor and Report	
Total Phenols				0.270	0.540	0.680
Tetrahydrofuran				0.025	0.050	0.063
P-Cresol				0.050	0.100	0.125
2-Hexanone				0.015	0.030	0.037
4-Methyl-2-Pentanone				0.015	0.030	0.037
Dibromomethane				0.010	0.020	0.025
1,1,1-Trichloroethane				0.100	0.200	0.250
1,2-Trans Dichloroethylene				0.030	0.060	0.075
Benzene				0.050	0.100	0.125
1-1 Dichloroethane				0.090	0.180	0.230
Chlorobenzene				0.050	0.100	0.125
DI-N-Butyl Phthalate				0.830	1.660	2.080
1,2 Dichloroethane				Monitor and Report	Monitor and Report	
Tetrachloroethylene				Monitor and Report	Monitor and Report	
Trichloroethylene				Monitor and Report	Monitor and Report	
Toxicity (Toxics Unit Chronic)					Monitor and Report	
PCBs					Monitor and Report	

The proposed effluent limitations for the following parameters for Outfall 001 are based on discharge flow of 0.3 mgd, from completion and start up of a new IWWTP lasting through expiration:

Effluent Limitations

<i>Discharge Parameter</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>		<i>Average Monthly</i>	<i>Maximum Daily</i>	
Flow (mgd)	0.30					
BOD ₅	44.2	88.4		18.0	36.0	45.0
BOD ₅ % Removal			DRBC Requirement 95%			
Total Suspended Solids	75.0	50.0		30	60	75
TSS (% Removal)	90%					
Total Dissolved Solids				15,000	20,000	25,000
Ammonia (as N)	12.26	25.0		4.9	10.0	15.0
CBOD ₂₀	30.0	60.0				
Oil and Grease	37.5	75.0		15	30	30
True Color (Pt-Co)						1,500
Fecal Coliform				#200/100 ml		1,000*

Discharge Parameter	Effluent Limitations			Concentrations (mg/L)		
	Average Monthly	Maximum Daily	Minimum	Average Monthly	Maximum Daily	Instantaneous Maximum
Temperature (° F)				Monitor and Report		
pH (Standard Units)			Within Limits of 6.0 to 9.0 Standard Units at all times			
Total Organic Nitrogen				Monitor and Report	Monitor and Report	
Total Kjeldahl Nitrogen				Monitor and Report	Monitor and Report	
Nitrate and Nitrite Nitrogen				Monitor and Report	Monitor and Report	
Total Phosphorus as P				Monitor and Report	Monitor and Report	
Total Residual Chlorine				0.5	1.0	1.2
Antimony, Total	1.13	2.26		0.450	0.900	1.130
Arsenic, Total	0.375	0.750		0.150	0.300	0.375
Beryllium	0.0125	0.0250		0.005	0.010	0.0125
Boron (Influent)	Monitor and Report	Monitor and Report		Monitor and Report	Monitor and Report	Monitor and Report
Boron (Effluent)	Monitor and Report	Monitor and Report		Monitor and Report	Monitor and Report	Monitor and Report
Boron (% Removal)	≥ 10 %					
Chromium, Total	0.375	0.750		0.150	0.300	0.375

Discharge Parameter	Effluent Limitations			Concentrations (mg/L)		
	Average Monthly	Maximum Daily	Annual Average	Average Monthly	Maximum Daily	Instantaneous Maximum ⁽²⁾
Cadmium, Total	0.0125	0.0250		0.005	0.010	0.0125
Aluminum, Total	0.688	1.376		0.275	0.550	0.680
Cobalt, Total	0.125	0.250		0.050	0.100	0.125
Iron, Total	6.25	12.50		2.500	5.000	6.300
Barium	0.250	0.500		0.100	0.200	0.250
Mercury	0.001	0.002		0.0004	0.0008	0.0010
Nickel	0.500	1.000		0.200	0.400	0.500
Silver	0.025	0.050		0.010	0.020	0.025
Cyanide, Total	0.125	0.250		0.050	0.100	0.125
Vanadium	0.125	0.250		0.050	0.100	0.125
Phenol	0.0375	0.065		0.015	0.026	0.037
Copper, Total	0.125	0.250		0.050	0.100	0.125
Lead, Total	0.090	0.180		0.036	0.072	0.090
Manganese	2.50	5.00		1.000	2.000	2.500
Zinc, Total	0.275	0.500		0.110	0.200	0.250
Total Halomethanes			0.027			0.324
Chloroform				0.010	0.020	0.025
Chloromethane				0.100	0.200	0.250
Methylene Chloride				0.100	0.200	0.250
Toluene				0.050	0.100	0.125
Benzene				0.036	0.072	0.090
Butyl Benzyl Phthalate	0.025	0.050		0.010	0.020	0.025
2-Chloronaphthalene	0.025	0.050		0.010	0.020	0.025
Diethyl Phthalate	0.0625	0.125		0.025	0.050	0.063
Lindane	0.0250	0.050		0.010	0.020	0.025
Isophorone	0.125	0.250		0.050	0.100	0.125
Acetone	0.273	0.546		0.109	0.218	0.273
2-Butanone	0.525	1.050		0.210	0.420	0.525
1,2,3-Trichloropropane	0.250	0.500		0.100	0.200	0.250
Xylene				0.010	0.020	0.025

Discharge Parameter	Effluent Limitations			Concentrations (mg/L)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum ⁽²⁾	
1-Propanol	1.376	2.752	0.550	1.100	1.350	
2-Propanol	1.350	2.700	0.540	1.080	1.350	
4'-4 DDT	0.000008	0.000016	0.000003	0.000006	0.000008	
Total Phenols	0.675	1.351	0.270	0.540	0.680	

Effluent Limitations

<i>Discharge Parameter</i>	<i>Mass Units (lbs/day)</i>		<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum ⁽²⁾</i>
Tetrahydrofuran	0.0625	0.125	0.025	0.050	0.063
P-Cresol	0.035	0.0625	0.014	0.025	0.035
2-Hexanone	0.0375	0.0750	0.015	0.030	0.037
4-Methyl-2-Pentanone	0.0375	0.0750	0.015	0.030	0.037
Dibromomethane	0.0250	0.0500	0.010	0.020	0.025
1,1,1-Trichloroethane	0.250	0.500	0.100	0.200	0.250
1,2-Trans Dichloroethylene	0.075	0.150	0.030	0.060	0.075
1-1 Dichloroethane	0.225	0.450	0.090	0.180	0.230
Benzoic Acid	0.177	0.300	0.071	0.120	0.150
α - terpineol	0.040	0.082	0.016	0.033	0.040
1,2 Dichloroethane			Monitor and Report	Monitor and Report	
Tetrachloroethylene			Monitor and Report	Monitor and Report	
Trichloroethylene			Monitor and Report	Monitor and Report	
Toxicity (Toxics Unit Chronic)				Monitor and Report	
PCBs, Total				Monitor and Report	
Tritium			Monitor and Report	Monitor and Report	
Chlorodane			Monitor and Report	Monitor and Report	
Heptachlor			Monitor and Report	Monitor and Report	
4-4' DDD	0.000008	0.000016	0.000003	0.000006	0.000008
4-4' DDE	0.000008	0.000016	0.000003	0.000006	0.000008
Benzidine			Monitor and Report	Monitor and Report	
Chlordane			Monitor and Report	Monitor and Report	
Dieldrin			Monitor and Report	Monitor and Report	
Heptachlor			Monitor and Report	Monitor and Report	
Heptachlor Epoxide			Monitor and Report	Monitor and Report	
Toxaphene			Monitor and Report	Monitor and Report	

* Shall not exceed in more than 10% of samples.

The proposed effluent limitations for the following parameters for stormwater outfalls listed are based on stormwater event as follows:

<i>I.</i>	<i>Outfall</i>	<i>Latitude</i>	<i>Longitude</i>	<i>Which Receives Stormwater From</i>
	003	40° 09' 08"	74° 46' 12"	Capped Landfill Areas
	004	40° 08' 55"	74° 46' 22"	Active Landfill Areas
	005	40° 09' 08"	74° 46' 10"	Capped Landfill Area
	006	40° 08' 14"	74° 46' 08"	Parking Lot and Maintenance
	009	40° 08' 30"	74° 46' 04"	Impervious Area of IWTP
	010	40° 08' 34"	74° 46' 59"	Capped Landfill Areas
	011	40° 08' 31"	74° 45' 25"	Sedimentation Basin No. 2 for 80-acre eastern expansion
	012	40° 08' 23"	74° 45' 47"	Capped Landfill Area

Effluent Limitations (mg/l)

<i>Discharge Parameter</i>	<i>Average Annual</i>	<i>Maximum Daily</i>
C-Biochemical Oxygen Demand (5 Day)	Monitor and Report	Monitor and Report
Total Dissolved Solids (TDS)	Monitor and Report	Monitor and Report
Oil and Grease	Monitor and Report	Monitor and Report

<i>Discharge Parameter</i>	<i>Effluent Limitations (mg/l)</i>	
	<i>Average Annual</i>	<i>Maximum Daily</i>
pH	Monitor and Report	Monitor and Report
Lead (Total)	Monitor and Report	Monitor and Report
Total Organic Carbon (TOC)	Monitor and Report	Monitor and Report
Chromium (Total)	Monitor and Report	Monitor and Report
Barium (Total)	Monitor and Report	Monitor and Report
Cadmium (Total)	Monitor and Report	Monitor and Report
Mercury (Total)	Monitor and Report	Monitor and Report
Selenium (Total)	Monitor and Report	Monitor and Report
Silver (Total)	Monitor and Report	Monitor and Report
Ammonia	Monitor and Report	Monitor and Report
Arsenic (Total)	Monitor and Report	Monitor and Report
Cyanide (Total)	Monitor and Report	Monitor and Report
Nitrate plus Nitrite as Nitrogen	Monitor and Report	Monitor and Report
Iron (Dissolved)	Monitor and Report	Monitor and Report
Magnesium (Total)	Monitor and Report	Monitor and Report
Magnesium (Dissolved)	Monitor and Report	Monitor and Report

The EPA waiver is in effect.

Other Requirements:

1. Effective Disinfection.
2. Remedial Measures.
3. Department Rights to Modify the Permit.
4. BOD₅ % Removal.
5. Certain Test Methods for Pollutants.
6. Change in Ownership.
7. TRC Minimization.
8. Proper Sludge Disposal.
9. Annual Average Definition.
10. TMDL/WLA Analysis.
11. Toxicity—Chronic Monitoring.
12. I-max Sampling Requirements.
13. 2/Month Sampling Requirements.
14. Stormwater Outfalls Requirements.
15. TRC/THMs Monitoring Requirements.
16. Total THMs Definition.
17. Grab Sample Definition.
18. Monitoring of Untreated Lechate Quality and Quantity.
19. Control of Stormwater Runoff.
20. Management of Lechate Discharge Rate.
21. Removal of 100% Pollutant of Outside DRBC Area Waste.
22. DRBC Pollutant Loading and Recordkeeping Requirements Clause.
23. Permit Reopener Clause.
24. PCBs Minimization Plan.

PA0011070, Industrial Waste, SIC 2521 and 2222, **Knoll, Inc.**, 1235 Water Street, P. O. Box 157, East Greenville, PA 18041. This facility is located in Upper Hanover Township, **Montgomery County**.

The application is for renewal of a NPDES permit to discharge 400 gpd of treated process water (MP 101), 40,000 gpd of treated sewage wastewater (MP 201), and 31,100 gpd of noncontact cooling water (MP 301) from Outfall 001 of the Knoll, Inc., facility located in Upper Hanover Township, Montgomery County. This is an existing discharge to Perkiomen Creek. At the point of discharge, Perkiomen Creek is in the State Water Plan 3E and is classified for TSF. The facility has two stormwater outfalls, namely 002 and 003. Outfall 002 receives stormwater from Fabrication Building areas, while Outfall 003 receives stormwater from Lubin Building areas. Outfall 003 also receives, in an emergency, 21,500 gpd of noncontact cooling water (MP103) from Lubin Building areas. Both of these outfalls discharge into Perkiomen Creek adjacent to Outfall 001.

The proposed effluent limits for Outfall 001 are based on an average flow of 71,500 gpd:

Effluent Concentration Limitations (mg/l)

<i>Parameter</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Total Suspended Solids	30	60	75
Total Dissolved Solids	1,000	2,000	2,500
Phosphorus as P	0.5		1.2
Fecal Coliform (#/100 ml)	200 Geometric Mean		1,000*
pH (Standard Units)	6.0 Instantaneous Minimum		9.0
Total Residual Chlorine	0.5		1.3

The proposed effluent limits for MP 101 are based on an average flow of 400 gpd:

Effluent Concentration Limitations (mg/l)

<i>Parameter</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>
Cadmium	Monitor and Report	Monitor and Report
Copper	Monitor and Report	Monitor and Report
Zinc	Monitor and Report	Monitor and Report
N-Nitrosodimethylamine	Monitor and Report	Monitor and Report

The proposed effluent limits for MP 201 are based on an average flow of 40,000 gpd:

Effluent Concentration Limitations (mg/l)

<i>Parameter</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N (5-1 to 10-31)	10		20
(11-1 to 4-30)	20		40
Fecal Coliform (#/100 ml)	200 Geometric Mean		1,000*
pH (Standard Units)	6.0 Instantaneous Minimum		9.0
Total Residual Chlorine	0.5		1.3

The proposed effluent limits for MP 301 are based on an average flow of 31,100 gpd:

Effluent Concentration Limitations (mg/l)

<i>Parameter</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Temperature (°F)			110
pH (Standard Units)	6.0 Instantaneous Minimum		9.0
Total Residual Chlorine	0.5		1.3

The proposed effluent limits for Outfalls 002 and 003 are based on a stormwater event:

Effluent Concentration Limitations (mg/l)

<i>Parameter</i>	<i>Instantaneous Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>
CBOD ₅			Monitor and Report
COD			Monitor and Report
Oil and Grease			Monitor and Report
pH (Standard Units)			Monitor and Report
Total Suspended Solids			Monitor and Report
Total Kjeldahl Nitrogen			Monitor and Report
Total Phosphorus			Monitor and Report
Iron (Dissolved)			Monitor and Report

The proposed effluent limits for MP 103 (during an emergency only) are based on an average flow of 21,500 gpd:

Effluent Concentration Limitations (mg/l)

<i>Parameter</i>	<i>Average Month</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Temperature (°F)			110
pH (Standard Units)	6.0 Instantaneous Minimum		9.0
Total Residual Chlorine	0.5		1.3

The EPA waiver is in effect.

Other Requirements:

1. Notification of the Designated Plant Operator.
2. Effective Disinfection.
3. Abandon of Discharge if STP Available.
4. No Stormwater.
5. Small Stream Discharge.
6. Remedial Measures.
7. Laboratory Certification.
8. Approved Chemical Usage Rates.
9. Chemical Additives Requirements.
10. Approved Test Method.
11. Change in Ownership.
12. Minimization of Chlorine Use.
13. Proper Sludge Disposal.
14. Watershed TMDL/WAL Analysis.
15. Facility Operator Certification Requirements.
16. I-Max Definitions.
17. 2/Month Monitoring Requirements.
18. Stormwater Requirements.
19. Operation and Maintenance Requirements.
20. PPC Plan Requirements.
21. No PCBs Discharges.

PA0058343, Sewage, SIC 4952, **Bedminster Municipal Authority**, 432 Elephant Road, Perkasie, PA 18944. This proposed facility is located in Bedminster Township, **Bucks County**.

Description of Proposed Activity: renewal of an NPDES permit to discharge 0.26 mgd of treated sewage into a UNT to Deep Run.

The receiving stream, Deep Run, is in the State Water Plan Watershed 2D and is classified for: WWF. The nearest downstream public water supply intake for Point Pleasant is located on Delaware River and is 11.5 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.26 mgd.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅					
(5-1 to 10-31)	22	32	10	15	20
(11-1 to 4-30)	43	65	20	30	40
Total Suspended Solids	22	32	10	15	20
Ammonia as N					
(5-1 to 10-31)	22		1.0		2.0
(11-1 to 4-30)	4.3		2.0		4.0
NO ₂ + NO ₃ as N	21.7		10.0		20.0
Phosphorus					
(4-1 to 10-31)	1.7		0.8		1.6
(11-1 to 3-31)			Monitor and Report		
Fecal Coliform			200 colonies/100 ml as a Geometric Average		1,000 #/100 ml
Dissolved Oxygen			Minimum of 5.0 mg/l at all times		
pH			Within limits of 6.0 to 9.0 Standard Units at all times		

In addition to the effluent limits, the permit contains the following major special conditions:

Special Conditions

1. Responsible Operator.
2. Small Stream Discharge.
3. TMDL/WLA Analysis.
4. UV Disinfection.
5. SPW Discharge.

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

PA-0028576, Sewage, **Clarks Summit—South Abington Joint Sewer Authority**, P. O. Box 199, Chinchilla, PA 18410-0199. This proposed facility is located in South Abington Township, **Lackawanna County**.

Description of Proposed Activity: Revocation and Reissuance of an NPDES Permit.

The receiving stream, Leggetts Creek, is in the State Water Plan Watershed 5A and is classified for: CWF. The nearest downstream public water supply intake for Danville Water Supply is located on Susquehanna River approximately 75 miles below the point of discharge.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	2.9		5.8
(11-1 to 4-30)	8.7		17.4
Dissolved Oxygen	A minimum of 6.0 mg/l at all times.		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a Geometric Mean		
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean		
pH	6.0 to 9.0 Standard Units at all times.		

Chesapeake Bay Tributary Strategy Nutrient Requirements

<i>Parameter</i>	<i>Concentration (mg/L)</i>		<i>Mass (lbs)</i>
	<i>Monthly Average</i>	<i>Monthly Load</i>	<i>Annual Load</i>
Ammonia-N	Report	Report	Report**
Kjeldahl-N	Report	Report	
Nitrate-Nitrate as N	Report	Report	
Total Nitrogen	Report	Report	Report
Total Phosphorus	Report	Report	Report
Net Total Nitrogen		Report	Report*
Net Total Phosphorus		Report	Report*

* This permit contains special conditions pertaining to Chesapeake Bay Nutrient Requirements. Part C Special Condition Number Six establishes Annual Mass Load Effluent Limitations for Total Net Nitrogen and Total Net Phosphorus of 66,483 ppy and 8,310 ppy, respectively. Part C Special Condition Number Seven establishes a compliance schedule for the Nitrogen and Phosphorus effluent limitations. The compliance schedule requires certification of substantial completion (plant fully operational) by July 21, 2014, and compliance with the Net Total Nitrogen and Net Total Phosphorus effluent limitations by September 30, 2016.

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department of Environmental Protection's (Department) Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document No. 392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

In addition to the effluent limits, the permit contains the following major special conditions:

1. Whole Effluent Toxicity (WETT) requirement.
2. Chesapeake Bay Nutrient Requirements.

** Total Annual Ammonia load will be required to be reported on the Supplemental DMR—Annual Nutrient Summary.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

Application No. PA 0038415, Sewage, **East Pennsboro Township**, 98 South Enola Drive, Enola, PA 17025. This facility is located in East Pennsboro Township, **Cumberland County**.

Description of activity: The application is for amendment of an NPDES permit for an existing discharge of treated sewage.

The receiving stream, Conodoguinet Creek, is in Watershed 7-B, and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Steelton Municipal Waterworks is located on the Susquehanna River, approximately 3.85 miles downstream. The discharge is not expected to affect the water supply.

The proposed permit amendment revises the interim milestone dates in the schedule for complying with the Chesapeake Bay nutrient cap loads, and clarifies the effective date for compliance with the cap loads. The final date for complying with the nutrient cap loads has not been amended.

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is not in effect.

Southwest Regional Office: Regional Manager, Water Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

PA0253821, Industrial Waste, SIC 1389 and 4959, **Green Earth Wastewater Processing, LLC**, 404 Front Street, P. O. Box 412, Greensboro, PA 15338. This application is for issuance of an NPDES permit to discharge treated process water from the Meadow Ridge Business Park in Perry Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, Dunkard Creek, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Dunkard Valley Joint Municipal Authority, located in Monongahela Township, 17.87 miles below the discharge point.

Outfall 001: new discharge, design flow of 0.25 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
BOD ₅			53.0	163	
Total Suspended Solids			30	60	
Oil and Grease			15	30	
Aluminum			1.22	2.44	
Barium			10	20	
Copper			0.011	0.022	
Iron, Total			2.18	4.36	
Iron, Dissolved			2.02	4.04	
Lead			0.021	0.042	
Manganese			2.0	4.0	
Strontium			10	20	
Zinc			0.223	0.446	
Benzene			0.001	0.002	
Ethylbenzene			Monitor and Report		
Toluene			Monitor and Report		
Xylenes			Monitor and Report		
Total BTEX			0.1	0.2	
Phenols			Not Detectable		
Acetone			7.97	30.2	
Acetophenone			0.0562	0.114	
2-Butanone			1.85	4.81	
o-Cresol			0.561	1.92	
p-Cresol			0.205	0.698	
Pyridine			0.182	0.370	
2,4,6-Trichlorophenol			0.083	0.166	
Osmotic Pressure (mOs/kg)			273	546	
Total Dissolved Solids			500	750	
Sulfate				250	
Bromide			Monitor and Report		
Chloride				250	
Acidity			Less than Alkalinity		
Alkalinity			Monitor and Report		
pH			not less than 6.0 nor greater than 9.0 Standard Units		

Other Conditions: Special conditions concerning priority pollutant sampling, residual/hazardous waste disposal, stormwater, oil-bearing wastewaters, chemical additives and residual waste receipt reporting.

The EPA waiver is not in effect.

PA0218014, Sewage, **Gary and Connie Nicewonger**, R. D. 1, Box 148, Armaugh, PA 15920. This application is for renewal of an NPDES permit to discharge treated sewage from Nicewonger MHP STP in East Wheatfield Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Swale to Mardis Run, which are classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Saltsburg Municipal Water Works.

Outfall 001: new discharge, design flow of 0.005 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a Geometric Mean			
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0098817, Sewage, **Charles Hilligas, Hickory Acres**, 669 Nelson Road F, Farmington, PA 15437. This application is for renewal of an NPDES permit to discharge treated sewage from Hickory Acres Sewage Treatment Plant in Wharton Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Meadow Run, which are classified as a HQ-CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the North Fayette County Municipal Authority located on the Youghiogheny River.

Outfall 001: existing discharge, design flow of 0.0049 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅				
(5-1 to 10-31)	20			40
(11-1 to 4-30)	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	6.0			12.0
(11-1 to 4-30)	15.0			30.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a Geometric Mean			
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			
Total Residual Chlorine	0.3			0.7
Dissolved Oxygen	not less than 7.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0031330, Sewage, **Brownsville Area School District**, 1025 Lewis Street, Brownsville, PA 15417. This application is for renewal of an NPDES permit to discharge treated sewage from Cox Donahey Elementary School STP in Redstone Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Dunlap Creek, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the California Water Company.

Outfall 001: existing discharge, design flow of 0.0088 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	25			50
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a Geometric Mean			
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			
Total Residual Chlorine	1.4			3.3

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0041301, Sewage, **Uniontown Area School District**, 23 East Church Street, Uniontown, PA 15401-3578. This application is for renewal of an NPDES permit to discharge treated sewage from A. J. McMullen Middle School STP in Henry Clay Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Beaver Creek, which are classified as a HQ-CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the North Fayette County Municipal Authority.

Outfall 001: existing discharge, design flow of 0.004 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	2.2			4.4
(11-1 to 4-30)	4.5			9.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a Geometric Mean			
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			
Total Residual Chlorine	0.21			0.50
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

PA0100013, Sewage, **National Fuel Gas Distribution Corporation**, P. O. Box 2081, Erie, PA 16512. The National Fuel Gas West County Service Center facility is located at 8170 Avonia Road in Fairview Township, **Erie County**.

Description of Proposed Activity: The applicant requests renewal of an NPDES permit for the discharge of treated sewage from a sewage treatment plant serving a utility maintenance center. Treatment consists of a septic tank, surface sand filter, phosphorus treatment and chlorine tablet disinfection.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, there is no downstream potable water supply to consider before the discharge reaches Lake Erie.

The receiving stream, UNT to Elk Creek, is in Watershed 15 and classified for: CWF, MF.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0006 mgd.

Parameter	Concentrations		
	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	Monitor and Report		
CBOD ₅	25		50
Total Suspended Solids	20		40
NH ₃ -N	3		6
Phosphorus as "P"	1.0		
Total Residual Chlorine	1.4		3.3
Fecal Coliform	200/100 ml as a Geometric Average		
pH	6.0 to 9.0 Standard Units at all times		

The EPA waiver is in effect.

PA0032913, Sewage, **Scenic Mobile Home Park**, Shenango Park Road, Transfer, PA 16154. This existing facility is located in Pymatuning Township, **Mercer County**.

Description of Proposed Activity: The applicant has applied for a new NPDES permit for an existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Sharpsville Municipal Water Authority intake located on the Shenango River and is approximately 6 miles below point of discharge.

The receiving stream, the Brush Run, is in Watershed 20-A and classified for: WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.02 mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	2.5		5
(11-1 to 4-30)	7.5		15
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a Geometric Average	
(10-1 to 4-30)		2,000/100 ml as a Geometric Average	
Total Residual Chlorine	0.5		1.2
pH		6.0 to 9.0 Standard Units at all times	

XX—Monitor and report on monthly DMRs.

The EPA waiver is in effect.

PA0210072, Sewage, **YMCA of Greater Erie**, 31 West 10th Street, Erie, PA 16501-1401. This existing facility is located at 8600 West Lake Road, Lake City, PA 16423 in Girard Township, **Erie County**.

Description of Proposed Activity: The applicant requests a new NPDES permit for an existing discharge of treated sewage from a sewage treatment plant serving a seasonally operated campground YMCA—Camp Sherwin. The previous permit expired due to effluent violations.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, there is no downstream potable water supply affected by this discharge.

The receiving stream, a UNT to Lake Erie, is in Watershed 15 and classified for: CWF, MF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.010 mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	Monitor and Report		
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	9		18
(11-1 to 4-30)	no limit		
Phosphorus as "P"	1.0		
Dissolved Oxygen		minimum of 3.0 mg/l at all times	
Total Residual Chlorine	0.5		1.17
Fecal Coliform		200/100 ml as a Geometric Average	
pH		6.0 to 9.0 Standard Units at all times	

The EPA waiver is in effect.

PA0027511, Sewage, **New Castle Sanitation Authority**, 110 Washington Street, P. O. Box 1404, New Castle, PA 16101. This proposed facility is located in New Castle, **Lawrence County**.

Description of Proposed Activity: Renewal of an existing discharge of treated sewage and oil and gas production wastewater from an indirect discharge.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Beaver Falls Municipal Authority-Eastvale intake located on the Beaver River and is approximately 15 miles below point of discharge.

The receiving stream, the Mahoning River, is in Watershed 20-A and classified for: WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 17 mgd.

Parameters	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	XX	XX			
CBOD ₅	3,544	5,671	25	40	50
Total Suspended Solids	4,253	6,380	30	45	60
NH ₃ -N (5-1 to 10-31)	2,552		18		36
Chronic Whole Effluent Toxicity			5.91 TUc		
Fecal Coliform (5-1 to 9-30)		200/100 ml as a Geometric Average			
(10-1 to 4-30)		2,000/100 ml as a Geometric Average			
Total Residual Chlorine			0.11		0.37
Zinc			XX		
Oil and Grease			15		30
pH		6.0 to 9.0 Standard Units at all times			
Total Dissolved Solids					
January	XX	414,482	XX	XX	2,923
February	XX	514,137	XX	XX	3,626
March	XX	658,549	XX	XX	4,645
April	XX	688,167	XX	XX	4,854
May	XX	392,899	XX	XX	2,771
June	XX	249,102	XX	XX	1,757
July	XX	231,047	XX	XX	1,630
August	XX	153,647	XX	XX	1,084
September	XX	113,285	XX	XX	799
October	XX	92,648	XX	XX	653
November	XX	145,207	XX	XX	1,024
December	XX	293,579	XX	XX	2,071
Barium			10	20	20
Strontium			10	20	20
Iron, Total			3	6	6
Manganese			2	4	4
Sulfate			XX	XX	
Chloride			XX	XX	

XX—Monitor and report on monthly DMRs.

Special Conditions:

1. Federal Pretreatment Program.
2. TRC Minimization.
3. Whole Effluent Toxicity (WET) testing for the permit renewal.
4. Chronic WET limit.
5. Receipt of Residual Waste (including wastewater from oil and gas production wastewater).

The EPA waiver is not in effect.

III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001)

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, (724) 925-5500.

PA0251674 submitted by **Purco Coal, Inc.**, 22 Van Voorhis Lane, Monongahela, PA 15063, (724) 258-4749. The proposed treatment facilities and discharge point will be located at the site of the former Watkiss Mine in Stewart Township, **Fayette County**.

Description of proposed activity: To construct treatment facilities for mine drainage that emanates from a reclaimed strip mine, known as the Watkiss Mine, which has degraded a UNT to Jonathan Run, designated as an EV stream. The applicant proposes to collect and treat the acid mine drainage prior to discharge at a point along the headwaters to the UNT to Jonathan Run (Latitude: 39° 52' 48.3503"; Longitude: 79° 33' 10.2581").

A potable water supply is located about 5 miles downstream of the discharge along the Youghiogheny River.

After evaluating the costs and environmental impacts of possible nondischarge alternatives, the Department of Environmental Protection (Department) has tentatively decided to issue a permit authorizing the discharge because collection and treatment will improve the water quality of the receiving stream.

Because the receiving stream has been degraded, the Department determined effluent limitations based on instream water chemistry from a reference reach of stream that was upgradient of any mining activities, drained a similar geology as the receiving stream, and for which there was instream water quality data available. As a reference reach, the Department used monitoring data from the upper reaches of a UNT to Cucumber Run. Based on this information, the Department developed the following proposed final effluent limitations:

<i>Parameter</i>	<i>TSS</i>	<i>Aluminum</i>	<i>Iron</i>	<i>Manganese</i>
Concentration	Mg/l	mg/L	mg/l	mg/l
Average Monthly	35	0.23	0.05	0.10
Maximum Daily	70	0.46	0.10	0.20
Instantaneous Maximum	90	0.58	0.13	0.25

Alkalinity must exceed Acidity; pH > 6 and < 9

Because it is unlikely that the proposed treatment system will achieve compliance with all of the proposed effluent limitations, the Department intends to enter into an enforceable agreement that will establish interim effluent limitations and a compliance schedule that will periodically review available cost-effective and environmentally sound technologies to improve treatment of the mine drainage.

Any interested persons may submit comments within 30 days after publication of this notice to the Department. The period for comment may be extended at the discretion of the Department. The Department will hold a public hearing upon the written request of an interested person prior to termination of the public comment period. The request for public hearing should indicate the interest of the party filing the request and the reasons for requesting a hearing.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

WQM Permit No. 0109202, Industrial Waste, **Knouse Foods Co-op, Inc.**, 800 Peach Glen-Idaville Road, Peach Glen, PA 17375. This proposed facility is located in Tyrone Township, **Adams County**.

Description of Proposed Action/Activity: Construction/Operation of the Hill Top 2 Site (at Reservoir Road), a new fruit processing plant waste water spray field irrigation system at the south east corner of the project site which is currently an orchard. The new spray field will involve a total of approximately 25 acres. A new sprinkler main will be installed to convey the waste water to the proposed spray fields. The new sprinkler main will be connected to the existing sprinkler main. The existing pump will be replaced with a larger pump to be able to provide water to the new spray site.

WQM Permit No. 0109402, Sewerage, **Conewago Township Municipal Authority**, 541 Oxford Avenue, Hanover, PA 17331. This proposed facility is located in Conewago Township, **Adams County**.

Description of Proposed Action/Activity: Upgrades to Allwood Manor Pump Station.

WQM Permit No. 3609201, CAFO, **Bion PA 1, LLC, Jeremy Rowland**, 1035 South Gaylord Street, Denver, CO 80209. This proposed facility is located in Penn Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/Operation for a livestock waste treatment facility at the Kreider Dairy Farm.

WQM Permit No. 3609202, CAFO, **Yippee Farms**, 880 Pinkerton Road, Mount Joy, PA 17552. This proposed facility is located in Rapho Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/Operation for a manure storage facility.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

WQM Permit No. 1409401, Sewerage, SIC 4952, **Potter Township**, 124 Short Road, Spring Mills, PA 16875. This proposed facility will be located in Potter Township, **Centre County**.

Description of Proposed Action/Activity: The applicant proposes upgrades to the existing Country Club Park STP and the connection of the Meadows Psychiatric Facility to the STP by means of a new force main.

Southwest Region: Watershed Management Program Manager, 500 Waterfront Drive, Pittsburgh, PA 15222-4745.

WQM Permit No. 5609001, CAFO, **Klejka Dairy**, 381 Deans Road, Somerset, PA 15501. This proposed facility is located in Somerset Township, **Somerset County**.

Description of Proposed Action/Activity: Application for the construction and operation of a manure storage facility. A 1.6 million gallon aboveground manure storage tank system will supplement existing manure storage.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

WQM Permit No. WQG028318, Sewerage, **Summit Township Sewage Authority Erie County**, 8890 Old French Road, Erie, PA 16509-5459. This proposed facility is located in Summit Township, **Erie County**.

Description of Proposed Action/Activity: Construction of gravity collection sewer and a pump station to serve the proposed Cherry Hill Village residential development. The wastewater will ultimately be conveyed to the City of Erie Wastewater Treatment Facility.

WQM Permit No. 2592403, Sewerage, **Amendment No. 1, YMCA of Greater Erie**, 31 West 10th Street, Erie, PA 16501-1401. This proposed facility is located in Girard Township, **Erie County**.

Description of Proposed Action/Activity: This project proposes modification of the treatment plant to add sludge holding facilities, a dedicated sludge tank blower and document an existing feed of sodium aluminate.

WQM Permit No. 4209402, Sewerage, Hamlin Township McKean County, P. O. Box 235, Hazel Hurst, PA 16733-0235. This proposed facility is located in Hamlin Township, **McKean County**.

Description of Proposed Action/Activity: This project will consist of over 25,000 feet of new gravity sewers with 90 manholes, four pump stations and four grinder pumps. The sewers will connect to the existing Mount Jewett WWTP, where the wastewater will be treated and discharge by means of NPDES permit number PA0023451.

IV. NPDES Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

V. Applications for NPDES Wavier Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Northampton County Conservation District: Greystone Building, 14 Gracedale Avenue, Nazareth, PA 18064-9211, (610) 746-1971.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024804001R	Forks Center, LLC Attn: Joseph C. Posh 2216 Willow Park Road Bethlehem, PA 18020-4250	Northampton	Forks Township	Bushkill Creek HQ-CWF

Carbon County Conservation District: 5664 Interchange Road, Lehighton, PA 18235-5114, (610) 377-4894.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI021309003	Mieczyslaw Klecha 469 Forest Street Lehighton, PA 18235	Carbon	Franklin Township	Sawmill Run EV

Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041409007	Sandy Ridge Wind, LLC 1801 Market Street Suite 2200 Philadelphia, PA 19107	Centre Blair	Rush, Taylor and Snyder Townships	Three Springs and Sand Spring Runs HQ Sink and Decker Runs TSF Vanscoyoc Run CWF Big Fill Run EV

Southwest Region: Watershed Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Westmoreland County Conservation District: 218 Donohoe Road, Greensburg, PA 15601, (724) 837-5271.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056509004	Ted Decesare Patrisa Corporation 4241 William Penn Highway Murrysville, PA 15668	Westmoreland	Murrysville	Steeles Run HQ-CWF

VII. List of NOIs for NPDES and/or Other General Permit Types

PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

**STATE CONSERVATION COMMISSION
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR
NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES)
PERMITS FOR CONCENTRATED ANIMAL FEEDING OPERATIONS (CAFO)**

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under the act of July 6, 2005 (Act 38 of 2005, 3 Pa.C.S. §§ 501—522) (hereinafter referred to as Act 38), and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92. This notice is provided in accordance with 25 Pa. Code Chapter 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC), or County Conservation Districts (CCD) working under a delegation agreement with the SCC, have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at www.pacd.org/districts/directory.htm or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based.

The address for the SCC is Agriculture Building, Room 407, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons with a disability who require an auxiliary aid, service, including TDD users or other accommodations to seek additional information should contact the SCC through the Pennsylvania AT&T Relay Service at (800) 654-5984.

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET—APPLICATIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/New</i>
Wayne A. Marcho Farm R. D. 1 Union Hill Road Susquehanna, PA 18847	Susquehanna	955.7	795	Veal and Beef	N/A	Renewal
David Rosenberry Gretna View Farm 3709 North Colebrook Road Manheim, PA 17545	Lancaster	183.6	5.07	Steer/Layer	N/A	Renewal
Joe Sweeny Rocky Knoll 1166 Gypsy Hill Road Lancaster, PA 17602	Lancaster	146	7.4	Swine/Horses	N/A	Renewal

**PUBLIC WATER SUPPLY (PWS)
PERMIT**

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied for a PWS permit to construct or substantially modify a public water system.

Persons wishing to comment on a permit application are invited to submit a statement to the office listed before the application within 30 days of this public notice. Comments received within the 30-day comment period will be considered in the formulation of the final determinations regarding the application. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of Environmental Protection (Department) of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration

of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and any related documents are on file at the office listed before the application and are available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability who require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act

Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Permit Application No. 4809504, Public Water Supply.

Applicant **Portland Borough Authority**
P. O. Box 572
Portland, PA 18351
Portland Borough
Upper Mt. Bethel Township

County **Northampton County**

Responsible Official Thomas Fish, Secretary
Portland Borough Authority
P. O. Box 572
Portland, PA 18351

Type of Facility Public Water Supply

Consulting Engineer Michael E. Gable, P. E.
RKR Hess Associates, Inc.
961 Marcon Boulevard
Suite 425
Allentown, PA 18109

Application Received Date June 5, 2009

Description of Action Applicant proposes the construction of a new storage tank and booster pumping station to serve the Portland Industrial Park.

Northcentral Region: Water Supply Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

Application No. 1709502—Construction, Public Water Supply.

Applicant **Brady Township—Troutville Borough Water Association**

Township or Borough Brady Township

County **Clearfield**

Responsible Official Lester G. Wachob, President
Brady Township—Troutville Borough Water Association
3309 Shamokin Trail
Luthersburg, PA 15848

Type of Facility Public Water Supply—Construction

Consulting Engineer Stephen V. Heine, P. E.
Stephen V. Heine, Inc.,
Consulting Engineers
P. O. Box 466
Huntingdon, PA 16652

Application Received Date June 19, 2009

Description of Action Site work, fabrication, erection and painting of a 150,000 gallon steel tank to provide additional finished water storage for the Luthersburg-Salem water system.

Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Application No. 2009505, Public Water Supply.

Applicant **Trustees of Conneaut Lake Park, Inc.**

Township or Borough Sadsbury and Summit Townships
Crawford County

Responsible Official Jack L. Moyers, Chairperson

Consulting Engineer Bruce D. Patterson, P. E.
Porter Consulting Engineers
814 North Main Street
Meadville, PA 16335

Application Received Date June 24, 2009

Description of Action Water system improvements and modifications to include use of Adedge Technologies for the removal of arsenic, iron and manganese; distribution system upgrades and construction of new building to house equipment.

MINOR AMENDMENT

Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Application No. 4009519—MA.

Applicant **Hazleton City Authority**
Black Creek Township
Luzerne County

Responsible Official Randal Cahalan, Manager
Hazleton City Authority
400 East Arthur Gardner Parkway
Hazleton, PA 18201-7359

Type of Facility Community Water System

Consulting Engineer William J. Schumacher, Jr., P. E.
Schumacher Engineering, Inc.
55 North Conahan Drive
Hazleton, PA 18201
(570) 455-9407

Application Received Date May 15, 2009

Description of Action Application for construction of a new 88,000 gallon finished water storage tank and chemical treatment building to replace the existing facilities of the Derringer/Fern Glen community water system. The project also provides for replacement of approximately 8,000 linear feet of distribution main serving the community.

Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Application No. 2507503—MA1, Minor Amendment.

Applicant **Saint Boniface School**

Township or Borough Greene Township
Erie County

Responsible Official	John M. Schultz, Pastor 9367 Wattsburg Road Erie, PA 16509
Type of Facility	Public Water System
Application Received Date	June 26, 2009
Description of Action	Addition of 2—400 gallon (each) finished water storage tanks.

WATER ALLOCATIONS

Applications received under the act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth

Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

WA 25-63D, Water Allocations. **Erie City Water Authority, d/b/a Erie Water Works, Erie Water Works**, 240 West 12th Street, Erie, PA 16501-1706, City of Erie, **Erie County**. The permittee has submitted a permit application for the expansion of its service area to include McKean Township and McKean Borough in Erie County.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.908).

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the Background Standard, Statewide Health Standard, the Site-Specific Standard or who intend to remediate a site as a special industrial area must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, a combination of the cleanup standards or who receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a Site-Specific Standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is pub-

lished in a newspaper of general circulation in the area of the site. For the sites identified, proposed for remediation to a Site-Specific Standard or as a special industrial area, the municipality within which the site is located may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office before which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following Notices of Intent to Remediate:

Northeast Region: Ronald S. Brezinski, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Former Reinhard Elementary School, 309—315 Northampton Street, Hellertown Borough, **Northampton County**.

Christopher T. Kotch, Barry Isett & Associates, Inc., P. O. Box 147, 85 South Route 100 and Kressler Lane, Trexlertown, PA 18087 has submitted a Notice of Intent to Remediate (on behalf of his client, Hellertown Borough, 685 Main Street, Hellertown, PA 18041), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from a 6,000-gallon underground storage tank during the tank removal process. The applicant proposes to remediate the site to meet the Statewide Health Standard. The exact future use of the property is as yet unknown. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

Applications received or withdrawn under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and Act 93 of June 28, 1988 (P.L. 525, No. 93) and regulations to transport infectious and chemotherapeutic waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Renewal Applications Received

Hamilton Pet Meadow, Inc., 1500 Klockner Road, Hamilton, NJ 08619-3104. License No. PA-HC 0227. Received May 11, 2009.

Bio-Haz Solutions, Inc., 531 Seneca Road, Suite 2, P. O. Box 420, Lehighton, PA 18235. License No. PA-HC0191. Received May 19, 2009.

Carlucci Constructions Co., Inc., 401 Meadow Street, Cheswick, PA 15024-1216. License No. PA-HC 0015. Received May 27, 2009.

ASEPSIS, Inc., 424 West Lincoln Highway, Suite 204, Pennel, PA 19047-5152. License No. PA-HC 00114. Received June 1, 2009.

DETERMINATION FOR APPLICABILITY FOR INFECTIOUS AND CHEMOTHERAPEUTIC WASTE GENERAL PERMITS

Application for Determination of Applicability for General Permit Received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Infectious and Chemotherapeutic Waste Regulations for a General Permit to Operate Infectious and Chemotherapeutic Waste Processing Facilities.

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.

General Permit Application No. WMGI005SE001. PPD Vaccines & Biologics, LLC, 466 Devon Park Drive, Wayne, PA 19087. Application to operate a chemical and thermal inactivation facility for the treatment of infectious waste under WMGI005 due to a change of ownership from Merck & Co. to PPD. The application for determination of applicability was determined to be administratively complete by the Southeast Regional Office on June 26, 2009.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application Received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.

Permit Application No. 101470. United States Recycling, Inc., 6101 Tacony Street, Philadelphia, PA 19135-2998, City of Philadelphia, **Philadelphia County**. This is a revised permit modification application requesting an increase in the maximum daily volume of municipal waste from 380 tpd to 1,500 tpd at the United States Recycling, Inc. (USRI) facility, a municipal waste transfer facility located at 6101 Tacony Street in the City of Philadelphia. The revised application was submitted under a stipulation and agreement entered into between the Department of Environmental Protection and USRI, which resulted in the May 28, 2009, dismissal of USRI's appeal filed before the Environmental Hearing Board, Docket No. 2008-231-L. The revised application was received by the Southeast Regional Office on June 2, 2009.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State operating permit and Title V operating permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all

the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department has received applications for plan approvals and/or operating permits from the following facilities.

Copies of the applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office identified in this notice. Persons interested in reviewing the application files should contact the appropriate regional office to schedule an appointment.

Persons wishing to receive a copy of a proposed plan approval or operating permit must indicate their interest to the Department regional office within 30 days of the date of this notice and must file protests or comments on a proposed plan approval or operating permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Comments or protests filed with the Department regional offices must include a concise statement of the objections to the issuance of the Plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office identified before the application. TDD users should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (act) and regulations adopted under the act.

PLAN APPROVALS

Plan Approval Applications Received under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B that may have special public interest. These applications are in review and no decision on disposition has been reached.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, M. Gorog and B. Hatch, Environmental Engineer Managers, (412) 442-4163/5226.

30-00055A: Shannopin Materials, LLC (304 Dents Run Road, Morgantown, WV 26501) for installation of a limestone and coal transportation terminal and coal-slurry processing plant at the former Shannopin Mining Company, Inc., coal preparation plant in Monongahela Township, **Greene County**.

32-00375B: Rosebud Mining Co. (301 Market Street, Indiana, PA 16201-9642) an application for a plan approval to increase production of the coal preparation plant at the Lowry Mine in White Township, **Indiana County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, George Monasky, New Source Review Chief, (814) 332-6940.

25-035B: Molded Fiber Glass (55 Fourth Avenue, Union City, PA 16438) for installation of two reaction injection molding presses at their facility in Union City Borough, **Erie County**. This is a Title V facility.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

06-05079E: United Corrstack, LLC (720 Laurel Street, Reading, PA 19602) for construction of a 482 mmBtu/hr circulating fluidized bed boiler and a 30 MW steam turbine in the City of Reading, **Berks County**. This plan approval is to modify certain conditions in previously approved Plan Approval 06-05079D. The boiler is being constructed adjacent to the company's existing plant.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, George Monasky, New Source Review Chief, (814) 332-6940.

25-053E: Urick Foundry Co. (1501 Cherry Street, Erie, PA 16502) for construction for the modernization of the sand cooling system at their foundry which includes construction of a larger rotary shakeout drum and multi-cooler and installation of three new baghouses to replace an existing baghouse in Erie City, **Erie County**. This is an onlot facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the onlot operating permit through an administrative amendment at a later date. The source shall comply with the following conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source:

- Source 206, 207, 208, 209A and 210:
- Subject to 25 Pa. Code § 123.21.
- Emissions shall comply with 25 Pa. Code §§ 123.1 and 123.31 for fugitive and odor emissions respectively.
- No person may permit the emission into the outdoor atmosphere of filterable particulate matter (FPM) in a manner that the concentration of filterable PM in the effluent gas exceeds 0.01 gr/dscf.
- Stack test for FPM.
- A broken bag detector shall be maintained in good working order, to monitor the condition of the fabric collector associated with this source. This detector system shall automatically alert the operator of a problem with the control device.
- A magnehelic gauge or equivalent shall be maintained and operated to monitor the pressure differential across the baghouse.
- The permittee shall maintain a record of all preventive maintenance inspections of the control devices. The records of the maintenance inspections shall include, at a

minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, record of any bag/cartridge replacement, any mechanical repairs and/or adjustments, the date and time of any alarms sounded to indicate a problem with the control device with the corrective action taken, and any routine maintenance performed.

