

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 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending March 16, 2010.

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

Branch Applications

De Novo Branches

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Location of Branch</i> | <i>Action</i> |
|-------------|---------------------------------------|--|---------------|
| 3-16-2010 | NOVA Bank Berwyn Chester County | 8000 West Chester Pike Upper Darby Delaware County | Filed |

Branch Discontinuances

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Location of Branch</i> | <i>Action</i> |
|-------------|--|---|---------------|
| 3-9-2010 | Susquehanna Bank Lititz Lancaster County | 100 Sterling Parkway Suite 100 Mechanicsburg Cumberland County (Limited Service Facility) | Filed |

Articles of Amendment

| <i>Date</i> | <i>Name and Location of Institution</i> | <i>Action</i> |
|-------------|---|---------------|
| 3-12-2010 | Jonestown Bank and Trust Company of Jonestown, PA Jonestown Lebanon County Amendment to Article V of the institution's Articles of Incorporation authorizes the issuance of common stock and preferred stock. | Filed |

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

Branch Applications

Branch Relocations

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Location of Branch</i> | <i>Action</i> |
|-------------|---|---|---------------|
| 3-15-2010 | PPL GOLD Credit Union Allentown Lehigh County | <i>To:</i> 4703 Hamilton Boulevard Allentown Lehigh County <i>From:</i> 827 Hausman Road Allentown Lehigh County | Filed |

Articles of Amendment

| <i>Date</i> | <i>Name and Location of Institution</i> | <i>Action</i> |
|-------------|---|---------------|
| 3-8-2010 | PPL GOLD Credit Union Allentown Lehigh County | Filed |

Amendment to Article 8 of the credit union's Articles of Incorporation provides for the inclusion of "Employees, officials, and persons who regularly work under contract in the Lehigh Valley for PPL Corporation, Inc. and subsidiaries" and "associations composed of PPL GOLD Credit Union Members" in the Credit Union's 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. 10-606. Filed for public inspection April 2, 2010, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Retention of an Archaeological Consulting Firm Project Reference No. FDC-500-923

The Department of Conservation and Natural Resources (Department) will retain an Archaeological Consultant to conduct Phases 1—3 surveys at various State parks and State forests in this Commonwealth. This Consultant's area of responsibility shall include projects throughout the entire Commonwealth. Bureau of Facility Design and Construction (Bureau) personnel will identify the sites to be surveyed.

The services shall include, but are not limited to, the required archaeological surveys and subsequent reports for each project. These surveys and reports are for support of the Bureau's construction program. It is important that, upon assignment of a specific site, the selected firm must be capable of completing the surveys and reports in a timely and expedient manner. The selected firm may be required to complete surveys on multiple sites concurrently and complete and submit reports to the Bureau in a format acceptable to the Historical and Museum Commission (Commission). All work will be performed in accordance with the Commission's Guidelines for Archaeological Investigation (November 2008). The contract shall be based on the hours of service and qualifying expenses not exceeding the contract amount. Reports will be mailed to the Commission. The Bureau will receive a duplicate copy of the report. The survey reports will be reviewed by Bureau personnel and, when acceptable, approved by the Bureau. The Bureau will obtain other agency approvals necessary.

Interested professionals and firms must be listed in the most recent edition of *Archaeological Consultants* as maintained by the Commission. Personnel involved in providing these services shall have at least the minimum educational and professional experience requirements as defined by the Commission in Appendix B of *A Comprehensive State Plan for the Conservation of Archaeological Resources, Volume I*; PHMC; 1985.

SPECIAL PROVISIONS CONCERNING DISADVANTAGED BUSINESSES AND ENTERPRISE ZONE BUSINESSES FOR REQUESTS FOR PROPOSALS

[NOTE: If the contract involves the use of Federal highway, transit or aviation funds originating from the Federal Highway Administration (FHWA), the Federal Transit Administration (FTA), the Federal Aviation Administration (FAA) or the National Highway Transportation Safety Administration (NHTSA), then the requirements of the Federal Disadvantaged Business Enterprise (DBE) Program set forth in Title 49 Code of Federal Regulations Part 26 must be adhered to in lieu of the standard requirements of this Section. Otherwise, use the text provided in this Section in its entirety.]

PART I. General Information (must be inserted in Part I of every RFP)

Disadvantaged Business Information

The Issuing Office encourages participation by small disadvantaged businesses as prime contractors, joint ventures, and subcontractors/suppliers and by socially disadvantaged businesses as prime contractors.