- The permittee shall record the following from the operational inspections of the baghouse (these records may be done with strip charts recorders, data acquisition systems or manual log entries):
 - Pressure differential—daily defined as once per calendar day.
 - The permittee shall perform a daily operational inspection of the control device.
 - The permittee shall perform weekly maintenance inspections of the control device.
 - The permittee shall maintain and operate a magnehelic gauge or similar device to measure the pressure drop across the control device. All gauges employed shall have a scale such that the expected normal reading shall be no less than 20% of full scale and be accurate within +/- 2% of full scale reading.
 - Control device operating parameters, including pressure drop, shall be operated in a range defined by the manufacturer or in a range developed during compliant stack testing. The pressure drop range shall be determined within 90 days after startup of the control device and shall be indicated to the Department in writing prior to administratively amending into the facility operating permit. The pressure drop range shall be made part of the facility operating permit.
 - The permittee shall keep on hand, for emergency replacement, 25% of the total number of filter elements used for the control device.
 - The permittee shall operate the control device at all times that the source is in operation.
 - The permittee shall maintain and operate the source and control device in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.
 - VOC emissions from Source 206 shall not exceed 0.005 ppt of metal inoculated.
 - VOC emissions from Source 208 shall not exceed 1.2 ppt of castings processes.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, Muhammad Zaman, Facilities Permitting Chief, (570) 327-0512.

41-00002: Koppers, Inc. (P. O. Box 189, Montgomery, PA 17750-0189) for renewal of the Title V Operating Permit for their facility in Clinton Township, **Lycoming County**. The facility's sources include one creosote wood waste-fired boiler controlled by a multi-clone collector and electrostatic precipitator, one gasoline-fired water pump, one storage tank, one fuel feeding system controlled by a fabric collector and one diesel-fired emergency generator, which have the potential to emit major quantities of NOx, CO and SOx. The facility has the potential to emit, VOCs,

VHAPs, PM/PM10 and below the major emission thresholds. The creosote wood waste-fired boiler (Source ID 031) is subject to the Standards of Performance for New Stationary Sources, 40 CFR Part 60 Subpart Db, Section 60.40b—60.48b. In addition, the creosote wood waste-fired boiler is subject to Compliance Assurance Monitoring requirements of 40 CFR Part 64. The facility is subject to the Reasonably Available Control Technology requirements of 25 Pa. Code §§ 129.91—129.95 for NOx emissions. The proposed Title V Operating Permit renewal contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Intent to Issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428, Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.

23-00035: Community Light and Sound, Inc. (333 East 5th Street, Chester, PA 19013-4511) for renewal of a non-Title V, State-only, Synthetic Minor Permit in Chester City, **Delaware County**. Community Light and Sound is a manufacturer of household audio and video equipment. The facility has taken site level restriction limits of 24.9 tpy for VOC's and 9.9 tpy for any single HAP and 24.9 tpy for combined HAPs. The restrictions will ensure that Community Light and Sound remains under the emission thresholds. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

36-03019: Flury Foundry (1160 Elizabeth Avenue, Lancaster, PA 17601) for the foundry operations in the City of Lancaster, **Lancaster County**. This is a renewal of the State-only operating permit issued in 2004.

34-03007: Dominion Transmission, Inc.—Perulack Compressor Station (445 West Main Street, Clarksburg, WV 26301) for natural gas fired 4,735 bhp engine driven gas compressors and 814 bhp auxiliary generator in Lack Township, **Juniata County**. The primary emissions from the sources are NOx with potential to emit 66 tons of NOx per year. The sources are controlled with a low NOx combustion system. This operating permit will incorporate Plan Approval No. 34-03007A.

38-03012: Sheridan Supply Co., Inc. (7 Furnace Road, Newmanstown, PA 17073) for operation of a crushing facility in Millcreek Township, **Lebanon County**. This is a renewal of the State-only operating permit issued in June 2004.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

12-00011: Micron Research Corp. (P. O. Box 269, Emporium, PA 15834) for their carbon graphite manufacturing operation in Shippen Township, **Cameron County**. The facility's main sources include mixing operation, five natural gas-fired carbon bake furnaces, ten electric induction furnaces and various crushing, milling and screening sources. The facility has the potential to emit PM10, NOx, CO, VOCs, combined and individual HAPs and SOx emissions below the major thresholds. The

proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

19-00031: Press Enterprise, Inc. (3185 Lackawanna Avenue, Bloomsburg, PA 17815) for issuance of a State-only operating permit for operation of their facility in Scott Township, **Columbia County**. The facility's main sources include two 8-color heatset web offset lithographic printing presses, each incorporating two natural gas-fired dryers, two 8-color nonheatset web offset lithographic printing presses, two remote reservoir cold cleaning machines, an 80 kilowatt natural gas-fired emergency generator and five natural gas-fired space heaters (with a total combined heat input of 0.65 mmBtu/hr). The facility has the potential to emit SOx, CO, NOx, PM10, VOCs and HAPs below the major emission thresholds. The Department of Environmental Protection intends to issue State-only Operating Permit 19-00031. The proposed operating permit contains all applicable requirements including Federal and State regulations. In addition, monitoring, recordkeeping and reporting conditions regarding compliance with all applicable requirements are included.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, Matthew Williams, New Source Review Chief, (814) 332-6940.

20-00266: Electro Tech, Inc. (100 West Poplar Street, Meadville, PA 16335) for issuance of a Natural Minor Operating Permit to operate a hard chromium electroplating facility in the City of Meadville, **Crawford County**. This operation plates small metal parts primarily used in the plastic injection molding industry. The primary emission sources include three electroplating lines, a parts washer and a natural gas furnace.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District Mining Office indicated above each application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for the certification.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department

at the address of the district mining office indicated above each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections related to a mining permit application should contain the name, address and telephone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

Requests for an informal conference, or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code §§ 77.123 or 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When a National Pollutant Discharge Elimination System (NPDES) number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. The Department has made a tentative determination to issue the NPDES permit in conjunction with the mining activity permit, but the issuance of the NPDES permit is contingent upon the approval of the associated mining activity permit.

For coal mining activities, NPDES permits, when issued, will contain effluent limits that do not exceed the technology-based effluent limitations. The proposed limits are listed in Table 1.

For noncoal mining activities, the proposed limits are found in Table 2. Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description below specifies the parameters. The limits will be in the ranges specified in Table 1.

More restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining

that may occur, will be incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation—Memorandum of Understanding Concerning Water Quality Management, NPDES Program Implementation and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Loads (TMDLs).

Persons wishing to comment on an NPDES permit application should submit a statement to the Department at the address of the district mining office indicated previously each application within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92.61. The request or petition for a public hearing shall be filed within 30 days of this public notice and shall contain the name, address, telephone number and the interest of the party filing the request, and shall state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. In the case where a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal Applications Received

Effluent Limits—The following range of effluent limits will apply to NPDES permits issued in conjunction with the associated coal mining activity permit and, in some cases, noncoal mining permits:

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
Iron (Total)	1.5 to 3.0 mg/l	3.0 to 6.0 mg/l	3.5 to 7.0 mg/l
Manganese (Total)	1.0 to 2.0 mg/l	2.0 to 4.0 mg/l	2.5 to 5.0 mg/l
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Aluminum (Total)	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l	2.0 to 5.0 mg/l
pH ¹		greater than 6.0; less than 9.0	
Alkalinity greater than acidity ¹			

¹The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated; and drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

California District Office: 25 Technology Drive, Coal Center, PA 15423, (724) 769-1100.

03091301 and NPDES Permit No. PA0235822, TJS Mining, Inc., (2340 Smith Road, Shelocta, PA 15774), to operate the TJS No. 7 Deep Mine in Manor Township, **Armstrong County** a new underground mine and related NPDES permit. Surface Acres Proposed 24.6, Underground Acres Proposed 688.0, Subsidence Control Plan

Acres Proposed 412.5. Receiving streams: Garretts Run, UNT No. 9 to Garretts Run, and the Allegheny River, all classified for the following use: WWF. Application received February 26, 2009.

17921602 and NPDES Permit No. PA0214191, King Coal Sales, Inc., (P. O. Box 712, Phillipsburg, PA 16866), to renew the permit for the Cunard Coal Preparation Facility in Morris Township, **Clearfield County** and related NPDES permit. No additional discharges. Application received June 22, 2009.

30841307 and NPDES Permit No. PA0213438, Emerald Coal Resources, LP, (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370), to revise the permit for the Emerald Mine No. 1 in Franklin Township, **Greene County** and related NPDES permit to install the No. 8 Bleeder Shaft Facility and add a new NPDES discharge point. Surface Acres Proposed 61.0. Receiving stream, UNT to Toll Gate Run, classified for the following use: WWF. Application received April 20, 2009.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

56920113 and NPDES No. PA0212300. Action Mining, Inc., 1117 Shaw Mines Road, Meyersdale, PA 15552, permit renewal for the continued operation and restoration of a bituminous surface mine in Summit and Elk Lick Townships, **Somerset County**, affecting 106.0 acres. Receiving streams: UNTs to/and Casselman River classified for the following uses: CWF and WWF. There are no potable water supply intakes 10 miles downstream. Application received June 24, 2009.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

14090103 and NPDES No. PA0257176. River Hill Coal Company, Inc. (P. O. Box 141, Kylertown, PA 16847). Commencement, operation and restoration of a

bituminous surface and auger mine in Snow Shoe Township, **Centre County**, affecting 224.7 acres. Receiving stream: North Fork Beech Creek, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received June 15, 2009.

17880126 and NPDES No. PA0116599. Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830). Revision of an existing bituminous surface for an Incidental Boundary Extension in Lawrence Township, **Clearfield County**, affecting 295.4 acres. Receiving streams: UNTs to West Branch Susquehanna, classified for the following uses: CWF and WWF. There are no potable water supply intakes within 10 miles downstream. Application received March 24, 2009.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118.

54840106R5. City of Philadelphia, Trustee, Acting by the Board of Directors of City Trusts for Girard Estate, (21 South 12th Street, Philadelphia, PA 19107), renewal of an existing anthracite surface mine operation in West Mahanoy and Butler Townships, **Schuylkill County** affecting 447.0 acres, receiving stream: none. Application received June 17, 2009.

54940102R3. Gale Coal Company, Inc., (1441 Oak Road, Pottsville, PA 17901), renewal of an existing anthracite surface mine operation for reclamation activities only in Blythe Township, **Schuylkill County** affecting 102.0 acres, receiving stream: none. Application received June 17, 2009.

Noncoal Applications Received

Effluent Limits—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

Parameter	Table 2		
	30-day Average	Daily Maximum	Instantaneous Maximum
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

08090302 and NPDES No. PA0257168. Calvin C. Cole, Inc. (27321 Route 22, Milan, PA 18831). Commencement, operation and restoration of a shale and limestone operation in Burlington Borough/Burlington Township, **Bradford County**, affecting 19.2 acres. Receiving stream: Sugar Creek, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received June 4, 2009.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the regional office noted before the application. Comments should contain the name, address and telephone number of the person

commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Individuals will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on each working day at the regional office noted before the application.

Persons with a disability who wish to attend a hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Floodplain Management Act (32 P. S. § 679.302) and requests for certification under section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

E40-699. Luzerne County Redevelopment Authority, 16 Luzerne Street, Suite 210, West Pittston, PA 18643, in Jenkins Township, **Luzerne County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain the Knox Mine Disaster Memorial Enhancement Project with work consisting of excavation and placement of fill in approximately 0.62 acre of the floodway/floodplain of the Susquehanna River (WWF) and the construction of pads, a wooden viewing platform, signage, landscape areas and other site amenities within the same area. The project is located along the left bank of the Susquehanna River approximately 1 mile upstream of the Eighth Street Bridge (Pittston, PA Quadrangle Latitude: 41° 18' 47"; Longitude: 75° 48' 48").

Southcentral Region: Watershed Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

E22-547: Steelton Borough, Jeffrey Wright, 123 North Front Street, Steelton, PA 17112, Steelton Borough, **Dauphin County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain a 48-inch SLCPP outfall to the Susquehanna River (WWF) temporarily impacting 0.03 acre of palustrine emergent wetland (Hershey, PA Quadrangle N: 16.5 inches; W: 8.0 inches, Latitude: 40° 12' 32"; Longitude: 76° 48' 4") for the purpose of separating Steelton Borough's combined sewer system in Steelton Borough, Dauphin County.

Southwest Region: Watershed Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E11-337. Borough of Ebensburg, 300 West High Street, Ebensburg, PA 15931.

To fill in wetlands and extend an existing culvert in Cambria Township, **Cambria County**, United States Army Corps of Engineers, Pittsburgh District (Nanty Glo, PA Quadrangle N: 15.9"; W: 3.3", Latitude: 40° 27' 43"; Longitude: 78° 46' 23"). The applicant proposes to place and maintain fill in 0.02 acre of wetland in the South Branch of Blacklick Creek Watershed (CWF), to extend and maintain an existing 36" diameter 160' CMP culvert by 19' on both ends, to replace and maintain an existing culvert with a 57' long, 18" diameter culvert, (both watersheds are less than 100 acres and are tributary to the South Branch of Blacklick Creek) all for the purpose of extending the runway safety area at the Ebensburg Airport.

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

E20-577, Conneaut Lake Borough, P. O. Box 198, Conneaut Lake, PA 16316. Conneaut Lake Boat Dock Relocation and Lakeshore Stabilization, in Sadsbury Township, **Crawford County**, United States Army Corps of Engineers, Pittsburgh District (Conneaut Lake, PA Quadrangle N: 41° 36' 14.5"; W: 80° 18' 4.3").

The applicant proposes to relocate, approximately 20 ft to the west of its current location, and maintain an existing pile supported boat dock measuring 6 ft by 120 ft. The applicant also proposes to install and maintain approximately 40 ft of shoreline stabilization consisting of precast concrete median barriers on the south shore of Conneaut Lake approximately 230 ft north of the intersection of PA-18 and First Street. Conneaut Lake is a body of water classified as HQ-WWF.

E25-730, Washington Township, 11800 Edinboro Road, Edinboro, PA 16412. T-307 Bridge Over Little Conneauttee Creek, in Washington Township, **Erie County**, United States Army Corps of Engineers, Pittsburgh District (Cambridge Springs, PA Quadrangle N: 41° 52' 47"; W: 80° 3' 13").

To remove the existing structure and to construct and maintain a prestressed concrete spread box beam bridge having a clear span of 66.75 feet and an underclearance of 7.9 feet on a 67° skew across Little Conneauttee Creek, place and maintain fill within the 100-year flood plain of Little Conneauttee Creek associated with changes to roadway elevation and impact a de minimus amount of wetland adjoining Little Conneauttee Creek on T-307, Conneauttee Road, approximately 800 feet east of SR 86.

E25-732, North East Borough, 31 West Main Street, North East, PA 16428. Waste Water Treatment Plant Expansion Site II, in North East Township, **Erie County**, United States Army Corps of Engineers, Pittsburgh District (North East, PA Quadrangle N: 42° 13' 54"; W: 79° 50' 11").

The applicant is proposing to expand the North East Borough Site II Wastewater Treatment Plant including to fill a 0.29 acre wetland to construct an aeration tank and garage and to construct and maintain a 0.3 acre mitigation wetland onsite.

E33-237, PC Exploration Inc., 502 Keystone Drive, Warrendale, PA 15086. Shaffer Pipeline Stream Crossing in Porter Township, **Jefferson County**, United States Army Corps of Engineers, Pittsburgh District (Sheffield, PA Quadrangle N: 47.70571°; W: 79.01974°).

The applicant proposes to install and maintain a permanent access road and 2" natural gas gathering line to include four 24" diameter culvert pipes and R-6 riprap protection crossing the Nye Branch of Pine Run approxi-

mately 1,000' south of the intersection of Marsh Hollow Road and West Market Street on the south side of Marsh Hollow Road. The Nye Branch of Pine Run is classified as a WWF.

E42-346, Steven M. Gustin, 266 McCrea Brook, Eldred, PA 16731-5216. McCrea Run Creek Crossing in Ceres Township, **McKean County**, United States Army Corps of Engineers, Pittsburgh District (Sheffield, PA Quadrangle N: 47.70571°; W: 79.01974°).

The applicant proposes to install and maintain a 72" diameter culvert pipe crossing of McCrea Run Creek at a point approximately 3,000' southeast of the intersection of Route 446 and McCrea Brook Road on the north side. McCrea Run Creek is classified as a CWF.

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105.

D56-021EA. Borough of Garrett, 307 Municipal Road, Garrett, PA 15542. Summit Township, **Somerset County**, United States Army Corps of Engineers, Pittsburgh District. Project proposes to breach and remove Bigby Run Dam across Bigby Creek (CWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The project will restore approximately 800 feet of stream channel. The dam is located approximately 2,200 feet northeast of the intersection of Johnson (SR 2037) and Phillipi Roads (T401) (Meyersdale, PA Quadrangle Latitude: 39° 51' 33"; Longitude: 79° 04' 30").

ACTIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

The Department of Environmental Protection (Department) has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and Notices of Intent (NOI) for coverage under general permits. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal wastes; discharges to groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted NOIs for coverage under general NPDES permits. The approval for coverage under general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. Permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

I. NPDES Renewal Permit Actions

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0035271 (Minor Sewage)	Virazon Properties, Inc. d/b/a Tall Timbers Village TTV-6 Factoryville, PA 18419	Lackawanna LaPlume Township	South Branch Tunkhannock Creek 4F	Y

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0087921 (Sew)	Berwick Township 85 Municipal Road Hanover, PA 17331-8992	Adams County Berwick Township	UNT Pine Run 7-F	Y
PA0081141 (Sew)	Locust Wood Mobile Home Park Box 251 Morgantown, PA 19543	Lancaster County East Cocalico Township	UNT to Little Cocalico Creek 7-J	Y

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0020541	Girard Borough Wastewater Treatment Plant Waterworks Park Drive Girard, PA 16417	Girard Borough Erie County	Elk Creek 15	Y
PA0100838	Barkeyville Borough WTP Route 8 and 208 Intersection Barkeyville, PA 16127	Barkeyville Borough Venango County	UNT to the North Branch Slippery Rock Creek 20-C	Y
PA0222372	VFW Post 740 10613 PA Route 98 Edinboro, PA 16412	Franklin Township Erie County	UNT to Little Elk Creek 15	Y

II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

NPDES Permit No. PA0012190, Industrial Waste, **Mueller Streamline Company, d/b/a/ Precision Tube Company**, 287 Wissahickon Avenue, North Wales, PA 19454. This proposed facility is located in Upper Gwynedd Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge noncontact cooling water and stormwater to the Drainage Swale to Wissahickon Creek in Watershed 3F.

NPDES Permit No. PA0038296, Industrial Waste, **Sunoco Partners Marketing and Terminals, LP**, 1735 Market Street, Suite LL, Philadelphia, PA 19103-7583. This proposed facility is located in Upper Moreland Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated stormwater and hydrostatic water from Willow Grove Marketing Terminal into a UNT to Pennypack Creek in Watershed 3J.

NPDES Permit No. PA0011428, Industrial Waste, **Hess Corporation**, 1 Hess Plaza, Woodbridge, NJ 07095-0961. This proposed facility is located in City of Philadelphia, **Philadelphia County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated stormwater and hydrostatic test water from the Philadelphia Terminal into the Schuylkill River in Watershed 3F.

NPDES Permit No. PA0036200, Sewage, **Radley Run Mews Sewer Association**, P. O. Box 84, Pocopson, PA 19382. This proposed facility is located in Birmingham Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated sewage from the STP into Plum Run in Watershed 3H.

NPDES Permit No. PA0050652, Sewage, **Westtown School**, P. O. Box 1799, Westtown, PA 19395. This proposed facility is located in Westtown Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated sewage from the STP into the East Branch of Chester Creek in Watershed 3G.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

Final Notice is hereby given that the Department of Environmental Protection (Department), after public notice, has on June 19, 2009, issued a National Pollutant Discharge Elimination System Permit to: **Permit No. PA 0080322**, Greater Lebanon Refuse Authority, 1610 Russell Road, Lebanon, PA 17046.

This notice reflects changes from the notice published in the *Pennsylvania Bulletin*.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Aluminum	0.6	1.2	1.5
NH ₃ -N			
(5-1 to 10-31)	2.5	5.0	6.2
(11-1 to 4-30)	7.5	15.0	22.5

Persons may make an appointment to review the Department's files on this case by calling the file review coordinator at (717) 705-4732.

NPDES Permit No. PA0261246, Sewage, **Harland Miller**, 413 Pinewood Avenue, Hyndman, PA 15545. This proposed facility is located in Londonderry Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to Gladdens Run in Watershed 13-A.

NPDES Permit No. PA0083151, Sewage, **Penn Manor School District**, P. O. Box 1001, Millersville, PA 17551. This proposed facility is located in Martic Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to Pequea Creek in Watershed 7-K.

NPDES Permit No. 3492401, Amendment No. 09-1, Sewage, **Port Royal Municipal Authority**, P. O. Box 236, Port Royal, PA 17082. This proposed facility is located in Port Royal Borough/Milford Township, **Juniata County**.

Description of Proposed Action/Activity: Amendment approval for the modification of sewerage facilities consisting of the existing chlorine disinfection system to include a change from gaseous chlorine to sodium hypochlorite chlorination facilities.

NPDES Permit No. PAS703501, Industrial Waste, **Ergon Asphalt & Emulsions, Inc.**, Ergon Asphalt & Emulsions Reading Plant, P. O. Box 23028, Jackson, MS 39225-3028. This proposed facility is located in Muhlenberg Township, **Berks County**.

Description of Proposed Action/Activity: Transfer of permit from SemMaterials, LP to Ergon Asphalt & Emulsions, Inc. giving authorization to discharge to the receiving waters of Laurel Run in Watershed 3-C.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

NPDES Permit No. PA0102288, Industrial Waste, **Rustick, LLC**, 19 Ness Lane, Kane, PA 16735. This proposed facility is located in Sergeant Township, **McKean County**.

Description of Proposed Action/Activity: Issuance of a permit for renewal of existing industrial waste and stormwater discharges.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001)

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA.

WQM Permit No. 2309403, Sewerage, **Ridley Township**, 100 East MacDade Boulevard, Folsom, PA 19033. This proposed facility is located in Ridley Township, **Delaware County**.

Description of Action/Activity: Construction of 1,540 LF 8" gravity sanitary sewer line to serve a number of commercial buildings and transport sewage flows to existing CDPS pump station on Sellers Avenue.

WQM Permit No. WQG02090905, Sewerage, **Warminster Municipal Authority**, 415 Gibson Avenue, Warminster, PA 18974. This proposed facility is located in Warminster Township, **Bucks County**.

Description of Action/Activity: Construction of a pump station installation of gravity sewer and force main.

WQM Permit No. WQG02460906, Sewerage, **Franconia Sewer Authority**, 671 Allentown Road, P. O. Box 128, Franconia, PA 18924-0128. This proposed facility is located in Franconia Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of an extension sewer for 21 homes.

WQM Permit No. 1503202, Sewerage, **Amendment 2, Glenville Farms**, 2391 Glenville Road, Cochranville, PA 19330. This proposed facility is located in West Fallowfield Township, **Chester County**.

Description of Action/Activity: Construction of a new manure storage facility.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

WQM Permit No. 0508405, Sewage, **Harland Miller**, 413 Pinewood Avenue, Hyndman, PA 15545. This proposed facility is located in Londonderry Township, **Bedford County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewerage facilities consisting of a small flow sewage treatment facility with two septic tanks, 500-gallon dosing tank, two ECOFLO Peat Filters and UV disinfection with discharge to Gladdens Run.

WQM Permit No. 0703401, Transfer 1, Sewage, **Jason Snowberger**, 51 Country Lane, Duncansville, PA 16635. This proposed facility is located in Freedom Township, **Blair County**.

Description of Proposed Action/Activity: Transfer approval for the transfer, modification, and operation of sewerage facilities consisting of two septic tanks (1,000-gallon and 500-gallon), a 500-gallon dosing tank, two 1,250-gallon free access sand filters with a surface area of 80 ft², a tablet chlorinator, and a 300-gallon chlorine contact tank.

WQM Permit No. 6709401, Sewage, **Southwestern School District**, 225 Bowman Road, Hanover, PA 17331-4297. This proposed facility is located in Manheim Township, **York County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewerage facilities consisting of: A 2,000 gallon septic tank with a 35 gpm submersible centrifugal grinder pump station, aeration basin, settling basin, sludge tank, two denitrification filters, mudwell, clearwell, dose tank with a 113 gpm submersible pump and elevated sand mound.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

WQM Permit No. WQG02140901, Sewerage, **Spring Benner Walker Joint Authority**, 170 Irish Hollow Road, Bellefonte, PA 16823. This proposed facility is located in Benner Township, **Centre County**.

Description of Proposed Action/Activity: A 3,570 foot line extension and a 0.035 mgd pump station to serve Benner Commerce Park.

WQM Permit No. 1909401, Sewage 4952, **Municipal Authority of the Town of Bloomsburg**, 301 East Second Street, Bloomsburg, PA 17815. This proposed facility is located in Town of Bloomsburg, **Columbia County**.

Description of Proposed Action/Activity: The renovation and flood protection of the Mary Avenue Pump Station with new dry pit submersible pumps and new control building.

Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

WQM Permit No. WQG016171, Sewerage, **George Beck**, 300 Lutz Road, Oakdale, PA 15071. This proposed facility is located in North Fayette Township, **Allegheny County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of a single-residence sewage treatment plant.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

WQM Permit No. WQG018700, Sewerage, **Crystal L. Conway**, 370 South Foster Road, Jackson Center, PA 16133. This proposed facility is located in Jackson Township, **Mercer County**.

Description of Proposed Action/Activity: Issuance of a single-residence sewage treatment plant.

WQM Permit No. 6107403, Sewerage, **Amendment No. 1, Country Acres Personal Care Home, Inc.**, 2017 Meadville Road, Titusville, PA 16354. This proposed facility is located in Cherrytree Township, **Venango County**.

Description of Proposed Action/Activity: Issuance of an amendment to a Water Quality Management Individual Part II Permit for the construction of a sewage treatment plant to treat sanitary wastewater from a retirement care facility.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions

Southeast Region: Watershed Management Program Manager, 2 East Main Street, Norristown, PA 19401.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 4607003-A	Realen Valley Forge Greens Association 1000 Chesterbrook Boulevard Berwyn, PA 19312	Montgomery	Upper Merion Township	Trout Creek WWF

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023907024	Bruce H. Uhl 3109 Birchwood Drive Allentown, PA 18103	Lehigh	Salisbury Township	Little Lehigh Creek HQ-CWF
PAI023907015(1)	Lighthouse Baptist Church of the Lehigh Valley 8700 Breinigsville Breinigsville, PA 18031	Lehigh	Weisenberg Township	Schaefer Run HQ-CWF

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI026409003	Route 6 Development Co., LLC 100 Fourth Street Suite 24 Honesdale, PA 18431	Wayne	Texas Township	Tributary to Holbert Creek HQ-CWF, MF
PAS10S104R	Department of Transportation Engineering District 5-0 1002 Hamilton Street Allentown, PA 18101-1013	Monroe	Smithfield and Middle Smithfield Townships	Delaware River, Bushkill Creek, Marshalls Creek, Pond Creek, Leaps Bog and White Heron Lake HQ-CWF

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 1711, (717) 705-4707.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032109002	Carlisle Area School District North Dickinson Elementary School 623 West Penn Street Carlisle, PA 17013	Cumberland	Dickinson Township	Yellow Breeches Creek HQ-CWF

Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041408014	Glenn O. Hawbaker, Inc. Recycle Center 1952 Waddle Road Suite 201 State College, PA 16803	Centre	Patton Township	UNT to Spring Creek CWF
PAI041409004	Joel Albert Fox Ridge Subdivision 4031 Allport Cutoff Road Morrisdale, PA 16858	Centre	Benner Township	Buffalo Run HQ-CWF

Clearfield County Conservation District: 650 Leonard Street, Clearfield, PA 16830, (814) 765-2629.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041709001	Glenn O. Hawbaker, Inc. 1952 Waddle Road Suite 201 State College, PA 16803	Clearfield	Lawrence, Pine and Union Townships	Stony Run HQ-CWF Anderson Creek HQ-CWF Dressler Run HQ-CWF Fork Run HQ-CWF UNT to Lick Run HQ-CWF

Tioga County Conservation District: 50 Plaza Lane, Wellsboro, PA 16901, (570) 724-1801, Ext. 3.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI045909003	Robert Miller 486 Desing Road Liberty, PA 16930	Tioga	Liberty Township	Zimmerman Creek HQ-CWF

Southwest Region: Watershed Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Allegheny County Conservation District: Lexington Technology Park, Building 1, Suite 102, 400 North Lexington Avenue, Pittsburgh, PA 15208, (412) 241-7645.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050205009	Sports and Exhibition Authority of the City of Pittsburgh and Allegheny County Regional Ent. Tower Suite 2750 Pittsburgh, PA 15219	Allegheny	City of Pittsburgh	Allegheny River WWF

Washington County Conservation District: 602 Courthouse Square, Washington, PA 15301, (724) 228-6774.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056308003	Frac Tech Services, LTD 16858 Interstate 20 Cisco, TX 76437	Washington	North Strabane Township	Little Chartiers Creek HQ-WWF

VII. Approvals to Use NPDES and/or Other General Permits

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

General Permit Type—PAG-2

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Plains Township Luzerne County	PAG2004008022	Route 315 Realty Corp., Inc. 1092 Route 315 Wilkes-Barre, PA 18612	Mill Creek CWF	Luzerne County Conservation District (570) 674-7991
City of Allentown Lehigh County	PAG2003909004	David Connolly Connolly and Colusuonno 128 East Seventh Street Plainfield, NJ 07060	Jordan Creek TSF, MF	Lehigh County Conservation District (610) 391-9583
East Union Township Schuylkill County	PAG2005404033R	Mericle Humboldt 63, LLC 100 Baltimore Drive Wilkes-Barre, PA 18702	Catawissa Creek CWF	Schuylkill County Conservation District (570) 622-3742

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Hazle Township Luzerne County	PAG2004009010	Interstate Realty Management Company Attn: Victoria Brutto 107-7 East Broad Street Tamaqua, PA 18252	Black Creek CWF	Luzerne County Conservation District (570) 674-7991
Harrisburg City Dauphin County	PAG2002209019	Gary Taylor Department of General Services 18th and Herr Streets Room 101 Harrisburg, PA 17125	Paxton Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Marysville Borough Perry County	PAG2035009004	Richard Yingst Fishing Creek Valley Associates 4712 Smith Street Harrisburg, PA 17109	UNT to Fishing Creek CWF	Perry County Conservation District P. O. Box 36 31 West Main Street New Bloomfield, PA 17068 (717) 582-5119
Sinking Spring Borough Berks County	PAG2000609022	William Allen Berkshire-Hudson XI, LLC 3735 Beam Road Charlotte, NC 28217	Tulpehocken Creek WWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657, Ext. 201
Susquehanna Township Dauphin County	PAG2002204034R- 1	Brent Stoltzfus Thea Drive Associates, LLC 474 Mount Sidney Road Lancaster, PA 17602	Paxton Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Newberry Township York County	PAG2006709036	George G. Wachter K REO SUB II, LLC 11407 Cronhill Drive Owing Mills, MD 21117	Fishing Creek TSF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Warrington Township York County	PAG2006709009	Jeff Firestone Orion Investment Group, LLC 2045 Carlisle Road York, PA 17404	UNT to Beaver Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Jackson Township York County	PAG2006704019-R	William A. Shanbarger Joint Venture, Inc. 570 Carlisle Street Hanover, PA 17331	UNT to Little Conewago Creek TSF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
East Prospect Borough York County	PAG2006709015	Scot Naylor American Dream Homes 8381 Lehman Road Dallastown, PA 17313	UNT to Cabin Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Lincoln Township Huntingdon County	PAG2003109004	Danny Dichter 4642 Jonestown Road Suite 200 Harrisburg, PA 17109	UNT to Coffee Run WWF	Huntingdon County Conservation District 10605 Raystown Road Suite A Huntingdon, PA 16652-9603 (814) 627-1627

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Berwick Township Adams County	PAR100156-R	Rick Fink Kinsley Construction 2700 Water Street P. O. Box 2886 York, PA 17405	UNT to Pine Run WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Mount Joy Township Adams County	PAG2000109006	Thomas Rumptz Horizon Group Properties 5000 Hake Drive Muskegon, MI 49441-5574	Rock Creek—White Run WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Mount Joy Township Adams County	PAG2000107026	David Stair 535 Carlisle Street Hanover, PA 17331	Alloway Creek WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Gettysburg Borough Adams County	PAG2000109008	James R. Biesecker Gettysburg College 300 North Washington Street Gettysburg, PA 17325	Stevens Run WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Reading Township Adams County	ESCGP-10109801	Jennifer Franco Columbia Gas Transmission 34646 Old Valley Pike Strasburg, VA 22657	UNT to Markel Run WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Centre County Patton Township	PAG2001408014	Daniel Hawbaker 1952 Waddle Road State College, PA 16804-1649	UNT to Spring Creek CWF	Centre County Conservation District 414 Holmes Avenue Suite 4 Bellefonte, PA 16823 (814) 355-6817
Centre County Potter Township	PAG2001409002	Potter Township 124 Short Road Spring Mills, PA 16875	Trib to Cedar Run CWF	Centre County Conservation District 414 Holmes Avenue Suite 4 Bellefonte, PA 16823 (814) 355-6817
Clearfield County Lawrence Township	PAG2001700801 8-1	Mark Austin Department of Military and Veterans Affairs Building 0-10 Ft. Indiantown Gap Annville, PA 17003	UNT to West Branch Susquehanna River WWF	Clearfield County Conservation District 650 Leonard Street Clearfield, PA 16830 (814) 765-2629
Clearfield County City of DuBois Sandy Township	PAG2001709004	Department of Transportation District 2-0 P. O. Box 342 Clearfield, PA 16830-0342	UNT to Pentz Run CWF	Clearfield County Conservation District 650 Leonard Street Clearfield, PA 16830 (814) 765-2629
Columbia County Scott Township	PAG2001909003	Susan Keefer Competitive Edge Sports Academy 2820 Shaffer Road Bloomsburg, PA 17815	UNT to Susquehanna River CWF Susquehanna River WWF	Columbia County Conservation District 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310, Ext. 102

*Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water / Use**Contact Office &
Phone No.*Montour County
Danville Borough

PAG2004709001

Danville Borough
239 Mill Street
Danville, PA 17821Sechlar Run
CWFMontour County
Conservation District
112 Woodbine Lane
Suite 2
Danville, PA 17821
(570) 271-1140Union County
Limestone
Township

PAG2006009005

Neil Moyer
546 Moyer Road
Mifflinburg, PA 17844Penns Creek
WWFUnion County
Conservation District
Union County
Government Center
155 North 15th Street
Lewisburg, PA 17837
(570) 524-3860Armstrong County
East Franklin
Township

PAG2000309003

East Franklin Township
R. D. 3
Box 211A
Cherry Orchard Avenue
Kittanning, PA 16201Glade Run
TSF
Limestone Run and
Allegheny River
WWFArmstrong County
Conservation District
(724) 548-3425Armstrong County
Kiskiminetas
Township

PAG2000309004

Roaring Run
Watershed Association
P. O. Box 333
Apollo, PA 15613Kiskiminetas River
WWFArmstrong County
Conservation District
(724) 548-3425Beaver County
Big Beaver Borough

PAG2000409006

Jason Landsbach
Council President
114 Forest Drive
Darlington, PA 16115Wallace Run
WWFBeaver County
Conservation District
(724) 378-1701Indiana County
Pine Township

PAG2003209011

Indiana County
Municipal Services
Authority
602 Kolter Avenue
Indiana, PA 15701Yellow Creek
CWFIndiana County
Conservation District
(724) 463-8547Butler County
Cranberry
Township

PAG2001008023

St. Ferdinand
Church Expansion
Rev. John P. Gallagher
St. Ferdinand
Catholic Church
2535 Rochester Road
Cranberry Township,
PA 16066UNT to Brush Creek
WWFButler County
Conservation District
(727) 284-5270Erie County
Millcreek Township

PAG2002509006

Erie Federal
Credit Union
Administration Building
Erie Federal
Credit Union
1959 East 36th Street
Erie, PA 16510Walnut Creek
CWF, MFErie County
Conservation District
(814) 825-6403Venango County
City of Oil City

PAG2006109002

UPMC Northwest
Demolition & Abatement
John Williams
174 East Bissel Avenue
Oil City, PA 16301Allegheny River
WWFVenango County
Conservation District
(814) 676-2832*General Permit Type—PAG-3**Facility Location &
Municipality**Permit No.**Applicant Name &
Address**Receiving
Water / Use**Contact Office &
Phone No.*York County
Jackson Township

PAR233551

Church & Dwight
Co., Inc.
469 Harrison Street
Princeton, NJ 08543Little Conewago Creek
TSFDEP—SCRO
909 Elmerton Avenue
Harrisburg, PA 17110
(717) 705-4707

<i>Facility Location & Municipality</i>	<i>Permit No</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
York County Windsor Township	PAR203556	Tate Access Floors, Inc. 52 Springvale Road Red Lion, PA 17356	Pine Run CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Elizabeth Township Allegheny County	PAR706125	Yurechko Auto 1935 Drake Street Boston, PA 15135	Youghiogheny River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
East Huntingdon Township Westmoreland County	PAR116127	ABB, Inc. 100 Distribution Circle Mount Pleasant, PA 15666-1044	UNT of Buffalo Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-4

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Springfield Township Bucks County	PAG040119	Thomas J. Helder 1586 Maple Road Kintnersville, PA 18930	UNT to Haycock Creek Watershed 2D	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
Milford Township Bucks County	PAG040120	Mary T. Bauman 3221 Old School Road Pennsburg, PA 18073	UNT to Macoby Creek Watershed 3E	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
Springfield Township Bucks County	PAG04121	Gregory A. Thompson P. O. Box 611 Ferndale, PA 18921	UNT to Haycock Creek Watershed 2D	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
North Fayette Township Allegheny County	PAG046399	George Beck 300 Lutz Road Oakdale, PA 15071	Tributary to North Branch Robinson Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Knox Township Clarion County	PAG048618	Mark A. Weaver 223 Easy Drive Lucinda, PA 16235	Step Creek 17-B	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Jackson Township Mercer County	PAG049522	Crystal L. Conway 370 South Foster Road Jackson Center, PA 16133	UNT to Yellow Creek 20-A	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

PUBLIC WATER SUPPLY (PWS) PERMITS

The Department of Environmental Protection has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35

P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute

provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

Southeast Region: Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401.

Permit No. 0908507, Public Water Supply.
 Applicant **Buckingham Township**
 P. O. Box 413
 Buckingham, PA 18912
 Township Buckingham Township
 County **Bucks**
 Type of Facility PWS
 Consulting Engineer Castle Valley Consultants, Inc.
 10 Beulah Road
 New Britain, PA 18901
 Permit to Construct April 7, 2009
 Issued

Permit No. 0908510, Public Water Supply.
 Applicant **Buckingham Township**
 P. O. Box 413
 Buckingham, PA 18912
 Township Buckingham Township
 County **Bucks**
 Type of Facility PWS
 Consulting Engineer Castle Valley Consultants, Inc.
 10 Beulah Road
 New Britain, PA 18901
 Permit to Construct April 7, 2009
 Issued

Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Permit No. 2406411, Operations Permit, Public Water Supply.
 Applicant **Nature's Way Purewater Systems, Inc.**
 164 Commerce Road
 Dupont, PA 18641
 Dupont Borough
 County **Luzerne**
 Type of Facility BVRB

Consulting Engineer James Palumbo, P. E.
 Quad Three Group
 72 Glenmaura National
 Boulevard
 Moosic, PA 18507

Permit to Construct June 25, 2009
 Issued

Permit No. 4509504MA, Minor Amendment, Public Water Supply.

Applicant **LOPCA Water Corporation**
 193 Lake of the Pines East
 Stroudsburg, PA 18301
 Middle Smithfield Township
 County **Monroe**
 Type of Facility Public Water Supply
 Consulting Engineer Charles H. Niclaus, P. E.
 Niclaus Engineering Corporation
 804 Sarah Street
 Stroudsburg, PA 18360

Permit to Construct June 24, 2009
 Issued

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Permit No. 0109503 MA, Minor Amendment, Public Water Supply.

Applicant **Bendersville Borough**
 Municipality Menallen Township
 County **Adams**
 Type of Facility Bendersville Storage Tank
 Consulting Engineer Janet R. McNally, P. E.
 William F. Hill & Assoc., Inc.
 207 Baltimore Street
 Gettysburg, PA 17325

Permit to Construct June 23, 2009
 Issued

Operations Permit issued to **South Mountain Restoration Center**, 7280042, Quincy Township, **Franklin County** on June 23, 2009, for the operation of facilities approved under Construction Permit No. 2806510 MA.

Northcentral Region: Water Supply Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

Permit No. 5907501—Operation, Public Water Supply.

Applicant **Hamilton Township Municipal Authority**
 Township or Borough Hamilton Township
 County **Tioga**
 Responsible Official Ralph Bender
 Hamilton Township
 Municipal Authority
 P. O. Box 236
 Morris Run, PA 16939
 Type of Facility Public Water Supply—Operation
 Consulting Engineer William S. Bray, P. E.
 P. O. Box 535
 Wellsboro, PA 16901

Permit Issued Date June 23, 2009
 Description of Action Operation of a transmission line and booster pump station to convey finished water from Blossburg Municipal Authority water system to Hamilton Township Municipal Authority water system.

Permit No. 4146426-EP121—Permit By Rule, Public Water Supply.

Applicant **H2O to Go**
 Township or Borough Middleburg Borough
 County **Snyder**
 Responsible Official William Brightman, P. E.
 H2O to Go
 12 East Elizabeth Street
 Maytown, PA 17550
 Type of Facility Public Water Supply—Operation
 Consulting Engineer N/A
 Permit Issued Date June 23, 2009
 Description of Action Operation of a new NAMA approved water dispenser and finished water holding and disinfection equipment.

Permit No. 1702502-T1—Operation, Public Water Supply.

Applicant **BCI Municipal Authority**
 Township or Borough Glen Hope Borough
 County **Clearfield**
 Responsible Official Paul W. Winslow, Chairperson
 BCI Municipal Authority
 625 Crossview Street, Ext.
 P. O. Box 388
 Irvona, PA 16656
 Type of Facility Public Water Supply—Operation
 Consulting Engineer N/A
 Permit Issued Date June 24, 2009
 Description of Action Transfer of permit from Glen Hope Water Association to BCI Municipal Authority.

Permit No. Minor Amendment—Operation, Public Water Supply.

Applicant **Augusta Spring Water, Inc.**
 Township or Borough Upper Augusta Township
 County **Northumberland**
 Responsible Official Bruce E. Shoch
 Augusta Spring Water, Inc.
 P. O. Box 209
 Sunbury, PA 17801
 Type of Facility Public Water Supply—Operation
 Consulting Engineer Eric Lundy, P. E.
 Nittany Engineering & Assoc., LLC
 2836 Earlstown Road
 Suite 1
 Centre Hall, PA 16828
 Permit Issued Date June 26, 2009

Description of Action Operation of nine ultra-violet disinfection units at the existing truck fill station for Bruce Shoch Spring No. 1.

Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Permit No. 1602502-MA1, Public Water Supply.

Applicant **Farmington Township**
 Township or Borough Farmington Township
 County **Clarion**
 Type of Facility Public Water Supply
 Consulting Engineer Dale W. Sorensen, P. E.
 Permit to Construct June 22, 2009
 Issued

Permit No. 8875-W-T1-MA3, Public Water Supply.

Applicant **Erie City Water Authority**
 Township or Borough City of Erie
 County **Erie**
 Type of Facility Public Water Supply
 Consulting Engineer Craig Bauer, P. E.
 Permit to Construct June 24, 2009
 Issued

Permit No. 4300503-T1-MA4, Public Water Supply.

Applicant **Aqua PA, Inc.**
 Township or Borough East Lackawannock Township
 County **Mercer**
 Type of Facility Public Water Supply
 Consulting Engineer Peter J. Kusky, P. E.
 Permit to Construct June 24, 2009
 Issued

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Disapproval Granted under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Douglass Township	1068 Douglass Drive Boyertown, PA 19512	Berks County

Plan Description: The Brookwood Estates Subdivision (DEP Code No. A3-06930-104-2) is a 21 lot residential subdivision (one lot is to remain open space) that will generate a total of 12,000 gallons of sewage per day with each to be served by individual onlot septic systems. This plan was disapproved because five of the proposed lots did not meet the minimum lot size established by the preliminary hydrogeologic study. Also, the site suitability testing did not fully define the proposed absorptions areas on some of the proposed lots.

**Notice Proposed Consent Order and Agreement
Hazardous Sites Cleanup Act
America Zinc and Chemical Company Site
Smith Township, Washington County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) (HSCA), is proposing a consent order and agreement (CO&A) with Cyprus Amax Minerals Company (Cyprus) regarding the American Zinc and Chemical Company Site (Site). The Site includes approximately 155 acres and is located in Smith Township, Washington County near Burgettstown and the villages of Langeloth and Slovan. As the result of former zinc smelting operations, the Site is contaminated with lead, arsenic, cadmium, zinc, copper, tin and antimony.

The Department's CO&A with Cyprus calls for Cyprus' undertaking the remedial investigation, cleanup and post-remediation care of the Site under one of three Remediation Standards described in Chapter 3 of Act 2. The Department will be subsidizing certain limited aspects of this work.

This notice is being provided under section 506(b) of HSCA. The CO&A is available for public review and comment. The CO&A is located at the Department's Regional Office located at 400 Waterfront Drive, Pittsburgh, PA 15222 and is available for review Monday through Friday from 8 am until 4 pm by contacting this office at (412) 442-4000. In addition, the CO&A can be viewed online at <http://www.depweb.state.pa.us/southwestro/cwp/view.asp?a=3&Q=546290&southwestroNav=|>.

The CO&A will be open for comment from July 11, 2009, until September 9, 2009. Persons may submit written comments into the record during this time only, by sending them to Terry Goodwald at 400 Waterfront Drive, Pittsburgh, PA 15222 or by delivering them to this office in person.

On request, the Department will convene a public meeting to discuss and hear comment on the proposed CO&A. Persons wishing to present oral comment at a public meeting should register with Katy Gresh before August 10, 2009, by telephone at (412) 442-4000, kagresh@state.pa.us. Persons interested in the meeting's time and location, should one be scheduled, can also contact Katy Gresh.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings should call Katy Gresh at (412) 442-4000 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION
UNDER ACT 2, 1995
PREAMBLE 2**

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Depart-

ment) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a Site-Specific Standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the Environmental Cleanup Program manager in the Department regional office after which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northeast Region: Ronald S. Brezinski, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Powers Residence, 30 Frutchey Court, Upper Mount Bethel Township, **Northampton County**. Thomas S. Jones, Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440 has submitted a Final Report (on behalf of his client, Richard Powers, 30 Frutchey Court, Mount Bethel, PA 18343), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from a 550-gallon underground storage tank. The report was submitted to document attainment of the Statewide Health Standard. A public notice regarding the submission of the Final Report was published in *The Express-Times* on June 20, 2009.

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION
UNDER ACT 2, 1995
PREAMBLE 3**

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), require the Department of Environmental Protection (Department) to publish in the *Pennsylvania*

Bulletin a notice of final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by provisions of the act for compliance with selection of remediation to a Site-Specific Standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the Environmental Cleanup Program manager in the Department regional office before which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northeast Region: Ronald S. Brezinski, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

PPL Distribution Pole No. 37739S44206, Route 443, Pine Grove Township, **Schuylkill County**. Jennifer Sedora, PPL Services Corporation, 2 North Ninth Street, GENTW17, Allentown, PA 18101-1179 (on behalf of PPL Electric Utilities Corporation, 2 North Ninth Street, Allentown, PA 18101), concerning the remediation of soil found to have been impacted by PCB oil due to a release from a pole-mounted transformer as a result of a vehicular accident. The report documented attainment of the Residential Statewide Health Standard and was approved on June 17, 2009. The report was originally submitted within 90 days of the release.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701.

Crossett Trucking Clearfield Release, Pine Township, **Clearfield County**, Letterle & Associates, LLC,

191 Howard Street, Franklin, PA 16823 on behalf of Crossett, Inc., P. O. Box 946, Warren, PA 16365 has submitted a Final Report concerning remediation of site soil and groundwater near the intersection of Route 153 (Department of Transportation's Ramp H) contaminated with diesel fuel. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on June 24, 2009.

Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Armco Sawhill Tube (John Maneely Company—Sharon Pipe Plant), City of Sharon, **Mercer County**. ENVIRON International Corporation, 214 Carnegie Center, Princeton, NJ 08540-6284 and The Payne Firm, Inc., 11231 Cornell Park Drive, Cincinnati, OH 45242 on behalf of the John Maneely Company, 1 Council Avenue, Wheatland, PA 16161 has submitted a Revised Risk Assessment Report concerning the remediation of site soil contaminated with ethyl benzene, tetrachlorethene, trichloroethene, xylenes (total), benzo(a)anthracene, benzo(a)pyrene, benzo(b)fluoranthene, dibenzofuran, naphthalene, N-nitroso-di-n-propylamine, Aroclor-1248, Aroclor-1254, antimony, arsenic, cadmium, chromium (total), cobalt, lead, mercury, selenium, zinc and site groundwater contaminated with 1,2,4-Trichlorobenzene, 1,4-Dichlorobenzene, 2,3,7,8-TCDD equivalent, benzene, chlorobenzene, cis-1,2-dichloroethene, tetrachloroethene, trichloroethene, vinyl chloride, 2-Picoline, benzo(a)pyrene, bis(2-Ethylhexyl)phthalate, dibenz(a,h)anthracene, phenanthrene, Aroclor-1242, Aroclor-1254, Aroclor-1260, antimony, arsenic, barium, beryllium, cadmium, chromium III, chromium VI, copper, lead, manganese, mercury, nickel, selenium, sulfate, thallium, zinc. The Revised Risk Assessment Report was approved by the Department of Environmental Protection on June 25, 2009.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Hazardous Waste Transporter License Renewed

Sumter Transport Company, P. O. Box 1060, Sumter, SC 29151-1060. License No. PA-AH 0439. Effective June 8, 2009.

Interstate Ventures, Inc., 111 Union Valley Road, Suite B, Oak Ridge, TN 37830. License No. PA-AH0732. Effective June 8, 2009.

United Environmental Group, Inc., 241 Mcaleer Road, Sewickley, PA 15143. License No. PA-AH 0431. Effective June 10, 2009.

K & D Industrial Services, Inc., 6470 Beverly Plaza, Romulus, MI 48174. License No. PA-AH 0320. Effective June 10, 2009.

Safety-Kleen Systems, Inc., 5360 Legacy Drive, Building 2, Suite 100, Plano, TX 75024. License No. PA-AH 0172. Effective June 16, 2009.

Barr Transportations Corporation, 920 Spencer Street, Syracuse, NY 13204. License No. PA-AH 0571. Effective June 18, 2009.

Chemtron Corporation, 35850 Schneider Court, Avon, OH 44011. License No. PA-AH 0199. Effective June 18, 2009.

Environmental Waste Minimization, Inc., 14 Brick Kiln Court, Northampton, PA 18067. License No. PA-AH 0682. Effective June 18, 2009.

Hazardous Waste Transporter License Issued

142698 Canada, Inc., 1818 Burlington Street, Hamilton, ON L8H 3L4. License No. PA-AH 0761. Effective May 27, 2009.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

Actions on applications for Infectious and Chemotherapeutic Waste Transporter License received under the Solid Waste Management (35 P. S. §§ 6018.101—6018.1003) and Act 93 of June 28, 1988 (P. L. 525, No. 93) and regulations to transport infectious and chemotherapeutic waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management.

Infectious and Chemotherapeutic Waste Transporter License Renewed

Hamilton Pet Meadow, Inc., 1500 Klockner Road, Hamilton, NJ 08619-3104. License No. PA-HC 0227. Effective May 15, 2009.

Bio-Haz Solutions, Inc., 531 Seneca Road, Suite 2, P. O. Box 420, Lehighton, PA 18235. License No. PA-HC 0191. Effective May 28, 2009.

Carlucci Constructions Co., Inc., 401 Meadow Street, Cheswick, PA 15024-1216. License No. PA-HC0015. Effective June 4, 2009.

ASEPSIS, Inc., 424 West Lincoln Highway, Suite 204, Pennel, PA 19047-5152. License No. PA-HC 00114. Received June 4, 2009.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permits Issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Northwest Region: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Permit Application No. 100361. Rustick, LLC, 19 Ness Lane, Kane, PA 16735, Sergeant Township, **McKean County**. The application was a major permit modification for tonnage increase and western expansion at the McKean County Landfill. The permit was issued by the Northwest Regional Office on June 19, 2009.

Permit Application No. 101694. Rustick, LLC, 19 Ness Lane, Kane, PA 16735, Sergeant Township, **McKean County**. The application was for a new facility to be known as the Rustick, LLC Transfer Station. This facility will be accepting waste by rail. The permit was issued by the Northwest Regional Office on June 19, 2009.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Ray Kempa, New Source Review Chief, (570) 826-2507.

40-310-079GP3: Mericle Construction, Inc. (East Mountain Corporate Center, 100 Baltimore Drive, Wilkes-Barre, PA 18702) on June 25, 2009, to construct and operate a Portable Crushing Operation with watersprays at their Oak Street and Center Point West site in Pittston Township, **Luzerne County**.

48-310-080GP3: Eastern Industries, Inc. (4401 Camp Meeting Road, Center Valley, PA 18034) on June 25, 2009, to construct and operate a Portable Crushing Operation with watersprays at their site in Lower Nazareth Township, **Northampton County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

GP1-36-03181: Nissin Foods Co., Inc. (2901 Hempland Road, Lancaster, PA 17601) on June 17, 2009, for Small Gas and No. 2 Oil Fired Combustion Units under GP1 in East Hempfield Township, **Lancaster County**.

GP9-36-03180: Susquehanna Bank (26 North Cedar Street, P. O. Box 1000, Lititz, PA 17543) on June 24, 2009, for Diesel or No. 2 Fuel-fired Internal Combustion Engines under GP9 in Lititz Borough, **Lancaster County**.

GP10-06-03145: Transcontinental Direct U.S.A., Inc. (70 Industrial Drive, Hamburg, PA 19526) on June 16, 2009, for a non-Heatset Web Offset Lithographic Printing Press under GP10 in Tilden Township, **Berks County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

GP5-08-289: Fortuna Energy, Inc. (337 Daniel Zenker Drive, Horseheads, NY 14845) on June 16, 2009, to construct and operate four natural gas-fired compressor engines each rated at 1,150 brake-horsepower and a 250,000 Btu/hr glycol dehydrator under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane or Gob Gas Production or Recovery Facilities (BAQ-GPA/GP-5) at the Thomas Compressor Station in Troy Township, **Bradford County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Mark Gorog and Barb Hatch, Environmental Engineer Managers, (412) 442-4163/5226.

GP3-30-00168A: Fayette Coal & Coke, Inc. (195 Enterprise Lane, Connellsville, PA 15425) on June 25, 2009, for the installation and operation of a Spyder Vibratory Screen rated at 250 tph in addition to the existing equipment (two crushers and a screen) at their Hilltop Surface Mine facility located in Dunkard Township, **Greene County**.

GP9-30-00168A: Fayette Coal & Coke, Inc. (195 Enterprise Lane, Connellsville, PA 15425) on June 25, 2009, for the installation and operation of a 110 bhp Cummins IC Engine in addition to the existing 300 bhp Caterpillar IC Engine at their Hilltop Surface Mine facility located in Dunkard Township, **Greene County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Sachin Shankar, New Source Review Chief, (484) 250-5920.

23-0003M: ConocoPhillips Company (4101 Post Road, Trainer, PA 19061-3812) on June 22, 2009, for upgrading its south side cooling tower at their Trainer facility in Trainer Borough, **Delaware County**. This facility is a Title V facility. This upgrading will result in VOC emission increase of 0.74 tpy. The Plan Approval and Operating Permit will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

09-0019C: Miller & Son Paving, Inc. (887 Mill Creek Road, Rushland, PA 18956) on June 23, 2009, for consumption of on-specification waste-derived liquid fuel as an additional fuel by the rotary dryer of an existing batch hot mix asphalt (HMA) plant at their facility, in Wrightstown Township, **Bucks County**. The plan approval is for a non-Title V facility. Based on information in the application, the potential emissions for CO, NOx and PM will increase with the consumption of WDLF at the facility. However, the facility will maintain its Synthetic Minor status. Miller & Son will be required to perform stack testing for the batch HMA plant to demonstrate compliance with the requirements of 40 CFR Part 60, Subpart I, and assure the control of emissions consistent with the BAT. Miller & Son will continue to monitor and maintain records of HMA production on a monthly and 12-month rolling basis to ensure compliance with the HMA production limitation and site-level emission restrictions. The permit will include monitoring, recordkeeping, reporting and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

46-0172B: Gemalto, Inc. (101 Park Drive, Montgomeryville, PA 18936) on June 24, 2009, for installation of a new Sakurai Screen Press at an existing facility in Montgomeryville, **Montgomery County**. This press is being installed to replace an existing screen press. The primary pollutant of concern is VOCs. Cephalon is categorized as a Synthetic Minor facility and the proposed operation of this press should not cause the facility to exceed any major thresholds. The Plan Approval will contain recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Sachin Shankar, New Source Review Chief, (484) 250-5920.

09-0031A: Eureka Stone Quarry, Inc. (P. O. Box 249, Chalfont, PA 18914) on June 6, 2009, to operate a dust suppression system in Wrightstown Township, **Bucks County**.

23-0082: Liberty Electric Power, LLC (1000 Industrial Highway, Route 291, Eddystone, PA 19022) on June 23, 2009, to operate a power plant—500 MW in Eddystone Borough, **Delaware County**.

09-0031: Eureka Stone Quarry, Inc. (P. O. Box 249, Chalfont, PA 18914) on June 18, 2009, to operate a hot mix asphalt plant in Wrightstown Township, **Bucks County**.

23-0024D: Hanson Aggregates Pennsylvania, Inc. (2900 Terminal Avenue, Richmond, VA 23234) on June 23, 2009, to operate a secondary and tertiary crushers in Middleton Township, **Delaware County**.

09-0010A: Teva Pharmaceuticals USA, Inc. (650 Cathill Road, Sellersville, PA 18960) on June 24, 2009, to operate a fluidized bed dryer, a cartridge dust collector, and HEPA filter in West Rockhill Township, **Bucks County**.

09-0010: Teva Pharmaceuticals USA, Inc. (650 Cathill Road, Sellersville, PA 18960) on June 24, 2009, to operate a 60-inch accelacota tablet coater with a cartridge dust collector and HEPA filter in West Rockhill Township, **Bucks County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

01-05016J: ISP Minerals, Inc. (P. O. Box O, Blue Ridge Summit, PA 17214-0914) on June 23, 2009, to install a new baghouse in Hamiltonban Township, **Adams County**. This plan approval was extended.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

08-00003D: CraftMaster Manufacturing, Inc. (P. O. Box 311, Shiner Road, Towanda, PA 18848) on June 12, 2009, to extend the authorization to operate a cyclonic separator on the Line I Press on a temporary basis until December 18, 2009, at the facility in Wysox Township, **Bradford County**. The Plan Approval has been extended.

08-00003E: CraftMaster Manufacturing, Inc. (P. O. Box 311, Shiner Road, Towanda, PA 18848) on June 12, 2009, to extend the authorization to operate a regenerative thermal oxidizer on the Die Form Tempering Kiln on a temporary basis to January 7, 2010, at the facility in Wysox Township, **Bradford County**. The Plan Approval has been extended.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, M. Gorog and B. Hatch, Environmental Engineer Managers, (412) 442-4163/5226.

65-00966A: Greensburg Thermal, LLC (755 Oposum Lake Road, Carlisle, PA 17015-8923) on June 29, 2009, to allow additional time to complete stack testing requirements and demonstrate compliance with the plan approval for the SCI Greensburg Steam Plant in Hempfield Township, **Westmoreland County**. The plan approval has been extended.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, George Monasky, New Source Review Chief, (814) 332-6940.

25-066G: Accuride Corp. (1015 East 12th Street, Erie, PA 16503) on June 4, 2009, to install of two 7,000 ton forging presses with associated control devices at their Erie Facility in the City of Erie, **Erie County**.

42-004B: American Refining Group, Inc. (77 North Kendall Avenue, Bradford, PA 16701) on December 31, 2008, to install a flare to replace an existing vapor recovery unit in the City of Bradford, **McKean County**. This is a Title V facility.

42-004C: American Refining Group, Inc. (77 North Kendall Avenue, Bradford, PA 16701) on May 31, 2009, to construct a new hydrotreater unit to enable ARG to produce diesel fuels for commercial sale that meet the ultra low sulfur standards required by the Environmental Protection Agency and for the construction of a desulfurization unit to convert the existing sour gas to a sweet gas as well as reducing H₂S from the hydrotreater to elemental sulfur in the City of Bradford, **McKean County**. This is a Title V facility.

42-011B: International Waxes, Inc. (45 Route 446, Smethport, PA 16749) on June 30, 2009, to construct a 99.8 mmBtu package boiler that will primarily use fuel oil and natural gas as the pilot. This boiler will have Low NO_x Burners and Flue Gas Recirculation at the Keating Township, **McKean County** facility. This is a Title V facility.

Title V Operating Permits Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.

36-05134: Lancaster Laboratories, Inc. (2425 New Holland Pike, P. O. Box 12425, Lancaster, PA 17605-2425) on June 16, 2009, to operate an analytical, research and consulting services facility in Upper Leacock Township, **Lancaster County**. This is a renewal of the Title V operating permit.

36-05136: Granger Energy of Honey Brook, LLC (P. O. Box 27185, 16980 Wood Road, Lansing, MI 48909-7185) on June 23, 2009, to operate a landfill gas treatment plant at their Lanchester Landfill in Caernarvon Township, **Lancaster County**. This Title V operating permit has been administratively amended to incorporate plan approval 36-05136A. This is Revision No. 1.

44-05001: Standard Steel, LLC (500 North Walnut Street, Burnham, PA 17009-1644) on June 23, 2009, to construct a continuous wheel heat treating line with two furnaces, at Burnham Borough, **Mifflin County**. This Title V operating permit was administratively amended to incorporate plan approval 44-05001B. This is Revision No. 1.

67-05016: R. H. Sheppard Co., Inc. (101 Philadelphia Street, P. O. Box 877, Hanover, PA 17331-0877) on June 17, 2009, to operate their ductile and gray iron foundry in Hanover Borough, **York County**. This Title V operating permit was administratively amended to incorporate plan approval 67-05016E. This is Revision No. 1.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Ray Kempa, New Source Review Chief, (570) 826-2507.

40-00115: Mountaintop Anthracite, Inc. (1550 Crestwood Road, Mountaintop, PA 18707-2132) on June 24, 2009, to operate a coal processing plant in Wright Township, **Luzerne County**. The State-only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. This is a State-only Natural Minor operating permit.

64-00015: Bedrock Quarries, Inc. (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474-0196) on June 19, 2009, to operate a nonmetallic mineral processing plant in Damascus Township, **Wayne County**. This is a renewal of the State-only Natural Minor operating permit.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

28-05029: Fayetteville Contractors, Inc. (P. O. Box 610, Fayetteville, PA 17222) on June 16, 2009, for operation of a batch asphalt plant in Antrim Township, **Franklin County**. This is a renewal of the State-only operating permit.

67-03034: B-Way Packaging (599 Davies Drive, York, PA 17400-8630) on June 17, 2009, for their metal can manufacturing facility in Springettsbury Township, **York County**. This is a renewal of the State-only operating permit.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

55-00024: Conestoga Wood Specialties Corp. (330 Snyder Avenue, Beaver Springs, PA 17812) on June 15, 2009, to issue a State-only operating permit for their Beaver Springs facility in Spring Township, **Snyder County**. The State-only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

47-00005: Geisinger Health System (100 North Academy Avenue, Danville, PA 17822-1540) on June 12, 2009, to issue a renewal State-only (synthetic minor) operating permit for their Geisinger Medical Center in Mahoning Township, **Montour County**. The renewal State-only (synthetic minor) operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

49-00005: Hoeganaes Corp. (4330 Paradise Road, Watstown, PA 17777) on June 18, 2009, to issue a State-only operating permit for their Hoeganaes Watstown Plant in Delaware Township, **Northumberland County**. The State-only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, Matthew Williams, Facilities Permitting Chief, (814) 332-6940.

24-00025: Alpha Sintered Metals, Inc.—Ridgeway Plant (95 Mason Run Road, Ridgeway, PA 15853) on June 25, 2009, to operate their powdered metal part manufacturing facility, in Ridgeway Township, **Elk County**. The facility's primary emission sources include Sintering and Heat Treating Furnaces. The emissions of criteria pollutants from this facility are below major source levels.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104, Edward Braun, Chief, (215) 685-9476.

N08-004: Integrated Power Services (3240 South 78th Street, Philadelphia, PA 19153) on June 26, 2009, for operation of a reconditioning of an electric rotating machinery facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include a 0.6 mmBtu/hr large burnout oven with a 0.825 mmBtu afterburner, a 0.150 mmBtu/hr small burnout oven with a 0.220 mmBtu/hr afterburner, a baghouse, a paint booth and a varnish dip tank.

The operating permit will be issued under the 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least 30 days before the hearing.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 Water Quality Certification and the NPDES permit application. Mining activity permits issued in response to the applications will also address the application permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Coal Permits Actions

California District Office: 25 Technology Drive, Coal Center, PA 15423, (724) 769-1100.

32011302 and NPDES Permit No. PA0235521, AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650), to renew the permit and related

NPDES permit and to revise the permit for the Gillhouser Run Deep Mine in Buffington and Brush Valley Townships, **Indiana County** to add acreage to the subsidence control plan area. Subsidence Control Plan Acres Proposed 462.2. No additional discharges. Application received June 10, 2008. Permit issued June 24, 2009.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

56050108 and NPDES No. PA0249874. Hoffman Mining, Inc., P. O. Box 130, Friedens, PA 15541, revision of an existing bituminous surface and auger mine to change land use from woodland to unmanaged natural habitat in Paint Township, **Somerset County**, affecting 239.9 acres. Receiving streams: Shade Creek and UNT to/and Spruce Run classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Border Dam of Cambria/Somerset Authority. Application received April 16, 2009. Permit issued June 23, 2009.

56703107 and NPDES No. PA0605956. Hoffman Mining, Inc., P. O. Box 130, Friedens, PA 15541, revision of an existing bituminous surface and auger mine to change land use from woodland to wildlife habitat and unmanaged natural habitat in Paint Township, **Somerset County**, affecting 863.0 acres. Receiving stream: UNT to Paint Creek, UNTs to/and Kauffman Run; Stonycreek; Shade Creek classified for the following uses: CWF; WWF. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Stonycreek SWI. Application received April 16, 2009. Permit issued June 23, 2009.

32040101 and NPDES No. PA0249548. Twin Brook Coal, Inc., P. O. Box 225, Clymer, PA 15728, revision of an existing bituminous surface and auger mine to change land use from forestland to pastureland or land occasionally cut for hay in Green Township, **Indiana County**, affecting 41.0 acres. Receiving stream: UNT to Dixon Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received April 16, 2009. Permit issued June 23, 2009.

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, (724) 925-5500.

03793072 and NPDES Permit No. PA061237. Keystone Coal Mining Corporation (P. O. Box 219, 400 Overview Drive, Shelocta, PA 15774). Permit renewal issued for continued reclamation and water treatment only of an existing bituminous surface mining site located in Kiskiminetas Township, **Armstrong County** and Young Township, **Indiana County**, affecting 302 acres. Receiving streams: UNT to Long Run and Big Run. Renewal application received April 13, 2009. Renewal issued June 26, 2009.

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.

33040101 and NPDES Permit No. PA0242497. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Renewal of an existing bituminous strip operation in Perry Township, **Jefferson County** affecting 114.5 acres. Receiving streams: Perryville Run, Nicely Run, UNT to Mahoning Run. Application received March 20, 2009. Permit Issued June 23, 2009.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118.

54820203R5 and NPDES Permit No. PA0612286. Rausch Creek Land, LP (978 Gap Street, Valley View, PA 17983), renewal of an existing anthracite coal refuse reprocessing operation for reclamation activities only in Hegins and Porter Townships, **Schuylkill County** affecting 200.0 acres, receiving stream: East Branch Rausch Creek. Application received February 4, 2009. Renewal issued June 25, 2009.

54713018R5. Rausch Creek Land, LP (978 Gap Street, Valley View, PA 17983), renewal of an existing anthracite surface mine operation for reclamation activities only in Tremont Township, **Schuylkill County** affecting 600.0 acres, receiving stream: none. Application received February 25, 2009. Renewal issued June 25, 2009.

40850202R4. Northeast Energy Company (254 Johnson Street, Wilkes-Barre, PA 18702), renewal of an existing anthracite coal refuse reprocessing operation for reclamation activities only in Wilkes-Barre Township, **Luzerne County** affecting 29.2 acres, receiving stream: none. Application received February 24, 2009. Renewal issued June 25, 2009.

Noncoal Permits Actions

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

11040301 and NPDES Permit No. PA0249556. Laurel Sand & Stone, Inc., P. O. Box 556, 210 East Main Street, Ligonier, PA 15658, renewal of NPDES Permit, Jackson Township, **Cambria County**. Receiving streams: UNT to South Branch of Blacklick Creek, UNTs to Bracken Run and Shuman Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received May 1, 2009. Permit issued June 23, 2009.

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.

25990303. Waste Management Disposal Service of PA, Inc. (1000 New Ford Mill Road, Morrisville, PA 19067) Renewal of NPDES Permit No. PA0227994 in Summit Township, **Erie County** affecting 77.6 acres. Receiving streams: UNT to Walnut Creek. Application received April 14, 2009. Permit Issued June 19, 2009.

20940304. Hillside Stone, LLC (9397 Fauncetown Road, Titusville, PA 16354) Revision to an existing large sand and gravel operation to increase the depth of mining in Troy and Plum Townships, **Crawford and Venango Counties** affecting 44.0 acres. Receiving streams: UNT to Sugar Creek. Application received December 16, 2008. Permit Issued June 22, 2009.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118.

58092804. Edward M. Cox, Jr., (R. R. 3, Box 161, Montrose, PA 19901), commencement, operation and restoration of a quarry operation in New Milford Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received February 9, 2009. Permit issued June 22, 2009.

58090808. Leroy L. Weidow, (1849 Longford Road, Susquehanna, PA 18847), commencement, operation and restoration of a quarry operation in Jackson Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received March 24, 2009. Permit issued June 22, 2009.

58090810. Donald L. Richardson, (P. O. Box 233, Hallstead, PA 18822), commencement, operation and restoration of a quarry operation in New Milford Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received April 2, 2009. Permit issued June 23, 2009.

7975SM5C5. KPK Development Corp., (1082 Temperance Lane, Richboro, PA 18954), correction to an existing quarry operation to utilize clean fill in berm construction in Falls Township, **Bucks County** affecting 454.3 acres, receiving stream: Delaware Canal. Application received January 26, 2009. Correction issued June 23, 2009.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 (43 P.S. §§ 151—161); and 25 Pa. Code § 211.124 (relating to blasting activity permits). Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Actions

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

21094119. Newville Construction Services, Inc., blasting activity permit issued for utility development in Silver Spring Township, **Cumberland County**. Blasting activity permit end date is June 15, 2010. Permit issued June 16, 2009.

31094101. Douglas Explosives, Inc., blasting activity permit issued for commercial development in Smithfield Township, **Huntingdon County**. Blasting activity permit end date is June 12, 2010. Permit issued June 16, 2009.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

08095101. Horst Drilling & Blasting, Inc. (141 Rancks Church Road, New Holland, PA 17557), (destruction of unwanted explosives) located in Smithfield Township, **Bradford County**. Permit issued June 16, 2009. Permit expires July 20, 2009.

14094101. Douglas Explosives, Inc. (P. O. Box 77, Philipsburg, PA 16866), blasting for commercial development located in Benner Township, **Centre County**. Permit issued June 16, 2009. Permit expires June 12, 2010.

17094007. RES Coal, LLC (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920) blasting on the HDL GFCC#-17-08-15 located in Girard Township, **Clearfield County**. Permit issued June 24, 2009. Permit expires May 31, 2010.

17094009. Precision Geophysical, Inc. (2695 SR 83 South, Millersburg, OH 44654), seismic exploration blasting located in Brady Township, **Clearfield County**. Permit issued June 24, 2009. Permit expires March 12, 2010.

41094003. Douglas Explosives, Inc. (P. O. Box 77, Philipsburg, PA 16866), construction blasting, Jack Murphy home, located in Gamble Township, **Lycoming County**. Permit issued June 24, 2009. Permit expires December 30, 2009.

59094101. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431-5953), blasting for road access to tree farm located in Union Township, **Tioga County**. Permit issued June 16, 2009. Permit expires June 12, 2010.

59094102. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431-5953), blasting for road access to tree farm, this is the second location, located in Union Township, **Tioga County**. Permit issued June 16, 2009. Permit expires June 12, 2010.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118.

06094106. Newville Construction Services, Inc., (408 Mohawk Road, Newville, PA 17241), construction blasting for Strausstown Sewer Project in Upper Tulpehocken Township, **Berks County** with an expiration date of June 21, 2010. Permit issued June 22, 2009.

36094134. Warren's Excavating & Drilling, Inc., (P. O. Box 214, Myerstown, PA 17067), construction blasting for Lancaster Stockyard in Manheim Township and the City of Lancaster, **Lancaster County** with an expiration date of June 23, 2010. Permit issued June 24, 2009.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law (35 P.S. §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the FWPCA (33 U.S.C.A. § 1341).

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

E46-1037. Upper Gwynedd Township, P. O. Box 1, West Point, PA 19486, Upper Gwynedd Township, **Montgomery County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain an approximately 200-foot long, 8-foot wide, 15-foot high pedestrian bridge across Wissahickon Creek (TSF).

The site is located just north of the existing Summeytown Pike Bridge over Wissahickon Creek in Upper Gwynedd Township, **Montgomery County** (Lansdale, PA USGS Quadrangle N: 16.2 inches; W: 5.8 inches).

The issuance of this permit also constitutes approval of a Water Quality Certification under section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

EA46-021. Brennan Marion, Fort Washington Properties, LP, 1805 Berks Road, Worcester, PA 19490, Springfield and Upper Dublin Townships, **Montgomery County**, United States Army Corps of Engineers, Philadelphia District.

A request for an Environmental Assessment approval for impacts associated with the construction, operation and maintenance of the nonjurisdictional dam within the boundary of an off-stream reconfigured abandoned quarry. The proposed dam will provide stormwater management for Piszek Property residential subdivision. The work also includes authorizations under General Permit Numbers 4, 5 and 7 for two stormwater outfalls, one utility line stream crossing, and two minor road crossings across Sandy Run (TSF) and adjacent wetlands (PFO).

The site is located approximately 700 feet southeast of the intersection of Camp Hill Road and Pennsylvania Avenue (Germantown, PA Quadrangle N: 22.3 inches; W: 8.3 inches).

E46-1034. Department of Transportation, 7000 Geerdes Boulevard, King of Prussia, PA 19406, Montgomery Township, **Montgomery County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain the proposed approximately 9-mile segment of SR 6202 Parkway (Parkway). This project has been divided into three design/construction Sections (701, 711 and 721). The limit for the entire project is between Welsh Road (SR 0063) in Montgomery Township, Montgomery County (Ambler, PA USGS Quadrangle N: 17.0 inches; W: 14.75 inches) and the existing SR 0611 Bypass in Doylestown Township, Bucks County (Doylestown, PA USGS Quadrangle N: 7.5 inches; W: 2.5 inches) and traverses through Montgomery Township in Montgomery County and Warrington, New Britain and Doylestown Townships in Bucks County. The Parkway

includes a four-lane roadway between Welsh and Horsham Roads (SR 0463) and a two-lane roadway between Horsham Road and the SR 0611 Bypass. In addition, a 12-foot-wide shared-use path will be constructed within the right-of-way of the Parkway. The project proposes to permanently impact a total of approximately 6.23 acres of wetland (PEM/PSS/PFO). The construction of a total of 9.30 acres of wetland replacement is proposed at the Kansas Road mitigation site located near the intersection of County Line and Kansas Roads in Warrington Township, Bucks County.

This permit is for Section 711 and is the second submission for the SR 6202 construction project. The limit of work extends between County Line and Pickertown Roads in Warrington Township, Bucks County.

The construction work in Section 711 includes the following water obstruction and encroachment activities:

1. To place fill and impact a UNT to Mill Creek (WWF and MF) at Station 25+59 (Doylestown, PA Quadrangle N: 1.7 inches; W: 11.0 inches, Latitude: 40° 02' 34.749" North; Longitude: 75° 12' 14.011" West). Fill for the Parkway will result in a permanent impact of 165 linear feet.

2. To place fill and impact a UNT to Mill Creek (WWF and MF) at Station 25+46 (Doylestown, PA Quadrangle N: 1.7 inches; W: 11.0 inches, Latitude: 40° 15' 34.767" North; Longitude: 75° 12' 13.553" West). Fill for the Parkway will result in a permanent impact of 184 linear feet.

3. To place fill and provide conveyance of hydrology with 138 feet of 48-inch RCP and 75 feet of 48-inch RCP that will be depressed 0.5 feet and impacted a UNT to Mill Creek (WWF and MF) at Station 26+27 (Doylestown, PA Quadrangle N: 1.7 inches; W: 11.0 inches, Latitude: 40° 15' 35.356" North; Longitude: 75° 12' 13.604" West). Plastic utility conduit will be installed in ground above the pipes. Fill for Parkway will result in a permanent impact of 374 linear feet.

4. To place fill and provide conveyance of hydrology with 105 feet of 48-inch RCP that will be depressed 0.5 feet and impact a UNT to Mill Creek (WWF and MF) at Station 26+58 (Doylestown, PA Quadrangle N: 1.7 inches; W: 11.0 inches, Latitude: 40° 15' 35.412" North; Longitude: 75° 12' 14.224" West). Fill for the Parkway will result in a permanent impact of 82 linear feet and temporary impact of 25 linear feet.

5. Temporary disturbance of an intermittent tributary to Mill Creek (WWF and MF) for the construction of SUP at Station 18+74 (Doylestown, PA Quadrangle N: 2.4 inches; W: 11.0 inches, Latitude: 40° 15' 43.168" North; Longitude: 75° 12' 3.986" West) will temporarily impact 25 linear feet.

6. To place fill and impact a UNT to Mill Creek (WWF and MF) at Station 20+02 (Doylestown, PA Quadrangle N: 2.4 inches; W: 11.0 inches, Latitude: 40° 15' 43.709" North; Longitude: 75° 12' 5.648" West). Fill for the Parkway will result in a permanent impact of 145 linear feet.

7. Crossing of existing stream and forested wetland by installing a 48-foot by 12-foot bridge with a length of 102 feet with a minimum underclearance of 12 feet within a UNT intermittent tributary to Mill Creek (WWF and MF) at Station 39+88 (Doylestown, PA Quadrangle N: 2.4 inches; W: 10.8 inches, Latitude: 40° 15' 46.698" North; Longitude: 75° 12' 6.697" West). Plastic utility conduit

will be installed on the structure. The proposed structure and adjacent fill will not result in permanent impacts. The proposed crossing will result in the discharge (that is, placement) of 2,750 ft² and 1,935 cy³ of fill in the 100-year floodplain of the UNT to Mill Creek.

8. To place fill and impact a UNT to Mill Creek (WWF and MF) at Station 54+58 (Doylestown, PA Quadrangle N: 3.1 inches; W: 10.5 inches, Latitude: 40° 15' 59.865" North; Longitude: 75° 11' 59.024" West). Fill for the Parkway will result in a permanent impact of 235 linear feet.

9. To place fill and impact a UNT to Mill Creek (WWF and MF) at Station 56+30 (Doylestown, PA Quadrangle N: 3.1 inches; W: 10.4 inches, Latitude: 40° 16' 14.43" North; Longitude: 75° 11' 57.392" West). Fill for the Parkway will result in a permanent impact of 2,035 linear feet.

10. To place fill and impact a UNT to Mill Creek (WWF and MF) at Station 56+60 (Doylestown, PA Quadrangle N: 3.1 inches; W: 10.4 inches, Latitude: 40° 15' 58.646" North; Longitude: 75° 11' 56.342" West). Fill for the Parkway will result in a permanent impact of 2,132 linear feet.

11. To place fill and provide conveyance of hydrology with 83 feet of 24-inch RCP that will be depressed 0.5 feet and impact a forested wetland tributary to Neshaminy Creek (TSF and MF) at Station 66+33 (Doylestown, PA Quadrangle N: 3.4 inches; W: 10.0 inches, Latitude: 40° 16' 6.612" North; Longitude: 75° 11' 46.777" West). Fill for the Parkway will result in a permanent impact of 0.32 acre and temporary impact of 0.07 acre.

12. To place fill and provide conveyance to hydrology with 73 feet of 36-inch RCP that will be depressed 0.5 feet and impact a UNT to Neshaminy Creek (TSF and MF) at Station 66+56 (Doylestown, PA Quadrangle N: 3.4 inches; W: 10.0 inches, Latitude: 40° 16' 6.934" North; Longitude: 75° 11' 42.293" West). Fill for the Parkway will result in a permanent impact of 60 linear feet.

13. To place fill and provide conveyance of hydrology with two 86-foot lengths of 24-inch RCP and on 101-foot length of 36-inch RCP that will be depressed 0.5 feet and impact a forested wetland and UNT to Neshaminy Creek (TSF and MF) at Station 77+13 (Doylestown, PA Quadrangle N: 3.6 inches; W: 9.6 inches, Latitude: 40° 16' 10.548" North; Longitude: 75° 11' 33.856" West). Plastic utility conduit will be installed in ground above the pipes. Fill for the Parkway will result in a permanent impact of 114 linear feet of stream and 0.51 acre of wetland and temporary impact to 25 linear feet of stream and 0.06 acre of wetland.

14. To place fill and impact a UNT to Neshaminy Creek (TSF and MF) at Station 92+21 (Doylestown, PA Quadrangle N: 3.6 inches; W: 9.6 inches, Latitude: 40° 16' 21.836"; Longitude: 75° 11' 21.694" West). Fill for the Parkway will result in a permanent impact of 550 linear feet.

The owner proposes to create, restore, enhance and protect wetlands, streams, and riparian habitat as compensatory mitigation for impacts at the Kansas Road mitigation site.

The issuance of this permit also constitutes approval of a Water Quality Certification under section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

E09-933. Department of Transportation, 7000 Geerdes Boulevard, King of Prussia, PA 19406, New Britain, **Warrington and Doylestown Townships**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain the proposed approximately 9-mile segment of SR 6202 Parkway (Parkway). This project has been divided into three design/construction Sections (701, 711 and 721). The limit for the entire project is between Welsh Road (SR 0063) in Montgomery Township, **Montgomery County** (Ambler, PA USGS Quadrangle N: 17.0 inches; W: 14.75 inches) and the existing SR 0611 Bypass in Doylestown Township, Bucks County (Doylestown, PA USGS Quadrangle N: 7.5 inches; W: 2.5 inches) and traverses through Montgomery Township in Montgomery County and Warrington, New Britain and Doylestown Townships in Bucks County. The Parkway includes a four-lane roadway between Welsh and Horsham Roads (SR 0463) and a two-lane roadway between Horsham Road and the SR 0611 Bypass. In addition, a 12-foot-wide shared-use path will be constructed within the right-of-way of the Parkway. The project proposes to permanently impact a total of approximately 6.23 acres of wetland (PEM/PSS/PFO). The construction of a total of 9.30 acres of wetland replacement is proposed at the Kansas Road mitigation site located near the intersection of County Line and Kansas Roads in Warrington Township, Bucks County.

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7. Crossing of existing stream and forested wetland by installing a 48-foot by 12-foot bridge with a length of 102 feet with a minimum underclearance of 12 feet within an unnamed intermittent tributary to Mill Creek (WWF and MF) at Station 39+88 (Doylestown, PA Quadrangle N: 2.4 inches; W: 10.8 inches, Latitude: 40° 15' 46.698" North; Longitude: 75° 12' 6.697" West). Plastic utility conduit will be installed on the structure. The proposed structure and adjacent fill will not result in permanent impacts. The proposed crossing will result in the discharge (that is, placement) of 2,750 ft² and 1,935 cy³ of fill in the 100-year floodplain of the UNT to Mill Creek.

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10. To place fill and impact a UNT to Mill Creek (WWF and MF) at Station 56+60 (Doylestown, PA Quadrangle N: 3.1 inches; W: 10.4 inches, Latitude: 40° 15' 58.646" North; Longitude: 75° 11' 56.342" West). Fill for the Parkway will result in a permanent impact of 2,132 linear feet.

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12. To place fill and provide conveyance to hydrology with 73 feet of 36-inch RCP that will be depressed 0.5 feet and impact a UNT to Neshaminy Creek (TSF and MF) at Station 66+56 (Doylestown, PA Quadrangle N: 3.4 inches; W: 10.0 inches, Latitude: 40° 16' 6.934" North; Longitude: 75° 11' 42.293" West). Fill for the Parkway will result in a permanent impact of 60 linear feet.

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The owner proposes to create, restore, enhance and protect wetlands, streams, and riparian habitat as compensatory mitigation for impacts at the Kansas Road mitigation site.

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

E36-851: Warwick School District, David Zerbe, 301 West Orange Street, Lititz, PA 17543, Lititz Borough, **Lancaster County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain an 8.0-foot wide single span pedestrian bridge having a normal span of 18.0-feet, and an underclearance of 2.5-feet across a UNT to Lititz Run (CWF) to provide access between Bonfield Elementary School Campus and recreational fields at a point just east of the intersection of North Oak Street and Rome Road (Lititz, PA Quadrangle 5.8-inches North; 5.0-inches West, Latitude: 40° 09' 22" N; Longitude: 76° 17' 09" W) in Lititz Borough, Lancaster County.

E36-842: Borough of Columbia, 308 Locust Street, Columbia, PA 17512, Columbia Borough, **Lancaster County**, United States Army Corps of Engineers Baltimore District.

To construct and maintain: (1) a 26.0-foot by 50.0-foot by 15.0-foot by 65.0-foot by 15.0-foot concrete stairway boat access area impacting 1,135.0 square feet of floodway of the Susquehanna River (Columbia East, PA Quadrangle N: 5.60 inches, W: 1.28 inches; Latitude: 40° 1' 51", Longitude: 76° 30' 33"); (2) a 40.0-foot by 70.0-foot concrete boat launch area impacting 2,800.0-square feet of floodway of the Susquehanna River (Columbia East, PA Quadrangle N: 5.55 inches, W: 1.24 inches; Latitude: 40° 1' 50", Longitude: 76° 30' 32"); (3) a 475.0-square foot floating dock including an access stairway impacting the floodway of the Susquehanna River (Columbia East, PA Quadrangle N: 5.50 inches, W: 1.21 inches; Latitude: 40° 1' 49", Longitude: 76° 30' 31"); (4) a 475.0-square foot floating dock including an ADA access path impacting the floodway of the Susquehanna River (Columbia East, PA Quadrangle N: 5.45 inches, W: 1.17 inches; Latitude: 40° 1' 48", Longitude: 76° 30' 30"); (5) an 8.0-foot by 5.0-foot concrete fishing pad and a 19.0-foot by 10.0-foot stairway access area impacting 250-square feet of floodway of the Susquehanna River (Columbia East, PA Quadrangle N: 5.50 inches, W: 1.21 inches; Latitude: 40° 1' 49", Longitude: 76° 30' 31"); (6) 590.0 linear feet of vegetative stream bank stabilization impacting the floodway of the Susquehanna River (Columbia East, PA Quadrangle N: 5.50 inches, W: 1.17 inches; Latitude: 40° 1' 49", Longitude: 76° 30' 30"); (7) a 25.0-foot by 15.0-foot concrete overlook building impacting 450.0-square feet of floodway of the Susquehanna River (Columbia East, PA Quadrangle N: 5.40 inches, W: 1.09 inches; Latitude: 40° 1' 47", Longitude: 76° 30' 28"); (8) a 1,600.0-square foot marina building impacting the floodplain of the Susquehanna River (Columbia East, PA Quadrangle

N: 0.50 inch, W: 1.09 inches; Latitude: 40° 0' 10", Longitude: 76° 30' 28"); and (8) associated grading for access roads and parking facilities impacting 21,600-square feet of floodplain of the Susquehanna River (Columbia East, PA Quadrangle N: 5.50 inches, W: 1.17 inches; Latitude: 40° 1' 49", Longitude: 76° 30' 30"), all for the purpose of improving the existing Riverfront Park located in Columbia Borough, Lancaster County.

E22-543: Lower Paxton Township, George Wolfe, Township Manager, 425 Prince Street, Harrisburg, PA 17109, George Park M Street realignment, Lower Paxton Township, **Dauphin County**, United States Army Corps of Engineers, Baltimore District.

To: (1) construct and maintain a 47.0-foot long, 36-inch RCP in a UNT to Beaver Creek (WWF) temporarily impacting 0.03 acre of PEM wetland and permanently impacting 0.07 acre of PEM wetland; (2) construct and maintain sidewalks and the realignment of M Street; and (3) place and maintain approximately 420 cubic yards of fill in the floodway of a UNT to Beaver Creek (WWF). The project is located at the intersection of Nyes Road and M Street (Harrisburg East, PA Quadrangle N: 12.5 inches, W: 5.0 inches; Latitude: 40° 19' 01", Longitude: 76° 46' 55") in Lower Paxton Township, Dauphin County. The project purpose is to improve sight distances and safety for traffic and to provide safe pedestrian access to George Park. The permittee is required to provide a minimum of 0.03 acre of additional wetland to the existing 0.80 acre of replacement PEM wetlands onsite.

E36-849: Manheim Borough Authority, William Kelso, 15 East High Street, Manheim, PA 17545, Penn Township, **Lancaster County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain: (1) two oxidation ditches with a length of 147.3 feet and a combined width of 254.8 feet; (2) a 15-foot long by 22-foot wide utility building; (3) a 7.5-foot long by 14.5-foot wide valve control chamber; (4) a 15.3-foot long by 33.7-foot wide pump station; (5) a 41.5-foot diameter final clarifier; (6) minor grading and paving for site access all located in the floodplain of Chickies Creek (WWF). Also to remove an existing 150.0-foot long by 30.0-foot wide building and associated paved parking area with a combined area of 12,810 square feet, and a 10,340-square foot concrete sludge drying which will be excavated to 2.0 feet below existing grade both in the floodplain of Chickies Creek (WWF) for the purpose of upgrading an existing waste water treatment facility, located at a point just southeast of the intersection of Rettew Lane and High Street (SR0722) (Manheim, PA Quadrangle 5.25-inches N, 4.00-inches W; Latitude: 40° 09' 13.2" N, Longitude: 76° 24' 13.3" W) Penn Township, Lancaster County.

E36-855: Areva NP, Inc., 3315 Old Forest Road, P. O. Box 10935, Lynchburg, VA 24506-0935, and Kinsley Construction, Inc., 2700 Water Street, P. O. Box 2886, York, PA 17405, Little Britain, West Nottingham, Providence, Pequea, Conestoga, Manor, East Donegal, West Hempfield, Conoy and Fulton Townships, Marietta and Columbia Boroughs, **Lancaster County**, West Nottingham Township, **Chester County** and Londonderry Township, **Dauphin County**, United States Army Corps of Engineers, Baltimore District.

To install and maintain:

1. A temporary bracing system in an existing, triple span bridge carrying SR 272 over Octoraro Creek (WWF), consisting of jacks and steel beams, located in Little Britain Township, Lancaster County and West Not-

tingham Township, Chester County (Kirkwood, PA Quadrangle N: 3.13 inches, W: 8.94 inches; Latitude: 39° 46' 02" N, Longitude: 76° 03' 49" W).

2. A temporary bracing system in an existing 295.0-foot long, 22.0-foot by 7.0-foot concrete box culvert carrying SR 272 over Huber Run (WWF), consisting of screw jacks, and aluminum and timber support beams, located in Providence Township, Lancaster County (Conestoga PA Quadrangle N: 9.08 inches, W: 0.55 inch; Latitude: 39° 55' 30" N, Longitude: 76° 15' 14" W).

3. A temporary stream crossing consisting of eight 48.0-inch diameter RCP's within the banks of Pequea Creek (WWF) and two 48.0-inch diameter RCPs in the floodway of Pequea Creek (WWF), in Providence and Pequea Townships, Lancaster County (Conestoga, PA Quadrangle N: 12.21 inches, W: 1.21 inches; Latitude: 39° 56' 32" N, Longitude: 76° 15' 31" W).

4. A temporary 80.0-foot long steel overbridge structure spanning an existing 20.0-foot long, stone-arch culvert carrying SR 3030 over a UNT to the Conestoga River (WWF) and a portion of the floodway of a UNT to the Conestoga River (WWF) in Conestoga Township, Lancaster County (Conestoga, PA Quadrangle N: 12.76 inches, W: 16.74 inches; Latitude: 39° 56' 43" N, Longitude: 76° 22' 03" W).