Small Disadvantaged Businesses are small businesses that are owned or controlled by a majority of persons, not limited to members of minority groups, who have been deprived of the opportunity to develop and maintain a competitive position in the economy because of social disadvantages. The term includes:

- a. Department of General Services Bureau of Minority and Women Business Opportunities (BMWBO) certified minority business enterprises (MBEs) and women business enterprises (WBEs) that qualify as small businesses; and
- b. United States Small Business Administration certified 8(a) small disadvantaged business concerns.
- c. Businesses that BMWBO determines meet the Small Business Administration criteria for designation as a small disadvantaged business.

Small businesses are businesses in the United States which are independently owned, are not dominant in their field of operation, employ no more than 100 full-time or full-time equivalent employees, and earn less

than \$20 million in gross annual revenues (\$25 million in gross annual revenues for those businesses in the information technology sales or service business).

Socially disadvantaged businesses are businesses in the United States that BMWBO determines are owned or controlled by a majority of persons, not limited to members of minority groups, who are subject to racial or ethnic prejudice or cultural bias, but which do not qualify as small businesses. For a business to qualify as "socially disadvantaged," the offeror must include in its proposal clear and convincing evidence to establish that the business has personally suffered racial or ethnic prejudice or cultural bias stemming from the business person's color, ethnic origin or gender.

Questions regarding this Program can be directed to Department of General Services, Bureau of Minority & Women Business Opportunities, Room 611, North Office Building, Harrisburg, PA 17125, (717) 783-3119, fax (717) 787-7052, e-mail:gs-bmwbo@state.pa.us, web site: www.portal.state.pa.us/portal/server.pt?open=512&objID=1360&mode=2.

A database of BMWBO-certified minority- and women-owned businesses can be accessed at www.dgsweb.state.pa.us/mbewbe/VendorSearch.aspx. The Federal vendor database can be accessed at www.ccr.gov by clicking on *Dynamic Small Business Search* (certified companies are so indicated).

Information Concerning Small Businesses in Enterprise Zones

The Issuing Office encourages participation by small businesses, whose primary or headquarters facility is physically located in areas the Commonwealth has identified as Designated Enterprise Zones, as prime contractors, joint ventures and subcontractors/suppliers.

The definition of headquarters includes but is not limited to an office or location that is the administrative center of a business or enterprise where most of the important functions of the business are conducted or concentrated and location where employees are conducting the business of the company on a regular and routine basis so as to contribute to the economic development of the geographical area in which the office or business is geographically located.

Small businesses are businesses in the United States that are independently owned, are not dominant in their field of operation, employ no more than 100 persons and earn less than \$20 million in gross annual revenues (\$25 million in gross annual revenues for those businesses in the information technology sales or service business).

There is no database or directory of small business located in Designated Enterprise Zones. Information on the location of Designated Enterprise Zones can be obtained by contacting Aldona M. Kartorie, Center for Community Building, Department of Community and Economic Development, 4th Floor, Keystone Building, 400 North Street, Harrisburg, PA 17120-0225, (717) 720-7409, fax (717) 787-4088, e-mail: akartorie@state.pa.us.

PART II. Disadvantaged Businesses Submittal (must be inserted in Part II of every RFP)

a. Disadvantaged Business Information.

i) To receive credit for being a Small Disadvantaged Business or a Socially Disadvantaged Business or for entering into a joint venture agreement with a Small Disadvantaged Business or for subcontracting with a Small Disadvantaged Business (including purchasing sup-

plies and/or services through a purchase agreement), an Offeror must include proof of Disadvantaged Business qualification in the Disadvantaged Business Submittal of the proposal, as indicated as follows:

1) A Small Disadvantaged Business certified by BMWBO as an MBE/WBE must provide a photocopy of their BMWBO certificate.

2) Businesses certified by the United States Small Business Administration under Section 8(a) of the Small Business Act (15 U.S.C. § 636(a)) as an 8(a) small disadvantaged business must submit proof of U.S. Small Business Administration certification. The owners of such businesses must also submit proof of United States citizenship.

3) Businesses, which assert that they meet the United States Small Business Administration criteria for designation as a small disadvantaged business, must submit: a) self-certification that the business meets the Small Business Administration criteria; and b) documentary proof to support the self-certification. The owners of such businesses must also submit proof of United States citizenship, and provide any relevant disadvantaged business certifications by other certifying entities.