5. A temporary 30.0-foot long steel overbridge structure spanning an existing 20.0-foot long stone arch culvert carrying SR 3030 over Witmer Run (WWF) and the placement of gabion baskets and fill in the floodway of Witmer Run (WWF) impacting 70.0 linear feet of stream and 0.03 acre of PEM wetlands in Manor Township, Lancaster County (Safe Harbor, PA Quadrangle N: 19.22 inches, W: 12.30 inches; Latitude: 39° 58' 51" N, Longitude: 76° 27' 46" W);

6. A temporary 50.0-foot steel over bridge structure spanning existing dual 60.0-inch diameter concrete culverts carrying SR 441 over Shumans Run (WWF) and the placement of gabion baskets and fill in the floodway of Shumans Run (WWF) impacting 10.0 linear feet of stream and 0.001 acre of PEM wetlands in Manor Township, Lancaster County (Safe Harbor, PA Quadrangle N: 22.60 inches, W: 13.85 inches; Latitude: 39° 59' 58" N, Longitude: 76° 28' 26" W).

7. A temporary stream crossing consisting of four 48.0-inch diameter reinforced concrete pipes in Chiques Creek (WWF) and a temporary stream crossing consisting of four 48.0-inch diameter reinforced concrete pipes in Donegal Creek (TSF) (Columbia West, PA Quadrangle N: 10.04 inches, W: 3.58 inches; Latitude: 39° 58' 51" N, Longitude: 76° 27' 46" W).

8. A temporary bracing system in an existing 101.0-foot concrete arch culvert carrying SR 441 over Conewago Creek (TSF), consisting of concrete pads and tower cranes, located in Conoy Township, Lancaster County and Londonderry Township, Dauphin County (Middletown, PA Quadrangle N: 1.31 inches, W: 12.46 inches; Latitude: 40° 07' 56" N, Longitude: 76° 42' 51" W). Also to install and maintain portable temporary steel over bridges atop existing road crossings at the following locations:

9. SR 272 crossing over Little Conowingo Creek (HQ-CWF) in Little Britain Township, Lancaster County (Wakefield, PA Quadrangle N: 4.99 inches, W: 0.78 inch; Latitude: 39° 46' 39" N, Longitude: 76° 07' 50" W).

10. SR 272 over Conowingo Creek (TSF) in Fulton Township, Lancaster County (Wakefield, PA Quadrangle N: 4.19 inches, W: 6.40 inches; Latitude: 39° 46' 23" N, Longitude: 76° 10' 14" W).

11. SR 272 over a UNT to Pequea Creek (HQ-CWF) in Providence Township, Lancaster County (Wakefield, PA Quadrangle N: 6.91 inches, W: 16.97 inches; Latitude: 39° 54' 47" N, Longitude: 76° 14' 38" W).

12. SR 3030 over Stehman Run (WWF) in Conestoga Township, Lancaster County (Wakefield, PA Quadrangle N: 15.74 inches, W: 16.04 inches; Latitude: 39° 57' 42" N, Longitude: 76° 21' 52" W).

13. Warehouse Road over a UNT to the Conestoga River (WWF) in Manor Township, Lancaster County (Safe Harbor, PA Quadrangle N: 11.60 inches, W: 1.44 inches; Latitude: 39° 56' 20" N, Longitude: 76° 23' 07" W).

14. SR 3017 over Witmer Run (WWF) in Manor Township, Lancaster County (Safe Harbor, PA Quadrangle N: 11.70 inches, W: 2.14 inches; Latitude: 39° 56' 22" N, Longitude: 76° 23' 25" W).

15. SR 3030 over Wisslers Run (HQ-CWF) in Manor Township, Lancaster County (Safe Harbor, PA Quadrangle N: 16.85 inches, W: 11.17 inches; Latitude: 39° 58' 04" N, Longitude: 76° 27' 17" W).

16. SR 441 over Stamans Run (WWF) in Manor Township, Lancaster County (Safe Harbor, PA Quadrangle N: 21.64 inches, W: 13.50 inches; Latitude: 39° 59' 39" N, Longitude: 76° 28' 17" W).

17. SR 441 over Strickler Run (WWF) in Columbia Borough, Lancaster County (Columbia East, PA Quadrangle N: 4.04 inches, W: 16.29 inches; Latitude: 40° 01' 20" N, Longitude: 76° 29' 29" W).

18. SR 441 over Shawnee Run (WWF) in Columbia Borough, Lancaster County (Columbia West, PA Quadrangle N: 4.84 inches, W: 17.46 inches; Latitude: 40° 01' 36" N, Longitude: 76° 29' 59" W).

19. SR 441 over a UNT to the Susquehanna River (HQ-CWF) in East Donegal Township, Lancaster County (Columbia West, PA Quadrangle N: 10.69 inches, W: 8.12 inches; Latitude: 40° 03' 32" N, Longitude: 76° 33' 29" W).

20. SR 441 over a UNT to the Susquehanna River (HQ-CWF) in East Donegal Township, Lancaster County (Columbia West, PA Quadrangle N: 12.01 inches, W: 13.45 inches; Latitude: 40° 03' 58" N, Longitude: 76° 35' 46" W).

21. SR 4004 over Conoy Creek (TSF) in Conoy Township, Lancaster County (York Haven, PA Quadrangle N: 16.29 inches, W: 2.33 inches; Latitude: 40° 05' 23" N, Longitude: 76° 38' 30" W).

22. SR 441 over a UNT to the Susquehanna River (HQ-CWF) in Conoy Township, Lancaster County (York Haven, PA Quadrangle N: 17.86 inches, W: 5.98 inches; Latitude: 40° 05' 54" N, Longitude: 76° 40' 04" W).

23. SR 441 over a UNT to the Susquehanna River (HQ-CWF) in Conoy Township, Lancaster County (York Haven, PA Quadrangle N: 18.82 inches, W: 7.07 inches; Latitude: 40° 06' 13" N, Longitude: 76° 40' 32" W).

24. SR 441 over a UNT to the Susquehanna River (HQ-CWF) in Conoy Township, Lancaster County (York Haven, PA Quadrangle N: 20.18 inches, W: 8.35 inches; Latitude: 40° 06' 40" N, Longitude: 76° 41' 05" W).

25. SR 441 over Snitz Creek (WWF) in Conoy Township, Lancaster County (York Haven, PA Quadrangle N: 20.83 inches, W: 9.16 inches; Latitude: 40° 06' 53" N, Longitude: 76° 41' 26" W).

26. SR 441 over Stoney Run (WWF) in Conoy Township, Lancaster County (York Haven, PA Quadrangle N: 22.09 inches, W: 11.92 inches; Latitude: 40° 07' 18" N,

Longitude: 76° 42' 37" W), all for the purpose of safely transporting a heavy load from the Maryland State Line to Middletown, PA. All temporary structures and bracing systems will be removed and surrounding areas restored and properly stabilized upon completion of the load transport.

Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.

E14-520. Shem Swarey, 149 Back Road, Rebersburg, PA 16872. Shem's Pasture Fields Bridge, in Miles Township, **Centre County**, United States Army Corps of Engineering, Baltimore District (Millheim, PA Quadrangle Latitude: 40° 56' 26.9"; Longitude: 77° 26' 2.1").

To construct and maintain a steel I-beam, wood deck, concrete wingwall abutment bank-to-bank bridge having a 24-foot clear span and a 6-foot underclearance for private agricultural-use-only bridge located 1,900 feet

northeast of the intersection of Town Lane and Back Road (Smullton Road) (Millheim, PA Quadrangle Latitude: 40° 56' 26.9"; Longitude: 77° 26' 2.1") in Miles Township, Centre County. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes Section 401(a) Water Quality Certification.

E17-450. City of DuBois, 16 West Scribner Avenue, P. O. Box 408, DuBois PA 15801. City of DuBois Water Supply Pipeline Repair, Operation and Maintenance, Sandy and Union Townships, **Clearfield County**, United States Army Corps of Engineers, Pittsburgh District (Luthersburg, PA Quadrangle Latitude: 41° 05' 48.42"; Longitude: 78° 39' 03.92").

DuBois City is seeking authorization to replace, repair, operate and maintain 30,000 linear feet of existing public water supply transmission pipeline within a 30-foot right-of-way that requires encroachment of the following of 18 wetlands and 21 streams:

<i>Permit ID</i>	<i>Resource Name</i>	<i>Water Quality</i>	<i>Latitude</i>	<i>Longitude</i>
UT19	Tributary to Laborde	CWF	41° 05' 46.36"	78° 40' 28.43"
UT18	Tributary to Laborde	CWF	41° 05' 46.65"	78° 39' 20.07"
UT17	Tributary to Laborde	CWF	41° 05' 46.23"	78° 39' 23.13"
W18	Wetland	CWF	41° 05' 46.77"	78° 39' 23.94"
UT15	Tributary to Laborde	CWF	41° 05' 46.86"	78° 39' 23.67"
UT14	Tributary to Laborde	CWF	41° 05' 50.24"	78° 39' 48.54"
UT13	Tributary to Laborde	CWF	41° 05' 54.27"	78° 40' 0.42"
W17	Wetland	CWF	41° 05' 55.49"	78° 40' 3.81"
W16	Wetland	CWF	41° 05' 56.69"	78° 40' 7.25"
W15	Wetland	CWF	41° 05' 57.79"	78° 40' 9.67"
UT12	Tributary to Laborde	CWF	41° 05' 58.27"	78° 40' 10.74"
W14	Wetland	CWF	41° 05' 59.59"	78° 40' 13.39"
W13	Wetland	CWF	41° 06' 2.09"	78° 40' 19.50"
UT11	Tributary to Laborde	CWF	41° 06' 3.92"	78° 40' 23.67"
W12	Wetland	CWF	41° 06' 3.91"	78° 40' 24.91"
CR	Tributary to Laborde	CWF	41° 06' 4.70"	78° 40' 25.33"
W11	Wetland	CWF	41° 06' 7.03"	78° 40' 30.97"
W10	Wetland	CWF	41° 06' 11.88"	78° 40' 43.54"
UT10	Tributary to Laborde	CWF	41° 06' 11.82"	78° 40' 43.57"
UT9	Tributary to Laborde	CWF	41° 06' 15.45"	78° 40' 49.94"
UT8	Tributary to Laborde	CWF	41° 06' 16.61"	78° 40' 52.98"
UT7	Tributary to Laborde	CWF	41° 06' 19.71"	78° 41' 0.10"
UT6	Tributary to Laborde	CWF	41° 06' 20.07"	78° 41' 1.08"
UT5	Tributary to Laborde	CWF	41° 06' 20.15"	78° 41' 3.75"
W9	Wetland	CWF	41° 06' 21.67"	78° 41' 3.87"
W8	Wetland	CWF	41° 06' 22.84"	78° 41' 5.96"
UT4	Tributary to Laborde	CWF	41° 06' 23.06"	78° 41' 7.60"
UT3	Tributary to Laborde	CWF	41° 06' 24.94"	78° 41' 11.27"
W7	Wetland	CWF	41° 06' 25.95"	78° 41' 12.11"
W6	Wetland	CWF	41° 06' 25.95"	78° 41' 13.81"
UT2	Tributary to Laborde	CWF	41° 06' 25.92"	78° 41' 13.82"
W5	Wetland	CWF	41° 06' 26.67"	78° 41' 15.56"
UT1	Tributary to Laborde	CWF	41° 06' 26.96"	78° 41' 16.48"

<i>Permit ID</i>	<i>Resource Name</i>	<i>Water Quality</i>	<i>Latitude</i>	<i>Longitude</i>
LB	Tributary to Sandy Lick	CWF	41° 06' 41.98"	78° 42' 57.73"
LB	Tributary to Sandy Lick	CWF	41° 06' 42.25"	78° 42' 59.68"
W4	Wetland	CWF	41° 06' 42.29"	78° 43' 0.33"
LB	Tributary to Sandy Lick	CWF	41° 06' 42.78"	78° 43' 3.83"
W3	Wetland	CWF	41° 06' 43.11"	78° 43' 5.58"
W2	Wetland	CWF	41° 06' 44.88"	78° 43' 20.77"
UT19	Tributary to Laborde	CWF	41° 06' 44.77"	78° 43' 19.55"
W1	Wetland	CWF	41° 06' 46.14"	78° 43' 30.77"

All in-stream pipeline repair and maintenance work shall be conducted in dry work conditions by boring, dam and pumping or fluming stream flow around work areas. Since the tributaries to Laborde Branch and Sandy Lick Creek are WTF, no repair work shall be done in or along the stream channels between October 1 and December 31 without prior written approval from the Fish and Boat Commission (Commission). Laborde Branch is also a SF, so no repair work shall be done in or along Laborde Branch stream channel between March 31 and June 15 without prior written approval of the Commission. This permit also authorizes the construction, operation maintenance and removal of any temporary stream diversions, flumes, cofferdams, roadways and causeways. All stream and wetland impacts incurred for the activities authorized herein shall be temporary, and the permittee shall perform all activities strictly in accordance with the maps, plans profiles, specifications provided for this authorization.

E57-113. Charles and Ruth Baumunk, 76 Route 4008, Forksville, PA 18616. Water Obstruction and Encroachment Joint Permit, in Laporte Township, **Sullivan County**, United States Army Corps of Engineers, Susquehanna River Basin District (Laporte, PA Quadrangle N: 41° 26' 43.7"; W: 76° 26' 16.4").

To construct and maintain a steel I-beam bridge having a span of 30 feet, a width of 14 feet and an average underclearance of 4 feet over Floodwood Creek, located 0.64 mile west of the intersection of SR 0220 and Thorndale Lane. This project proposes to permanently impact 14 linear feet of Floodwood Creek, which is designated a CWF stream and does not propose to impact any jurisdictional wetlands.

Southwest Region: Watershed Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E02-1304-A2. Sports and Exhibition Authority, The Regional Enterprise Center, 425 Sixth Avenue, Suite 2750, Pittsburgh, PA 15219. To amend original permit with construction of walkways, retaining walls a platform and riprap on the left bank of the Allegheny River in the City of Pittsburgh, **Allegheny County**, United States Army Corps of Engineers, Pittsburgh District (Pittsburgh East, PA Quadrangle N: 12.8 inches; W: 16.6 inches and Latitude: 40° 26' 40", Longitude: 79° 59' 40") To amend Permit No. E02-1304 to include the construction and maintenances of at-grade walkways, walkway structures, retaining walls, a receiving platform and rip rap slope protection in the channel and along the left bank of the Allegheny River (WWF) for the purpose of constructing a Riverfront Park for the existing David Lawrence Convention Center. The project is located along the Tenth Street Bypass between the existing Ninth Street Bridge and the

existing Conrail Bridge and will impact approximately 1,400.0 linear feet of stream channel.

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335.

E33-232, Borough of Punxsutawney, 301 East Mahoning Street, Suite 1, Punxsutawney, PA 15767. Gaskill Avenue Stream Channel Repair, in Borough of Punxsutawney, **Jefferson County**, United States Army Corps of Pittsburgh District (Punxsutawney, PA Quadrangle N: 40° 56' 23"; W: 78° 58' 18").

This project intends to address the repair of Gaskill Avenue stream channel erosion through the installation of the following structures:

- Approximately 183.2' of 54" HDPE CPP enclosing a UNT (known as Barrett Run) to the Mahoning Creek beginning at the Gaskill Avenue culvert and connecting to a United States Army Corps of Engineers Federal flood control project.
- Three cast-in-place concrete boxes.

DAM SAFETY

Central Office: Bureau of Waterways Engineering, 400 Market Street, Floor 3, P. O. Box 8554, Harrisburg, PA 17105-8554.

D56-004C. Cambria Somerset Authority, 244 Walnut Street, Johnstown, PA 15901. To modify, operate and maintain Quemahoning Dam across Quemahoning Creek (CWF), impacting 0 acre of wetlands and 140 feet of stream, for the purpose of changing the operation of the dam to allow periodic, routine releases of up to 500 cubic feet per second from the reservoir (Hooversville, PA Quadrangle N: 10.4 inches; W: 9.5 inches) in Quemahoning Township, **Somerset County**.

D35-123. George Spangenberg, 2 Sunrise Boulevard, Lake Ariel, PA 18436. To modify, operate and maintain Spangenberg Lake Dam across a tributary to Jones Creek (HQ-CWF), impacting approximately 30 linear feet of stream channel, for the purpose of rehabilitating the existing dam and spillway to ensure compliance with Commonwealth Regulations (Lake Ariel, PA Quadrangle N: 10.1 inches; W: 10.6 inches) in Jefferson Township, **Lackawanna County**.

D16-001A. Redbank Valley Municipal Authority, 243 Broad Street, New Bethlehem, PA 16242. To modify, operate and maintain Redbank Valley Water Supply Dam across Redbank Creek (TSF), impacting approximately 150 linear feet of stream for the purpose of public water supply. The existing dam is deteriorated and is part of the drinking water system of the Red Bank Valley Municipal Authority (New Bethlehem, PA Quadrangle N: 0.05 inch; W: 11.9 inches) in New Bethlehem Borough, **Clarion County** and South Bethlehem Borough, **Armstrong County**.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control Permits have been issued.

Any person aggrieved by these actions may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. Chapter 5, Subchapter A (relating to practice and procedure of Commonwealth agencies), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the

Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If individuals want to challenge this action, their appeal must reach the Board within 30 days. Individuals do not need a lawyer to file an appeal with the Board. Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. If individuals cannot afford a lawyer, individuals may qualify for free pro bono representation. Call the Secretary to the Board (717) 787-3483 for more information.

Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Greene County Conservation District: 93 East High Street, Room 215, Waynesburg, PA 15370, (724) 852-5278.

<i>ESCGP-1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
OG30 08 002	Joanne Reilly Coal Gas Recovery, LP 158 Portal Road P. O. Box 1020 Waynesburg, PA 15370	Greene	Wayne and Center Townships	UNT to Hargus Creek HQ-WWF
OG 30 08 004	William Brett Texas Eastern Transmission 890 Winter Street Suite 300 Waltham, MA 10250	Greene	Richhill Township	Tributary to Barneys Run TSF Tributary to Dunkard Fork WWF Tributary to Wharton Run WWF
OG 30 08 005	Mark Leidecker Jessmar Energy, Inc. 348 Bluff Ridge Road Holbrook, PA 15341	Greene	Whiteley Township	Patterson Run, Dyers Run and UNT to Whiteley Creek TSF
OG 30 09 001	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Dunkard Township	Crooked Run WWF
OG 30 09 002	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Cumberland and Jefferson Townships	Pumpkin Run WWF
OG 30 09 003	Hanna E. McCoy Equitable Gathering, LLC 225 North Shore Drive Pittsburgh, PA 15212	Greene	Morris Township	Browns Creek HQ-WWF
OG 30 09 004	Todd Klaner Equitable Production Co. 225 North Shore Drive Pittsburgh, PA 15212	Greene	Morgan Township	Castile Run HQ-Other South Fork Tenmile Creek HQ-WWF
OG 30 09 005	Hanna E. McCoy Equitable Gathering, LLC 225 North Shore Drive Pittsburgh, PA 15212	Greene	Morris Township	UNT to Browns and Browns Creek HQ-WWF

<i>ESCGP-1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
OG 30 09 006	Seth Burdette Eastern American Energy Corporation 1380 Route 286 Highway East Suite 221 Indiana, PA 15701	Greene	Cumberland Township	Muddy Creek WWF
OG 30 09 007	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Cumberland Township	UNT Muddy Creek WWF
OG 30 09 008	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Cumberland Township	Little Whiteley Creek WWF
OG 30 09 009	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Cumberland Township	UNT Little Whiteley Creek WWF
OG 30 09 010	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Cumberland Township	UNT to Muddy Creek WWF
OG 30 09 011	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Cumberland Township	Glade Run WWF
OG 30 09 012	Todd Klaner Equitable Production Co. 225 North Shore Drive Pittsburgh, PA 15212	Greene	Morgan Township	Castile Run WWF
OG 30 09 013	Hanna E. McCoy Equitable Gathering, LLC 225 North Shore Drive Pittsburgh, PA 15212	Greene	Morris Township	Patterson Creek HQ-CWF
OG 30 09 014	Todd Klaner Equitable Production Co. 225 North Shore Drive Pittsburgh, PA 15212	Greene	Center Township	Grays Fork and South Fork Tenmile HQ-WWF
OG 30 09 015	Seth Burdette Eastern American Energy Corporation 1380 Route 286 Highway East Suite 221 Indiana, PA 15701	Greene	Cumberland Township	Coal Run WWF
OG 30 09 016	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Cumberland Township	Neel Run WWF
OG 30 09 017	Todd Klaner Equitable Production Co. 225 North Shore Drive Pittsburgh, PA 15212	Greene	Morris Township	Patterson Creek, West Run and Brown Creek HQ-WWF
OG 30 09 019	Todd Klaner Equitable Production Co. 225 North Shore Drive Pittsburgh, PA 15212	Greene	Morgan Township	Castile Run and UNT Castile Run WWF
OG 30 09 020	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Monongahela Township	Mundell Hollow UNT WWF

<i>ESCGP-1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
OG 30 09 021	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Cumberland Township	Neel Run WWF
OG 30 09 022	Seth Burdette Eastern American Energy Corporation 1380 Route 286 Highway East Suite 221 Indiana, PA 15701	Greene	Cumberland Township	Muddy and South Muddy Creeks WWF
OG 30 09 023	Hanna E. McCoy Equitable Gathering, LLC 225 North Shore Drive Pittsburgh, PA 15212	Greene	Center and Morris Townships	Patterson Creek HQ-WWF
OG 30 09 024	Seth Burdette Eastern American Energy Corporation 1380 Route 286 Highway East Suite 221 Indiana, PA 15701	Greene	Cumberland Township	South Branch Muddy Creek WWF
OG 30 09 025	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Cumberland Township	Pumpkin Run WWF
OG 30 09 026	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Greene	Cumberland Township	Pumpkin Run WWF

Somerset County Conservation District: 6024 Glades Pike, Suite 103, Somerset, PA 15501, (814) 445-4652.

<i>ESCGP-1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
56 09 8 001	Mark Van Tyne A.B. Resources PA, LLC 700 South Edgerton Road Suite 102 Brecksville, OH 44141	Somerset	Middlecreek Township	Middlecreek TSF

Washington County Conservation District: 602 Courthouse Square, Washington, PA 15301, (724) 228-6774.

<i>ESCGP-1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
63 08 8 003	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Washington	Robinson Township	UNT to Raccoon Creek WWF
63 08 8 004	Rex C. Ray Equitable Resources 1710 Pennsylvania Avenue Charleston, WV 25302	Washington	Amwell Township	Ten Mile Creek TSF
63 08 8 005	Carla L. Suszkowski, P. E. Range Resources Appalachia, 380 Southpointe Boulevard Suite 300 Canonsburg, PA 15317	Washington	Hopewell Township	UNT to Brush Run HQ-WWF
63 08 8 006	Carla L. Suszkowski, P. E. Range Resources Appalachia, LLC 380 Southpointe Boulevard Suite 300 Canonsburg, PA 15317	Washington	Chartiers Township	Plum Run WWF

NOTICES

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<i>ESCGP-1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
63 08 8 007	David McDougal Chesapeake Appalachia, LLC 179 Chesapeake Drive Jane Lew, WV 26378	Washington	Carroll Township	Pigeon Creek WWF
63 08 8 011	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Washington	Cross Creek Township	Cross Creek HQ-WWF
63 08 8 012	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Washington	Hopewell Township	Dunkle and Hanen Runs HQ-WWF
63 08 8 013	Equitable Resources 225 North Shore Drive 4th Floor Pittsburgh, PA 15212	Washington	Amwell Township	Ten Mile Creek TSF
63 08 8 015	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Washington	West Bethlehem Township	Little Ten Mile Creek WWF Horn Run WWF
63 08 8 016	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Washington	Deemston Borough West Bethlehem Townships	Plum Run WWF
63 08 8 017	Jeremy Hirtz Atlas Energy Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Washington	Beallsville Borough	Plum Run WWF Pike Run TSF
63 09 8 002	Chesapeake Appalachia, LLC 179 Chesapeake Drive Jane Lew, WV 26378	Washington	Carroll Township	Monongahela River WWF
63 09 8 003	Shari Darr-Hodges Equitable Production, Inc. 225 North Shore Drive 4th Floor Pittsburgh, PA 15212	Washington	Amwell Township	Ten Mile Creek TSF
63 09 8 004	Hanna E. McCoy Equitable Gathering, LLC 225 North Shore Drive Pittsburgh, PA 15212-5861	Washington	Amwell Township	Montgomery Run WWF
63 09 8 005	CNX Gas Company, LLC 2481 John Nash Boulevard Bluefield, WV 14701	Washington	Fallowfield Township	Pigeon Creek WWF Taylors Run WWF
63 09 8 006	Jesmar Energy, Inc. 348 Bluff Ridge Road Holbrook, PA 15341	Washington	West Finley Township	UNT to Laidley Run WWF
63 09 8 007	CNX Gas Company, LLC 2481 John Nash Boulevard Bluefield, WV 14701	Washington	Carroll Township	Monongahela River WWF
63 09 8 008	Carla L. Suszkowski, P. E. Range Resources Appalachia, LLC 380 Southpointe Boulevard Suite 300 Canonsburg, PA 15317	Washington	Hopewell Township	UNT to Brush Run HQ-WWF

Westmoreland County Conservation District: 211 Donohoe Road, PA 15601, (724) 837-5271.

ESCGP-1 No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
65 08 801	Sheri Franz Dominion Transmission 445 West Main Street Clarksburg, WV 26301	Westmoreland	Salem Township	Beaver Run HQ
65 08 803	Atlas Resources, LLC 800 Mountain View Drive Smithfield, PA 15478	Westmoreland	Rostraver Township	Tributary to Youghiogheny River WWF
65 09 802	Texas Eastern 5400 Westheimer Court 5 G-405400 Houston, TX 77056	Westmoreland	Salem Township	UNT to Whitethorn Creek WWF

ESCGP-1 # ESX09-047-0001

Applicant EOG Resources, Inc.

Contact Nathan Wells

Address 400 Southpointe Boulevard, Suite 300, Canonsburg, PA 15317

County Clearfield, Elk

Townships Huston, Fox

Receiving Stream(s) and Classification(s) Sawmill and Bear Run CWF; Boggy Run HQ-CWF

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Waste Management, Director, P. O. Box 8763, Harrisburg, PA 17105-8763.

SSIP Permit No.	Applicant Name & Address	County	Municipality	Tank Type	Tank Capacity
09-09-008	Pignuts, Inc., d/b/a SealMaster 6853 Ruppsville Road Allentown, PA 18106 Attn: Darrel Stein	Bucks	Bensalem Township	3 ASTs storing pavement sealer	32,000 gallons total

SPECIAL NOTICES

Plan Revision Approval under the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101

Southwest Region: Waste Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

The Department of Environmental Protection (Department) approved the Westmoreland County Municipal Waste Management Plan Revision on January 27, 2009.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the

Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

The plan revision is a public document and may be viewed at the Department Regional Office previously noted.

Questions concerning this approval should be directed to Sally Lohman, Chief, Waste Planning Section, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472 or to Sharon Svitek, Regional Planning and Recycling Coordinator, Bureau of Waste Management at the previous Regional Office.

ADVERTISEMENT FOR PROPOSALS

In accordance with Act 101 and Section 272 of the PA Solid Waste Rules and Regulations (as amended), the County of Pike is seeking waste disposal capacity for municipal waste (MSW) for a minimum of 5 years, with an option to extend said capacity for up to 5 additional years, for a total of 10 years. Pike County is hereby soliciting responses to qualify facilities to provide processing/disposal capacity for County-generated MSW, to begin on or after January, 2010.

Copies of Pike County's Facility Qualification Request (FQR) may be obtained from the Pike County Human Development Office, Pike County Administrative Building, 506 Broad Street, Milford, PA 18337 or by calling (570) 296-3434. All responses must be made on the Submittal Form and in accordance with the Instructions to Respondents provided in the FQR. The Respondent must submit the original and three copies to the address listed above, Attention Christine Obser by 3 p.m. EDT on Tuesday, August 11, 2009. Qualified facilities will be notified once all applications have been reviewed by the Pike County Solid Waste Advisory Committee.

Pike County reserves the right to reject any or all responses and to waive any informalities in the solicitation process.

Notice of Planning Grant Awards under Section 901 of the Municipal Waste Planning Recycling and Waste Reduction Act of 1988, Act 101

Act 101, Section 901 Planning Grant

<i>Region</i>	<i>County</i>	<i>Applicant</i>	<i>Project Description</i>	<i>Grant Award</i>
Southeast				
Northeast				
Southcentral	Perry	Perry County	Plan Revision	\$8,199
Northcentral	Clinton	Clinton County	Sustainability Study and Plan	\$8,698
Southwest				
Northwest				

CATEGORICAL EXCLUSION

Northwest Regional Office, Water Supply Management, 230 Chestnut Street, Meadville, PA 16335.

Location: Borough of Grove City, Mercer County, Grove City, PA 16127-0110.

Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Borough of Grove City proposes to replace approximately 2,500 water meters in residences and businesses in the Borough of Grover City. The work will also include the installation of backflow prevention valves at approximately 300 commercial businesses locations in the Borough.

The Department's review of the project and the information received has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this project from the State Environmental Review Process.

[Pa.B. Doc. No. 09-1229. Filed for public inspection July 10, 2009, 9:00 a.m.]

The Department of Environmental Protection (Department) hereby announces the following grants to counties under the Pennsylvania Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101 (P. L. 556) sections 208 and 901 of the Waste Tire Recycling Act/Small Business and Household Pollution Prevention Act (Act 190 of 1996).

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101, and the availability of monies in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Sally Lohman, Chief, Waste Planning Section, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472.

Alternative Fuels Incentive Program; Program Opportunity Notice

The Department of Environmental Protection (Department), Bureau of Air Quality, announces an opportunity to apply for grants under the PA Clean Diesel/Alternative Fuels Incentive Grant Program to improve this Commonwealth's air quality and reduce consumption of imported oil through the use of alternatively fueled/electric ground service equipment at airports/airlines that will help the state's economy and environment. The Department is seeking applications for innovative, advanced fuel and vehicle technology projects resulting in cleaner advanced ground service equipment within this Commonwealth.

Grant funds awarded under the PA Clean Diesel/Alternative Fuels Incentive Program can be used to cover costs of early replacement and repower with certified engine configurations (fleet only), incremental cost of the purchase of alternative fuel/electric dedicated vehicles (fleet only) and/or cost to install fleet refueling/recharging equipment for dedicated vehicles. Eligible applicants include airports and airlines. Project costs cannot be incurred before the submittal of an application during the grant open opportunity time period.

Requests for the application package, including guidance, instructions and application forms, can be obtained

by contacting Kelley Matty, Division of Air Resource Management, Bureau of Air Quality, Department of Environmental Protection, 12th Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-9494. The application package is also available electronically on the Department's web site at <http://www.depweb.state.pa.us> (DEP Keywords "Alternative Fuels").

Applications must be postmarked or received by 4 p.m. on August 14, 2009. Faxes will not be accepted. Use staples only, no binding or cover pages.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-1230. Filed for public inspection July 10, 2009, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keywords: "Technical Guidance"). The "Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2009.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Final Technical Guidance—Minor Revision

DEP ID: 294-2309-001. Title: Radon Certification Policy. Description: This document contains guidelines used by the Bureau of Radiation Protection to administer a radon certification program for persons conducting radon gas and radon progeny testing and laboratory analysis and mitigation of radon contamination in buildings. The policy is established under the authority of the Radon Certification Act (act) (63 P. S. §§ 2001—2014) and the Radiation Protection Act (35 P. S. §§ 7110.101—7110.703). It is also an implementation of the radon certification regulations in 25 Pa. Code Chapter 240 (relating to radon certification), which were promulgated under the act. A minor revision was made to the guidance that clarified the term DEPARTMENT APPROVED PROTOCOLS. Contact: For additional information concerning radon certification, individuals may contact the Bureau of

Radiation Protection at (717) 783-3594 or RA-EPRadon@state.pa.us. Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact the Department directly at (717) 783-3594 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs. Effective Date: This technical guidance document will be effective upon publication in the *Pennsylvania Bulletin*.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-1231. Filed for public inspection July 10, 2009, 9:00 a.m.]

Bid Opportunity

BOGM 09-1, Cleaning out and plugging 29 abandoned oil wells, (Oil Creek State Park Property), Cherrytree and Oil Creek Townships, Venango County. The principal items of work include cleaning out and plugging 29 abandoned oil wells, estimated to be 500 feet in depth, to the Department of Environmental Protection's specifications, preparing and restoring well sites and mobilizing and demobilizing plugging equipment. This project issues on July 10, 2009, and bids will be opened on August 18, 2009, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. A prebid conference is planned for this project but a date has not been set. Use the contact information contained in this advertisement to find out more about the prebid. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-1232. Filed for public inspection July 10, 2009, 9:00 a.m.]

Bid Opportunity

BOGM 09-3, Cleaning out and plugging one abandoned gas well, (Mr. and Mrs. Max E. Mickey Property), Delmar Township, Tioga County. The principal items of work include cleaning out and plugging one abandoned gas well, estimated to be 5,639 feet in depth, to the Department of Environmental Protection's specifications, preparing and restoring well sites and mobilizing and demobilizing plugging equipment. This project issues on July 10, 2009, and bids will be opened on August 18, 2009, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. A prebid conference is planned for this project but a date has not been set. Use the contact information contained in this advertisement to find out more about the prebid. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-1233. Filed for public inspection July 10, 2009, 9:00 a.m.]

Bid Opportunity

D62-004-101.1, Carter Dam Removal Project, City of Warren, Warren County. The principal items of work include mobilization and demobilization, dam removal and disposal, streambank stabilization, seeding, 250.0 square yards of bituminous pavement and 45.0 square yards of concrete sidewalk. This project issues on July 10, 2009, and bids will be opened on August 6, 2009, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-1234. Filed for public inspection July 10, 2009, 9:00 a.m.]

Cleanup Standards Scientific Advisory Board Meeting

The Cleanup Standards Scientific Advisory Board will hold a meeting on September 1, 2009. The meeting will begin at 9:30 a.m. in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting can be directed to Marilyn Wooding at (717) 783-7816 or mwooding@dep.state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on the Department of Environmental Protection's web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Marilyn Wooding directly at (717) 783-7816 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-1235. Filed for public inspection July 10, 2009, 9:00 a.m.]

General Permits for Beneficial Use of Exceptional Quality Biosolids by Land Application (PAG-07), Beneficial Use of Biosolids by Land Application (PAG-08) and Beneficial Use of Residential Septage (PAG-09); Public Notice of Availability

The Department of Environmental Protection (Department) by this notice is reissuing its General Permits for Beneficial Use of Exceptional Quality Biosolids by Land Application (PAG-07), Beneficial Use of Biosolids by Land Application (PAG-08) and Beneficial Use of Residential Septage (PAG-09) which expired on July 2, 2009, and by this notice are retroactively extended until July 11, 2009, for an additional 5 years. In accordance with the provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003), on April 3, 2004, the Department issued general permits for use by eligible persons for the following: (1) the beneficial use of exceptional quality biosolids that will be sold, given away or other-

wise distributed in a bag or other container or that will be land applied (PAG-07); (2) the beneficial use of biosolids by land application (PAG-08); and (3) the beneficial use of residential septage by land application (PAG-09). These general permits were scheduled to expire on April 3, 2009, but were extended to July 11, 2009. The permits were published as draft in the *Pennsylvania Bulletin* at 39 Pa.B. 1062 (February 21, 2009).

The Department received ten unique comments from ten individuals. In addition, the Department received approximately 250 form letters; however, the comments in those form letters related to requests to changes in the regulations therefore, it was not appropriate to address them in the permit language. In response to the comments received the following changes were made in the final form permits: Language was added to PAG-08 and PAG-09 to clarify that soil incorporation shall be conducted to be consistent with a farming operation's conservation plan, and to provide clarity to the PAG-07 and PAG-08 permits, a definition for "biosolids mixed with residual waste."

Copies of the final form permits are available by contacting the Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, Division of Water Management, Rachel Carson State Office Building, P. O. Box 8774, Harrisburg, PA 17105-8774, by means of e-mail to dwilson@state.pa.us or by calling (717) 787-8184. The general permits are also available on the Department's web site at www.depweb.state.pa.us (DEP Keyword: "Biosolids Publications"). Persons with a disability may contact the Department by using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDL users) or (800) 654-5988 (voice users).

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-1236. Filed for public inspection July 10, 2009, 9:00 a.m.]

Mining and Reclamation Advisory Board Meeting Schedule

The next quarterly meeting of the Mining and Reclamation Advisory Board (Board) is scheduled on July 23, 2009, from 12 p.m. to 4 p.m. The meeting will be held at the Department of Environmental Protection's (Department), Knox District Mining Office, 310 Best Avenue, Knox, PA 16232.

Questions concerning this meeting should be directed to James Charowsky, liaison to the Board, at (717) 787-7007 or jcharowsky@state.pa.us. The meeting agenda and other materials will be available through the Public Participation Center of the Department's web site at 222.depweb.state.pa.us (DEP Keyword: Participate).

Persons in need of accommodations, as provided for in the Americans With Disabilities Act of 1990, should contact James Charowsky at (717) 787-7007 or jcharowsky@state.pa.us or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-1237. Filed for public inspection July 10, 2009, 9:00 a.m.]

Stream Redesignation Evaluations; Water Quality Standards Review

Under 25 Pa. Code § 93.4d (relating to processing of petitions, evaluations and assessments to change a designated use) the Department of Environmental Protection (Department) gives notice that an evaluation will be conducted on all or a portion of the streams listed to determine the proper Aquatic Life Use or Special Protection designations in the Commonwealth's Water Quality Standards.

<i>Stream Name</i>	<i>County</i>	<i>Tributary To</i>
Unnamed Tributary (04646) to Bushkill Creek (Sobers Run)—Basin, from the source to the confluence with Bushkill Creek	Northampton	Bushkill Creek
Larrys Creek—Basin, from the source to the confluence with West Branch Susquehanna River	Lycoming	West Branch Susquehanna River

Persons who have technical data concerning the water quality, instream habitat or biological condition of these stream sections are encouraged to make it available to the Department for consideration in the assessment. These assessments may lead to recommendations to the Environmental Quality Board (Board) for redesignation.

Data should be submitted to Tony Shaw, Division of Water Quality Standards, Bureau of Water Standards and Facility Regulation, P. O. Box 8467, Harrisburg, PA 17105-8467, tshaw@state.pa.us. Data should be submitted no later than 30 days following publication of this notice. Questions concerning this evaluation can be directed to Tony Shaw at (717) 787-9637.

Sobers Run, a tributary to Bushkill Creek, is currently designated High Quality-Cold Water Fishes (HQ-CWF) from the source to the mouth, and has been petitioned for redesignation as Exceptional Value (EV). This assessment may lead to a recommendation to the Board for redesignation. The Sobers Run study area will include the entire Sobers Run basin.

Larrys Creek, a tributary to West Branch Susquehanna River, is currently designated HQ-CWF from the basin source to Second Fork Larrys Creek and Warm Water Fishes (WWF) from Second Fork Larrys Creek to the mouth. First Fork Larrys Creek, a tributary to Larrys Creek is currently designated HQ-CWF from basin source to mouth. Recent sampling efforts have indicated that the current designated use for Larrys Creek basin should be reassessed. This assessment may lead to a recommendation to the Board for redesignation. The Larrys Creek study area will include the entire Larrys Creek basin.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Tony Shaw directly at (717) 787-9637 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-1238. Filed for public inspection July 10, 2009, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Clearfield Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Clearfield Hospital has requested an exception to the requirements of 28 Pa. Code § 123.25(2) (relating to regulations for control of anesthetic explosion hazards).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1239. Filed for public inspection July 10, 2009, 9:00 a.m.]

Application of Cornerstone Ambulatory Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Cornerstone Ambulatory Surgery Center has requested an exception to the requirements of 28 Pa. Code § 569.35 (relating to general safety precautions).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1240. Filed for public inspection July 10, 2009, 9:00 a.m.]

Application of Crossroads Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Crossroads Surgery Center has requested an exception to the requirements of 28 Pa. Code § 551.21(d)(2) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1241. Filed for public inspection July 10, 2009, 9:00 a.m.]

Application of Elk Regional Health Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Elk Regional Health Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 5.2.1.1 (relating to corridors).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and

require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984(TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1242. Filed for public inspection July 10, 2009, 9:00 a.m.]

Application of Excelsa Health Latrobe Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Excelsa Health Latrobe Hospital has requested an exception to the requirements of 28 Pa. Code § 138.18 (relating to EPA).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1243. Filed for public inspection July 10, 2009, 9:00 a.m.]

Application of Excelsa Health Westmoreland Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Excelsa Health Westmoreland Hospital has requested an exception to the requirements of 28 Pa. Code § 138.18 (relating to EPA).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1244. Filed for public inspection July 10, 2009, 9:00 a.m.]

Application of Milton S. Hershey Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Milton S. Hershey Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 2.1-5.3.2.2 (relating to station outlets for oxygen, vacuum and medical air systems).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1245. Filed for public inspection July 10, 2009, 9:00 a.m.]

Application of Surgery Center of Pottsville for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Surgery Center of Pottsville has requested an

exception to the requirements of 28 Pa. Code § 551.21(d)(2) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1246. Filed for public inspection July 10, 2009, 9:00 a.m.]

Application of Valley Forge Surgical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Valley Forge Surgical Center has requested an exception to the requirements of 28 Pa. Code § 555.31 (relating to licensure).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1247. Filed for public inspection July 10, 2009, 9:00 a.m.]

Application of Westfield Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Westfield Hospital has requested an exception to the requirements of 28 Pa. Code § 105.11 (relating to access).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1248. Filed for public inspection July 10, 2009, 9:00 a.m.]

Laboratories Approved to Determine Analyses of Blood and/or Serum for Controlled Substances

The following laboratories are licensed by the Department of Health (Department) under the Clinical Laboratory Act (35 P.S. §§ 2151—2165) and/or the Federal Clinical Laboratories Improvement Act of 1967 (42 U.S.C.A. § 263a) and are currently approved by the Department under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of blood and/or serum for the determination of controlled substances. This approval is based on demonstrated proficiency in periodic tests conducted by the Department's Bureau of Laboratories. These laboratories are also approved and designated for purposes of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance) and the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to chemical test to determine amount of alcohol), as qualified to perform the types of services which will reflect the presence of controlled substances or their biotransformation products in blood and/or serum.

Depending upon their capability and performance in proficiency surveys, laboratories are approved to perform screening and/or confirmatory analyses on blood and/or serum. Laboratories approved to perform screening analyses are designated on the approval list by an "S" followed by the letters "B" for blood and/or "Se" for serum. Laboratories approved to screen both blood and serum

would therefore have "SBSe" listed after their laboratory name. Laboratories approved to offer confirmatory analyses are designated on the approval list by a "C" followed by the letters "B" for blood and/or "Se" for serum. Laboratories approved to perform confirmatory analyses on both serum and blood would therefore have "CBSe" listed after their laboratory name.

Screening analyses provide a presumptive indication that a controlled substance is present. Confirmatory testing is used to substantiate screening results.

Persons seeking forensic blood and/or serum analysis services from any of the listed laboratories should determine that the laboratory employs techniques and procedures acceptable for medicolegal purposes. They should also determine that the director of the facility is agreeable to performing analyses for forensic purposes. Persons seeking the analyses are responsible for specifying the extent to which the presence of a controlled substance is to be verified. That specification should be predicated upon the purpose for which the analysis is being sought.

The Vehicle Code contains a provision (75 Pa.C.S. § 1547(c)(3)(ii)) that permits test results on blood or urine for alcohol or controlled substances to be introduced into evidence at legal proceedings in this Commonwealth if the laboratory is located in another state and is not licensed and approved by the Department to provide these services. This section states that the test results may be admissible into evidence at summary or criminal proceedings in which the defendant is charged with a violation of section 3802 (driving under the influence of alcohol or controlled substance) if the laboratory that performed the test is licensed by the state in which the facility is located and licensed under the Federal Clinical Laboratory Improvement Amendments of 1988 (Pub. L. No. 100-578, 102 Stat. 2903). A similar provision appears in the Fish and Boat Code at 30 Pa.C.S. § 5125(c)(3)(ii).

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the Clinical Laboratory Permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the Clinical Laboratory Permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test if the name or location of the facility changed, the Clinical Laboratory Permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*. Questions regarding this list should be directed to M. Jeffery Shoemaker, Ph.D., Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Dr. Shoemaker at the previously referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

30483
AIT LABORATORIES—SBSe, CBSe
2265 EXECUTIVE DRIVE
INDIANAPOLIS, IN 46241
(317) 243-3894

00671
ALLEGHENY COUNTY MED EX DIV OF LAB—SBS_e,
CBS_e
542 FORBES AVENUE ROOM 10
COUNTY OFFICE BUILDING
PITTSBURGH, PA 15219
(412) 350-4425

24997
ATLANTIC DIAGNOSTIC LABORATORIES LLC—SBS_e,
CBS_e
3520 PROGRESS DRIVE UNIT C
BENSALEM, PA 19020
(267) 525-2470

00266
DEPT OF PATHOLOGY & LAB MED-HUP—SS_e, CS_e
3400 CIVIC CENTER BOULEVARD
PHILADELPHIA, PA 19104
(215) 662-3423

00977
DRUGSCAN INC—SBS_e, CBS_e
1119 MEARN'S RD
PO BOX 2969
WARMINSTER, PA 18974
(215) 674-9310

24655
HEALTH NETWORK LABORATORIES—SBS_e, CBS_e
2024 LEHIGH STREET
ALLENTOWN, PA 18103-4798
(610) 402-8150

20512
LABCORP OCCUPATIONAL TESTING SER—SBS_e,
CBS_e
1904 ALEXANDER DRIVE PO BOX 12652
RESEARCH TRIANGLE PARK, NC 27709
(919) 572-7465

09003
MAYO CLINIC DEPT LAB MED & PATH—SBS_e
200 FIRST STREET SW HILTON 530
ROCHESTER, MN 55905
(507) 284-3018

05574
MEDTOX LABORATORIES INC—SBS_e, CBS_e
402 WEST COUNTY ROAD D
ST PAUL, MN 55112
(651) 286-6217

00504
NATIONAL MED SVCS INC/DBA NMS LABS—SBS_e,
CBS_e
3701 WELSH ROAD
WILLOW GROVE, PA 19090
(215) 657-4900

29741
NORTHERN TIER RESEARCH—SBS_e, CBS_e
1300 OLD PLANK ROAD
MAYFIELD, PA 18433
(570) 351-6153

00520
PC LAB INC—SBS_e, CBS_e
1320 FIFTH AVENUE
PITTSBURGH, PA 15219
(412) 391-6118

01136
QUEST DIAGNOSTICS NICHOLS INSTITUTE—SBS_e,
CBS_e
14225 NEWBROOK DRIVE PO BOX 10841
CHANTILLY, VA 20153-0841
(703) 802-6900

00482
QUEST DIAGNOSTICS OF PA INC—SBS_e, CBS_e
875 GREENTREE ROAD 4 PARKWAY CENTER
PITTSBURGH, PA 15220-3610
(412) 920-7600

25461
QUEST DIAGNOSTICS VENTURE, LLC—SBS_e, CBS_e
875 GREENTREE ROAD 4 PARKWAY CENTER
PITTSBURGH, PA 15220-3610
(412) 920-7631

00151
ST JOSEPH QUALITY MEDICAL LAB—SBS_e, CBS_e
2500 BERNVILLE ROAD
READING, PA 19605-9453
(610) 378-2200

07731
WESTERN RESERVE CARE SYSTEM—SS_e, CS_e
500 GYPSY LANE
YOUNGSTOWN, OH 44501
(330) 884-3767

00018
VWHCS HOSP DBA PENNANT LABORATORY—SS_e
575 NORTH RIVER STREET
WILKES BARRE, PA 18764
(570) 829-8111

00141
YORK HOSPITAL—SS_e
1001 SOUTH GEORGE STREET
YORK, PA 17405
(717) 851-2345

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1249. Filed for public inspection July 10, 2009, 9:00 a.m.]

Laboratories Approved to Determine Blood Alcohol Content

The following laboratories are licensed by the Department of Health (Department) under the Clinical Laboratory Act (act) (35 P. S. §§ 2151—2165) and are currently approved by the Department under 28 Pa. Code §§ 5.50 and 5.103 (relating to approval to provide special analytical services; and blood tests for blood alcohol content) to perform alcohol analyses of blood and/or serum and plasma. This approval is based on demonstrated proficiency in periodic tests conducted by the Department's Bureau of Laboratories.

Since procedures for determining the alcohol content of serum and plasma are identical and results obtained from serum or plasma derived from a blood sample are the same, laboratories that demonstrate reliability in the determination of alcohol in serum are approved to analyze both serum and plasma for alcohol content. These laboratories are also approved and designated under the provisions of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine the amount of alcohol or controlled substance), and the Game and Wildlife Code, 34 Pa.C.S. § 2501 (relating to hunting or fur taking under the influence of alcohol or controlled substance) as qualified to perform the types of specialized

services which will reflect the presence of alcohol in blood and/or serum and plasma. Laboratories located outside this Commonwealth may not provide blood and/or serum and plasma alcohol testing services in this Commonwealth unless they are licensed by the Department and approved for that purpose.

Persons seeking forensic blood and/or serum and plasma analysis services from the following designated laboratories should determine that the laboratory employs techniques and procedures acceptable for forensic purposes, and that the director of the facility is agreeable to performing determinations for this purpose. The list of approved laboratories will be revised approximately semi-annually and published in the *Pennsylvania Bulletin*.

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the Clinical Laboratory Permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the Clinical Laboratory Permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test if the name or location of the facility changed, the Clinical Laboratory Permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

The Department's blood alcohol and serum/plasma alcohol proficiency testing programs are approved by the United States Department of Health and Human Services in accordance with the requirements contained in the Clinical Laboratory Improvement Amendments of 1988 (42 U.S.C. § 263a), and implementing regulations 42 CFR 493.901 and 493.937, which are administered by the Centers for Medicare and Medicaid Services. Participation in these programs may therefore be used to demonstrate acceptable performance for approval purposes under both Federal and Commonwealth statutes.

Questions regarding this list should be directed to Dr. M. Jeffery Shoemaker, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

The Commonwealth's Vehicle Code at 75 Pa.C.S. § 1547(c)(3)(ii) also permits test results on blood or urine for alcohol or controlled substances to be introduced into evidence in certain legal proceedings in Pennsylvania if the laboratory is located in another state and is not licensed and approved by the Department to provide forensic blood and/or serum and plasma analysis services. This section states that the test results will be admissible into evidence at summary or criminal proceedings in which the defendant is charged with a violation of 75 Pa.C.S. § 3802 (driving under the influence of alcohol or controlled substance) or any other violation of the Vehicle Code arising out of the same action if the laboratory that performed the test is licensed to conduct the test by the state in which the facility is located and licensed pursuant to the Clinical Laboratory Improvement Amendments of 1988 (Pub. L. No. 100-578, 102 Stat. 2903). A similar provision appears in the Fish and Boat Code at 30 Pa.C.S. § 5125(c)(3)(ii).

Persons with a disability who require an alternative format of this notice (for example: large print, audiotape, Braille) should contact Dr. Shoemaker at the previously referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

The symbols S and B indicate the following:

S = approved for serum and plasma analyses

B = approved for blood analyses

SB = approved for serum, plasma and blood analyses

00215

ABINGTON HEALTH LANSDALE HOSP—S
100 MEDICAL CAMPUS DRIVE
LANSDALE, PA 19446
(215) 368-2100

00212

ABINGTON MEMORIAL HOSPITAL—S
1200 OLD YORK ROAD
ABINGTON, PA 19001
(215) 576-2350

27180

ADVANCED TOXICOLOGY NETWORK—B
3560 AIR CENTER COVE, SUITE 101
MEMPHIS, TN 38118
(901) 794-5770

00233

ALBERT EINSTEIN MEDICAL CENTER—S
5501 OLD YORK ROAD, DEPT OF LABS
TOWER BLDG, GROUND FLOOR
PHILADELPHIA, PA 19141-3001
(215) 456-6157

00671

ALLEGHENY COUNTY MED EX DIV OF LAB—SB
542 FORBES AVENUE ROOM 10 COUNTY OFFICE
BUILDING
PITTSBURGH, PA 15219
(412) 350-4425

28233

ALLEGHENY GENERAL HOSP DEPT OF LAB MED—S
320 E NORTH AVENUE
PITTSBURGH, PA 15212
(412) 359-6886

00077

ALLEGHENY GENERAL HOSPITAL—S
1307 FEDERAL STREET
PITTSBURGH, PA 15212
(412) 359-3521

00094

ALLEGHENY GENERAL HOSPITAL SUBURBAN CAM-
PUS—S
100 SOUTH JACKSON AVENUE
BELLEVUE, PA 15202
(412) 734-6020

00100

ALLEGHENY VALLEY HOSPITAL LAB—S
1301 CARLISLE STREET
NATRONA HEIGHTS, PA 15065
(724) 224-5100

00120

ALTOONA REGIONAL HEALTH SYSM-BON SECOURS
CAMPUS—SB
2500 SEVENTH AVENUE
ALTOONA, PA 16602-2099
(814) 949-4495

00119

ALTOONA REGIONAL HEALTH SYSTEM LAB—SB
620 HOWARD AVENUE
ALTOONA, PA 16601-4899
(814) 946-2340

- 00192
ARIA HEALTH—S
380 NORTH OXFORD VALLEY ROAD
LANGHORNE, PA 19047-8304
(215) 934-5227
- 00236
ARIA HEALTH—S
FRANKFORD AVE & WAKELING STREET
PHILADELPHIA, PA 19124
(215) 831-2068
- 00341
ARIA HEALTH—S
RED LION & KNIGHTS ROADS
ATTN P FARANO MD
PHILADELPHIA, PA 19114
(215) 612-4000
- 00041
ARMSTRONG COUNTY MEMORIAL HOSP—S
1 NOLTE DRIVE
KITTANNING, PA 16201
(724) 543-8500
- 00047
ASSOCIATED CLINICAL LABORATORIES—SB
1526 PEACH STREET
ERIE, PA 16501
(814) 461-2400
- 24997
ATLANTIC DIAGNOSTIC LABORATORIES LLC—SB
3520 PROGRESS DRIVE UNIT C
BENSALEM, PA 19020
(267) 525-2470
- 00251
AYER CLINICAL LAB PENNSYLVANIA HOSPITAL—S
800 SPRUCE STREETS
PHILADELPHIA, PA 19107
(215) 829-3541
- 00320
BARNES KASSON HOSPITAL LAB—S
400 TURNPIKE STREET
SUSQUEHANNA, PA 18847
(570) 853-5059
- 00001
BERWICK HOSPITAL LABORATORY—S
701 EAST 16TH STREET
BERWICK, PA 18603
(570) 759-5110
- 00002
BLOOMSBURG HOSPITAL—S
549 E FAIR STREET
BLOOMSBURG, PA 17815
(570) 387-2124
- 00033
BRADFORD REGIONAL MEDICAL CENTER—B
116-156 INTERSTATE PKWY
BRADFORD, PA 16701-0218
(814) 362-8247
- 00296
BRANDYWINE HOSPITAL—S
201 REECEVILLE ROAD
COATESVILLE, PA 19320
(610) 383-8000
- 00053
BROOKVILLE HOSPITAL—S
100 HOSPITAL ROAD
BROOKVILLE, PA 15825
(814) 849-2312
- 00301
BUTLER MEMORIAL HOSPITAL—S
911 EAST BRADY STREET
BUTLER, PA 16001
(724) 284-4510
- 00107
CANONSBURG GENERAL HOSPITAL—S
100 MEDICAL BOULEVARD
CANONSBURG, PA 15317
(724) 745-3916
- 00131
CARLISLE REGIONAL MEDICAL CENTER—S
361 ALEXANDER SPRING ROAD
CARLISLE, PA 17015-9129
(717) 249-1212
- 00132
CHAMBERSBURG HOSPITAL DEPT OF PATHOL-
OGY—S
112 NORTH SEVENTH STREET
CHAMBERSBURG, PA 17201
(717) 267-7153
- 00310
CHARLES COLE MEMORIAL HOSPITAL—S
1001 EAST SECOND STREET
COUDERSPORT, PA 16915
(814) 274-5510
- 00198
CHESTER COUNTY HOSPITAL—S
701 E MARSHALL ST
WEST CHESTER, PA 19380
(610) 431-5182
- 00227
CHESTNUT HILL HOSPITAL—S
8835 GERMANTOWN AVENUE DEPT OF PATHOLOGY
PHILADELPHIA, PA 19118
(215) 248-8630
- 00228
CHILDRENS HOSP OF PHILADELPHIA—S
ONE CHILDRENS CENTER 34TH & CIVIC
PHILADELPHIA, PA 19104
(215) 590-4446
- 00329
CLARION HOSPITAL—S
1 HOSPITAL DRIVE
CLARION, PA 16214
(814) 226-9500
- 00026
CLEARFIELD HOSPITAL—S
809 TURNPIKE AVENUE PO BOX 992
CLEARFIELD, PA 16830
(814) 768-2280
- 00005
COMMUNITY MEDICAL CENTER—S
1800 MULBERRY STREET
SCRANTON, PA 18510
(570) 969-8000
- 00125
CONEMAUGH VALLEY MEMORIAL HOSP—SB
LABORATORY DEPT 1086 FRANKLIN STREET
JOHNSTOWN, PA 15905
(814) 534-9000
- 00326
CORY MEMORIAL HOSPITAL—S
612 WEST SMITH STREET
CORY, PA 16407
(814) 664-4641

- 00201
CROZER CHESTER MED CENTER—S
1 MEDICAL CENTER BOULEVARD
UPLAND, PA 19013
(610) 447-2000
- 00209
CROZER-CHESTER MED CTR-SPRINGFLD—S
190 WEST SPROUL ROAD
SPRINGFIELD, PA 19064
(610) 447-2000
- 00204
DELAWARE COUNTY MEMORIAL HOSP—S
501 NORTH LANSDOWNE AVENUE
DREXEL HILL, PA 19026-1186
(610) 284-8100
- 00266
DEPT OF PATHOLOGY & LAB MED-HUP—SB
3400 CIVIC CENTER BOULEVARD
PHILADELPHIA, PA 19104
(215) 662-3423
- 00194
DOYLESTOWN HOSPITAL—S
595 WEST STATE STREET
DOYLESTOWN, PA 18901
(215) 345-2250
- 00977
DRUGSCAN INC—B
1119 MEARN'S RD
PO BOX 2969
WARMINSTER, PA 18974
(215) 674-9310
- 00027
DUBOIS REG MED CTR-WEST UNIT—S
100 HOSPITAL AVE
DUBOIS, PA 15801
(814) 371-2200
- 00175
EASTON HOSPITAL—S
250 SOUTH 21ST ST
EASTON, PA 18042-3892
(610) 250-4140
- 00332
ELLWOOD CITY HOSPITAL—S
724 PERSHING ST
ELLWOOD CITY, PA 16117
(724) 752-0081
- 00164
EPHRATA COMMUNITY HOSPITAL—S
169 MARTIN AVE PO BOX 1002
EPHRATA, PA 17522
(717) 733-0311
- 00032
ERHC ST MARYS LABORATORY—B
763 JOHNSONBURG RD
SAINT MARYS, PA 15857
(814) 788-8525
- 00181
EVANGELICAL COMMUNITY HOSPITAL—S
1 HOSPITAL DRIVE
LEWISBURG, PA 17837
(570) 522-2510
- 00115
FRICK HOSPITAL—S
508 SOUTH CHURCH STREET
MOUNT PLEASANT, PA 15666
(724) 547-1500
- 00330
FULTON COUNTY MEDICAL CENTER—S
214 PEACH ORCHARD ROAD
MCCONNELLSBURG, PA 17233
(717) 485-6143
- 00173
GEISINGER MEDICAL LABORATORIES—SB
N ACADEMY ROAD
DANVILLE, PA 17822
(570) 271-6338
- 00017
GEISINGER SOUTH WILKES-BARRE HOSPITAL—S
25 CHURCH STREET
WILKES-BARRE, PA 18765
(570) 826-3100
- 00019
GEISINGER WYOMING VALLEY MED CTR—S
1000 E MOUNTAIN DRIVE
WILKES-BARRE, PA 18711
(570) 826-7830
- 00237
GERMANTOWN COMM HLTH WILLOW TERR—S
ONE PENN BOULEVARD
PHILADELPHIA, PA 19144
(215) 456-6157
- 00122
GETTYSBURG HOSPITAL—SB
147 GETTYS STREET
GETTYSBURG, PA 17325
(717) 334-2121
- 00152
GNADEN HUETTEN MEMORIAL HOSP—SB
211 NORTH 12TH STREET
LEHIGHTON, PA 18235
(610) 377-7083
- 00299
GOOD SAMARITAN HOSPITAL—B
4TH & WALNUT STS PO BOX 1281
LEBANON, PA 17042-1218
(717) 270-7500
- 00196
GRAND VIEW HOSPITAL—S
700 LAWN AVE
SELLERSVILLE, PA 18960
(215) 453-4528
- 00061
GROVE CITY MEDICAL CENTER—SB
631 NORTH BROAD STREET EXT
GROVE CITY, PA 16127
(724) 450-7125
- 00654
GUTHRIE CLINIC LABORATORIES—S
ONE GUTHRIE SQUARE
SAYRE, PA 18840
(570) 882-4160
- 00239
HAHNEMANN UNIVERSITY HOSPITAL—S
BROAD & VINE STS MS 113
PHILADELPHIA, PA 19102
(215) 762-1783
- 00046
HAMOT MEDICAL CENTER—S
201 STATE STREET
ERIE, PA 16550
(814) 877-3131

00139
HANOVER HOSPITAL LABORATORY—S
300 HIGHLAND AVE
HANOVER, PA 17331
(717) 637-3711

00155
HARRISBURG HOSPITAL LABORATORY—SB
MEDICAL SCIENCES BUILDING 100 2ND STREET
HARRISBURG, PA 17105
(570) 782-2832

00010
HAZLETON GENERAL HOSPITAL—S
700 EAST BROAD
HAZLETON, PA 18201
(570) 501-4152

00169
HEALTH NETWORK LABORATORIES—S
1627 WEST CHEW STREET
ALLENTOWN, PA 18102
(610) 402-2236

00549
HEALTH NETWORK LABORATORIES—S
1200 SOUTH CEDAR CREST BLVD
ALLENTOWN, PA 18103
(610) 402-8150

00600
HEALTH NETWORK LABORATORIES—S
2545 SCHOENERSVILLE ROAD
BETHLEHEM, PA 18017-7384
(484) 884-2259

24655
HEALTH NETWORK LABORATORIES—SB
2024 LEHIGH STREET
ALLENTOWN, PA 18103-4798
(610) 402-8150

00166
HEART OF LANCASTER REGIONAL MEDICAL CENTER—S
1500 HIGHLANDS DRIVE
LITITZ, PA 17543
(717) 625-5605

00103
HIGHLANDS HOSPITAL—S
401 EAST MURPHY AVENUE
CONNELLSVILLE, PA 15425
(724) 628-1500

00130
HOLY SPIRIT HOSPITAL—S
503 N 21ST STREET
CAMP HILL, PA 17011-2288
(717) 763-2206

00052
INDIANA REGIONAL MEDICAL CENTER—S
HOSPITAL ROAD PO BOX 788
INDIANA, PA 15701-0788
(724) 357-7167

00135
J C BLAIR MEMORIAL HOSPITAL—S
1225 WARM SPRINGS AVENUE
HUNTINGDON, PA 16652
(814) 643-8645

00054
JAMESON MEMORIAL HOSPITAL—S
1211 WILMINGTON AVENUE
NEW CASTLE, PA 16105
(724) 656-4080

00240
JEANES HOSPITAL—S
7600 CENTRAL AVE
PHILADELPHIA, PA 19111
(215) 728-2347

00038
JEFFERSON REGIONAL MED CTR—S
PO BOX 18119, 565 COAL VALLEY ROAD
PITTSBURGH, PA 15236
(412) 469-5723

00200
JENNERSVILLE REGIONAL HOSPITAL—S
1015 WEST BALTIMORE PIKE
WEST GROVE, PA 19390
(610) 869-1080

00034
KANE COMMUNITY HOSPITAL—B
NORTH FRALEY STREET
KANE, PA 16735
(814) 837-4575

00532
KENSINGTON HOSPITAL—S
136 WEST DIAMOND STREET
PHILADELPHIA, PA 19122
(215) 426-8100

01088
LABCORP OF AMERICA HOLDINGS—SB
69 FIRST AVENUE PO BOX 500
RARITAN, NJ 08869
(908) 526-2400

00165
LANCASTER GENERAL HOSPITAL—S
555 N DUKE STREET PO BOX 3555
LANCASTER, PA 17604
(717) 544-5989

00167
LANCASTER REGIONAL MED CENTER—S
250 COLLEGE AVENUE PO BOX 3434
LANCASTER, PA 17604
(717) 291-8022

00114
LATROBE AREA HOSPITAL—S
ONE MELLON WAY
LATROBE, PA 15650
(724) 537-1550

00138
LEWISTOWN HOSPITAL—B
400 HIGHLAND AVENUE
LEWISTOWN, PA 17044
(717) 248-5411

00030
LOCK HAVEN HOSPITAL—B
24 CREE DRIVE
LOCK HAVEN, PA 17745
(570) 893-5000

00193
LOWER BUCKS HOSPITAL LABORATORY—S
501 BATH ROAD
BRISTOL, PA 19007
(215) 785-9300

00242
MAIN LINE CLIN LABS LANKENAU CP—S
100 EAST LANCASTER AVENUE
WYNNEWOOD, PA 19096
(610) 645-2615

00213
MAIN LINE HEALTH LAB-BRYN MAWR—S
130 S BRYN MAWR AVENUE
BRYN MAWR, PA 19010
(610) 526-3554

00199
MAIN LINE HEALTH LABS-PAOLI—S
255 WEST LANCASTER AVENUE
PAOLI, PA 19301
(610) 648-1000

00004
MARIAN COMMUNITY HOSPITAL—S
100 LINCOLN AVENUE
CARBONDALE, PA 18407
(717) 281-1042

09003
MAYO CLINIC DEPT LAB MED & PATH—SB
200 FIRST STREET SW HILTON 530
ROCHESTER, MN 55905
(507) 284-3018

00049
MEADVILLE MED CTR-LIBERTY ST—S
751 LIBERTY STREET
MEADVILLE, PA 16335
(814) 336-5000

05574
MEDTOX LABORATORIES INC—SB
402 WEST COUNTY ROAD D
ST PAUL, MN 55112
(651) 286-6217

00140
MEMORIAL HOSPITAL CLINICAL LAB—S
325 S BELMONT STREET PO BOX 15118
YORK, PA 17403
(717) 843-8623

00023
MEMORIAL HOSPITAL LAB—SB
1 HOSPITAL DRIVE
TOWANDA, PA 18848
(570) 265-2191

00203
MERCY FITZGERALD HOSPITAL—S
1500 LANSDOWNE AVENUE
DARBY, PA 19023
(610) 237-4262

00247
MERCY HEALTH LAB/MHOP—S
501 S 54TH STREET
PHILADELPHIA, PA 19143
(215) 748-9181

00219
MERCY HEALTH LAB/MSH—S
2701 DEKALB PIKE
NORRISTOWN, PA 19401
(610) 278-2090

00336
MERCY HEALTH PARTNERS—S
746 JEFFERSON AVENUE
SCRANTON, PA 18510
(570) 348-7100

28436
METHODIST DIV TJUH CLINICAL LAB—S
2301 SOUTH BROAD STREET
PHILADELPHIA, PA 19148
(215) 952-9057

00231
MEYERSDALE COMMUNITY HOSPITAL—S
200 HOSPITAL DR
MEYERSDALE, PA 15552
(814) 634-5911

00269
MIDVALLEY HOSPITAL—S
1400 MAIN STREET
PECKVILLE, PA 18452
(570) 383-5520

00128
MINERS MEDICAL CENTER—S
290 HAIDA AVENUE PO BOX 689
HASTINGS, PA 16646
(814) 247-3100

00108
MONONGAHELA VALLEY HOSPITAL INC—S
1163 COUNTRY CLUB ROAD
MONONGAHELA, PA 15063
(724) 258-1021

00217
MONTGOMERY HOSPITAL LAB—S
POWELL & FORNANCE STS
NORRISTOWN, PA 19401
(610) 270-2173

00007
MOSES TAYLOR HOSPITAL—S
700 QUINCY AVENUE
SCRANTON, PA 18510
(570) 340-2100

00214
MOSS REHAB EINSTEIN AT ELKINS PARK—S
60 EAST TOWNSHIP LINE ROAD
ATTN: LABORATORY
ELKINS PARK, PA 19027
(215) 456-6150

00025
MOUNT NITTANY MEDICAL CENTER—B
1800 EAST PARK AVENUE
STATE COLLEGE, PA 16803
(814) 234-6117

00035
MUNCY VALLEY HOSPITAL—S
215 EAST WATER ST
MUNCY, PA 17756
(570) 546-8282

00304
NASON HOSPITAL—S
105 NASON DRIVE
ROARING SPRING, PA 16673
(814) 224-2141

00504
NATIONAL MED SVCS INC/DBA NMS LABS—SB
3701 WELSH ROAD
WILLOW GROVE, PA 19090
(215) 657-4900

00248
NAZARETH HOSPITAL—S
2601 HOLME AVE
PHILADELPHIA, PA 19152
(215) 335-6245

29741
NORTHERN TIER RESEARCH—SB
1300 OLD PLANK ROAD
MAYFIELD, PA 18433
(570) 351-6153

00099
OHIO VALLEY GENERAL HOSPITAL—S
25 HECKEL RD
MCKEES ROCKS, PA 15136
(412) 777-6161

00334
PALMERTON HOSPITAL—SB
135 LAFAYETTE AVENUE
PALMERTON, PA 18071
(610) 826-1100

00520
PC LAB INC—SB
1320 FIFTH AVENUE
PITTSBURGH, PA 15219
(412) 391-6118

00258
PENN PRESBYTERIAN MEDICAL CENTER—S
51 NORTH 39TH ST DEPT OF PATH & LAB
WRIGHT SAUNDERS BLDG 5TH FL RM 530
PHILADELPHIA, PA 19104-2640
(215) 662-3435

00316
PENN STATE MILTON S HERSHEY MED CTR—S
500 UNIVERSITY DRIVE
DEPT OF PATHOLOGY & LAB MEDICINE
HERSHEY, PA 17033
(717) 531-8353

22533
PENNSYLVANIA DEPT OF HEALTH—SB
110 PICKERING WAY
EXTON, PA 19341
(610) 280-3464

00197
PHOENIXVILLE HOSPITAL LABORATORY—S
140 NUTT ROAD DEPT OF PATHOLOGY
PHOENIXVILLE, PA 19460-0809
(610) 983-1612

00157
PINNACLEHLTH/COMM GEN OSTEO HOSP—S
4300 LONDONDERRY RD PO BOX 3000
HARRISBURG, PA 17109
(717) 657-7214

00022
POCONO MEDICAL CENTER LAB—SB
206 EAST BROWN STREET
EAST STROUDSBURG, PA 18301
(570) 476-3544

00221
POTTSTOWN HOSPITAL COMPANY, LLC—S
1600 EAST HIGH STREET
POTTSTOWN, PA 19464
(610) 327-7000

00300
PUNXSUTAWNEY AREA HOSPITAL—S
81 HILLCREST DRIVE
PUNXSUTAWNEY, PA 15767
(814) 938-1800

22715
QUEST DIAGNOSTICS—SB
10101 RENNER BOULEVARD
LENEXA, KS 66219-9752
(913) 888-1770

00315
QUEST DIAGNOSTICS CLINICAL LABS INC—SB
900 BUSINESS CENTER DRIVE
HORSHAM, PA 19044
(215) 957-9300

27461
QUEST DIAGNOSTICS INC—SB
400 EGYPT ROAD
NORRISTOWN, PA 19403
(610) 631-4219

01136
QUEST DIAGNOSTICS NICHOLS INSTITUTE—SB
14225 NEWBROOK DRIVE PO BOX 10841
CHANTILLY, VA 20153-0841
(703) 802-6900

00482
QUEST DIAGNOSTICS OF PA INC—SB
875 GREENTREE ROAD 4 PARKWAY CENTER
PITTSBURGH, PA 15220-3610
(412) 920-7600

25461
QUEST DIAGNOSTICS VENTURE LLC—SB
875 GREENTREE ROAD 4 PARKWAY CENTER
PITTSBURGH, PA 15220-3610
(412) 920-7631

00150
READING HOSPITAL & MED CTR—S
6TH AND SPRUCE STREETS
WEST READING, PA 19611
(610) 988-8080

00206
RIDDLE MEMORIAL HOSPITAL—S
1068 W BALTIMORE PIKE
MEDIA, PA 19063
(610) 891-3339

00243
ROXBOROUGH MEMORIAL HOSPITAL—S
5800 RIDGE AVE
PHILADELPHIA, PA 19128
(215) 487-4394

00171
SACRED HEART HOSPITAL—S
4TH & CHEW STS
ATTN LAB DEPARTMENT
ALLENTOWN, PA 18102
(610) 776-4727

00087
SAINT CLAIR MEMORIAL HOSPITAL—S
1000 BOWER HILL RD
PITTSBURGH, PA 15243
(412) 561-4900

00174
SAINT LUKES HOSPITAL—S
801 OSTRUM STREET
BETHLEHEM, PA 18015
(610) 954-4558

00328
SAINT MARY MEDICAL CENTER—S
LANGHORNE-NEWTOWN RD
LANGHORNE, PA 19047
(215) 710-2162

00048
SAINT VINCENT HEALTH CENTER—S
232 WEST 25TH STREET
ERIE, PA 16544
(814) 452-5383

- 00182
SCHUYLKILL MC E NORWEGIAN ST—S
700 EAST NORWEGIAN STREET
POTTSVILLE, PA 17901
(570) 621-4032
- 00183
SCHUYLKILL MC S JACKSON ST—SB
420 SOUTH JACKSON STREET
POTTSVILLE, PA 17901
(570) 621-5262
- 00064
SHARON REGIONAL HEALTH SYSTEM—SB
740 EAST STATE STREET
SHARON, PA 16146
(724) 983-3911
- 00039
SOLDIERS & SAILORS MEM HOSP—S
CENTRAL AVENUE
WELLSBORO, PA 16901
(570) 723-0133
- 00297
SOMERSET HOSPITAL CENTER FOR HEALTH—B
225 S CENTER AVENUE
SOMERSET, PA 15501
(814) 443-5000
- 00105
SOUTHWEST REGIONAL MEDICAL CENTER—S
350 BONAR AVENUE
WAYNESBURG, PA 15370
(724) 627-2608
- 22376
SPECIALTY LABORATORIES INC—S
27027 TOURNEY ROAD
VALENCIA, CA 91355
(661) 799-6543
- 00361
ST CATHERINE MED CTR-FOUNTAIN SPRINGS—S
101 BROAD STREET
ASHLAND, PA 17921
(570) 875-5988
- 00260
ST CHRISTOPHERS HOSP FOR CHILDREN—S
ERIE AVENUE AT FRONT STREET
PHILADELPHIA, PA 19134
(215) 427-4207
- 00151
ST JOSEPH QUALITY MEDICAL LAB—SB
2500 BERNVILLE ROAD
READING, PA 19605-9453
(610) 378-2200
- 00261
ST JOSEPH'S HOSPITAL-DIV NPHS—S
16TH ST & GIRARD AVENUE
PHILADELPHIA, PA 19130
(215) 787-9000
- 00318
ST LUKES HOSP ALLENTOWN CAMPUS—S
1736 HAMILTON STREET
ALLENTOWN, PA 18104
(610) 770-8300
- 00180
ST LUKES MINERS MEMORIAL HOSPITAL—S
360 WEST RUDDLE STREET PO BOX 67
COALDALE, PA 18218
(570) 645-2131
- 00195
ST LUKES QUAKERTOWN HOSPITAL—S
1021 PARK AVENUE
QUAKERTOWN, PA 18951
(215) 538-4681
- 00207
TAYLOR HOSPITAL DIV OF CCMC—S
175 EAST CHESTER PIKE
RIDLEY PARK, PA 19078
(610) 595-6450
- 00249
TEMPLE EAST INC NE—S
2301 EAST ALLEGHENY AVENUE
PHILADELPHIA, PA 19134
(215) 707-4353
- 00235
TEMPLE UNIV HOSPITAL EPISCOPAL CAMPUS—S
100 EAST LEHIGH AVENUE
PHILADELPHIA, PA 19125-1098
(215) 707-0977
- 00265
TEMPLE UNIVERSITY HOSPITAL—S
3401 N BROAD ST
PHILADELPHIA, PA 19140
(215) 707-4353
- 00205
THE MEDICAL CENTER BEAVER PA—SB
1000 DUTCH RIDGE ROAD
BEAVER, PA 15009-9700
(724) 728-7000
- 00104
THE UNIONTOWN HOSPITAL LABORATORY—S
500 WEST BERKELEY STREET
UNIONTOWN, PA 15401
(724) 430-5143
- 00085
THE WESTERN PA HOSP-FORBES REGIONAL CAM-
PUS—S
2570 HAYMAKER ROAD
MONROEVILLE, PA 15146
(412) 858-2560
- 00241
THOMAS JEFFERSON UNIVERSITY HOSP—S
125 SOUTH 11TH STREET 401 PAVILION
PHILADELPHIA, PA 19107
(215) 955-1644
- 00051
TITUSVILLE AREA HOSPITAL—S
406 WEST OAK STREET
TITUSVILLE, PA 16354
(814) 827-1851
- 00313
TYLER MEMORIAL HOSPITAL—S
880 SR 6 W
TUNKHANNOCK, PA 18657-6149
(570) 836-4705
- 00124
TYRONE HOSPITAL—S
CLAY AVENUE EXTENSION
TYRONE, PA 16686
(814) 684-0484
- 00121
UPMC BEDFORD MEMORIAL—SB
10455 LINCOLN HIGHWAY
EVERETT, PA 15537
(814) 623-3506

00096
UPMC BRADDOCK—S
400 HOLLAND AVENUE
BRADDOCK, PA 15104
(412) 636-5291

00059
UPMC HORIZON GREENVILLE—SB
110 NORTH MAIN STREET
GREENVILLE, PA 16125
(724) 588-2100

00057
UPMC HORIZON SHENANGO—SB
2200 MEMORIAL DRIVE
FARRELL, PA 16121
(724) 981-3500

00098
UPMC MCKEESPORT LABORATORY—S
1500 FIFTH AVENUE
MCKEESPORT, PA 15132
(412) 664-2233

00082
UPMC MERCY DEPT OF LAB MEDICINE—S
1400 LOCUST STREET
PITTSBURGH, PA 15219
(412) 232-7831

00084
UPMC PASSAVANT—S
9100 BABCOCK BLVD
PITTSBURGH, PA 15237
(412) 367-6700

05784
UPMC PASSAVANT LABORATORY CRANBERRY—S
ONE ST FRANCIS WAY
CRANBERRY TOWNSHIP, PA 16066
(724) 772-5370

00083
UPMC PRESBYTERIAN SHADYSIDE CP PUH—S
ROOM 5929 MAIN TOWER CHP
200 LOTHROP STREET
PITTSBURGH, PA 15213-2582
(412) 648-6000

00091
UPMC SAINT MARGARET HOSPITAL—S
815 FREEPORT ROAD
PITTSBURGH, PA 15215
(412) 784-4000

00092
UPMC SHADYSIDE—S
5230 CENTRE AVENUE GROUND FLOOR WEST WING
PITTSBURGH, PA 15232
(412) 623-5950

00093
UPMC SOUTH SIDE—S
2000 MARY STREET
PITTSBURGH, PA 15203
(412) 488-5731

00101
VALLEY MED FAC HER VLY SEWICKLEY—S
BLACKBURN RD & FITCH DRIVE
SEWICKLEY, PA 15143
(412) 741-6600

00066
WARREN GENERAL HOSPITAL—S
2 W CRESCENT PARK
WARREN, PA 16365
(814) 723-3860

00111
WASHINGTON HOSPITAL—S
155 WILSON AVE
WASHINGTON, PA 15301
(724) 223-3136

00298
WAYNE MEMORIAL HOSPITAL—S
601 PARK STREET
HONESDALE, PA 18431
(570) 253-1300

00133
WAYNESBORO HOSPITAL—S
501 E MAIN STREET
WAYNESBORO, PA 17268
(717) 765-3403

00095
WESTERN PENNSYLVANIA HOSPITAL—S
4800 FRIENDSHIP AVE
PITTSBURGH, PA 15224
(412) 578-5779

07731
WESTERN RESERVE CARE SYSTEM—S
500 GYPSY LANE
YOUNGSTOWN, OH 44501
(330) 884-3767

30245
WESTFIELD HOSPITAL LABORATORY—S
4815 W TILGHMAN STREET
ALLENTOWN, PA 18104
(610) 776-1603

00113
WESTMORELAND HOSP AT JEANNETTE—S
600 JEFFERSON AVENUE
JEANNETTE, PA 15644
(724) 832-4371

00112
WESTMORELAND REGIONAL HOSPITAL—S
532 W PITTSBURGH STREET
GREENSBURG, PA 15601
(724) 832-4365

00037
WILLIAMSPORT HOSP & MED CENTER—SB
777 RURAL AVENUE
WILLIAMSPORT, PA 17701-3198
(570) 321-2300

00106
WINDBER HOSPITAL—B
600 SOMERSET AVE
WINDBER, PA 15963
(814) 467-6611

00018
WVHCS HOSP DBA PENNANT LABORATORY—SB
575 NORTH RIVER STREET
WILKES-BARRE, PA 18764
(570) 829-8111

25064
WVU HOSPITAL CLINICAL LABS—S
1 MEDICAL CENTER DR PO BOX 8009
MORGANTOWN, WV 26506-8009
(304) 598-4241

00141
 YORK HOSPITAL—S
 1001 SOUTH GEORGE STREET
 YORK, PA 17405
 (717) 851-2345

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1250. Filed for public inspection July 10, 2009, 9:00 a.m.]

Laboratories Approved to Determine Urine Controlled Substances

The following laboratories are licensed by the Department of Health (Department) under the Clinical Laboratory Act (35 P.S. §§ 2151—2165) and are currently approved by the Department under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of urine for the determination of controlled substances or their biotransformation products.

This approval is based on demonstrated proficiency in periodic tests conducted by the Department's Bureau of Laboratories. These laboratories are also approved and designated for purposes of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance), and the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to chemical test to determine amount of alcohol), as qualified to perform the types of services which will reflect the presence of controlled substances or their biotransformation products in urine.

Depending upon their capability and performance in proficiency surveys, laboratories are approved to perform screening and/or confirmatory urine drug analyses. Laboratories approved to perform screening tests only are designated on the approval list by an "S" after the laboratory's name. Laboratories approved to perform confirmatory testing only are designated by a "C" following the laboratory's name. Those approved to perform both screening and confirmatory analyses are designated by the letters "SC." Screening analyses provide a presumptive indication that a controlled substance is present. Confirmatory testing is used to substantiate screening results.

Persons seeking forensic urine drug analysis services from any of the listed laboratories should determine that the laboratory employs techniques and procedures acceptable for the purpose. They should also determine that the director of the facility is agreeable to performing analyses for that purpose. Persons seeking the analyses are responsible for specifying the extent to which the presence of a controlled substance is to be verified. That specification should be predicated upon the purpose for which the analysis is being sought. The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*.

The Commonwealth's Vehicle Code contains a provision (75 Pa.C.S. § 1547(c)(3)(ii)) that permits test results on blood or urine for alcohol or controlled substances to be introduced into evidence at legal proceedings in Pennsylvania if the laboratory is located in another state and is

not licensed and approved by the Department to provide these services. This section states that the test results may be admissible into evidence at summary or criminal proceedings in which the defendant is charged with a violation of section 3802 (relating to driving under the influence of alcohol or controlled substance) or any other violation of that title arising out of the same action if the laboratory that performed the test is licensed by the state in which the facility is located and licensed pursuant to the federal Clinical Laboratory Improvement Amendments of 1988 (Pub. L. No. 100-5768, 102 Stat. 2903). A similar provision appears in the Fish and Boat Code at 30 Pa.C.S. § 5125(c)(3)(ii).

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the Clinical Laboratory Permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the Clinical Laboratory Permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test if the name or location of the facility changed, the Clinical Laboratory Permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

Questions regarding this list should be directed to M. Jeffery Shoemaker, Ph.D., Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Dr. Shoemaker at the previously referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

00215
 ABINGTON HEALTH LANSDALE HOSP—S
 100 MEDICAL CAMPUS DRIVE
 LANSDALE, PA 19446
 (215) 368-2100

00212
 ABINGTON MEMORIAL HOSPITAL—S
 1200 OLD YORK ROAD
 ABINGTON, PA 19001
 (215) 576-2350

27908
 ACM MEDICAL LABORATORY—SC
 160 ELMGROVE PARK
 ROCHESTER, NY 14624
 (716) 429-2264

27180
 ADVANCED TOXICOLOGY NETWORK—SC
 3560 AIR CENTER COVE, SUITE 101
 MEMPHIS, TN 38118
 (901) 794-5770

30483
 AIT LABORATORIES—SC
 2265 EXECUTIVE DRIVE
 INDIANAPOLIS, IN 46241
 (317) 243-3894

- 00233
ALBERT EINSTEIN MEDICAL CENTER—S
5501 OLD YORK ROAD, DEPT OF LABS
TOWER BLDG, GROUND FLOOR
PHILADELPHIA, PA 19141-3001
(215) 456-6157
- 00116
ALLE KISKI MED CNTR NEW KENSINGTON—S
651 FOURTH AVENUE
NEW KENSINGTON, PA 15068
(724) 226-7089
- 00671
ALLEGHENY COUNTY MED EX DIV OF LAB—SC
542 FORBES AVENUE ROOM 10
COUNTY OFFICE BUILDING
PITTSBURGH, PA 15219
(412) 350-4425
- 28233
ALLEGHENY GENERAL HOSP DEPT OF LAB MED—S
320 E NORTH AVENUE
PITTSBURGH, PA 15212
(412) 359-6886
- 00077
ALLEGHENY GENERAL HOSPITAL—S
1307 FEDERAL STREET
PITTSBURGH, PA 15212
(412) 359-3521
- 00094
ALLEGHENY GENERAL HOSPITAL SUBURBAN
CAMPUS—S
100 SOUTH JACKSON AVENUE
BELLEVUE, PA 15202
(412) 734-6020
- 00100
ALLEGHENY VALLEY HOSPITAL LAB—S
1301 CARLISLE STREET
NATRONA HEIGHTS, PA 15065
(724) 224-5100
- 00120
ALTOONA REGIONAL HEALTH SYSM-BON SECOURS
CAMPUS—S
2500 SEVENTH AVENUE
ALTOONA, PA 16602-2099
(814) 949-4495
- 00119
ALTOONA REGIONAL HEALTH SYSTEM LAB—S
620 HOWARD AVENUE
ALTOONA, PA 16601-4899
(814) 946-2340
- 30223
AMERITOX LTD—SC
9930 WEST HWY 80
MIDLAND, TX 79706
(432) 561-5091
- 26620
AMMON ANALYTICAL LABORATORY—SC
1622 SOUTH WOOD AVENUE
LINDEN, NJ 07036
(908) 862-4404
- 00192
ARIA HEALTH—S
380 NORTH OXFORD VALLEY ROAD
LANGHORNE, PA 19047-8304
(215) 934-5227
- 00236
ARIA HEALTH—S
FRANKFORD AVE & WAKELING STREET
PHILADELPHIA, PA 19124
(215) 831-2068
- 00341
ARIA HEALTH—S
RED LION & KNIGHTS ROADS ATTN P FARANO MD
PHILADELPHIA, PA 19114
(215) 612-4000
- 00047
ASSOCIATED CLINICAL LABORATORIES—S
1526 PEACH STREET
ERIE, PA 16501
(814) 461-2400
- 00363
ATLANTIC DIAGNOSTIC LABORATORIES INC—S
1570 GARRETT ROAD
UPPER DARBY, PA 19082
(610) 626-2112
- 24997
ATLANTIC DIAGNOSTIC LABORATORIES LLC—SC
3520 PROGRESS DRIVE UNIT C
BENSALEM, PA 19020
(267) 525-2470
- 00251
AYER CLINICAL LAB PENNSYLVANIA HOSPITAL—S
800 SPRUCE STREETS
PHILADELPHIA, PA 19107
(215) 829-3541
- 00320
BARNES KASSON HOSPITAL LAB—S
400 TURNPIKE STREET
SUSQUEHANNA, PA 18847
(570) 853-5059
- 21553
BENDINER & SCHLESINGER INC—SC
140 58TH STREET SUITE 8D
BROOKLYN, NY 11220
(212) 254-2300
- 00001
BERWICK HOSPITAL LABORATORY—S
701 EAST 16TH STREET
BERWICK, PA 18603
(570) 759-5110
- 27615
BIOLOGICAL SPECIALTY CORPORATION—S
2165 NORTH LINE STREET
COLMAR, PA 18915
(215) 997-8771
- 27616
BIOLOGICAL SPECIALTY CORPORATION—S
1236 NEW RODGERS RD #851
BRISTOL, PA 19007
(215) 826-9282
- 27617
BIOLOGICAL SPECIALTY CORPORATION—S
22 SOUTH 4TH STREET
READING, PA 19602
(610) 375-9862
- 22757
BIOREFERENCE LABORATORIES INC—SC
481B EDWARD H ROSS DRIVE
ELMWOOD PARK, NJ 07407
(201) 791-3600

- 00002
BLOOMSBURG HOSPITAL—S
549 E FAIR STREET
BLOOMSBURG, PA 17815
(570) 387-2124
- 00033
BRADFORD REGIONAL MEDICAL CENTER—S
116-156 INTERSTATE PKWY
BRADFORD, PA 16701-0218
(814) 362-8247
- 00296
BRANDYWINE HOSPITAL—S
201 REECEVILLE ROAD
COATESVILLE, PA 19320
(610) 383-8000
- 00472
BROOKSIDE CLINICAL LAB INC—S
4000 EDMONT AVENUE
BROOKHAVEN, PA 19015
(610) 872-6466
- 00301
BUTLER MEMORIAL HOSPITAL—S
911 EAST BRADY STREET
BUTLER, PA 16001
(724) 284-4510
- 29116
CALLOWAY LABORATORIES INC—SC
34 COMMERCE WAY
WOBURN, MA 01801
(781) 224-9899
- 00107
CANONSBURG GENERAL HOSPITAL—S
100 MEDICAL BOULEVARD
CANONSBURG, PA 15317
(724) 745-3916
- 00131
CARLISLE REGIONAL MEDICAL CENTER—S
361 ALEXANDER SPRING ROAD
CARLISLE, PA 17015-9129
(717) 249-1212
- 00751
CEDAR CREST EMERGICENTER—S
1101 SOUTH CEDAR CREST BOULEVARD
ALLENTOWN, PA 18103
(610) 433-4260
- 22388
CENTER FOR DISEASE DETECTION—SC
3370 NACOGDOCHES ROAD SUITE 100
SAN ANTONIO, TX 78217
(210) 590-3033
- 00132
CHAMBERSBURG HOSPITAL DEPT OF
PATHOLOGY—S
112 NORTH SEVENTH STREET
CHAMBERSBURG, PA 17201
(717) 267-7153
- 00310
CHARLES COLE MEMORIAL HOSPITAL—S
1001 EAST SECOND STREET
COUDERSPORT, PA 16915
(814) 274-5510
- 00198
CHESTER COUNTY HOSPITAL—S
701 E MARSHALL ST
WEST CHESTER, PA 19380
(610) 431-5182
- 00227
CHESTNUT HILL HOSPITAL—S
8835 GERMANTOWN AVENUE DEPT OF PATHOLOGY
PHILADELPHIA, PA 19118
(215) 248-8630
- 00228
CHILDRENS HOSP OF PHILADELPHIA—S
ONE CHILDRENS CENTER 34TH & CIVIC
PHILADELPHIA, PA 19104
(215) 590-4446
- 00329
CLARION HOSPITAL—S
1 HOSPITAL DRIVE
CLARION, PA 16214
(814) 226-9500
- 24916
CLINICAL SCIENCE LABORATORY INC—SC
51 FRANCIS AVENUE
MANSFIELD, MA 02048
(508) 339-6106
- 00005
COMMUNITY MEDICAL CENTER—S
1800 MULBERRY STREET
SCRANTON, PA 18510 (570) 969-8000
- 00125
CONEMAUGH VALLEY MEMORIAL HOSP—S
LABORATORY DEPT 1086 FRANKLIN STREET
JOHNSTOWN, PA 15905
(814) 534-9000
- 00326
CORY MEMORIAL HOSPITAL—S
612 WEST SMITH STREET
CORY, PA 16407
(814) 664-4641
- 00201
CROZER CHESTER MED CENTER—S
1 MEDICAL CENTER BOULEVARD
UPLAND, PA 19013
(610) 447-2000
- 00204
DELAWARE COUNTY MEMORIAL HOSP—S
501 NORTH LANSDOWNE AVENUE
DREXEL HILL, PA 19026-1186
(610) 284-8100
- 00266
DEPT OF PATHOLOGY & LAB MED-HUP—SC
3400 CIVIC CENTER BOULEVARD
PHILADELPHIA, PA 19104
(215) 662-3423
- 28893
DOMINION DIAGNOSTICS LLC—SC
211 CIRCUIT DRIVE
NORTH KINGSTOWN, RI 02852
(401) 667-0800
- 00194
DOYLESTOWN HOSPITAL—S
595 WEST STATE STREET
DOYLESTOWN, PA 18901
(215) 345-2250
- 00977
DRUGSCAN INC—SC
1119 MEARNS RD
PO BOX 2969
WARMINSTER, PA 18974
(215) 674-9310