4) All businesses claiming Small Disadvantaged Business status, whether as a result of BMWBO certification, or United States Small Business Administration certification as an 8(a) or self-certification as a United States Small Business Administration small disadvantaged business, must attest to the fact that the business has 100 or fewer employees.

5) All businesses claiming Small Disadvantaged Business status, whether as a result of BMWBO certification, or United States Small Business Administration certification as an 8(a) or self-certification as a United States Small Business Administration small disadvantaged business, must submit proof that their gross annual revenues are less than \$20,000,000 (\$25,000,000 for those businesses in the information technology sales or service business). This can be accomplished by including a recent tax return or audited financial statement.

ii) All companies claiming status as a Socially Disadvantaged Business must include in the Disadvantaged Business submittal of the proposal clear and convincing evidence to establish that the business has personally suffered racial or ethnic prejudice or cultural bias stemming from the business person's color, ethnic origin or gender. The submitted evidence of prejudice or bias must:

1) Be rooted in treatment which the business person has experienced in American society, not in other countries.

2) Show prejudice or bias that is chronic and substantial, not fleeting or insignificant.

3) Indicate that the business person's experience with the racial or ethnic prejudice or cultural bias has negatively impacted on his or her entry into and/or advancement in the business world.

BMWBO shall determine whether the contractor has established that a business is socially disadvantaged by clear and convincing evidence.

iii) In addition to the above verifications, the Offeror must include in the Disadvantaged Business Submittal of the proposal the following information:

1) Those Small Disadvantaged Businesses submitting a proposal as the Offeror, must include a numerical percentage which represents the total percentage of the work

(as a percentage of the total cost in the Cost Submittal) to be performed by the Offeror and not by subcontractors and suppliers.

2) Those Small Disadvantaged Businesses submitting a proposal as a part of a joint venture partnership, must include a numerical percentage which represents the total percentage of the work (as a percentage of the total cost in the Cost Submittal) to be performed by the Small Disadvantaged Business joint venture partner and not by subcontractors and suppliers or by joint venture partners who are not Small Disadvantaged Businesses. Offeror must also provide:

a) The amount of capital, if any, each Small Disadvantaged Business joint venture partner will be expected to provide.

b) A copy of the joint venture agreement signed by all parties.

c) The business name, address, name and telephone number of the primary contact person for the Small Disadvantaged Business joint venture partner.

3) All Offerors must include a numerical percentage which represents the total percentage of the total cost in the Cost Submittal that the Offeror commits to paying to Small Disadvantaged Businesses as subcontractors. To support its total percentage DB subcontractor commitment, Offeror must also include:

a) The dollar amount of each subcontract commitment to a Small Disadvantaged Business;

b) The name of each Small Disadvantaged Business. The Offeror will not receive credit for stating that after the contract is awarded it will find a Small Disadvantaged Business.

c) The services or supplies each Small Disadvantaged Business will provide, including the time frame for providing the services or supplies.

d) The location where each Small Disadvantaged Business will perform services.

e) The time frame for each Small Disadvantaged Business to provide or deliver the goods or services.

f) A signed subcontract or letter of intent for each Small Disadvantaged Business. The subcontract or letter of intent must identify the specific work, goods or services the Small Disadvantaged Business will perform and how the work, goods or services relates to the project.

g) The name, address and telephone number of the primary contact person for each Small Disadvantaged Business.

4) The total percentages and each subcontractor commitment will become contractual obligations once the contract is fully executed.

5) The name and telephone number of the Offeror's project (contact) person for the Small Disadvantaged Business information.

iv) The Offeror is required to submit two copies of its Disadvantaged Business Submittal. The submittal shall be clearly identified as Disadvantaged Business information and sealed in its own envelope, separate from the remainder of the proposal.

v) A Small Disadvantaged Business can be included as a subcontractor with as many prime contractors as it chooses in separate proposals.

vi) An Offeror that qualifies as a Small Disadvantaged Business and submits a proposal as a prime contractor is

not prohibited from being included as a subcontractor in separate proposals submitted by other Offerors.

b. Enterprise Zone Small Business Participation.

i) To receive credit for being an enterprise zone small business or entering into a joint venture agreement with an enterprise zone small business or subcontracting with an enterprise zone small business, an Offeror must include the following information in the Disadvantaged Business Submittal of the proposal:

1) Proof of the location of the business' headquarters (such as a lease or deed or Department of State corporate registration), including a description of those activities that occur at the site to support the other businesses in the enterprise zone.

2) Confirmation of the enterprise zone in which it is located (obtained from the local enterprise zone office).