00175
EASTON HOSPITAL—S
250 SOUTH 21ST ST
EASTON, PA 18042-3892
(610) 250-4140

00332
ELLWOOD CITY HOSPITAL—S
724 PERSHING ST
ELLWOOD CITY, PA 16117
(724) 752-0081

00164
EPHRATA COMMUNITY HOSPITAL—S
169 MARTIN AVE PO BOX 1002
EPHRATA, PA 17522
(717) 733-0311

00031
ERHC RIDGWAY LABORATORY—S
94 HOSPITAL STREET
RIDGWAY, PA 15853
(814) 788-8525

00032
ERHC ST MARYS LABORATORY—S
763 JOHNSONBURG RD
SAINT MARYS, PA 15857
(814) 788-8525

00181
EVANGELICAL COMMUNITY HOSPITAL—S
1 HOSPITAL DRIVE
LEWISBURG, PA 17837
(570) 522-2510

21431
FITNESS FOR DUTY CENTER—S
PPL SUSQUEHANNA LLC 769 SALEM BLVD
BERWICK, PA 18603
(570) 542-3336

00115
FRICK HOSPITAL—S
508 SOUTH CHURCH STREET
MOUNT PLEASANT, PA 15666
(724) 547-1500

20644
FRIENDS HOSPITAL—S
4641 ROOSEVELT BOULEVARD
PHILADELPHIA, PA 19124-2399
(215) 831-4600

09163
FRIENDS MEDICAL LAB INC—SC
5820 SOUTHWESTERN BLVD
BALTIMORE, MD 21227
(412) 247-4417

00330
FULTON COUNTY MEDICAL CENTER—S
214 PEACH ORCHARD ROAD
MCCONNELLSBURG, PA 17233
(717) 485-6143

30188
GARCIA CLINICAL LABORATORY INC—S
2195 SPRING ARBOR ROAD
JACKSON, MI 49201
(517) 787-9200

00173
GEISINGER MEDICAL LABORATORIES—SC
N ACADEMY ROAD
DANVILLE, PA 17822
(570) 271-6338

00017
GEISINGER SOUTH WILKES BARRE HOSPITAL—S
25 CHURCH STREET
WILKES BARRE, PA 18765
(570) 826-3100

00019
GEISINGER WYOMING VALLEY MED CTR—S
1000 E MOUNTAIN DRIVE
WILKES BARRE, PA 18711
(570) 826-7830

00237
GERMANTOWN COMM HLTH WILLOW TERR—S
ONE PENN BOULEVARD
PHILADELPHIA, PA 19144
(215) 456-6157

26799
GHHA OCCUPATIONAL HEALTH CENTER LAB—S
50 MOISEY DRIVE
HAZLETON, PA 18202
(570) 459-1028

00152
GNADEN HUETTEN MEMORIAL HOSP—S
211 NORTH 12TH STREET
LEHIGHTON, PA 18235
(610) 377-7083

00299
GOOD SAMARITAN HOSPITAL—S
4TH & WALNUT STS PO BOX 1281
LEBANON, PA 17042-1218
(717) 270-7500

00061
GROVE CITY MEDICAL CENTER—S
631 NORTH BROAD STREET EXT
GROVE CITY, PA 16127
(724) 450-7125

00654
GUTHRIE CLINIC LABORATORIES—S
ONE GUTHRIE SQUARE
SAYRE, PA 18840
(570) 882-4160

00239
HAHNEMANN UNIVERSITY HOSPITAL—S
BROAD & VINE STS MS 113
PHILADELPHIA, PA 19102
(215) 762-1783

00139
HANOVER HOSPITAL LABORATORY—S
300 HIGHLAND AVE
HANOVER, PA 17331
(717) 637-3711

00155
HARRISBURG HOSPITAL LABORATORY—S
MEDICAL SCIENCES BUILDING 100 2ND STREET
HARRISBURG, PA 17105
(570) 782-2832

00010
HAZLETON GENERAL HOSPITAL—S
700 EAST BROAD
HAZLETON, PA 18201
(570) 501-4152

00169
HEALTH NETWORK LABORATORIES—S
1627 WEST CHEW STREET
ALLENTOWN, PA 18102
(610) 402-2236

- 00549
HEALTH NETWORK LABORATORIES—S
1200 SOUTH CEDAR CREST BLVD
ALLENTOWN, PA 18103
(610) 402-8150
- 00600
HEALTH NETWORK LABORATORIES—S
2545 SCHOENERSVILLE ROAD
BETHLEHEM, PA 18017-7384
(484) 884-2259
- 24655
HEALTH NETWORK LABORATORIES—SC
2024 LEHIGH STREET
ALLENTOWN, PA 18103-4798
(610) 402-8150
- 00166
HEART OF LANCASTER REGIONAL MEDICAL
CENTER—S
1500 HIGHLANDS DRIVE
LITITZ, PA 17543
(717) 625-5605
- 00103
HIGHLANDS HOSPITAL—S
401 EAST MURPHY AVENUE
CONNELLSVILLE, PA 15425
(724) 628-1500
- 00216
HOLY REDEEMER HOSPITAL—S
1648 HUNTINGDON PIKE
MEADOWBROOK, PA 19046
(215) 947-3000
- 00130
HOLY SPIRIT HOSPITAL—S
503 N 21ST STREET
CAMP HILL, PA 17011-2288
(717) 763-2206
- 00052
INDIANA REGIONAL MEDICAL CENTER—S
HOSPITAL ROAD PO BOX 788
INDIANA, PA 15701-0788
(724) 357-7167
- 00135
J C BLAIR MEMORIAL HOSPITAL—S
1225 WARM SPRINGS AVENUE
HUNTINGDON, PA 16652
(814) 643-8645
- 00054
JAMESON MEMORIAL HOSPITAL—S
1211 WILMINGTON AVENUE
NEW CASTLE, PA 16105
(724) 656-4080
- 00240
JEANES HOSPITAL—S
7600 CENTRAL AVE
PHILADELPHIA, PA 19111
(215) 728-2347
- 00038
JEFFERSON REGIONAL MED CTR—S
PO BOX 18119, 565 COAL VALLEY ROAD
PITTSBURGH, PA 15236
(412) 469-5723
- 00200
JENNERSVILLE REGIONAL HOSPITAL—S
1015 WEST BALTIMORE PIKE
WEST GROVE, PA 19390
(610) 869-1080
- 00312
JERSEY SHORE HOSPITAL—S
1020 THOMPSON STREET
JERSEY SHORE, PA 17740
(570) 398-0100
- 00532
KENSINGTON HOSPITAL—S
136 WEST DIAMOND STREET
PHILADELPHIA, PA 19122
(215) 426-8100
- 26008
KROLL LABORATORY SPECIALISTS—SC
1111 NEWTON STREET
GRETNNA, LA 70053
(504) 361-8989
- 24496
KROLL LABORATORY SPECIALISTS INC—SC
450 SOUTHLAKE BOULEVARD
RICHMOND, VA 23236
(804) 378-9130
- 21306
LAB CORP OCCUPATIONAL TEST SRVCS—SC
1120 STATELINE ROAD WEST
SOUTHAVEN, MS 38671
(886) 827-8042
- 20512
LABCORP OCCUPATIONAL TESTING SER—SC
1904 ALEXANDER DRIVE PO BOX 12652
RESEARCH TRIANGLE PARK, NC 27709
(919) 572-7465
- 01088
LABCORP OF AMERICA HOLDINGS—SC
69 FIRST AVENUE PO BOX 500
RARITAN, NJ 08869
(908) 526-2400
- 00165
LANCASTER GENERAL HOSPITAL—S
555 N DUKE STREET PO BOX 3555
LANCASTER, PA 17604
(717) 544-5989
- 00167
LANCASTER REGIONAL MED CENTER—S
250 COLLEGE AVENUE PO BOX 3434
LANCASTER, PA 17604
(717) 291-8022
- 00114
LATROBE AREA HOSPITAL—S
ONE MELLON WAY
LATROBE, PA 15650
(724) 537-1550
- 00138
LEWISTOWN HOSPITAL—S
400 HIGHLAND AVENUE
LEWISTOWN, PA 17044
(717) 248-5411
- 00030
LOCK HAVEN HOSPITAL—S
24 CREE DRIVE
LOCK HAVEN, PA 17745
(570) 893-5000
- 00193
LOWER BUCKS HOSPITAL LABORATORY—S
501 BATH ROAD
BRISTOL, PA 19007
(215) 785-9300

00639
MAGEE-WOMENS HOSPITAL OF UPMC HEALTH
SYSTEM—S
300 HALKET STREET
PITTSBURGH, PA 15213
(412) 647-4651

00242
MAIN LINE CLIN LABS LANKENAU CP—S
100 EAST LANCASTER AVENUE
WYNNEWOOD, PA 19096
(610) 645-2615

00213
MAIN LINE HEALTH LAB-BRYN MAWR—S
130 S BRYN MAWR AVENUE
BRYN MAWR, PA 19010
(610) 526-3554

00199
MAIN LINE HEALTH LABS-PAOLI—S
255 WEST LANCASTER AVENUE
PAOLI, PA 19301
(610) 648-1000

00004
MARIAN COMMUNITY HOSPITAL—S
100 LINCOLN AVENUE
CARBONDALE, PA 18407
(717) 281-1042

27684
MARWORTH—S
BOX 36 LILLY LAKE ROAD
WAVERLY, PA 18471
(570) 563-1112

09003
MAYO CLINIC DEPT LAB MED & PATH—SC
200 FIRST STREET SW HILTON 530
ROCHESTER, MN 55905
(507) 284-3018

00049
MEADVILLE MED CTR-LIBERTY ST—S
751 LIBERTY STREET
MEADVILLE, PA 16335
(814) 336-5000

05574
MEDTOX LABORATORIES INC—SC
402 WEST COUNTY ROAD D
ST PAUL, MN 55112
(651) 286-6217

00140
MEMORIAL HOSPITAL CLINICAL LAB—S
325 S BELMONT STREET PO BOX 15118
YORK, PA 17403
(717) 843-8623

00023
MEMORIAL HOSPITAL LAB—S
1 HOSPITAL DRIVE
TOWANDA, PA 18848
(570) 265-2191

00203
MERCY FITZGERALD HOSPITAL—S
1500 LANSDOWNE AVENUE
DARBY, PA 19023
(610) 237-4262

00247
MERCY HEALTH LAB/MHOP—S
501 S 54TH STREET
PHILADELPHIA, PA 19143
(215) 748-9181

00219
MERCY HEALTH LAB/MSH—S
2701 DEKALB PIKE
NORRISTOWN, PA 19401
(610) 278-2090

00336
MERCY HEALTH PARTNERS—S
746 JEFFERSON AVENUE
SCRANTON, PA 18510
(570) 348-7100

28436
METHODIST DIV TJUH CLINICAL LAB—S
2301 SOUTH BROAD STREET
PHILADELPHIA, PA 19148
(215) 952-9057

31050
MILLENIUM LABORATORIES—SC
16981 VIA TAZON, SUITE F
SAN DIEGO, CA 92127
(858) 451-3535

00128
MINERS MEDICAL CENTER—S
290 HAIDA AVENUE PO BOX 689
HASTINGS, PA 16646
(814) 247-3100

28907
MIRMONT TREATMENT CENTER—S
100 YEARSLEY MILL ROAD
LIMA, PA 19063
(610) 744-1400

00108
MONONGAHELA VALLEY HOSPITAL INC—S
1163 COUNTRY CLUB ROAD
MONONGAHELA, PA 15063
(724) 258-1021

00217
MONTGOMERY HOSPITAL LAB—S
POWELL & FORNANCE STS
NORRISTOWN, PA 19401
(610) 270-2173

00214
MOSS REHAB EINSTEIN AT ELKINS PARK—S
60 EAST TOWNSHIP LINE ROAD
ATTN: LABORATORY
ELKINS PARK, PA 19027
(215) 456-6150

00025
MOUNT NITTANY MEDICAL CENTER—S
1800 EAST PARK AVENUE
STATE COLLEGE, PA 16803
(814) 234-6117

00035
MUNCY VALLEY HOSPITAL—S
215 EAST WATER ST
MUNCY, PA 17756
(570) 546-8282

00304
NASON HOSPITAL—S
105 NASON DRIVE
ROARING SPRING, PA 16673
(814) 224-2141

00504
NATIONAL MED SVCS INC/DBA NMS LABS—SC
3701 WELSH ROAD
WILLOW GROVE, PA 19090
(215) 657-4900

- 00248
NAZARETH HOSPITAL—S
2601 HOLME AVE
PHILADELPHIA, PA 19152
(215) 335-6245
- 27246
NORCHEM DRUG TESTING LABORATORY—SC
1760 EAST ROUTE 66, SUITE 1
FLAGSTAFF, AZ 86004
(928) 526-1011
- 29741
NORTHERN TIER RESEARCH—SC
1300 OLD PLANK ROAD
MAYFIELD, PA 18433
(570) 351-6153
- 00099
OHIO VALLEY GENERAL HOSPITAL—S
25 HECKEL RD
MCKEES ROCKS, PA 15136
(412) 777-6161
- 00250
PARKWAY CLINICAL LABORATORIES—S
3494 D PROGRESS DRIVE
BENSALEM, PA 19020
(215) 245-5112
- 00520
PC LAB INC—SC
1320 FIFTH AVENUE
PITTSBURGH, PA 15219
(412) 391-6118
- 00258
PENN PRESBYTERIAN MEDICAL CENTER—S
51 NORTH 39TH ST DEPT OF PATH & LAB
WRIGHT SAUNDERS BLDG 5TH FL RM 530
PHILADELPHIA, PA 19104-2640
(215) 662-3435
- 00316
PENN STATE MILTON S HERSHEY MED CTR—S
500 UNIVERSITY DRIVE
DEPT OF PATHOLOGY & LAB MEDICINE
HERSHEY, PA 17033
(717) 531-8353
- 22533
PENNSYLVANIA DEPT OF HEALTH—SC
110 PICKERING WAY
EXTON, PA 19341
(610) 280-3464
- 31082
PHAMATECH INC—SC
10151 BARNES CANYON ROAD
SAN DIEGO, CA 92121
(858) 643-5555
- 00197
PHOENIXVILLE HOSPITAL LABORATORY—S
140 NUTT ROAD DEPT OF PATHOLOGY
PHOENIXVILLE, PA 19460-0809
(610) 983-1612
- 00020
PHYSICIANS CLINICAL LABORATORY—S
148 NORTH SHERMAN COURT
HAZLETON, PA 18201
(570) 454-6301
- 00157
PINNACLEHLTH/COMM GEN OSTEO HOSP—S
4300 LONDONDERRY RD PO BOX 3000
HARRISBURG, PA 17109
(717) 657-7214
- 00022
POCONO MEDICAL CENTER LAB—S
206 EAST BROWN STREET
EAST STROUDSBURG, PA 18301
(570) 476-3544
- 00221
POTTSTOWN HOSPITAL COMPANY, LLC—S
1600 EAST HIGH STREET
POTTSTOWN, PA 19464
(610) 327-7000
- 21648
PSYCHEMEDICS CORPORATION—SC
5832 UPLANDER WAY
CULVER CITY, CA 90230
(800) 522-7424
- 00300
PUNXSUTAWNEY AREA HOSPITAL—S
81 HILLCREST DRIVE
PUNXSUTAWNEY, PA 15767
(814) 938-1800
- 22715
QUEST DIAGNOSTICS—SC
10101 RENNER BOULEVARD
LENEXA, KS 66219-9752
(913) 888-1770
- 09620
QUEST DIAGNOSTICS CLIN LABS INC—SC
8401 FALLBROOK AVENUE
WEST HILLS, CA 91304
(818) 737-6268
- 00315
QUEST DIAGNOSTICS CLINICAL LABS INC—SC
900 BUSINESS CENTER DRIVE
HORSHAM, PA 19044
(215) 957-9300
- 27461
QUEST DIAGNOSTICS INC—SC
400 EGYPT ROAD
NORRISTOWN, PA 19403
(610) 631-4219
- 01136
QUEST DIAGNOSTICS NICHOLS INSTITUTE—SC
14225 NEWBROOK DRIVE PO BOX 10841
CHANTILLY, VA 20153-0841
(703) 802-6900
- 00482
QUEST DIAGNOSTICS OF PA INC—SC
875 GREENTREE ROAD 4 PARKWAY CENTER
PITTSBURGH, PA 15220-3610
(412) 920-7600
- 25461
QUEST DIAGNOSTICS VENTURE LLC—SC
875 GREENTREE ROAD 4 PARKWAY CENTER
PITTSBURGH, PA 15220-3610
(412) 920-7631
- 24249
QUINTILES LABORATORIES LTD—SC
1600 TERRELL MILL ROAD SUITE 100
MARIETTA, GA 30067
(770) 373-3500

00150
READING HOSPITAL & MED CTR—S
6TH AND SPRUCE STREETS
WEST READING, PA 19611
(610) 988-8080

25348
REDWOOD TOXICOLOGY LABORATORY—SC
3650 WESTWIND BOULEVARD
SANTA ROSA, CA 95403
(707) 577-7958

00206
RIDDLE MEMORIAL HOSPITAL—S
1068 W BALTIMORE PIKE
MEDIA, PA 19063
(610) 891-3339

00243
ROXBOROUGH MEMORIAL HOSPITAL—S
5800 RIDGE AVE
PHILADELPHIA, PA 19128
(215) 487-4394

30821
RXTOX INC—SC
51 PROF PLAZA, 850 CLAIRTON BLVD, SUITE 1300
PITTSBURGH, PA 15236
(412) 460-1310

00171
SACRED HEART HOSPITAL—S
4TH & CHEW STS
ATTN LAB DEPARTMENT
ALLENTOWN, PA 18102
(610) 776-4727

00087
SAINT CLAIR MEMORIAL HOSPITAL—S
1000 BOWER HILL RD
PITTSBURGH, PA 15243
(412) 561-4900

00174
SAINT LUKES HOSPITAL—S
801 OSTRUM STREET
BETHLEHEM, PA 18015
(610) 954-4558

00328
SAINT MARY MEDICAL CENTER—S
LANGHORNE—NEWTOWN RD
LANGHORNE, PA 19047
(215) 710-2162

29838
SAN DIEGO REFERENCE LABORATORY—SC
6122 NANCY RIDGE DRIVE
SAN DIEGO, CA 92121
(800) 677-7995

00182
SCHUYLKILL MC E NORWEGIAN ST—S
700 EAST NORWEGIAN STREET
POTTSVILLE, PA 17901
(570) 621-4032

00183 SCHUYLKILL MC S JACKSON ST—S
420 SOUTH JACKSON STREET
POTTSVILLE, PA 17901
(570) 621-5262

28471
SECON A DIVISION OF CIVIGENICS—S
260 LA RUE FRANCE
LAFAYETTE, LA 70508
(337) 291-9501

29038
SECON OF NEW ENGLAND—SC
415 MAIN STREET 4TH FLOOR
WORCESTER, MA 01608
(508) 831-0703

00185
SHAMOKIN AREA COMMUNITY HOSPITAL—S
4200 HOSPITAL ROAD
COAL TOWNSHIP, PA 17866-9697
(570) 644-4200

00064
SHARON REGIONAL HEALTH SYSTEM—S
740 EAST STATE STREET
SHARON, PA 16146
(724) 983-3911

27649
SMA MEDICAL LABORATORIES—S
940 PENNSYLVANIA BOULEVARD UNIT E
FEASTERVILLE, PA 19053
(215) 322-6590

00039
SOLDIERS & SAILORS MEM HOSP—S
CENTRAL AVENUE
WELLSBORO, PA 16901
(570) 723-0133

00297
SOMERSET HOSPITAL CENTER FOR HEALTH—S
225 S CENTER AVENUE
SOMERSET, PA 15501
(814) 443-5000

22376
SPECIALTY LABORATORIES INC—S
27027 TOURNEY ROAD
VALENCIA, CA 91355
(661) 799-6543

00361
ST CATHERINE MED CTR—FOUNTAIN SPRINGS—S
101 BROAD STREET
ASHLAND, PA 17921
(570) 875-5988

00260
ST CHRISTOPHERS HOSP FOR CHILDREN—S
ERIE AVENUE AT FRONT STREET
PHILADELPHIA, PA 19134
(215) 427-4207

00151
ST JOSEPH QUALITY MEDICAL LAB—SC
2500 BERNVILLE ROAD
READING, PA 19605-9453
(610) 378-2200

00261
ST JOSEPH'S HOSPITAL-DIV NPHS—S
16TH ST & GIRARD AVENUE
PHILADELPHIA, PA 19130
(215) 787-9000

00318
ST LUKES HOSP ALLENTOWN CAMPUS—S
1736 HAMILTON STREET
ALLENTOWN, PA 18104
(610) 770-8300

00180
ST LUKES MINERS MEMORIAL HOSPITAL—S
360 WEST RUDDLE STREET PO BOX 67
COALDALE, PA 18218
(570) 645-2131

- 29015
STERLING REFERENCE LABORATORIES—SC
2617 EAST L STREET
TACOMA, WA 98405
(253) 552-1551
- 00187
SUNBURY COMMUNITY HOSPITAL—S
350 NORTH 11TH STREET
SUNBURY, PA 17801
(570) 286-3491
- 00207
TAYLOR HOSPITAL DIV OF CCMC—S
175 EAST CHESTER PIKE
RIDLEY PARK, PA 19078
(610) 595-6450
- 00249
TEMPLE EAST INC NE—S
2301 EAST ALLEGHENY AVENUE
PHILADELPHIA, PA 19134
(215) 707-4353
- 00235
TEMPLE UNIV HOSPITAL EPISCOPAL CAMPUS—S
100 EAST LEHIGH AVENUE
PHILADELPHIA, PA 19125-1098
(215) 707-0977
- 00265
TEMPLE UNIVERSITY HOSPITAL—S
3401 N BROAD ST
PHILADELPHIA, PA 19140
(215) 707-4353
- 00205
THE MEDICAL CENTER BEAVER PA—S
1000 DUTCH RIDGE ROAD
BEAVER, PA 15009-9700
(724) 728-7000
- 00104
THE UNIONTOWN HOSPITAL LABORATORY—S
500 WEST BERKELEY STREET
UNIONTOWN, PA 15401
(724) 430-5143
- 00085
THE WESTERN PA HOSP-FORBES REGIONAL
CAMPUS—S
2570 HAYMAKER ROAD
MONROEVILLE, PA 15146
(412) 858-2560
- 00241
THOMAS JEFFERSON UNIVERSITY HOSP—S
125 SOUTH 11TH STREET 401 PAVILION
PHILADELPHIA, PA 19107
(215) 955-1644
- 00051
TITUSVILLE AREA HOSPITAL—S
406 WEST OAK STREET
TITUSVILLE, PA 16354
(814) 827-1851
- 00313
TYLER MEMORIAL HOSPITAL—S
880 SR 6 W
TUNKHANNOCK, PA 18657-6149
(570) 836-4705
- 00124
TYRONE HOSPITAL—S
CLAY AVENUE EXTENSION
TYRONE, PA 16686
(814) 684-0484
- 00121
UPMC BEDFORD MEMORIAL—S
10455 LINCOLN HIGHWAY
EVERETT, PA 15537
(814) 623-3506
- 00096
UPMC BRADDOCK—S
400 HOLLAND AVENUE
BRADDOCK, PA 15104
(412) 636-5291
- 00059
UPMC HORIZON GREENVILLE—S
110 NORTH MAIN STREET
GREENVILLE, PA 16125
(724) 588-2100
- 00057
UPMC HORIZON SHENANGO—S
2200 MEMORIAL DRIVE
FARRELL, PA 16121
(724) 981-3500
- 00098
UPMC MCKEESPORT LABORATORY—S
1500 FIFTH AVENUE
MCKEESPORT, PA 15132
(412) 664-2233
- 00082
UPMC MERCY DEPT OF LAB MEDICINE—S
1400 LOCUST STREET
PITTSBURGH, PA 15219
(412) 232-7831
- 00058
UPMC NORTHWEST—S
100 FAIRFIELD DRIVE
SENECA, PA 16346
(814) 676-7120
- 05784
UPMC PASSAVANT LABORATORY CRANBERRY—S
ONE ST FRANCIS WAY
CRANBERRY TOWNSHIP, PA 16066
(724) 772-5370
- 00083
UPMC PRESBYTERIAN SHADYSIDE CP PUH—SC
ROOM 5929 MAIN TOWER CHP
200 LOTHROP STREET
PITTSBURGH, PA 15213-2582
(412) 648-6000
- 00091
UPMC SAINT MARGARET HOSPITAL—S
815 FREEPORT ROAD
PITTSBURGH, PA 15215
(412) 784-4000
- 00092
UPMC SHADYSIDE—S
5230 CENTRE AVENUE GROUND FLOOR WEST WING
PITTSBURGH, PA 15232
(412) 623-5950
- 00093
UPMC SOUTH SIDE—S
2000 MARY STREET
PITTSBURGH, PA 15203
(412) 488-5731
- 27225
US DRUG TESTING LABORATORIES INC—SC
1700 SOUTH MOUNT PROSPECT ROAD
DES PLAINES, IL 60018
(847) 375-0770

00335
VALLEY FORGE MED CTR & HOSP—S
1033 W GERMANTOWN PIKE
NORRISTOWN, PA 19403
(610) 539-8500

00101
VALLEY MED FAC HER VLY SEWICKLEY—S
BLACKBURN RD & FITCH DRIVE
SEWICKLEY, PA 15143
(412) 741-6600

00066
WARREN GENERAL HOSPITAL—S
2 W CRESCENT PARK
WARREN, PA 16365
(814) 723-3860

00298
WAYNE MEMORIAL HOSPITAL—S
601 PARK STREET
HONESDALE, PA 18431
(570) 253-1300

00133
WAYNESBORO HOSPITAL—S
501 E MAIN STREET
WAYNESBORO, PA 17268
(717) 765-3403

00095
WESTERN PENNSYLVANIA HOSPITAL—S
4800 FRIENDSHIP AVE
PITTSBURGH, PA 15224
(412) 578-5779

07731
WESTERN RESERVE CARE SYSTEM—SC
500 GYPSY LANE
YOUNGSTOWN, OH 44501
(330) 884-3767

30245
WESTFIELD HOSPITAL LABORATORY—S
4815 W TILGHMAN STREET
ALLENTOWN, PA 18104
(610) 776-1603

00113
WESTMORELAND HOSP AT JEANNETTE—S
600 JEFFERSON AVENUE
JEANNETTE, PA 15644
(724) 832-4371

00112
WESTMORELAND REGIONAL HOSPITAL—S
532 W PITTSBURGH STREET
GREENSBURG, PA 15601
(724) 832-4365

00037
WILLIAMSPORT HOSP & MED CENTER—S
777 RURAL AVENUE
WILLIAMSPORT, PA 17701-3198
(570) 321-2300

00018
WVHCS HOSP DBA PENNANT LABORATORY—SC
575 NORTH RIVER STREET
WILKES BARRE, PA 18764
(570) 829-8111

00141
YORK HOSPITAL—S
1001 SOUTH GEORGE STREET
YORK, PA 17405
(717) 851-2345

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1251. Filed for public inspection July 10, 2009, 9:00 a.m.]

Laboratories Approved to Perform Blood Lead and/or Erythrocyte Protoporphyrin

The following laboratories are licensed in accordance with the Clinical Laboratory Act (35 P. S. §§ 2151—2165), and are currently approved under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of blood for lead or erythrocyte protoporphyrin content. This approval is based on demonstrated proficiency in periodic evaluations conducted by the Bureau of Laboratories of the Department of Health (Department).

Lead poisoning is a reportable noncommunicable disease. Approved laboratories which offer blood lead testing services are required to inform the Department of actual or possible incidents of this condition in accordance with 28 Pa. Code § 27.34 (relating to reporting cases of lead poisoning.) These regulations specify the following requirements for reporting by clinical laboratories:

(1) A clinical laboratory shall report all blood lead test results on both venous and capillary specimens for persons under 16 years of age to the Department's Childhood Lead Poisoning Prevention Program, Division of Maternal and Child Health, Bureau of Family Health.

(2) A clinical laboratory shall report an elevated blood lead level in a person 16 years of age or older to the Department's Division of Environmental Health Epidemiology, Bureau of Epidemiology or to other locations as designated by the Department. An elevated blood lead level is defined by the National Institute for Occupational Safety and Health (NIOSH). As of January 26, 2002, NIOSH defines an elevated blood lead level as a venous blood lead level of 25 micrograms per deciliter (µg/dL) or higher. The Department will publish in the *Pennsylvania Bulletin* any NIOSH update of the definition within 30 days of NIOSH's notification to the Department.

(3) A clinical laboratory which conducts blood lead tests of 100 or more specimens per month shall submit results electronically in a format specified by the Department.

(4) A clinical laboratory which conducts blood lead tests of less than 100 blood lead specimens per month shall submit results either electronically or by hard copy in the format specified by the Department.

(5) A laboratory which performs blood lead tests on blood specimens collected in this Commonwealth shall be licensed as a clinical laboratory and shall be specifically approved by the Department to conduct those tests.

(6) Blood lead analyses requested for occupational health purposes on blood specimens collected in this Commonwealth shall be performed only by laboratories which are licensed and approved as specified in paragraph (5), and which are also approved by the Occupational Safety and Health Administration of the United

States Department of Labor under 29 CFR 1910.1025(j)(2)(iii) (relating to lead).

(7) A clinical laboratory shall complete a blood lead test within 5 work days of the receipt of the blood specimen and shall submit the case report to the Department by the close of business of the next work day after the day on which the test was performed. The clinical laboratory shall submit a report of lead poisoning using either the hardcopy form or electronic transmission format specified by the Department.

(8) When a clinical laboratory receives a blood specimen without all of the information required for reporting purposes, the clinical laboratory shall test the specimen and shall submit the incomplete report to the Department.

Erythrocyte protoporphyrin determinations may be performed as an adjunct determination to substantiate blood lead levels of 25 micrograms per deciliter or higher. Since erythrocyte protoporphyrin concentrations may not increase as a result of low-level exposures to lead, direct blood lead analysis is the only reliable method for identifying individuals with blood lead concentrations below 25 micrograms per deciliter.

Persons seeking blood lead or erythrocyte protoporphyrin analyses should determine that the laboratory employs techniques and procedures acceptable for the purpose for which the analyses are sought. Laboratories offering blood lead analysis only are designated with the letter "L" following the name of the laboratory. Those offering erythrocyte protoporphyrin analysis only are designated with the letter "P." Laboratories offering both services are designated with the letters "LP."

The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*.

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the Clinical Laboratory Permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the Clinical Laboratory Permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test if the name or location of the facility changed, the Clinical Laboratory Permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

The Department's blood lead proficiency testing program is approved by the United States Department of Health and Human Services (HHS) in accordance with the requirements contained in the Clinical Laboratory Improvement Amendments of 1988 (42 CFR 493.901 and 493.937) which are administered by the Centers for Medicare and Medicaid Services (CMS). Participation in these programs may therefore be used to demonstrate acceptable performance for approval purposes under both Federal and Commonwealth statutes.

Questions regarding this list should be directed to Dr. M. Jeffery Shoemaker, Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example: large print, audiotape, Braille) should contact Dr. Shoemaker at the previously

referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

22912
ACL LABORATORIES—LP
8901 WEST LINCOLN AVE
WEST ALLIS, WI 53227
(414) 328-7945

29169
ADVANCED TOXICOLOGY NETWORK—LP
3560 AIR CENTER COVE
SUITE 101
MEMPHIS, TN 38118
(901) 794-5770

00016
ANGELINE KIRBY MEM HEALTH CENTER—L
71 NORTH FRANKLIN STREET
WILKES BARRE, PA 18701
(570) 822-4278

24997
ATLANTIC DIAGNOSTIC LABORATORIES LLC—LP
3520 PROGRESS DRIVE UNIT C BENSLEM, PA 19020
(267) 525-2470

20506
CENTRAL PA ALLIANCE LABORATORY—L
1803 MT ROSE AVENUE SUITE C3-C4
YORK, PA 17403
(717) 851-1426

00228
CHILDRENS HOSP OF PHILADELPHIA—L
ONE CHILDRENS CENTER 34TH & CIVIC
PHILADELPHIA, PA 19104
(215) 590-4446

27845
CLINICAL REFERENCE LABORATORY—LP
8433 QUIVIRA ROAD
LENEXA, KS 66215
(913) 492-3652

00561
EAST PENN MFG CO INC—LP
DEKA RD KELLER TECH CENTER PO BOX 147
LYONS STATION, PA 19536
(610) 682-6361

00332
ELLWOOD CITY HOSPITAL—LP
724 PERSHING ST
ELLWOOD CITY, PA 16117
(724) 752-0081

00173
GEISINGER MEDICAL LABORATORIES—L
N ACADEMY ROAD
DANVILLE, PA 17822
(570) 271-6338

25914
GENOVA DIAGNOSTICS—L
63 ZILICOA STREET
ASHEVILLE, NC 28801
(828) 253-0621

30672
GLAD PROGRAM—L
4700 WISSACHICKON AVENUE
BLDG C BOX 118 SUITE 102
PHILADELPHIA, PA 19144
(215) 967-2126

20802
HAGERSTOWN MEDICAL LABORATORY—L
11110 MEDICAL CAMPUS RD STE 230
HAGERSTOWN, MD 21742
(301) 790-8670

24655
HEALTH NETWORK LABORATORIES—LP
2024 LEHIGH STREET
ALLENTOWN, PA 18103-4798
(610) 402-8150

05618
LAB CORP OF AMERICA HOLDINGS—LP
6370 WILCOX ROAD
DUBLIN, OH 43016-1296
(800) 282-7300

21885
LAB CORP OF AMERICA HOLDINGS—LP
1447 YORK COURT
BURLINGTON, NC 27215
(800) 334-5161

01088
LABCORP OF AMERICA HOLDINGS—LP
69 FIRST AVENUE PO BOX 500
RARITAN, NJ 08869
(908) 526-2400

00242
MAIN LINE CLIN LABS LANKENAU CP—L
100 EAST LANCASTER AVENUE
WYNNEWOOD, PA 19096
(610) 645-2615

29685
MAYO CLINIC DEPARTMENT OF LAB MEDICINE &
PATHOLOGY—L
3050 SUPERIOR DRIVE NW
ROCHESTER, MN 55901
(507) 538-3458

09003
MAYO CLINIC DEPT LAB MED & PATH—P
200 FIRST STREET SW HILTON 530
ROCHESTER, MN 55905
(507) 284-3018

29251
MAYO MEDICAL LABORATORIES NEW ENG-
LAND—LP
160 DASCUMB ROAD
ANDOVER, MA 01810
(978) 658-3600

26302
MEDICAL ASSOCIATES BDHG—P
935 HIGHLAND BLVD SUITE 2200
BOZEMAN, MT 59715
(406) 587-5123

05574
MEDTOX LABORATORIES INC—LP
402 WEST COUNTY ROAD D
ST PAUL, MN 55112
(651) 286-6217

00203
MERCY FITZGERALD HOSPITAL—L
1500 LANSDOWNE AVENUE
DARBY, PA 19023
(610) 237-4262

00504
NATIONAL MED SVCS INC/DBA NMS LABS—LP
3701 WELSH ROAD
WILLOW GROVE, PA 19090
(215) 657-4900

23801
PACIFIC TOXICOLOGY LABORATORIES—LP
9348 DE SOTO AVENUE
CHATSWORTH, CA 91311
(818) 598-3110

02125
PED ALLIANCE ST CLAIR PED DIV—L
1580 MCLAUGHLIN RUN ROAD
PINERIDGE COMMONS SUITE 208
UPPER ST CLAIR, PA 15241
(412) 257-0331

22533
PENNSYLVANIA DEPT OF HEALTH—LP
110 PICKERING WAY
EXTON, PA 19341
(610) 280-3464

00022
POCONO MEDICAL CENTER LAB—L
206 EAST BROWN STREET
EAST STROUDSBURG, PA 18301
(570) 476-3544

00324
PRIMARY CARE HLTH SERV INC LAB—L
7227 HAMILTON AVE
PITTSBURGH, PA 15208
(412) 244-4728

00255
PUBLIC HEALTH LAB CITY OF PHILA—L
500 SOUTH BROAD STREET ROOM 359
PHILADELPHIA, PA 19146
(215) 685-6812

22715
QUEST DIAGNOSTICS—LP
10101 RENNER BOULEVARD
LENEXA, KS 66219-9752
(913) 888-1770

00315
QUEST DIAGNOSTICS CLINICAL LABS INC—LP
900 BUSINESS CENTER DRIVE
HORSHAM, PA 19044
(215) 957-9300

00669
QUEST DIAGNOSTICS INCORPORATED—L
ONE MALCOLM AVENUE
TETERBORO, NJ 07608
(201) 393-5895

01136
QUEST DIAGNOSTICS NICHOLS INSTITUTE—LP
14225 NEWBROOK DRIVE PO BOX 10841
CHANTILLY, VA 20153-0841
(703) 802-6900

00482
QUEST DIAGNOSTICS OF PA INC—LP
875 GREENTREE ROAD 4 PARKWAY CENTER
PITTSBURGH, PA 15220-3610
(412) 920-7600

25461
QUEST DIAGNOSTICS VENTURE LLC—LP
875 GREENTREE ROAD 4 PARKWAY CENTER
PITTSBURGH, PA 15220-3610
(412) 920-7631

00150
READING HOSPITAL & MED CTR—L
6TH AND SPRUCE STREETS
WEST READING, PA 19611
(610) 988-8080

22376
SPECIALTY LABORATORIES INC—L
27027 TOURNEY ROAD
VALENCIA, CA 91355
(661) 799-6543

00104
THE UNIONTOWN HOSPITAL LABORATORY—L
500 WEST BERKELEY STREET
UNIONTOWN, PA 15401
(724) 430-5143

00083
UPMC PRESBYTERIAN SHADYSIDE CP PUH—L
ROOM 5929 MAIN TOWER CHP
200 LOTHROP STREET
PITTSBURGH, PA 15213-2582
(412) 648-6000

00018
VVHCS HOSP DBA PENNANT LABORATORY—L
575 NORTH RIVER STREET
WILKES BARRE, PA 18764
(570) 829-8111

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1252. Filed for public inspection July 10, 2009, 9:00 a.m.]

Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.3 (relating to definitions).

Susque-View Home, Inc.
22 Cree Drive
Lock Haven, PA 17745
FAC ID 710802

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.18(e) (relating to management).

Grove City Medical Center Transitional Care Center
631 North Broad Street Ext.
Grove City, PA 16127
FAC ID 210802

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building).

Pleasant Ridge Manor East
4728 Lake Pleasant Road
Erie, PA 16504
FAC ID 050902

Meadows Nursing and Rehabilitation Center
55 West Center Hill Road
Dallas, PA 18612
FAC ID 137302

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the

Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, (717) 772-2163, ra-paecept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who require an alternative format of this document or who desire to comment in an alternative format (for example, large print, audiotape, Braille), should contact the Division of Nursing Care Facilities at the address listed previously or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-1253. Filed for public inspection July 10, 2009, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Designated Exceptional Durable Medical Equipment

Purpose of Notice

In accordance with the Department of Public Welfare's (Department) currently approved State Plan the Department is required to publish an annual list of exceptional durable medical equipment (DME) by notice in the *Pennsylvania Bulletin* in July of each year. Interested persons may petition the Department to consider additions to the exceptional DME list by submitting a written request to the Department. Requests received on or before December 31 will be considered in developing the list for the following July.

During calendar year 2008, the Department received no written requests to add or remove items of DME from the list of exceptional DME. Therefore, this notice makes no changes in either the acquisition cost or the list of qualifying DME.

"Exceptional DME" is defined as DME that has an acquisition cost of \$5,000 or more and is either Specially Adapted DME or other DME that is designated as Exceptional DME by the Department annually by notice in the *Pennsylvania Bulletin*.

"Specially Adapted DME" is DME that is uniquely constructed or substantially adapted or modified in accordance with the written orders of a physician for the particular use of one resident, making its contemporaneous use by another resident unsuitable.

The list of Exceptional DME that has been designated by the Department is as follows:

(1) *Air fluidized beds.* The pressure relief provided by this therapy uses a high rate of airflow to fluidize fine particulate material (for example, beads or sand) to produce a support medium that has characteristics similar to liquid. May have a Gortex cover.

(2) *Powered air flotation bed (low air loss therapy).* A semi-electric or total electric bed with a fully integrated powered pressure-reducing mattress which is characterized by all of the following:

(a) An air pump or blower with a series of interconnected woven fabric air pillows which provides sequential inflation and deflation of the air cells or a low interface pressure throughout the mattress allowing some air to escape through the support surface to the resident. May have a Gortex cover;

(b) Inflated cell height of the air cells through which air is being circulated is 5 inches or greater;

(c) Height of the air chambers, proximity of the air chambers to one another, frequency of air cycling (for alternating pressure mattresses), and air pressure provide adequate patient lift, reducing pressure and prevent bottoming out;

(d) A surface designed to reduce friction and shear;

(e) May be placed directly on a hospital bed frame; and

(f) Automatically readjusts inflation pressures with change in position of bed (for example, head elevation, and the like).

(3) *Augmentative communication devices.* Used by residents who are unable to use natural oral speech as a primary means of communication. The specific device requested must be appropriate for use by the resident and the resident must demonstrate the abilities or potential abilities to use the device selected. Portable devices need to supplement, aid or serve as an alternative to natural speech for residents with severe expressive communication disorders. Nonportable devices may be covered only if required for visual enhancement or physical access needs that cannot be accommodated by a portable device.

(4) *Ventilators (and related supplies).*

(a) Used by residents 21 years of age and older who require full ventilator support for a minimum of 8 hours per day to sustain life.

(b) Used by residents 20 years of age and younger who require ventilator support to sustain life (no minimum time requirement).

Effective Date

This notice is effective upon publication in the *Pennsylvania Bulletin*.

Public Comment

Interested persons are invited to submit written comments regarding this notice to: Tom Jayson, Department of Public Welfare, Office of Long-Term Living, P. O. Box 2675, Harrisburg, PA 17105. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,
Secretary

Fiscal Note: 14-NOT-610. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 09-1254. Filed for public inspection July 10, 2009, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania \$60,000 Triple Bingo Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania \$60,000 Triple Bingo.

2. *Price:* The price of a Pennsylvania \$60,000 Triple Bingo instant lottery game ticket is \$3.

3. *Play Symbols:*

(a) Each Pennsylvania \$60,000 Triple Bingo instant lottery game ticket will contain six play areas designated as "Card 1," "Card 2," "Card 3," "Card 4," "Card 5" and "Card 6." The 77 play symbols located in the six play areas are: The numbers 1 through 75, "FREE" symbol and a Moneybag symbol. The "FREE" symbol is a free space. The Moneybag symbol is a free space, and when it appears in a winning pattern, the prize triples.

(b) Each ticket will also contain a "CALLER'S CARD" area. The "CALLER'S CARD" area will consist of 30 spaces on a 10 by 3 grid. The play symbols that may be located in each space on the grid are: The letter B with a number 1 through 15; the letter I with a number 16 through 30; the letter N with a number 31 through 45; the letter G with a number 46 through 60; and the letter O with a number 61 through 75.

(c) Each ticket will also contain a separate Bingo "Bonus" area containing two prize play symbols. The prize play symbols and their captions, which may be located in the Bingo "Bonus" area, are: \$9⁰⁰ (NIN DOL), \$10⁰⁰ (TEN DOL), \$18⁰⁰ (EGHTN), \$30⁰⁰ (THIRTY), \$60⁰⁰ (SIXTY), \$90⁰⁰ (NINTY) and \$100 (ONE HUN). The Bingo "Bonus" area is played separately from the rest of the game.

4. *Prizes:* The prizes that can be won in this game are: \$3, \$6, \$10, \$30, \$60, \$90, \$150, \$300, \$1,000, \$3,000, \$30,000 and \$60,000. The prizes that can be won in the Bingo "Bonus" area are: \$9, \$10, \$18, \$30, \$60, \$90 and \$100. The player can win up to four times on each ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for the Pennsylvania \$60,000 Triple Bingo instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets matching the "CALLER'S CARD" play symbols in an "X" pattern, extending through the "FREE" space and through to each of the four corner spaces, on "Card 6," shall be entitled to a prize of \$60,000.

(b) Holders of tickets matching the "CALLER'S CARD" play symbols in an "X" pattern, extending through the

“FREE” space and through to each of the four corner spaces, on “Card 5,” shall be entitled to a prize of \$30,000.

(c) Holders of tickets matching the “CALLER’S CARD” play symbols in an “X” pattern, extending through the “FREE” space and through to each of the four corner spaces, on “Card 4,” shall be entitled to a prize of \$3,000.

(d) Holders of tickets matching the “CALLER’S CARD” play symbols in an “X” pattern, extending through the “FREE” space and through to each of the four corner spaces, on “Card 3,” shall be entitled to a prize of \$1,000.

(e) Holders of tickets matching the “CALLER’S CARD” play symbols in a diamond pattern, matching one square in the midpoint in each of the four outside rows and columns, on “Card 6,” shall be entitled to a prize of \$1,000.

(f) Holders of tickets matching the “CALLER’S CARD” play symbols in an “X” pattern, extending through the “FREE” space and through to each of the four corner spaces, on “Card 2,” shall be entitled to a prize of \$300.

(g) Holders of tickets matching the “CALLER’S CARD” play symbols in a diamond pattern, matching one square in the midpoint in each of the four outside rows and columns, on “Card 5,” shall be entitled to a prize of \$300.

(h) Holders of tickets matching the “CALLER’S CARD” play symbols in an “X” pattern, extending through the “FREE” space and through to each of the four corner spaces, on “Card 1,” shall be entitled to a prize of \$150.

(i) Holders of tickets matching the “CALLER’S CARD” play symbols in a diamond pattern, matching one square in the midpoint in each of the four outside rows and columns, on “Card 3” or “Card 4,” shall be entitled to a prize of \$150.

(j) Holders of tickets with two matching prize play symbols of \$100 (ONE HUN), in the Bingo “Bonus” area, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets matching the “CALLER’S CARD” play symbols in the four corners on “Card 5” or “Card 6,” shall be entitled to a prize of \$90.

(l) Holders of tickets with two matching prize play symbols of \$90⁰⁰ (NINTY), in the Bingo “Bonus” area, on a single ticket, shall be entitled to a prize of \$90.

(m) Holders of tickets matching the “CALLER’S CARD” play symbols in a diamond pattern, matching one square in the midpoint in each of the four outside rows and columns, on “Card 2,” shall be entitled to a prize of \$60.

(n) Holders of tickets matching the “CALLER’S CARD” play symbols in the four corners on “Card 3” or “Card 4,” shall be entitled to a prize of \$60.

(o) Holders of tickets with two matching prize play symbols of \$60⁰⁰ (SIXTY), in the Bingo “Bonus” area, on a single ticket, shall be entitled to a prize of \$60.

(p) Holders of tickets matching the “CALLER’S CARD” play symbols in a diamond pattern, matching one square in the midpoint in each of the four outside rows and columns, on “Card 1,” shall be entitled to a prize of \$30.

(q) Holders of tickets matching the “CALLER’S CARD” play symbols in the four corners on “Card 2,” shall be entitled to a prize of \$30.

(r) Holders of tickets matching the “CALLER’S CARD” play symbols in four of the five spaces in a horizontal, vertical or diagonal line, and a Moneybag symbol in the remaining space of that same horizontal, vertical or diagonal line on “Card 5” or “Card 6,” shall be entitled to a prize of \$30.

(s) Holders of tickets with two matching prize play symbols of \$30⁰⁰ (THIRTY), in the Bingo “Bonus” area, on a single ticket, shall be entitled to a prize of \$30.

(t) Holders of tickets matching the “CALLER’S CARD” play symbols in four of the five spaces in a horizontal, vertical or diagonal line, and a Moneybag symbol in the remaining space of that same horizontal, vertical or diagonal line on “Card 4,” shall be entitled to a prize of \$18.

(u) Holders of tickets with two matching prize play symbols of \$18⁰⁰ (EGHTN), in the Bingo “Bonus” area, on a single ticket, shall be entitled to a prize of \$18.

(v) Holders of tickets matching the “CALLER’S CARD” play symbols in the four corners on “Card 1,” shall be entitled to a prize of \$10.

(w) Holders of tickets matching the “CALLER’S CARD” play symbols in a five-space horizontal, vertical or diagonal line on “Card 5” or “Card 6,” shall be entitled to a prize of \$10.

(x) Holders of tickets with two matching prize play symbols of \$10⁰⁰ (TEN DOL), in the Bingo “Bonus” area, on a single ticket, shall be entitled to a prize of \$10.

(y) Holders of tickets matching the “CALLER’S CARD” play symbols in four of the five spaces in a horizontal, vertical or diagonal line, and a Moneybag symbol in the remaining space of that same horizontal, vertical or diagonal line on “Card 1” or “Card 2” or “Card 3,” shall be entitled to a prize of \$9.

(z) Holders of tickets with two matching prize play symbols of \$9⁰⁰ (NIN DOL), in the Bingo “Bonus” area, on a single ticket, shall be entitled to a prize of \$9.

(aa) Holders of tickets matching the “CALLER’S CARD” play symbols in a five-space horizontal, vertical or diagonal line on “Card 4,” shall be entitled to a prize of \$6.

(bb) Holders of tickets matching the “CALLER’S CARD” play symbols in a five-space horizontal, vertical or diagonal line on “Card 1” or “Card 2” or “Card 3,” shall be entitled to a prize of \$3.

(cc) A player may win more than one prize on a ticket; however, the player cannot win more than one prize on each “Card.”

7. Number and Description of Prizes and Approximate Odds: The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Get:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. of Winners Per 9,600,000 Tickets</i>
LINE CARD 1	\$3	22.22	432,000
LINE CARD 2	\$3	22.22	432,000
LINE CARD 3	\$3	22.22	432,000
(LINE CARD 2) + (LINE CARD 3)	\$6	23.81	403,200
LINE CARD 4	\$6	25	384,000
BONUS w/\$9	\$9	333.33	28,800
(LINE CARD 1) + (LINE CARD 2) + (LINE CARD 3)	\$9	333.33	28,800
LINE CARD 1 w/MONEYBAG	\$9	333.33	28,800
LINE CARD 2 w/MONEYBAG	\$9	333.33	28,800
LINE CARD 3 w/MONEYBAG	\$9	333.33	28,800
BONUS w/\$10	\$10	333.33	28,800
4 CORNERS CARD 1	\$10	500	19,200
LINE CARD 5	\$10	500	19,200
LINE CARD 6	\$10	500	19,200
BONUS w/\$18	\$18	500	19,200
(BONUS w/\$9) + (LINE CARD 1) + (LINE CARD 2) + (LINE CARD 3)	\$18	500	19,200
LINE CARD 4 w/MONEYBAG	\$18	500	19,200
BONUS w/\$30	\$30	1,000	9,600
DIAMOND CARD 1	\$30	1,000	9,600
4 CORNERS CARD 2	\$30	1,000	9,600
LINE CARD 5 w/MONEYBAG	\$30	1,000	9,600
BONUS w/\$60	\$60	4,800	2,000
(BONUS w/\$30) + (DIAMOND CARD 1)	\$60	4,800	2,000
(BONUS w/\$30) + (4 CORNERS CARD 2)	\$60	4,800	2,000
(BONUS w/\$30) + (LINE CARD 5 w/MONEYBAG)	\$60	4,800	2,000
4 CORNERS CARD 3	\$60	4,800	2,000
4 CORNERS CARD 4	\$60	4,800	2,000
(DIAMOND CARD 1) + (4 CORNERS CARD 2)	\$60	4,800	2,000
(4 CORNERS CARD 2) + (LINE CARD 5 w/MONEYBAG)	\$60	4,800	2,000
(DIAMOND CARD 1) + (LINE CARD 6 w/MONEYBAG)	\$60	4,800	2,000
DIAMOND CARD 2	\$60	4,800	2,000
BONUS w/\$90	\$90	4,800	2,000
(BONUS w/\$30) + (4 CORNERS CARD 3)	\$90	4,800	2,000
(BONUS w/\$30) + (4 CORNERS CARD 4)	\$90	4,800	2,000
4 CORNERS CARD 5	\$90	4,800	2,000
4 CORNERS CARD 6	\$90	4,800	2,000
(4 CORNERS CARD 2) + (4 CORNERS CARD 4)	\$90	4,800	2,000
(DIAMOND CARD 1) + (4 CORNERS CARD 3)	\$90	4,800	2,000
(DIAMOND CARD 1) + (4 CORNERS CARD 4)	\$90	4,800	2,000
(4 CORNERS CARD 2) + (LINE CARD 5 w/MONEYBAG) + (LINE CARD 6 w/MONEYBAG)	\$90	4,800	2,000
BONUS w/\$100	\$100	8,000	1,200
(BONUS w/\$30) + (LINE CARD 5) + (DIAMOND CARD 2)	\$100	8,571	1,120
(4 CORNERS CARD 1) + (4 CORNERS CARD 2) + (LINE CARD 5 w/MONEYBAG) + (LINE CARD 6 w/MONEYBAG)	\$100	8,571	1,120
(BONUS w/\$30) + (4 CORNERS CARD 3) + (4 CORNERS CARD 4)	\$150	20,000	480
"X" CARD 1	\$150	20,000	480
DIAMOND CARD 3	\$150	20,000	480
DIAMOND CARD 4	\$150	20,000	480
(4 CORNERS CARD 3) + (4 CORNERS CARD 5)	\$150	20,000	480
"X" CARD 2	\$300	30,000	320
("X" CARD 1) + (DIAMOND CARD 3)	\$300	30,000	320
(DIAMOND CARD 3) + (DIAMOND CARD 4)	\$300	30,000	320
DIAMOND CARD 5	\$300	30,000	320
"X" CARD 3	\$1,000	17,143	560
DIAMOND CARD 6	\$1,000	17,143	560
"X" CARD 4	\$3,000	60,000	160
"X" CARD 5	\$30,000	1,600,000	6
"X" CARD 6	\$60,000	1,600,000	6

MONEYBAG = Moneybag in winning pattern triples prize.

BONUS = Reveal two identical prize amounts in the Bonus, win that prize.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$60,000 Triple Bingo instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$60,000 Triple Bingo, prize money from winning Pennsylvania \$60,000 Triple Bingo instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania \$60,000 Triple Bingo instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

10. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

11. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania \$60,000 Triple Bingo or through normal communications methods.

STEPHEN H. STETLER,
Secretary

[Pa.B. Doc. No. 09-1255. Filed for public inspection July 10, 2009, 9:00 a.m.]

Pennsylvania Diamonds & Pearls Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Diamonds & Pearls.

2. *Price:* The price of a Pennsylvania Diamonds & Pearls instant lottery game ticket is \$10.

3. *Play Symbols:* Each Pennsylvania Diamonds & Pearls instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVEN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4

(FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Ring symbol (RING), 10X symbol (10TIMES) and a Necklace symbol (NCKLCE).

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$250,000 (TWHNFYTH).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$15, \$20, \$40, \$50, \$100, \$500, \$1,000, \$10,000 and \$250,000. A player can win up to 15 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 11,520,000 tickets will be printed for the Pennsylvania Diamonds & Pearls instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$250,000 (TWHNFYTH) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10,000 (TEN THO) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of “YOUR NUMBERS” play symbols is a Ring symbol (RING), and a prize symbol of \$500 (FIV HUN) appears under the Ring symbol (RING), on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a 10X symbol (10TIMES), and a prize symbol of \$100 (ONE HUN) appears under the 10X symbol (10TIMES), on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Necklace symbol (NCKLCE), and a prize symbol of \$50⁰⁰ (FIFTY) appears in ten of the “Prize” areas, and a prize symbol of \$100 (ONE HUN) appears in five of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X symbol (10TIMES), and a prize symbol of \$50⁰⁰ (FIFTY) appears under the 10X symbol (10TIMES), on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Necklace symbol (NCKLCE), and a prize symbol of \$40⁰⁰ (FORTY) appears in ten of the "Prize" areas, and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any one of "YOUR NUMBERS" play symbols is a Ring symbol (RING), and a prize symbol of \$100 (ONE HUN) appears under the Ring symbol (RING), on a single ticket, shall be entitled to a prize of \$200.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(l) Holders of tickets upon which any one of "YOUR NUMBERS" play symbols is a Ring symbol (RING), and a prize symbol of \$50⁰⁰ (FIFTY) appears under the Ring symbol (RING), on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X symbol (10TIMES), and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the 10X symbol (10TIMES), on a single ticket, shall be entitled to a prize of \$100.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Necklace symbol (NCKLCE), and a prize symbol of \$5⁰⁰ (FIV DOL) appears in ten of the "Prize" areas, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X symbol (10TIMES), and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the 10X symbol (10TIMES), on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(r) Holders of tickets upon which any one of "YOUR NUMBERS" play symbols is a Ring symbol (RING), and a prize symbol of \$20⁰⁰ (TWENTY) appears under the Ring symbol (RING), on a single ticket, shall be entitled to a prize of \$40.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(t) Holders of tickets upon which any one of "YOUR NUMBERS" play symbols is a Ring symbol (RING), and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the Ring symbol (RING), on a single ticket, shall be entitled to a prize of \$20.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$15⁰⁰ (FIFTN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(w) Holders of tickets upon which any one of "YOUR NUMBERS" play symbols is a Ring symbol (RING), and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the Ring symbol (RING), on a single ticket, shall be entitled to a prize of \$10.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>When Any Of Your Numbers Match Any Of The Winning Numbers, Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 11,520,000 Tickets</i>
\$5 x 2	\$10	30	384,000
\$5 w/RING	\$10	28.57	403,200
\$10	\$10	26.67	432,000
\$5 x 3	\$15	40	288,000
\$15	\$15	40	288,000
\$5 x 4	\$20	60	192,000
\$10 x 2	\$20	60	192,000
\$10 w/RING	\$20	60	192,000
\$20	\$20	60	192,000
\$5 x 8	\$40	400	28,800
\$10 x 4	\$40	400	28,800
\$20 w/RING	\$40	400	28,800

When Any Of Your Numbers Match Any Of The Winning Numbers, Win With Prize(s) Of:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 11,520,000 Tickets
\$40	\$40	400	28,800
\$5 x 10	\$50	1,200	9,600
\$5 w/10X	\$50	300	38,400
(\$20 w/RING) + (\$5 x 2)	\$50	400	28,800
\$40 + \$10	\$50	1,200	9,600
\$50	\$50	600	19,200
NECKLACE w/(\$5 x 10) + (\$10 x 5)	\$100	171.43	67,200
\$10 w/10X	\$100	400	28,800
\$20 x 5	\$100	400	28,800
\$50 x 2	\$100	400	28,800
\$50 w/RING	\$100	400	28,800
\$100	\$100	400	28,800
NECKLACE w/(\$40 x 10) + (\$20 x 5)	\$500	6,000	1,920
(\$40 x 10) + (\$50 x 2)	\$500	12,000	960
\$50 w/10X	\$500	12,000	960
\$100 x 5	\$500	12,000	960
(\$100 w/RING) + (\$100 x 3)	\$500	12,000	960
\$500	\$500	12,000	960
NECKLACE w/(\$50 x 10) + (\$100 x 5)	\$1,000	10,000	1,152
\$100 x 10	\$1,000	12,000	960
\$100 w/10X	\$1,000	12,000	960
\$500 w/RING	\$1,000	12,000	960
\$1,000	\$1,000	12,000	960
\$1,000 x 10	\$10,000	115,200	100
\$10,000	\$10,000	115,200	100
\$250,000	\$250,000	576,000	20

Get a "RING" (RING) symbol, win double the prize under that symbol.
 Get a "10X" (10TIMES) symbol, win 10 times the prize under that symbol.
 Get a "NECKLACE" (NCKLCE) symbol, win all 15 prizes shown.

Prizes, including the top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Diamonds & Pearls instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Diamonds & Pearls, prize money from winning Pennsylvania Diamonds & Pearls instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Diamonds & Pearls instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote

Pennsylvania Diamonds & Pearls or through normal communications methods.

STEPHEN H. STETLER,
 Secretary

[Pa.B. Doc. No. 09-1256. Filed for public inspection July 10, 2009, 9:00 a.m.]

Pennsylvania Red Hot Tripler Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Red Hot Tripler.

2. *Price:* The price of a Pennsylvania Red Hot Tripler instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Red Hot Tripler instant lottery game ticket will contain one play area featuring a "HOT NUMBERS" area and a "FLAMING NUMBERS" area. The play symbols and their captions located in the "HOT NUMBERS" area printed in black ink are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the "HOT NUMBERS"

area printed in red ink are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the "FLAMING NUMBERS" area printed in black ink are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT).

4. *Prize Symbols:* The prize symbols and their captions located in the "FLAMING NUMBERS" area are: \$1.⁰⁰ (ONE DOL), \$2.⁰⁰ (TWO DOL), \$4.⁰⁰ (FOR DOL), \$5.⁰⁰ (FIV DOL), \$10.⁰⁰ (TEN DOL), \$20.⁰⁰ (TWENTY), \$40.⁰⁰ (FORTY), \$50.⁰⁰ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$25,000 (TWYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$50, \$100, \$400, \$500, \$1,000 and \$25,000. A player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 12,960,000 tickets will be printed for the Pennsylvania Red Hot Tripler instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in black ink, matches either of the "HOT NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$25,000 (TWYFIVTHO) appears under the matching "FLAMING NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(b) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in black ink, matches either of the "HOT NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$1,000 (ONE THO) appears under the matching "FLAMING NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in black ink, matches either of the "HOT NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$500 (FIV HUN) appears under the matching "FLAMING NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in black ink, matches either of the "HOT NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$400 (FOR HUN) appears under the matching "FLAMING NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(e) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in red ink, matches either of the "HOT NUMBERS" play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$100 (ONE HUN) appears under the matching "FLAMING NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols is a Hot symbol (HOT), and a prize symbol of \$50.⁰⁰ (FIFTY) appears under the Hot symbol (HOT), on a single ticket, shall be entitled to a prize of \$150.

(g) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in black ink, matches either of the "HOT NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$100 (ONE HUN) appears under the matching "FLAMING NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in red ink, matches either of the "HOT NUMBERS" play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$50.⁰⁰ (FIFTY) appears under the matching "FLAMING NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols is a Hot symbol (HOT), and a prize symbol of \$20.⁰⁰ (TWENTY) appears under the Hot symbol (HOT), on a single ticket, shall be entitled to a prize of \$60.

(j) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in black ink, matches either of the "HOT NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$50.⁰⁰ (FIFTY) appears under the matching "FLAMING NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in black ink, matches either of the "HOT NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$40.⁰⁰ (FORTY) appears under the matching "FLAMING NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(l) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in red ink, matches either of the "HOT NUMBERS" play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$20.⁰⁰ (TWENTY) appears under the matching "FLAMING NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(m) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols is a Hot symbol (HOT), and a prize symbol of \$10.⁰⁰ (TEN DOL) appears under the Hot symbol (HOT), on a single ticket, shall be entitled to a prize of \$30.

(n) Holders of tickets upon which any one of the "FLAMING NUMBERS" play symbols, with the symbol and caption printed in black ink, matches either of the

“HOT NUMBERS” play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$20⁰⁰ (TWENTY) appears under the matching “FLAMING NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols, with the symbol and caption printed in red ink, matches either of the “HOT NUMBERS” play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching “FLAMING NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(p) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols is a Hot symbol (HOT), and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the Hot symbol (HOT), on a single ticket, shall be entitled to a prize of \$15.

(q) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols, with the symbol and caption printed in black ink, matches either of the “HOT NUMBERS” play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching “FLAMING NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(r) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols, with the symbol and caption printed in red ink, matches either of the “HOT NUMBERS” play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$4⁰⁰ (FOR DOL) appears under the matching “FLAMING NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$8.

(s) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols is a Hot symbol (HOT), and a prize symbol of \$2⁰⁰ (TWO DOL) appears under the Hot symbol (HOT), on a single ticket, shall be entitled to a prize of \$6.

(t) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols, with the symbol and caption printed in black ink, matches either of the “HOT NUMBERS” play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching “FLAMING NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(u) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols, with the symbol and caption printed in black ink, matches either of the “HOT NUMBERS” play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$4⁰⁰ (FOR DOL) appears under the matching “FLAMING NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(v) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols, with the symbol and caption printed in red ink, matches either of the “HOT NUMBERS” play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$2⁰⁰ (TWO DOL) appears under the matching “FLAMING NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(w) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols is a Hot symbol (HOT), and a prize symbol of \$1⁰⁰ (ONE DOL) appears under the Hot symbol (HOT), on a single ticket, shall be entitled to a prize of \$3.

(x) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols, with the symbol and caption printed in black ink, matches either of the “HOT NUMBERS” play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$2⁰⁰ (TWO DOL) appears under the matching “FLAMING NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(y) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols, with the symbol and caption printed in red ink, matches either of the “HOT NUMBERS” play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$1⁰⁰ (ONE DOL) appears under the matching “FLAMING NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(z) Holders of tickets upon which any one of the “FLAMING NUMBERS” play symbols, with the symbol and caption printed in black ink, matches either of the “HOT NUMBERS” play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$1⁰⁰ (ONE DOL) appears under the matching “FLAMING NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>When Any Of The Flaming Numbers Match Either Hot Number Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,960,000 Tickets</i>
\$1 × 2	\$2	37.50	345,600
\$1 w/RED NUMBER MATCH	\$2	30	432,000
\$2	\$2	30	432,000
\$1 × 4	\$4	150	86,400
(\$1 w/HOT) + \$1	\$4	75	172,800
\$2 × 2	\$4	150	86,400
\$2 w/RED NUMBER MATCH	\$4	75	172,800
\$4	\$4	75	172,800
\$1 × 5	\$5	150	86,400
(\$1 w/HOT) + (\$1 × 2)	\$5	150	86,400
(\$2 w/RED NUMBER MATCH) + \$1	\$5	75	172,800
\$5	\$5	150	86,400
\$2 × 5	\$10	375	34,560

<i>When Any Of The Flaming Numbers Match Either Hot Number Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,960,000 Tickets</i>
\$5 × 2	\$10	375	34,560
(\$2 w/HOT) + (\$2 × 2)	\$10	375	34,560
(\$2 w/RED NUMBER MATCH) + (\$2 × 3)	\$10	375	34,560
(\$4 w/RED NUMBER MATCH) + \$2	\$10	300	43,200
\$10	\$10	375	34,560
\$2 × 10	\$20	750	17,280
\$4 × 5	\$20	1,500	8,640
\$5 × 4	\$20	750	17,280
(\$5 w/HOT) + \$5	\$20	750	17,280
\$10 × 2	\$20	1,500	8,640
\$10 w/RED NUMBER MATCH	\$20	750	17,280
\$20	\$20	750	17,280
\$4 × 10	\$40	2,400	5,400
\$5 × 8	\$40	2,553	5,076
\$10 × 4	\$40	2,553	5,076
(\$10 w/HOT) + \$10	\$40	2,400	5,400
\$20 × 2	\$40	2,553	5,076
\$20 w/RED NUMBER MATCH	\$40	2,400	5,400
\$40	\$40	2,400	5,400
\$5 × 10	\$50	4,800	2,700
\$10 × 5	\$50	4,800	2,700
(\$10 w/HOT) + (\$10 × 2)	\$50	4,800	2,700
(\$10 w/RED NUMBER MATCH) + (\$10 × 3)	\$50	4,800	2,700
(\$20 w/RED NUMBER MATCH) + (\$5 × 2)	\$50	4,800	2,700
\$50	\$50	4,800	2,700
\$10 × 10	\$100	8,000	1,620
(\$20 w/HOT) + (\$20 × 2)	\$100	8,000	1,620
\$50 × 2	\$100	8,000	1,620
\$50 w/RED NUMBER MATCH	\$100	8,000	1,620
\$100	\$100	8,000	1,620
\$40 × 10	\$400	60,000	216
(\$50 w/HOT) + (\$50 × 5)	\$400	60,000	216
\$100 × 4	\$400	60,000	216
(\$100 w/RED NUMBER MATCH) + (\$100 × 2)	\$400	60,000	216
\$400	\$400	60,000	216
\$50 × 10	\$500	120,000	108
\$100 × 5	\$500	120,000	108
(\$100 w/RED NUMBER MATCH) + (\$100 × 3)	\$500	120,000	108
\$500	\$500	120,000	108
\$100 × 10	\$1,000	40,000	324
\$1,000	\$1,000	40,000	324
\$25,000	\$25,000	518,400	25

Red Number Match = Match a Red Flaming Number to either Red Hot Number, win double the prize shown under that number.

Get a "Hot" (HOT) symbol, win triple the prize shown under that symbol.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Red Hot Tripler instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Red Hot Tripler, prize money from winning Pennsylvania Red Hot Tripler instant lottery game tickets will be retained by the

Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Red Hot Tripler instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-1013—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game*: The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Red Hot Tripler or through normal communications methods.

STEPHEN H. STETLER,
Secretary

[Pa.B. Doc. No. 09-1257. Filed for public inspection July 10, 2009, 9:00 a.m.]

DEPARTMENT OF STATE

Election for the Office of Judge of The Superior Court of Pennsylvania

On June 15, 2009, the Secretary of the Commonwealth received written notice that Judge Maureen Lally-Green has revoked her declaration of candidacy for retention as a Judge of the Superior Court of Pennsylvania. Under the Constitution and laws of the Commonwealth, an election for the judicial office held by Judge Lally-Green will occur as part of the Municipal Election to be held November 3, 2009.

In the Municipal Election, the electors of the Commonwealth will elect four Judges of the Superior Court of Pennsylvania. Each elector will be entitled to vote for up to four candidates, with the four candidates receiving the largest number of valid votes being elected.

In the Municipal Primary held May 19, 2009, the electors of the Democratic Party and the Republican Party each nominated three candidates for the office of Judge of the Superior Court. By law, each of the certified Statewide political parties of the Commonwealth—the Democratic Party, the Republican Party and the Libertarian Party—will be permitted to nominate one additional candidate for Superior Court by submitting to the Secretary of the Commonwealth, no later than September 14, 2009, a nomination certificate in the form prescribed by law and prepared in accordance with the applicable rules of the political party. See 25 P. S. §§ 2938.3, 2953 and 2954 (relating to vacancy due to revocation of declaration of candidacy for retention; filling of certain vacancies in public office by means of nomination certificates and nomination papers; and number, form and requirements of nomination certificates to fill certain vacancies). Political bodies will be permitted to nominate a candidate by filing with the Secretary of the Commonwealth, no later than September 14, 2009, nomination papers prepared and submitted in accordance with the requirements of the Pennsylvania Election Code. *See id.*

Questions respecting this notice may be directed to Shauna Graves, Assistant Counsel, Department of State at (717) 265-7632 or shgraves@state.pa.us.

PEDRO A. CORTÈS,
Secretary

[Pa.B. Doc. No. 09-1258. Filed for public inspection July 10, 2009, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Upper Saucon Sewage Treatment Authority v. DEP; EHB Doc. No. 2009-092-C

Upper Saucon Sewage Treatment Authority has appealed the issuance by the Department of Environmental Protection of an NPDES permit to same for a facility in Upper Saucon Township, Lehigh County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Acting Chairperson

[Pa.B. Doc. No. 09-1259. Filed for public inspection July 10, 2009, 9:00 a.m.]

FISH AND BOAT COMMISSION

Approved Courses of Instruction in Boating Safety Education

Section 91.6(a)(1) of 58 Pa. Code (relating to Boating Safety Education Certificates) defines a Boating Safety Education Certificate for residents of this Commonwealth as a document issued by the Fish and Boat Commission (Commission) certifying that the person named on the certificate has established proof of competency through the successful completion of a course approved in accordance with § 91.7 (relating to criteria for courses of instruction in boating safety education). Under § 91.7, the Executive Director of the Commission may approve, by notice, boating safety education courses that meet the course criteria established under that section and will publish a list of approved boating safety education courses in the *Pennsylvania Bulletin* on an annual basis or more frequently as required. The Executive Director has approved the following courses in boating safety education for Commonwealth residents, effective July 1, 2009:

- Fish and Boat Commission (classroom course)
- United States Coast Guard Auxiliary (classroom course)
- United States Power Squadrons (classroom course)

- Kalkomey Enterprises, Inc., d/b/a Boat Ed (correspondence course)
- BoaterExam America, Inc. (Internet course)
- Kalkomey Enterprises, Inc., d/b/a Boat Ed (Internet course)

For nonresidents, a Boating Safety Education Certificate is a certificate, card or other official document that indicates on the certificate, card or other document successful completion of a course approved by the National Association of State Boating Law Administrators.

DOUGLAS J. AUSTEN, Ph.D.,
Executive Director

[Pa.B. Doc. No. 09-1260. Filed for public inspection July 10, 2009, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 645.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
125-102	Pennsylvania Gaming Control Board Key Employees and Complimentary Services or Items 39 Pa.B. 2113 (April 25, 2009)	5/26/09	6/25/09

Pennsylvania Gaming Control Board Regulation #125-102 (IRRC #2757) Key Employees and Complimentary Services or Items

June 25, 2009

We submit for your consideration the following comments on the proposed rulemaking published in the April 25, 2009 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Pennsylvania Gaming Control Board (Board) to respond to all comments received from us or any other source.

1. Section 401a.3. Definitions—Need; Economic impact.

The Board states it has amended the definition of “key employee” to expand the list of positions that require a key employee license. Several licensees have commented that this amendment is unnecessary and costly. The licensees state they are not aware of any problems that the amendment is designed to address.

It is our understanding that the key employee license requires a significantly more detailed background and financial review of an employee compared to a gaming license. The Board should provide the following to justify its proposed amendment:

- Explain the specific problem or problems the amendment addresses.
- Explain the difference between the requirements for a gaming employee and a key employee license, including the difference in costs.
- Explain how the benefits derived from the amendment justify the cost imposed.

2. Section 465a.7. Complimentary services or items.—Need; Economic impact; Clarity.

Submit internal controls for complimentary services to the Board for approval

The existing regulation in Subsection (a) requires licensees to maintain a written record of internal controls, but specifically does not require Board approval of them. The amendment to Subsection (a) would now require Board approval of internal controls for complimentary services and items. Commentators believe the existing regulation is sufficient and oppose the amendment because they believe it is unnecessary. The commentators believe this provision would curtail operating flexibility and would lead to frivolous compliance issues. The Board should provide further justification for the need to approve these internal controls and explain the economic impact of the amendment.

Clarity of approval process

The Board is amending Subsection (a) to require slot machine licensees to “submit internal controls for complimentary services and items to the Board for approval under § 465a.2 (relating to internal control systems and audit protocols).” The cross-reference to “approval under § 465a.2” is not clear because Section 465a.2 contains two approval processes. Under Section 465a.2, Subsection (a) is an approval process for initial internal controls and Subsection (f) is an approval process for amendments to internal controls. Since licensees under existing regulation already have approved internal controls, but did not have to obtain approval of internal controls for complimentary services, will the Board consider the filings pursuant to this rulemaking to be an initial filing or an amendment? The Board should clarify the approval process that will be used, the information required for submittal of internal controls for complimentary services and the cross-reference to “approval under § 465a.2.”

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 09-1261. Filed for public inspection July 10, 2009, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, in Harrisburg, PA at 10:30 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or you can obtain a copy from our web site, www.irrc.state.pa.us.

Final-Form

Reg. No.	Agency/Title	Received	Public Meeting
57-262	Pennsylvania Public Utility Commission Household Goods in Use Carrier	6/26/09	8/6/09
16A-5422	State Board of Pharmacy Fees	6/29/09	8/6/09
106-9	Environmental Hearing Board Practice and Procedure	7/30/09	8/6/09

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 09-1262. Filed for public inspection July 10, 2009, 9:00 a.m.]

INSURANCE DEPARTMENT

Re: Allianz Life Insurance Company of North America; Rate Increase Filing for Several LTC Forms; Rate Filing

Allianz Life Insurance Company of North America is requesting a 25% increase on the following forms: N-2350-P-PA, N-2350-P-1-PA, N-2720-P-PA, N-2721-P-PA, N-2720-P-PA(Q), N-2720-P-PA(NQ), N-2721-P-PA(Q), N-2721-P-PA(NQ), 1C-P-N-PA, 1C-P-N-A-PA, 1C-P-Q-PA, 1C-P-Q-A-PA, 1F-P-N-PA, 1F-P-N-A-PA, 1F-P-Q-PA, 1F-P-Q-A-PA, 1H-P-N-PA, 1H-P-N-A-PA, 1H-P-Q-PA, 1H-P-Q-A-PA, N-4040-P-PA(Q), N-4040-P-PA(NQ), N-4041-P-PA(Q), N-4041-P-PA(NQ), 2-P, 2-P-A, N-3000-P-PA(Q), N-3000-P-PA(NQ), N-3001-P-PA(Q), N-3001-P-PA(NQ), 7-P-Q-PA, 7-P-Q-PA-1, 7-P-F-Q-PA, 7-P-F-Q-PA-1, 7-R4, 8-P-Q-PA and 8-P-F-Q-PA. A total of 2,636 Pennsylvania policyholders will be affected by this rate adjustment.

Unless formal administrative action is taken prior to September 24, 2009, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.ins.state.pa.us. Scroll down the home page and click on "Consumer Information" located on the left side. Next scroll down to "General Information," located in the middle of the page, and click on "Notices." The pdf copy of this filing is located at the link "Filing.pdf" following the name of the filing.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square,

Harrisburg, PA 17120, jlaverty@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-1263. Filed for public inspection July 10, 2009, 9:00 a.m.]

Re: State Farm Fire and Casualty Company; Homeowners; Rate and Rule Revision; Rate Filing

On June 25, 2009, the Insurance Department (Department) received from State Farm Fire and Casualty Company a filing for a rate level and rule change for homeowners insurance.

The company requests an overall 9.2% increase amounting to \$36,463,012 annually, to be effective October 15, 2009, for new business and December 1, 2009, for renewal business.

Unless formal administrative action is taken prior to July 25, 2009, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at www.ins.state.pa.us. To access the filing, under "Quick Links" click on "Rate Filings Published in the PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Michael McKenney, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, mmckenney@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-1264. Filed for public inspection July 10, 2009, 9:00 a.m.]

Scott R. Williams; Prehearing

License Denial; Doc. No. AG09-06-018

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure).

A prehearing telephone conference initiated by this office is scheduled for August 12, 2009, at 10 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before August 10, 2009. A hearing shall occur on August 26, 2009, at 10 a.m. in the Administrative Hearings Office, Capitol Associate Building, Room 200, 901 North Seventh Street, Harrisburg, PA.

If an attorney or representative for a party attending the conference does not have complete settlement author-

ity relative to this matter, the party or persons with full settlement authority shall be available by telephone during the conference. At the prehearing telephone conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and the documents anticipated for use at the hearing, estimated time for the hearing, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before July 28, 2009, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any shall be filed on or before August 11, 2009.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Donna R. Fleischauer, Human Resources Director, at (717) 705-4194.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-1265. Filed for public inspection July 10, 2009, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Implementation Order

Public Meeting held
June 18, 2009

Commissioners Present: James H. Cawley, Chairperson;
Tyrone J. Christy, Vice Chairperson; Kim Pizzigrilli;
Wayne E. Gardner; Robert F. Powelson, Statement

*Smart Meter Procurement and Installation; Doc. No.
M-2009-2092655*

Implementation Order

By the Commission:

The Pennsylvania General Assembly (General Assembly) has directed that electric distribution companies with more than 100,000 customers file smart meter technology procurement and installation plans with the Commission for approval. 66 Pa.C.S. § 2807(f). This Implementation Order will establish the standards each plan must meet and provide guidance on the procedures to be followed for submittal, review and approval of all aspects of each smart meter plan. This Implementation Order will also establish minimum smart meter capability and guidance on the Commission's expectations for deployment of smart meters.

Background and History of this Proceeding

Governor Edward Rendell signed Act 129 of 2008 ("the Act" or "Act 129") into law on October 15, 2008. The Act took effect 30 days thereafter on November 14, 2008. Among other things, the Act specifically directed that within 9 months of its effective date, electric distribution companies ("EDCs") are to file, with the Commission for approval, a smart meter technology procurement and installation plan. 66 Pa.C.S. § 2807(f)(1). Each EDC

smart meter plan must describe the smart meter technologies the EDC proposes to install, upon request from a customer at the customer's expense, in new construction and in accordance with a depreciation schedule not to exceed 15 years. 66 Pa.C.S. § 2807(f)(1) and (2). The Act also establishes a requirement for EDCs to make available to third parties direct meter access and electronic access to meter data by third parties, upon customer consent. 66 Pa.C.S. § 2807(f)(3). The Act further defines minimum smart meter technology capabilities. 66 Pa.C.S. § 2807(g). Finally, the Act establishes acceptable cost recovery methods. 66 Pa.C.S. § 2807(7).

On March 30, 2009, the Commission issued a Secretarial Letter seeking comments on a draft staff proposal and additional questions regarding EDC smart meter procurement and installation. Comments were due by April 15, 2009, with reply comments due April 27, 2009. On April 9, 2009, the Commission, at the request of several interested parties, issued a Secretarial Letter extending the comment period to April 20, 2009, and the reply comment period to April 29, 2009.

The following parties filed comments: West Penn Power Company, d/b/a Allegheny Power ("Allegheny"); Citizen Power ("Citizen"); Constellation NewEnergy, Inc. ("Constellation"); Duquesne Light Company ("Duquesne"); Elster Integrated Solutions ("Elster"); The Energy Association of Pennsylvania ("EA"), Exelon Energy ("Exelon"); Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company (collectively "FirstEnergy"); the Industrial Energy Consumers of Pennsylvania ("IECPA"); Office of Consumer Advocate ("OCA"); PECO Energy Company ("PECO"); PPL Electric Utilities Corporation ("PPL"); Sensus Metering Systems ("Sensus"); Tendril Networks, Inc. ("Tendril"); and Trilliant, Inc. ("Trilliant"). The following parties filed reply comments: Duquesne; EA; FirstEnergy; IECPA; PECO; and PPL.¹

Discussion

In this section the Commission will outline the standards each plan must meet and provide guidance on the procedures to be followed for submittal, review and approval of all aspects of each smart meter plan. This section will also establish guidance on the Commission's expectations for the deployment of smart meters, as well as minimum smart meter capabilities. This section will also describe requirements regarding access to smart meters and data. Finally, in this section the Commission will provide guidance on EDC smart meter technology cost recovery.

A. Plan Approval Process

Within 9 months after the effective date of Act 129, each EDC with more than 100,000 customers is to file a smart meter technology procurement and installation plan with the Commission for approval. 66 Pa.C.S. § 2807(f)(1) and (6). As Act 129 became effective on November 14, 2008, the smart meter plans must be submitted on or before August 14, 2009. Each smart meter plan shall include: a summary of the EDC's current deployment of smart meter technology, if any; a plan for future deployment, complete with dates for key milestones and measurable goals; and such other information as is required by this Order. The plans shall be served on the Office of Consumer Advocate, the Office of Small

¹ Wal-Mart Stores East, LP and Sam's East Inc. filed a Petition for Extension of Time to file reply comments, which this Commission denied in a letter dated May 6, 2009. While we rejected Wal-Mart's and Sam's petition, we did receive and consider their reply comments submitted on May 1, 2009.

Business Advocate, the Office of Trial Staff, and Electric Generation Suppliers licensed to provide service in the Commonwealth.

Comments to the smart meter plans will be permitted to be filed by September 25, 2009. Following the receipt of comments, the plans will be referred to the Office of Administrative Law Judge for such proceedings as may be deemed necessary. There will be at least one technical conference scheduled for each plan during October, 2009, at which the filing EDC will present personnel with in-depth knowledge of the plan who can respond to questions regarding all aspects of the plan. The technical conference(s) shall be transcribed and the transcript(s) will become part of the record in the proceeding.² Any evidentiary hearings that may be necessary shall be held during November 2009.

At the conclusion of the technical conference and any evidentiary hearings that may be necessary, an initial decision will be issued resolving all issues raised in the proceeding. It is anticipated that an Initial Decision will be issued on or before January 29, 2010. Parties will be permitted to file Exceptions and Reply Exceptions as set forth in Section 5.533 of the Commission's Regulations, 52 Pa. Code § 5.533. Parties are strongly encouraged to pursue settlement opportunities during the proceeding. It is expected that the comments and technical conference(s) will promote settlement efforts.

Several parties provided comments on the staff proposal's plan approval process. The EA asserted that the plan approval process should be a collaborative process rather than an adversary proceeding. We note that, after smart meter plans are referred to the OALJ, the proceedings will be conducted in accordance with the Commission's Rules of Administrative Practice and Procedure. This does not mean that the plan approval process must be a contentious adversary proceeding. We encourage parties to seek collaborative solutions to issues that arise during the plan approval process. Nevertheless, due process considerations require that we preserve the right of the parties to litigate if cooperative solutions cannot be reached and obtain an adjudication from the Commission.

Several commentators, including the OCA, expressed concern that the plan approval process described in the staff proposal did not provide adequate time for review of smart meter plans. They noted that Act 129 does not prescribe the period for reviewing and approving smart meter plans. Consequently, they argued that the plan approval process can and should be extended so that the review of smart meter plans is not unduly constrained.

In addition, the OCA and other commentators asserted that the proposed plan approval process should be modified to improve coordination with other proceedings required by Act 129. They point out that, under the plan approval process as described in the staff proposal, comments would be due and technical conferences would be held during August and September, 2009. During that same period, the EDCs, the statutory advocates, the ALJs and many other interested stakeholders will be engaged in Act 129 proceedings regarding Energy Efficiency and Conservation Plan approvals. These commenters conclude that the plan approval process should be modified so that it is better integrated with Energy Efficiency and Conservation Plan approvals.

² Any technical conference should be conducted as informally as possible, consistent with the good order of the proceedings. Lay persons will be permitted to directly ask questions of the EDC representatives, although such lay persons must be affiliated with an admitted Party of Record.

Allegheny, on the other hand, asserted that Initial Decisions should be issued quickly due to the time necessary to implement plans following their approval. In addition, Duquesne expressed its support for the plan approval process described in the staff proposal.

While the Commission agrees with the need to complete the plan approval process expeditiously, we are persuaded that the process, and its results, will be improved considerably if we extend the time period for reviewing and approving plans. We will not, however, adopt OCA's proposal as that proposal does not provide the ALJs with adequate time to prepare an initial decision following the receipt of briefs and reply briefs in December 2009.

Accordingly, as outlined previously, we will require smart meter plans to be filed with the Commission on or before August 14, 2009. Comments may be filed with the Commission on or before September 25, 2009. Technical conferences will be held during October 2009, with evidentiary hearings, if necessary, to be held during November 2009, and Initial Decisions to be issued on or before January 29, 2010. Any party may file Exceptions and/or Reply Exceptions to the Initial Decisions, in accordance with Commission Regulations, before the Commission issues its final decision.

B. Smart Meter Deployment

Act 129 requires EDCs to furnish smart meter technology: (1) upon request from a customer that agrees to pay the cost of the smart meter at the time of the request; (2) in new building construction; and (3) in accordance with a depreciation schedule not to exceed 15 years. 66 Pa.C.S. § 2807(f)(2). The Commission recognizes that a fully functional smart meter involves more than just the meter hardware attached to the customer's premises. A fully functional smart meter that supports the capabilities required by Act 129 and as outlined as follows, involves an entire network, to include the meter, two-way communication, computer hardware and software, and trained support personnel. The Commission also recognizes that it may take time for EDCs to select and install the required smart meter network components, and to train support personnel.

1. Network Development and Installation Milestones

As EDCs will need time to develop and install the entire smart meter network, the Commission is granting a network development and installation grace period of up to 30 months following plan approval. During this grace period the Commission will not require EDCs to install a smart meter at a customer's premises. However, during this grace period, the Commission will require EDCs to provide interval data capable meters, if the existing meter is not capable of providing interval data, and direct access to the customer's interval data to third-parties, such as EGSs or CSPs, upon customer request.³ The access to this interval data should be available in real-time, if requested, and in a manner consistent with RTO requirements. In addition, EDCs will be permitted to continue to offer their already established and approved time-of-use rate programs.

The Commission also directs all covered EDCs to include in their smart meter procurement and installation plan filing a proposal for meeting specific milestones within this 30 month grace period. Each covered EDC must include a justification and its plan for meeting the following milestones:

³ These interval capable meters are not smart meters as they will not have the capabilities outlined in section C of this Order. However, they are capable of providing real-time pulse data that enables the recording of usage at set intervals.

- Assessment of needs and technological solutions.
- Selection of technologies and vendors.
- Establishment of network designs.
- Establishment of plans for training personnel.
- Establishment of plans for installation, testing and rollout of support equipment and software.
- Installation, testing and rollout of support equipment and software.
- Establishment of plans to design, test and certify EDI transaction capability consistent with this order.
- Establishment of plans for installation of meters consistent with the rollout requirements described as follows.

Each plan must include a schedule to meet each of these milestones, as well as specific reporting deadlines when the EDC will provide this Commission with reports on the status of its plan.

Several commentators provided input regarding the proposed 18 month network development and installation grace period. Overall, the topic of an 18 month grace period was the issue that generated the most consensus. The general take on the issue was that 18 months was not nearly enough time for the EDCs to have their smart meter networks up and running. Among those holding this position was: the EA, Allegheny, PPL, FirstEnergy, PECO and Duquesne. Specifically, PPL noted that just the selection and procurement process for the meters would take 18 months, while a separate 18 month period would be required for planning and development associated with meter data management and an additional couple of years for the installation and integration of such systems.

FirstEnergy urged the Commission to remain flexible with its time lines, due to the inherent differences of the EDCs' service territories and starting points. The EA, FirstEnergy and PECO asserted that the 18 month grace period should not commence until a vendor contract is approved. PECO anticipated delays in the marketplace due to the high number of EDCs purchasing smart meters and network equipment at the same time and suggested delaying the start of the grace period until a final vendor contract is signed and approved. The EA supports the use of key goals and milestones for each EDC and encourages flexibility of such goals, as all EDCs are unique.

It seems clear that the suggested 18 month grace period is not a sufficient amount of time for the EDCs to design and install their smart meter networks. The Commission agrees that some flexibility must be provided in the design and installation of a smart meter network, as some EDCs face greater logistical challenges than others do. Therefore, the Commission has established a period of up to 30 months for each EDC to assess its needs, select technology, secure vendors, train personnel, install and test support equipment and establish a detailed meter deployment schedule consistent with the statutory requirements. This grace period will commence upon Commission approval of an EDC's smart meter plan. This will afford each EDC more time and flexibility in the design and development process to ensure that it can meet the demands and challenges unique to each service territory.

2. Customer Request

As pointed out previously, the Commission will not require EDCs to deploy smart meters until after the

EDC's Commission approved network development and installation grace period ends. Once this grace period expires, each covered EDC must supply a smart meter upon request by a customer, per Act 129.

The Commission recognizes that deployment of smart meters on a piecemeal or individual basis could involve greater costs than a systematic systemwide deployment. The General Assembly recognized this as well when it included the proviso that the customer requesting the smart meter must agree to pay for the cost of the smart meter. However, the Commission does not believe it was the intent of the General Assembly for this customer to pay the entire cost of the smart meter and its supporting infrastructure. Such a requirement would be so cost-prohibitive that no customer would request a smart meter. Furthermore, the customer would be paying for the smart meter directly and also through the EDC's cost recovery mechanism. Such a result would be an absurd, impossible and unreasonable outcome, which is contrary to the rules of statutory construction. See 1 Pa.C.S. § 1922(1). To avoid this absurd result, the Commission believes that only the incremental costs over and above the cost for systemwide deployment are to be paid by customers requesting early deployment of a smart meter.

The Commission directs each covered EDC to include in its smart meter plan a proposal to install individual smart meters in advance of the EDC's systemwide deployment and after the network installation grace period. This proposal should include an itemization of the incremental costs. If an EDC cannot provide the incremental costs at the time of its initial filing, it will have to seek Commission approval of these incremental charges prior to the expiration of the approved network grace period. If an EDC does not obtain approval of these incremental costs prior to the end of the grace period it must install individual smart meters at its own expense. Such costs are not recoverable from ratepayers.

Several commentators expressed concerns regarding the costs associated with installing smart meters at customer request under 66 Pa.C.S. § 2807(f)(2)(i). OCA agreed that a customer should pay for the incremental costs of installing a meter prior to the scheduled rollout. However, OCA does not feel that the customer should have to provide payment upfront to cover the costs, but rather the costs should be recovered through an increased customer charge on the customer's monthly bill. OCA also warns that care must be taken to ensure that the customer is not being subjected to any sort of double recovery. PECO and FirstEnergy maintain that the customer must pay these costs as a lump sum at the time of the request, as stated in Act 129.

FirstEnergy submits that 52 Pa. Code § 57.20(h) provides that "a service watt-hour meter which is removed from service shall be tested for 'as found' registration accuracy." FirstEnergy requests that the Commission provide EDCs with a blanket waiver of this requirement, as the meters are not being replaced due to any perceived malfunction and will not be put back into service. FirstEnergy posits that such a waiver will eliminate unnecessary costs associated with systemwide smart meter installation.

Duquesne states that the incremental costs to an individual customer would be astronomical because reading the new meters without having deployed the entire infrastructure would require the purchasing of trucks and the hiring of meter readers and administrative office workers to manually enter the meter reads.

The Commission interprets the Act to mean that a customer must pay the costs of installing a meter at the time of the request, and hence disagrees with OCA's assertion that the costs should be embedded in a customer charge. The EDC needs to be reimbursed for the task of installing a meter on a piecemeal basis, and the easiest way to accomplish that recovery is not through a customer charge increase, but rather by receiving an upfront payment from the customer.

As for Duquesne's worry about the incremental costs being astronomical, the Commission believes there is confusion when Duquesne says it is worried about reading meters before the new infrastructure is in place. The Commission is not requiring an EDC to do anything extraordinary during this smart meter procurement and installation grace period. The requirement to install interval capable meters during the grace period or smart meters at the request of a customer is intended to support rate structures, energy efficiency or demand response programs offered by the EDC or a third party at the request of a customer. These types of programs have been in place and offered to customers for decades. All the Commission is requiring is that EDCs facilitate these programs in a cost effective manner that provides access to the data needed to support these programs without unnecessary or unreasonable barriers. Therefore, the Commission expects the EDCs to provide a plan for supporting these programs in such a manner that does not require unreasonable or imprudent costs. Furthermore, all incremental costs that EDCs plan on recovering from a customer must first be reviewed and approved by the Commission. Staff believes these costs will be reasonable and by no means astronomical.