3) Proof of United States citizenship of the owners of the business.

4) Certification that the business employs 100 or fewer employees.

5) Proof that the business' gross annual revenues are less than \$20,000,000 (\$25,000,000 for those businesses in the information technology sales or service business). This can be accomplished by including a recent tax return or audited financial statement.

6) Documentation of business organization, if applicable, such as articles of incorporation, partnership agreement or other documents of organization.

ii) In addition to the previously listed verifications, the Offeror must include in the Disadvantaged Business Submittal of the proposal the following information:

1) The name and telephone number of the Offeror's project (contact) person for the Enterprise Zone Small Business.

2) The business name, address, name and telephone number of the primary contact person for each Enterprise Zone Small Business included in the proposal. The Offeror must specify each Enterprise Zone Small Business to which it is making commitments. The Offeror will not receive credit for stating that it will find an Enterprise Zone Small Business after the contract is awarded or for listing several businesses and stating that one will be selected later.

3) The specific work, goods or services each Enterprise Zone Small Business will perform or provide.

4) The total cost amount submitted in the Offeror's cost proposal and the estimated dollar value of the contract to each Enterprise Zone Small Business.

5) Of the estimated dollar value of the contract to each Enterprise Zone Small Business, the percent of the total value of services or products purchased or subcontracted that each Enterprise Zone Small Business will provide.

6) The location where each Enterprise Zone Small Business will perform these services.

7) The time frame for each Enterprise Zone Small Business to provide or deliver the goods or services.

8) The amount of capital, if any, each Enterprise Zone Small Business will be expected to provide.

9) The form and amount of compensation each Enterprise Zone Small Business will receive.

10) For a joint venture agreement, a copy of the agreement, signed by all parties.

11) For a subcontract, a signed subcontract or letter of intent.

iii) The dollar value of the commitment to each Enterprise Zone Small Business must be included in the same sealed envelope with the Disadvantaged Business Submittal of the proposal. The following will become a contractual obligation once the contract is fully executed:

- 1) The amount of the selected Offeror's Enterprise Zone Small Business commitment;
- 2) The name of each Enterprise Zone Small Business; and
- 3) The services each Enterprise Zone Small Business will provide, including the time frame for performing the services.

PART III. Criteria for Selection (must be inserted in Part III of every RFP)

Disadvantaged Business Participation

BMWBO has established the weight for the Disadvantaged Business Participation criterion for this RFP as 10% of the total points. Evaluation will be based upon the following in order of priority:

- Priority Rank 1 Proposals submitted by Small Disadvantaged Businesses.
- Priority Rank 2 Proposals submitted from a joint venture with a Small Disadvantaged Business as a joint venture partner.
- Priority Rank 3 Proposals submitted with subcontracting commitments to Small Disadvantaged Businesses.
- Priority Rank 4 Proposals submitted by Socially Disadvantaged Businesses.

Each proposal will be rated for its approach to enhancing the utilization of Small Disadvantaged Businesses and/or Socially Disadvantaged Businesses. Each approach will be evaluated, with Priority Rank 1 receiving the highest score and the succeeding options receiving scores in accordance with the previously-listed priority ranking.

To the extent that an Offeror qualifies as a Small Disadvantaged Business or a Socially Disadvantaged Business, the Small Disadvantaged Business or Socially Disadvantaged Business cannot enter into subcontract arrangements for more than 40% of the total estimated dollar amount of the contract. If a Small Disadvantaged Business or a Socially Disadvantaged Business subcontracts more than 40% of the total estimated dollar amount of the contract to other contractors, the Disadvantaged Business Participation scoring shall be proportionally lower for that proposal.

Enterprise Zone Small Business Participation

In accordance with the priority ranks listed, bonus points in addition to the total points for this RFP, will be given for the Enterprise Zone Small Business Participation criterion. The maximum bonus points for this criterion is 3% of the total points for this RFP. The following options will be considered as part of the final criteria for selection:

- Priority Rank 1 Proposals submitted by an Enterprise Zone Small Business will receive the highest score.

- Priority Rank 2 Proposals submitted by a joint venture with an Enterprise Zone Small Business as a joint venture partner will receive the next highest score for this criterion.
- Priority Rank 3 Proposals submitted with a subcontracting commitment to an Enterprise Zone Small Business will receive the lowest score for this criterion.
- Priority Rank 4 Proposals with no Enterprise Zone Small Business Utilization shall receive no points under this criterion.