The Commission agrees with FirstEnergy that the costs of complying with 52 Pa. Code § 57.20(h) are unnecessary and will grant a waiver of this provision for watt-hour meters that are being replaced with smart meters in accordance with an approved plan. The Commission believes it would add unreasonable and unnecessary costs to require the EDCs to test every meter removed for the purposes of upgrading to a smart meter.

3. New Construction

As with all equipment, meters have a useful life. EDCs determine how much to invest in meter equipment based on its useful life and have an opportunity to depreciate that investment over the useful life of the meter. In addition, EDCs have an opportunity to recover the cost of the meter from ratepayers. Therefore, if a meter is replaced prior to the end of its useful life, the EDC will not be able to take advantage of the full depreciation of that meter or the ratepayers will pay an increased rate to cover the cost of both meters. The Commission believes that the intent of the Act's provision for installing smart meters in new construction was to avoid this waste and added expense.

Again, the Commission will not require deployment of smart meters in new construction during an EDC's approved network grace period. However, the Commission will direct all covered EDCs to develop a plan to install smart meters in new construction that is begun after the network grace period. Therefore, the Commission directs each covered EDC to include in its smart meter plan a proposal for deployment of smart meters in new construction. Such a proposal should include a plan to identify new developments and construction early enough to incorporate it into the system-wide deployment proposal.

Several parties commented on the proposed rollout of smart meters in new construction. OCA posits that smart

meters should be installed on new construction from the beginning, even during the network installation grace period. OCA asserts that while the smart meters will not be fully functional, the smart meters should still be able to provide the necessary billing data. FirstEnergy, PECO and PPL disagree, noting that while the meter may be able to provide billing data, the method for providing that data may not be compatible with its existing systems. FirstEnergy does not object to providing smart meters on new construction after the grace period, provided that the Commission allows for flexibility in making the smart meters fully functional and that the customer pays the incremental costs. Duquesne asserted that installation of smart meters should be addressed in the same manner as installation at customer request. Duquesne notes that customer preference should determine which meter to install between the end of the grace period and system-wide deployment.

The Commission agrees with FirstEnergy, PECO and PPL that installation of smart meters on new construction during the grace period would not be practical or cost-effective as the EDCs will not have selected the technology they will employ. Furthermore, the smart meter may not be compatible with its existing meter reading technology. As such, the Commission directs EDCs to handle any new construction customer that requests a smart meter during the grace period under the procedures addressed above for customer requested meters.

4. Systemwide Deployment

The Commission believes that it was the intent of the General Assembly to require all covered EDCs to deploy smart meters systemwide when it included a requirement for smart meter deployment "in accordance with a depreciation schedule not to exceed 15 years." It is this systemwide deployment that will provide the foundation for the EDCs' smart meter installation plans. Therefore, it is crucial for the EDCs to develop a plan that will best meet the needs of their service territory, while at the same time operating in a manner that is both cost and time effective.

The EDCs shall detail their systemwide deployment plans to the Commission, including any type of tiered rollout the company proposes, as well as the associated costs and benefits incurred from such a rollout. This systemwide plan should also incorporate a coordination element with the new construction deployment component. Furthermore, the Commission will require all EDCs to file a "Smart Meter Progress" report on an annual basis that will update the status of their installation plans, including the number of customers who received meters in the prior year, the estimated number of customers scheduled to receive meters in the coming year, and all costs associated with the meter plan incurred during the previous year.

It should also be noted that Act 129 uses the language "not to exceed 15 years." An EDC is encouraged to expedite the deployment process if it will provide increased customer benefits in a cost-effective manner. Again, the primary goal of the EDC deployment plan should be to implement a deployment and installation schedule that best balances the overall efficiency and timeliness of the smart meter installations with the costs incurred.

OCA commented that the Commission needs to clarify whether the 15 year depreciation schedule outlined in Act 129 commences upon plan approval or following the grace

period. The Commission believes that the 15 year depreciation period should commence upon plan approval, and that the grace period is simply a period of time within that 15 year time frame.

C. Smart Meter Capabilities

Act 129 defines smart meter technology as including metering technology capable of bidirectional communication that records electricity usage on at least an hourly basis, including related electric distribution system upgrades to enable the technology. 66 Pa.C.S. § 2807(g). The Act further states that the smart meter technology must provide customers with direct access to and use of price and consumption information, to include: (1) direct information on their hourly consumption; (2) enable time-of-use rates and real-time price programs; and (3) effectively support the automatic control of electricity consumption by, the customer, the EDC or a third-party, at the customer's request. 66 Pa.C.S. § 2807(g).

The Act further requires that default service providers submit time-of-use rates and real-time pricing plans by January 1, 2010, or at the end of the applicable generation rate cap period, whichever is later. Default service providers must offer the time-of-use rates and real-time pricing plans to all customers that have been provided with smart meter technology. 66 Pa.C.S. § 2807(f)(5). Real-time pricing is defined as "a rate that directly reflects the different cost of energy during each hour." 66 Pa.C.S. § 2806.1(m). A time-of-use rate is defined as "a rate that reflects the costs of serving customers during different time periods, including off-peak and on-peak periods, but not as frequently as each hour." *Id.*

The Commission believes that the smart meter capability requirements set out in Act 129 are minimal requirements. The Commission also recognizes that smart meter technology can support more than demand response and pricing programs. Smart meters have the ability to support maintenance and repair functions, theft detection, system security, consumer assistance programs, customer-generator net metering, and other programs that increase an EDC's efficiencies and reduce operating costs. Therefore, the Commission directs that a covered EDC's smart meter technology must support the following capabilities:

1. Bidirectional data communications capability.
2. Remote disconnection and reconnection.
3. Ability to provide 15-minute or shorter interval data to customers, EGSs, third-parties and the regional transmission organization ("RTO") on a daily basis, consistent with the data availability, transfer and security standards adopted by the RTO.
4. A minimum of hourly reads delivered at least once per day.
5. Onboard meter storage of meter data that complies with nationally recognized nonproprietary standards such as ANSI C12.19 and C12.22 tables.
6. Open standards and protocols that comply with Nationally recognized nonproprietary standards, such as IEEE 802.15.4.
7. Ability to upgrade these minimum capabilities as technology advances and becomes economically feasible.
8. Ability to monitor voltage at each meter and report data in a manner that allows EDC to react to the information.
9. Remote programming capability.

10. Communicate outages and restorations.
11. Ability to support net metering of customer-generators.
12. Support automatic load control by EDC, customer and third-parties, with customer consent.
13. Support time-of-use and real-time pricing programs.
14. Provide customer direct access to consumption and pricing information.

While the Commission believes that all of the previously-listed capabilities will further facilitate the consumer's ability to intelligently control their electric use and costs, we are cognizant that the costs of some of these added capabilities may exceed any benefit they may provide. Therefore, the Commission reserves the authority to waive the requirement for any of the Commission imposed requirements as described in section E.1. This waiver authority does not extend to the minimum requirements delineated in 66 Pa.C.S. § 2807(g).

Several commentators provided input regarding the smart meter capabilities listed in the staff proposal. We will address each of the major issues raised by commentators relating to smart meter capabilities.

1. Remote disconnect, reconnect, service limiting and prepay capabilities

In their comments, Allegheny and PECO favor requiring smart meters to support remote disconnect and reconnect, as well as service limiting and prepaid service programs. Duquesne supported remote disconnect and reconnect for single phase, self-contained and class 200 or less meters, but suggested that revisions to Chapter 56 need to be considered before committing to these capabilities. PPL noted that there are institutional impediments to deployment of remote disconnect and reconnect capability. In addition, PPL and OCA noted that remote disconnect and reconnect, as well as, service-limiting and prepay functionality involves significant public policy considerations that raises process and safeguard issues. OCA is further concerned that by requiring smart meters to support remote disconnect, service limiters and prepaid service sends a strong signal to EDCs to implement these capabilities. OCA specifically stated that "the use of smart meter technology to terminate customers, limit service, or require prepayment of service raise significant concerns for the health and safety of the residents of the Commonwealth."⁴

The Commission agrees in part with Allegheny, OCA, PECO and PPL. Specifically, the Commission agrees that the significant policy implications of service limiting and prepaid service should be addressed in another proceeding prior to requiring such capability in smart meters. Therefore, we have removed support for service-limiting, and prepaid service as a minimum capability requirement. This does not preclude EDCs from including these capabilities, however, an EDC cannot employ these capabilities unless it is approved by the Commission and consistent with regulations governing such programs, such as 52 Pa. Code § 56.17.

The Commission does not believe that the same policy uncertainties exist with regard to remote disconnect and reconnect. The policy issues and procedures regarding termination and reconnection of service are addressed in the Public Utility Code ("Code"), at 66 Pa.C.S. §§ 1401—1418 and this Commission's regulations. Requiring the

⁴ OCA Comments at page 10.

ability to remotely disconnect and reconnect service in no way abrogates an EDC's obligation to adhere to the Code or this Commission's regulations. Therefore, the Commission will require that smart meters have a capability to remotely disconnect and reconnect service as it provides the ability to increase safety, efficiency and cost benefits.

Ability to provide 15-minute reads

Duquesne, FirstEnergy, PECO, PPL and OCA do not support the inclusion of 15-minute or shorter interval data capability. Instead the parties support hourly data intervals. Duquesne supports hourly and real time pulse data. OCA and PECO assert that the 15-minute or shorter requirement goes beyond Act 129. PECO notes that this requirement is not practical or useful for residential or small commercial customers and that mandating collection of this data may result in increased costs with no benefits. PPL adds that there is less need today than in the past for 15-minute interval data as settlements are conducted on an hourly basis.

However, PPL also recognized that some demand side management programs require less than hourly data intervals. To accommodate this limited group of customers, PPL recommended that the Commission direct that EDC Smart Meter Plans demonstrate how this need will be met. An example offered by PPL involves access protocols for parties to obtain pulse data when hourly data is not sufficient.

Constellation, Elster and Trilliant support the inclusion of the 15-minute or shorter interval data capability. Constellation contends that each meter should be programmable so that a 1-, 5-, 15-, 30- or 60-minute interval could be set. This interval should be based on customer requirements rather than administratively set by the Commission. Elster notes that typical residential systems are capable of providing 15-minute interval data. The interval selected may be more or less frequent depending on specific utility application. Trilliant adds that systems should be configurable to intervals between 5- and 60-minutes. Elster, however, notes that the shorter data intervals will increase costs.

The Commission agrees with Constellation, Elster and Trilliant and concludes that the ability to provide 15-minute or shorter interval data is appropriate. We stress however, that the ability to provide 15-minute or shorter interval data does not mean that EDCs must collect this data on all customers at all times. The ability to provide 15-minute or shorter interval data will allow for EDCs and third parties with customer consent to offer and support rate plans that utilize this level of granularity. The Commission will therefore require that EDC smart meter plans demonstrate how the need for 15-minute or shorter data intervals will be met.

2. Meter storage

Duquesne supports on board meter storage of meter data that complies with Nationally recognized non-proprietary standards without specifying one particular standard. FirstEnergy supports ANSI C12.22 and C12.19 or their equivalents. PPL indicates that standards should be followed as appropriate, but questions why it is necessary to follow standard protocol for storage in the meter that is unlikely to be communicated anywhere but the EDC repository.

The Commission agrees with FirstEnergy and has added the ANSI C12.22 standard. The ANSI C12.19 and C12.22 are standards for storage and transport of register data over a network. The Commission is aware that a number of factors including memory size, number of data

channels being recorded and interval length can impact the number of storage days. The intent of a minimum number of storage days is to ensure that adequate monthly billing data is retrieved before the data is overwritten. Therefore, rather than reference a specific number of days, the Commission requires that EDC smart meter plans incorporate provisions ensuring that all billing data is retrieved before data is overwritten and recoverable following communications outages.

3. Open standards and protocols

Tendril suggests that the Commission should accept any Nationally recognized, nonproprietary standard. Trilliant adds that protocols should be focused at a high level, such as IEEE 802.15.4 (open standard for radio technology). Allegheny notes, for example, that ZigBee is built upon this standard. Elster, however, emphasizes that there is more than one protocol. Duquesne cites the existence of 14 HAN solutions, open or otherwise. The Commission agrees that protocols should be focused at a high level, such as IEEE 802.15.4, and therefore, directs compliance with this standard. The Commission also encourages EDCs to adopt other open protocols and standards that enhance interoperability that are developed subsequent to this order, to the extent available at the time the vendor contract is solicited.

4. Upgradability

Duquesne suggests that technology should be evaluated to accommodate future upgrades, noting that some capabilities can be upgraded as technology advances and becomes economically feasible, while other capabilities are costly to implement without complete meter and system replacement. Duquesne emphasizes that it is difficult to implement a system now to accommodate unknown technical advances. Similarly, PPL notes that it is more important to build flexibility into smart meter systems than it is to anticipate every future need.

The Commission agrees with Duquesne that some capabilities can be upgraded as technology advances and becomes economically feasible, while other capabilities are costly to implement without complete meter and system replacement. The Commission, therefore, directs that EDC smart meter plans identify capabilities that have the potential to be upgraded without complete system replacement as technology advances and becomes economically feasible.

5. Ability to monitor voltage

PPL asserts that it is premature to assume that voltage monitoring has value and that an operations management system and remotely controlled equipment exists to make use of the data. PPL adds that this capability may be appropriate in certain evolutions of the smart grid. The Commission disagrees with PPL in that this feature will serve to enhance reliability aspects associated with the grid. The Commission, therefore, will require that smart meters have a capability to support the ability to monitor voltage.

6. Direct access to consumption and pricing information

Allegheny noted that most smart metering vendors support two standards for a home-area-network ("HAN") protocols, proprietary and ZigBee. Duquesne recommended that usage information should be validated and made available within 48 hours through a HAN or Internet. Duquesne also recommended that the pricing information should reflect the tariff rate and be made available through the Internet or HAN. FirstEnergy

commented that pricing information should be provided through the Internet, noting that HAN type devices will be a competitive offering that should not be dictated by regulation. FirstEnergy and PECO also recommended that validated usage data should be made available in a minimum of 48 hours. PECO posits that data from the meter to a HAN device be limited to raw consumption data. Tendril comments that the Commission should not establish a single standard protocol for delivery of usage information, noting that this information should be available through any and all means that match customer preferences. Regarding pricing data, Tendril encourages a reliance on open standards such as the Smart Energy Profile data standard established by the ZigBee Alliance.

Regarding the comments related to validated consumption data, the Commission agrees in part with FirstEnergy and PECO. We accept that this data should be made available to customers or their designated third-parties within 48 hours, but we adopt this as a minimum standard, at least initially. Ideally, as noted by various parties, the information should be available the next day. Allegheny has already proposed to do this in 24 hours and FirstEnergy noted a 48 hour delay could be shortened as experience is gained.

Regarding comments on the use of open standards and protocols for meter connectivity with other devices, the Commission will not require compliance with one set of standards. Nor will we establish a new standards working group but will instead allow the industry to continue to develop uniform standards for communications firmware and software that would impact consumer products and services in the marketplace. However, the Commission will require EDC smart meters to have a capability to provide raw near real-time consumption data through a HAN or similarly capable method with open protocols. This delivery method should also be capable of providing pricing signals to support real-time and time-of-use pricing programs, as well as energy efficiency and demand response programs. Smart meters should support EDC and EGS time-of-use and real-time-pricing programs. Similarly, smart meters should support EDC, EGS and CSP energy efficiency and demand response programs. An EDC should not use these systems to gain competitive advantage for only its pricing and demand response programs.

D. Access to Smart Meters and Data

Act 129 requires EDCs to make available to third parties, including electric generation suppliers and providers of conservation and load management services, with customer consent, direct access to the meter and electronic meter data. 66 Pa.C.S. § 2807(f)(3). The Commission believes that the true usefulness of smart meters is to provide information to empower customers to control their electric use, for knowledge itself is power.⁵

For customers to be empowered they, or their designated representatives, must have direct access to their consumption data and price data. Therefore, the Commission directs that all covered EDCs must provide at least the following access to their smart meters and data:

1. Nondiscriminatory access for retail electric suppliers and third-parties, such as EGSs, and conservation and load management service providers;
2. Open, nonproprietary two-way access for electric suppliers and third-parties, such as EGSs, and conservation and load management service providers; and

3. Full electronic access to customers and their representatives to meter data upon customer consent.

The Commission further directs that each EDC plan must address standards and formats for electronic data communications with customers and third parties. There are many approaches for requesting and providing meter-level data today, such as, electronic bulletin board, pass-key protected web sites, compact disk, and the like. In addition, EDI (ASC X12 standards) capability has been built by the electricity industry in the Commonwealth to facilitate a reliable, secure economic approach for communicating verified customer data for electric choice. Regardless of the standard or format identified, compliance with Commission orders relating to electronic data communications and the approved Internet protocol at Docket No. M-00960890F0015, is required for third-party access to verified EDC meter data. The third-party must be EDI tested and certified with the EDC and is free to transcribe that data into any format to meet the customer's specific needs.

To achieve the capabilities of smart meter technology, however, EDCs are required to implement an EDI transaction relating to enrollment of customers who elect service on a real-time-price or time-of-use rate program, and a new historical interval usage transaction in order to provide customers and their designated agents with 12 months of interval usage data under Commission orders at Docket No. M-00960890F0015. Also, the historical usage data transaction must facilitate third-party exchange of historical interval usage data recorded at the meter level. An EDI transaction will also need to be developed and implemented for the exchange of monthly, billing quality, interval usage data recorded at the meter level versus the current practice of providing usage data at the account level. These and other developments necessary for the implementation of smart meter technology plans require EDC and third-party participation in the Commission's Electronic Data Exchange Working Group ("EDEWG"). Therefore, EDCs are directed to propose EDI capabilities for this purpose through the EDEWG for Commission review no later than January 1, 2010. In developing these proposals, EDCs are encouraged to look at any applicable national standards, such as those developed by the North American Energy Standards Board. EDCs shall identify in their plans target dates for the testing and certification of these EDI transactions with their business partners in order to meet the smart metering implementation deadline as specified in this Order.

In general, most commentators who addressed the direct meter access issue agree that allowing direct access to the meter itself raises security and safety concerns. PPL commented that communications are separate from metering company responsibilities and is concerned that the term "direct access" can be interpreted as direct access to raw unvalidated data. Citizen stated that smart meter information should be accessible to customers from a web site and directly from the meter, if not cost prohibitive. Duquesne supports direct access to and use of price and consumption information, but does not support direct access to its meters for security reasons. FirstEnergy posits that access to the meter should be strictly prohibited, but that access to the meter data should be permitted under conditions that protect privacy and security. FirstEnergy also encourages the adoption of Nationally recognized standards and protocols. PECO expressed a concern about network security and manage-

⁵ Francis Bacon.

ment risks and does not want a mandate that provides customers and third-parties unrestricted access to the EDC's metering network.

Constellation noted that curtailment service providers and EGSs require direct access to the meter to poll interval data and that should not be burdened by installing their own equipment to collect this data. Exelon suggests that there should be consistency across service territories regarding technological capabilities, protocols and processes. Tendril commented that direct, near real-time access to information is critical and that it is extremely important to accommodate two-way communication through the meter interface.

In response to comments on this issue, the Commission interprets the phrase, "make available direct meter access and electronic access to customer meter data," at 66 Pa.C.S. § 2807(f)(3), as the customer's or customer designated third-party's ability to receive price and meter data in a timely manner and format that is useful and beneficial to the customer in terms of cost and value. Examples of customer benefits from direct access may include, but not be limited to, direct load control, automated appliance control and demand response pricing through the grid.

Additionally, the Commission notes that the EDC, who owns the meter, is responsible for providing direct access through the installation of a smart meter and infrastructure that will enable the end user to receive metered price and consumption information, at least in near real-time and in a format that is not proprietary or unduly discriminatory. Many industry standards groups are engaged in addressing and defining business practices and requirements for smart metering products, services and open data communications that will preserve the integrity, reliability and security of the National grid, the local distribution system and the consumer's data. The National Institute of Standards Technology, the North American Energy Standards Board, and the Utility Communications Architecture International Users Group are worthy of EDC participation for achieving the smart metering requirements of Act 129. Therefore, we direct EDCs to adhere to common industry and communications standards for providing consumers direct access to smart meters and data under this Order.

Nevertheless, for security reasons we determine that a distinction should be made between access to the physical meter and access to the meter information, and we will not require EDCs to allow customers and their designated agent to tamper or physically access the meter itself. However, this directive is not intended to preclude third-parties, with customer consent, from obtaining raw meter data through meter pulse leads, a secure web-portal or other secure means reasonably available to the customer or designated third-party. We agree with the OCA and Sensus that some residential and small commercial customers may find it beneficial to receive consumption and pricing information, and in this regard we will require all EDCs to install a smart meter that is capable of communicating raw data on at least a near real-time basis to in-home devices installed by the customer or customer designated agent. Additionally, we will require EDCs to provide all customers and their designated third-parties access to the following: validated, bill quality consumption data within 48 hours of the meter read; written detailed disclosure of data definitions and characteristics; and written update notices of changes in data characteristics as the changes become effective.

E. EDC Cost Recovery

Act 129 allows an EDC to recover reasonable and prudent costs of providing smart meter technology, to include annual depreciation and capital costs over the life of the smart meter technology and the cost of any system upgrades required to enable the use of the smart meter technology, incurred after November 14, 2008, less operating and capital cost savings realized by the electric distribution company from the installation and use of the technology. Smart meter technology is deemed to be a new service offered for the first time under section 2804(4)(vi).

1. Cost Recovery Mechanism

An EDC may recover smart meter technology costs through: (1) base rates, including a deferral for future base rate recovery of current basis with carrying charge as determined by the Commission; or (2) on a full and current basis through a reconcilable automatic adjustment clause under Section 1307. 66 Pa.C.S. § 2807(f)(7). However, in no event shall lost or decreased revenues by an EDC due to reduced electricity consumption or shifting energy demand be considered a cost of the smart meter technology recoverable under a reconcilable automatic adjustment clause under section 1307(b), except that decreased revenues and reduced energy consumption may be reflected in the revenue and sales data used to calculate rates in a subsequent distribution rate base rate proceeding filed under section 1308 (relating to voluntary change in rates), or a recoverable cost. 66 Pa.C.S. § 2807(f)(4).

Act 129 allows an EDC to recover "all reasonable and prudent costs of providing smart meter technology." To determine what these costs are, each EDC will document all costs relating to its smart meter deployment and installation plan. These costs will include both capital and expense items relating to all plan elements, equipment and facilities, as well as an analysis of all related administrative costs. More specifically, these costs would include, but not be limited to, capital expenditures for any equipment and facilities that may be required to implement the smart meter plan, as well as depreciation, operating and maintenance expenses, a return component based on the EDC's weighted cost of capital, and taxes. Administrative costs would include, but not be limited to, incremental costs relating to plan development, cost analysis, measurement and verification, and reporting. In addition, the plan should include cost estimates for testing, upgrades, maintenance and personnel training. The EDC must also provide sufficient support to demonstrate that all such costs are reasonable and prudent with respect to its smart meter plan. Consistent with Section 315(a), the burden of proof shall be on the EDC. 66 Pa.C.S. § 315(a).

The Commission recognizes that some of the requirements for smart meters outlined in Section C of this Order go beyond the minimum requirements set forth in Act 129. To ensure that these additional smart meter functions are cost-effective, we direct that each smart meter plan filing include cost data that quantifies the costs to meet the minimum requirements set forth in Act 129, the costs to meet all of the requirements set forth in section C, and the individual incremental costs of each added function, less any operating and capital cost savings. Specifically, we direct that the plan filing shall quantify the costs to deploy and operate smart meter technology that is capable of the following minimum requirements set forth in 66 Pa.C.S. § 2807(g):

- Bidirectional data communications.
- Recording usage data on at least an hourly basis once per day.
- Providing customers with direct access to and use of price and consumption information.
- Providing customers with information on their hourly consumption.
- Enabling time-of-use rates and real-time price programs.
- Supporting the automatic control of the customer's electric consumption.

In addition, each plan filing shall include the individual incremental costs for deploying and operating the following smart meter technology capabilities:

- Ability to remotely disconnect and reconnect.
- Ability to provide 15-minute or shorter interval data to customers, EGSs, third-parties and an RTO on a daily basis, consistent with the data availability, transfer and security standards adopted by the RTO.
- Onboard meter storage of meter data that complies with Nationally recognized nonproprietary standards such as ANSI C12.19 and C12.22 tables.
- Open standards and protocols that comply with Nationally recognized nonproprietary standards, such as IEEE 802.15.4.
- Ability to upgrade these minimum capabilities as technology advances and becomes economically feasible.
- Ability to monitor voltage at each meter and report data in a manner that allows an EDC to react to the information.
- Ability to remotely reprogram the meter.
- Ability to communicate outages and restorations.
- Ability to support net metering of customer-generators.

The deployment and operating costs to be presented shall include a breakdown of all incremental costs and any associated potential operational and maintenance cost savings for each functionality and configuration. All cost estimates must be supported by estimates from at least two vendors where available. To the extent that an EDC or another party demonstrates that a particular Commission imposed requirement is not cost-effective, the Commission will have the option of waiving a particular requirement for that EDC or all EDCs. This waiver authority does not extend to the minimum requirements delineated in 66 Pa.C.S. § 2807(g). Any EDC that is unable to provide this cost data with its August 14, 2009, filing can petition the Commission for permission to file such data at a later date. Any such filing shall include a proposed filing date.

Furthermore, the Commission recognizes that consideration of these cost issues may benefit from further discussion prior to the August 14, 2009, filing deadline. To facilitate this discussion, the Commission will convene a stakeholder meeting no later than July 17, 2009.

The Commission will allow each EDC to develop a reconcilable adjustment clause tariff mechanism in accordance with 66 Pa.C.S. § 1307 and include this mechanism in its smart meter plan. Such a mechanism shall be designed to recover, on a full and current basis from each customer class, all prudent and reasonable smart meter

costs less operating and capital cost savings realized by the EDC from the installation and use of smart meter technology. The mechanism shall be set forth in the EDC's tariff, accompanied by a full and clear explanation as to its operation and applicability to each customer class. The tariff mechanism will be subject to an annual review and reconciliation in accordance with 66 Pa.C.S. § 1307(e). Such annual review and reconciliation will be scheduled to coincide with the submission of the "Smart Meter Progress" annual report outlined in section B.1 previously.

2. Allocation of Costs to Customer Classes

The Commission will require that all measures associated with an EDC's smart metering plan shall be financed by the customer class that receives the benefit of such measures. To ensure that proper allocation takes place, it will be necessary for the utilities to determine the total costs related to their smart metering plans, as discussed in section E.1. Once these costs have been determined, we will require the EDC to allocate those costs to the classes whom derive benefit from such costs. Any costs that can be clearly shown to benefit solely one specific class should be assigned wholly to that class. Those costs that provide benefit across multiple classes should be allocated among the appropriate classes using reasonable cost of service practices.

OCA stated that it feels traditional rate base procedures would be the preferred method for recovery, rather than an adjustment mechanism that may be unnecessarily complicated. OCA also says that if an adjustment mechanism is used only reasonable net costs should be included in the surcharge. PECO, FirstEnergy, and EA counter by asserting that including the costs in base rates is the best method for cost recovery. PECO asserts that an EDC should use whatever method it sees fit, as the Act allows for recovery through either method, noting its belief that the methods are not mutually exclusive. FirstEnergy states that OCA's claim that base rates are the preferred method of recovery is premature and that EDCs deserve the chance to design and submit a plan for recovery before it is rejected.

A number of commentators agree that care should be taken to ensure the proper allocation of costs amongst customer classes. IECPA recommends that the Commission should allow any customer or customer class that has previously paid to have smart meters installed to be exempt from all costs of the smart meter program. EA strongly objects to that recommendation, saying that a fully functional smart meter involves an entire network and that these comments ignore the costs of upgrading the systems that support smart meters. They go on to note that eliminating an entire class from paying its share of reasonable costs before the submission of a single smart meter plan is premature, ignores the policy underlying Act 129, and undercuts the role of the Commission in reviewing and approving cost recovery mechanisms. Finally, EA, PECO and Duquesne suggested that under-depreciated abandoned assets need to be recovered as stranded costs and that the Commission should allow for accelerated depreciation of assets that are retired early.

The Commission believes the EDCs should install smart meters in a manner that coincides with the full depreciation of existing meters, so as to minimize the stranded costs. However, in the event that there are stranded costs that need to be recovered the Commission agrees with EA, PECO and Duquesne that the EDCs should be allowed to seek recovery of those costs through

an accelerated depreciation schedule, to be included in the EDC's cost recovery plan.

The Commission also agrees with FirstEnergy that it is premature to deem one method of recovery preferable to another. The Commission interprets 66 Pa.C.S. § 2807(f)(7) as permitting an EDC to use either method of cost recovery at its discretion.

The Commission disagrees with IECPA's basic premise that a customer or entire customer class should be exempt from all costs associated with these smart meter plans. We agree with the EA that it is premature to suggest such a blanket exemption.

Conclusion

This Implementation Order establishes the Commission's smart meter technology procurement and installation standards each EDC with greater than 100,000 customers must meet. This Order also provides guidance on the procedures to be followed for submittal, review and approval of all aspects of each smart meter plan. In addition, it establishes the minimum smart meter capabilities and guidance on deployment of smart meter technology. We extend our thanks to those who participated by providing comments on this important and timely energy program. We would especially like to note our appreciation for the cooperation and courtesy extended by all, which was essential in meeting the aggressive timelines established by the General Assembly for Act 129 implementation. *Therefore,*

Statement of Commissioner Robert F. Powelson

Today we take another important step in implementing Act 129 of 2008—setting forth standards for smart meter deployment.

If we are serious about “consumer-driven” electricity here in the Commonwealth, we need to work aggressively to ensure advanced metering infrastructure (“AMI”) and dynamic pricing deliver their intended benefits to businesses and residential ratepayers alike.

To achieve that goal, I strongly encourage all EDCs to deploy smart meter technologies and the required communications networks as rapidly as possible in order to give customers the ability to monitor and effectuate changes in their usage patterns.

Further, well-constructed time-of-use and real-time rate structures, implemented on a timely basis, will offer residential and small commercial customers the potential to alter their behavior in response to the true costs of electricity going forward. To be frank, it is pointless to have smart meters if you are still going to have “dumb” rates.

Lastly, I would like to compliment the Law Bureau on drafting a very clear and concise Implementation Order for smart meter deployment.

ROBERT F. POWELSON,
Commissioner

It Is Ordered That:

1. The Commission establishes specific smart meter technology minimum capabilities and procedures for submittal, review and approval of all aspects of each smart meter plan to include cost recovery.

2. The electric distribution companies with greater than 100,000 customers adhere to the guidelines for smart meter technology procurement and installation identified in this Implementation Order.

3. The Director of Operations convene a stakeholder meeting no later than July 17, 2009, to discuss issues related to the costs and benefits associated with the Commission imposed smart meter capability requirements.

4. All electric distribution companies that are required to file a smart meter technology procurement and installation plan file such a plan consistent with the directives contained in this order by August 14, 2009.

5. All electric distribution companies that are required to install smart meter technology are exempt from compliance with 52 Pa. Code § 57.20(h) for testing watt-hour meters that are being replaced with smart meters in accordance with an approved smart meter technology procurement and installation plan.

6. All EDCs may recover the reasonable and prudent costs of providing smart meter technology in accordance with the procedures set forth in this Implementation Order.

7. This Implementation Order be published in the *Pennsylvania Bulletin* and served on the Office of Consumer Advocate, Office of Small Business Advocate, Office of Trial Staff, all jurisdictional electric distribution companies and all parties that filed comments under this docket.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-1266. Filed for public inspection July 10, 2009, 9:00 a.m.]

Rescission Order

Public Meeting held
June 18, 2009

Commissioners Present: James H. Cawley, Chairperson;
Tyronne J. Christy, Vice Chairperson; Kim Pizzigrilli;
Wayne E. Gardner; Robert F. Powelson

*In Re: NOS Communications, Inc. (2007 TRS Reports);
Doc. No. A-310043F0002*

Rescission Order

On June 1, 2009, the Commission entered a Tentative Order at this docket against NOS Communications, Inc. (the Respondent), a competitive local exchange carrier certificated at A-310043F0002, for failure to file its 2007 Telecommunications Relay Service (TRS) Annual Access Line Summary Report and TRS Annual Tracking Report (hereinafter collectively referred to as “TRS Reports”) and for failure to have current contact information on file with the Commission. The Tentative Order is awaiting publication in the *Pennsylvania Bulletin*. Even before the Tentative Order was entered, however, the Respondent's outside consultant contacted Commission staff regarding the Tentative Order and immediately filed the two missing reports on June 1, 2009, and agreed to send a letter to the Secretary's Bureau to update the company's contact information; *Therefore,*

It Is Ordered That:

1. The Tentative Order entered June 1, 2009, is hereby rescinded.

2. A copy of this Order be published in the *Pennsylvania Bulletin*.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-1267. Filed for public inspection July 10, 2009, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by July 27, 2009. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-2009-2114783. Victor Carbe, Jr., d/b/a Rolls Royce Rental (300 South Church Street, Hazleton, PA 18201) to transport persons in limousine service, between points in the Counties of Luzerne, Schuylkill and Carbon, to points in Pennsylvania and return.

A-2009-2115012. Platinum Limo, LLC (169 Greenland Drive, Lancaster, Lancaster County, PA 17602)—a limited liability corporation of the Commonwealth—in limousine service, from points in Lancaster County, to points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority.

Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.*

A-2009-2115286. Hettchen Moving & Home Repair, LLC, t/a Top Notch Moving & Storage Company (2073 Cross Creek Road, Macungie, Lehigh County, PA 18062)—household goods in use, from points in the Counties of Lehigh, Northampton and Berks, to points in Pennsylvania, and vice versa.

Application of the following for approval to *begin operating as contract carriers for transportation of persons as described under the application.*

A-2009-2115450. Penn Trans-Care, LLC (1600 Garrett Road, Apt. F108, Upper Darby, Delaware County, PA 19082)—a limited liability corporation of the Commonwealth—to begin to transport, as a contract carrier for LogistiCare Solutions, LLC (A-00123240), persons in paratransit service, from points in the City and County of Philadelphia, and the Counties of Delaware, Chester, Bucks and Montgomery, to points in Pennsylvania, and return.

Application of the following for the approval of the right and privilege to *discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.*

A-2009-2115004. Skytop Lodge Corporation, f/k/a Skytop Lodges, Inc. (1 Skytop, Skytop, Monroe County, PA 18357)—for the discontinuance of service and cancellation of its certificate, as a common carrier, by motor vehicle, authorizing the transportation of persons in call or demand service, for guests and employees of Skytop Lodges, Inc., from Cresco Station to the hotels and cottages of the Skytop Lodges, Inc. and return.

*Pennsylvania Public Utility Commission,
Bureau of Transportation and Safety v. Jose A. Mercado;
Doc. No. C-2009-2051302*

CORRECTED COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Jose A. Mercado, Respondent, maintains his principal place of business at 11 West Monroe Avenue, West Hazleton, Luzerne County, PA 18202-2169.

2. That Respondent filed an application for a Certificate of Public Convenience on October 16, 2006. Respondent's application was approved by this Commission on April 13, 2007, conditioned upon the filing of specific requirements within sixty (60) days. On November 27, 2007, his application was dismissed by this Commission for failure to comply with the specific requirements. Therefore, on the date of the violation alleged in this Complaint, Respondent did not hold a Certificate of Public Convenience issued by this Commission.

3. That Respondent, on June 18, 2008, at approximately 6:15 a.m., at Old Field Boulevard, Pittstown Township, Luzerne County, PA, permitted a certain 2000 Dodge van bearing Pennsylvania License No. FBF9761, Vehicle Identification No. 2B5WB35Z4YK137877, to be operated. At that time, Enforcement Officer Thomas J. Kepping, a duly authorized officer of this Commission, found said vehicle to be transporting passengers from Hazleton, PA to TJ Maxx, Pittston, PA, for compensation.

4. That Respondent, in performing the act described in Paragraph 3 of this Complaint, violated the Public Utility Code, 66 Pa.C.S. § 1101, in that Respondent transported persons for compensation between points in the Commonwealth of Pennsylvania while not then holding a Certificate of Public Convenience issued by this Commission. The penalty is \$1,000. Future violations may result in possible criminal prosecution with penalties up to \$10,000 and 1 year in prison.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Jose A. Mercado the sum of one thousand dollars (\$1,000) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Wendy J. Keezel
Motor Carrier Services and Enforcement
Bureau of Transportation and Safety

NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

C. You may elect not to contest this complaint by paying the fine proposed in this complaint by certified check or money order. Payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265.

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed. In such case, to prevent the suspension of your vehicle registration(s), you

must file an Affidavit with the PA Public Utility Commission, Bureau of Transportation and Safety, P. O. Box 3265, Harrisburg, PA 17105-3265, stating that you understand the rules and regulations of the Commission and that you will no longer provide transportation between points in the Commonwealth of Pennsylvania without filing a new application together with the appropriate filing fee to obtain a Certificate of Public Convenience issued by this Commission. If no affidavit is received within the twenty (20) day time period, the Bureau of Transportation will proceed with the request for suspension of your vehicle registration(s). Your response should be directed to the PA, Compliance Office, Bureau of Transportation and Safety, P. O. Box 3265, Harrisburg, PA 17105-3265.

D. If you file an answer which admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the optional fine.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-1268. Filed for public inspection July 10, 2009, 9:00 a.m.]

Tentative Order

Public Meeting held
June 18, 2009

Commissioners Present: James H. Cawley, Chairperson; Tyrone J. Christy, Vice Chairperson; Kim Pizzingrilli; Wayne E. Gardner; Robert F. Powelson

In Re: Starvox Communications, Inc. (2007 Annual Report); Doc. No. A-311382

Tentative Order

By the Commission

Starvox Communications, Inc. (Starvox) has failed to file its 2007 Annual Report pursuant to section 504 of the Public Utility Code. 66 Pa.C.S. § 504. Specifically, 66 Pa.C.S. § 504 provides that:

The commission may require any public utility to file periodical reports, at such times, and in such form, and of such content, as the commission may prescribe, and special reports concerning any matter whatsoever about which the commission is authorized to inquire, or to keep itself informed, or which it is required to enforce.

Starvox is a reseller of interexchange toll services certified at A-311382. Commission staff's several attempts to reach Starvox by mail and phone to file the missing report have been unsuccessful. Telephone calls to the last known business address of Starvox confirmed that the number is disconnected and no information is available for any new phone numbers. Additionally, Starvox's former outside consultant has advised Commission staff that Starvox has been out of business for over a year.

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations, and Concentrated Animal Feeding Operations and Volunteers Complying with Pennsylvania's Facility Odor Management Program

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66Pa.C.S. §§ 504, 505, 506 and 3301. Based on the previous facts, we tentatively conclude that it is appropriate to revoke Starvox's certificate of public convenience without the necessity of a formal complaint as being in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under section 3301, in lieu of cancellation, if Starvox seeks relief from this Tentative Order; *Therefore,*

It Is Ordered That:

1. The revocation of Starvox Communications, Inc.'s certificate of public convenience is hereby tentatively approved as being in the public interest.
2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, and the Office of Trial Staff, and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.
3. The absence of the filing of adverse public comment within 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further action by the Commission.
4. Upon this order becoming final, and without further action by the Commission, the certificate of public convenience held by Starvox Communications, Inc. at A-311382 shall be canceled, and Starvox Communications, Inc.'s name stricken from all active utility lists maintained by the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-1269. Filed for public inspection July 10, 2009, 9:00 a.m.]

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management) (act).

Persons aggrieved by any action may appeal under section 517 of the act, section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachael Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, so individuals interested in challenging this action should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New or Amended</i>	<i>Action Taken</i>
Kevin Greiner and Harold Weaver 2963 North Colebrook Road Manheim, PA 17545	Lancaster County Rapho Township	101.8	Ducks	New	6/8/2008
Wen-Crest Farms, LLC 420 Schaeffer Road Lebanon, PA 17042	Lebanon County South Lebanon Township	0—Manure Storage Only	None	New	6/17/2009
Brubaker Farms Partnership 493 Musser Road Mount Joy, PA 17552	Lancaster County Mount Joy Township	0—Replacement Barn, Not Expansion	Cattle	New	6/17/2009

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-1270. Filed for public inspection July 10, 2009, 9:00 a.m.]

TREASURY DEPARTMENT

Request for Qualifications (RFQ) Legal Counsel for Affirmative Litigation

I. Overview

The Chief Counsel to the Treasurer of the Commonwealth is the chief attorney for Treasury. Treasury has independent responsibility and authority in regard to taking all appropriate steps to safeguard the financial integrity of the funds of the Commonwealth.

Treasury intends to create a panel of qualified law firms to serve as legal counsel (Counsel) on its behalf, under the direction and control of the Chief Counsel, on matters regarding affirmative litigation. The litigation is expected to focus on the recovery of damages to Treasury and the Commonwealth from vendors and others in a variety of matters, including securities fraud, complex litigation, class actions, and other types of affirmative litigation as determined by the Chief Counsel. The purpose of this RFQ process is to prequalify law firms for retention as Counsel on particular matters when the need arises.

From this panel, Treasury may select one or more firms to represent its interests in a particular matter. The term of the panel designations made under this RFQ will run from the date Treasury retains the law firm until December 31, 2012. This RFQ does not affect written agreements for matters already assigned to outside counsel. Firms that currently serve as outside counsel that wish to serve on the panel at the conclusion of, or in addition to, their appointment on an existing matter must complete this RFQ.

Treasury reserves the right to reject any and all responses to this RFQ, or cancel this RFQ without issuing another RFQ. There is no guarantee that the designation as a member of a panel will result in an appointment as Counsel in any matter.

II. Scope of Services for Counsel Serving on Panel

The scope of services to be provided by a respondent law firm (firm) selected to be on a panel will be subject to a written agreement between Treasury and such firm. Services that may be required of Counsel include evaluating potential damages suffered by Treasury, Commonwealth funds and/or the Commonwealth and the potential for recovery; all aspects of prelitigation and litigation; and providing the Chief Counsel with advice on various litigation issues.

Applicants should have significant experience and expertise in State and Federal complex litigation generally, and a strong understanding of all relevant Federal and State laws. Counsel may be selected for the panel at the discretion of Treasury, and may be removed from the panel at any time.

III. Response Contents

Responses are to follow the following format:

A. Cover Letter

Include a cover letter of no more than one page indicating the name, title, location, telephone number, fax number and e-mail address of the party responsible for negotiating on behalf of your firm. If the day-to-day contact person for your firm is different than the person negotiating on behalf of your firm, include this person's name, title, location, telephone number, fax number and e-mail address.

B. Qualifications of the Firm

1. Provide a brief overview of the firm.

2. As Appendix A, list four matters that best represent the firm's relevant experience providing for each matter: a brief factual summary, identifying caption, jurisdiction, court term and number, whether you represented plaintiff or defendant, resolution (trial, settlement, arbitration) and dollar amounts involved.

Note: Do not include additional appendices or list more than four matters. The only information that is to be included in Appendix A is described previously.

3. Provide names, addresses and telephone numbers of no more than three government references. (Not mandatory.)

C. Assigned Professionals

Provide the name, work address, and relevant experience for individuals whom your firm anticipates will be assigned to work with Treasury. Describe the role and responsibility for each individual.

D. Legal and Firm Issues

1. Does your firm have an equal employment opportunity policy and program? If so, will your firm provide information to Treasury regarding its policy and program upon request?

2. Disclose and explain any significant negative events in your firm's recent history including criminal charges, civil litigation or administrative actions involving allegations of securities law violations by your firm or its employees during the past 5 years.

3. Are there any other lines of business conducted by your firm that could complement or conflict with your role as Counsel in litigation for Treasury? Disclose any arrangements that might present an actual or apparent conflict of interest with the role of Counsel.

E. Additional Information

Provide any additional information that you deem appropriate.

IV. Appointment of Counsel

Nothing in this RFQ, or any communication between the Chief Counsel or Treasury and firm, shall be deemed to grant firm a right to appointment as Counsel. Appointment as Counsel and appropriate compensation shall only become effective upon execution of a written agreement.

Firms may be contacted at any point prior to appointment about potential appointment. Once selected, Counsel will be required to work closely with the Chief Counsel or her designee in the litigation. Counsel shall seek direction from the Chief Counsel or her designee for any significant issue in the litigation and otherwise report to the Chief Counsel on a regular basis. Counsel's assignment to litigate a specific matter is at the sole discretion of Treasury, and Counsel can be removed from that litigation at any time, with or without cause, without any duty of explanation for removal, and without the reimbursement of any expenses, fees or other moneys.

V. Compensation of Counsel

Counsel must have the resources to bear all costs and expenses of litigation and attorneys' fees. Payment of Counsel's fees and reimbursement of expenses will only be made on a contingency basis, and will be made from any recovery in the matter that is litigated by Counsel. The Chief Counsel, Treasury and/or any other Commonwealth entity shall not directly reimburse Counsel for any

fees or expenses in any matter that is assigned to Counsel. In the event that there is no recovery in the matter litigated by Counsel, or such recovery does not exceed Counsel's fees and expenses, Counsel will bear the costs of such services, and will not seek reimbursement from the Chief Counsel, Treasury or any other Commonwealth entity.

The reimbursement of expenses, and calculation of the contingency fee, shall be determined by the written agreement entered into between Counsel and Treasury.

VI. Reservation of Rights

Any responses to the RFQ will be a public record and not protected by the attorney-client privilege or work product doctrine. Treasury will not reimburse any expenses incurred by a firm in submitting a response to this RFQ, including any expenses associated with an interview in Harrisburg or Philadelphia, PA, should Treasury determine that such an interview is necessary in evaluating the firm's qualifications. Responding to this RFQ does not bind or otherwise obligate Treasury to include the firm on the panel. Appointment to the panel will not bind or otherwise obligate Treasury to retain the listed firm for legal services or guarantee any other form of retention, agreement, contract, or professional relationship. Treasury reserves the right to negotiate with and enter into a

written agreement with a firm that may or may not have been a respondent to the RFQ. Treasury reserves the right to reject any or all RFQ responses in its discretion in whole or in part, to advertise for new responses, to abandon the need for such services, and/or to cancel the RFQ if it is in the best interest of Treasury or the Commonwealth. Nothing in this RFQ is intended to limit or constrain the discretion of the Treasurer in exercising any authority, duties, prerogatives, or powers established or recognized in the Pennsylvania Constitution, statutes, Executive Orders, regulations, case law or contract.

Date Issued: June 26, 2009

Submit Responses to: Karen Spencer Kelly
Deputy State Treasurer and Chief
Counsel
Pennsylvania Treasury
127 Finance Building
Harrisburg, PA 17120
e-mailto: kkelly@patreasury.org

Direct Questions Regarding the RFQ to: Karen S. Kelly
ROB MCCORD,
Treasurer

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