To the extent that an Offeror is an Enterprise Zone Small Business, the Offeror cannot enter into contract or subcontract arrangements for more than 40% of the total estimated dollar amount of the contract to qualify as an Enterprise Zone Small Business for purposes of this RFP.

PART IV, Work Statement (must be inserted in Part IV of every RFP)

Contract Requirements—Disadvantaged Business Participation and Enterprise Zone Small Business Participation

All contracts containing Disadvantaged Business participation and/or Enterprise Zone Small Business participation must also include a provision requiring the selected contractor to meet and maintain those commitments made to Disadvantaged Businesses and/or Enterprise Zone Small Businesses at the time of proposal submittal or contract negotiation, unless a change in the commitment is approved by the BMWBO. All contracts containing Disadvantaged Business participation and/or Enterprise Zone Small Business participation must include a provision requiring Small Disadvantaged Business subcontractors, Enterprise Zone Small Business subcontractors and Small Disadvantaged Businesses or Enterprise Zone Small Businesses in a joint venture to perform at least 50% of the subcontract or Small Disadvantaged Business/Enterprise Zone Small Business participation portion of the joint venture.

The selected contractor's commitments to Disadvantaged Businesses and/or Enterprise Zone Small Businesses made at the time of proposal submittal or contract negotiation shall be maintained throughout the term of the contract. Any proposed change must be submitted to BMWBO, which will make a recommendation to the Contracting Officer regarding a course of action.

If a contract is assigned to another contractor, the new contractor must maintain the Disadvantaged Business participation and/or Enterprise Zone Small Business participation of the original contract.

The selected contractor shall complete the Prime Contractor's Quarterly Utilization Report (or similar type document containing the same information) and submit it to the contracting officer of the Issuing Office and BMWBO within 10 workdays at the end of each quarter the contract is in force. This information will be used to determine the actual dollar amount paid to Small Disadvantaged Business and/or Enterprise Zone Small Business subcontractors and suppliers, and Small Disadvantaged Business and/or Enterprise Zone Small Business participants involved in joint ventures. Also, this information will serve as a record of fulfillment of the commitment the selected contractor made and for which it received Disadvantaged Business and Enterprise Zone

Small Business points. If there was no activity during the quarter then the form must be completed by stating "No activity in this quarter."

NOTE: EQUAL EMPLOYMENT OPPORTUNITY AND CONTRACT COMPLIANCE STATEMENTS REFERRING TO COMPANY EQUAL EMPLOYMENT OPPORTUNITY POLICIES OR PAST CONTRACT COMPLIANCE PRACTICES DO NOT CONSTITUTE PROOF OF DISADVANTAGED BUSINESSES STATUS OR ENTITLE AN OFFEROR TO RECEIVE CREDIT FOR DISADVANTAGED BUSINESSES UTILIZATION.

General Requirements and Information

Firms interested in performing the required services for this project are invited to submit Letters of Interest to Eugene J. Comoss, P. E., Director, Bureau of Facility Design and Construction, Rachel Carson State Office Building, 8th Floor, 400 Market Street, P. O. Box 8451, Harrisburg, PA 17105-8451. Contact Marcus Snyder at (717) 787-9290 for general information concerning the RFP.

Each Letter of Interest must include the firm's Federal identification number and the project reference number. The Letter of Interest shall also include a description of the firm's most recently completed archaeological survey project. The description shall include the client, contact person and phone number; the estimated or actual cost of the project; the project manager and the names of all personnel who made major contributions to the archaeological survey project. The Letter of Interest shall indicate the firm's capability of working on multiple projects at the same time and understanding of the Department's needs. A standard DGS Form 150-ASP must accompany the Letter of Interest and shall indicate the individual in charge. The Form 150-ASP is available by downloading from DGS Home Page on the Internet at <http://www.dgs.state.pa.us>. Form 150-ASP may also be obtained in hard copy. Written request for hard copy should be addressed to the Selections Committee, Department of General Services, Room 206, 18th and Herr Streets, Harrisburg, PA 17125. In addition, the Form 150-ASP can be obtained by e-mail by addressing requests to pbianchi@state.pa.us. Additional information pertinent to the firm's qualifications to do the work of this contract should be included.

Direct costs other than payroll, such as travel and subsistence, shall be based on the current State rates.

Miscellaneous expenses such as copies, prints, sepias, postage and film shall be reimbursed at cost upon approval by the Department.

The following factors will be considered during the evaluation of the firm's Letter of Interest:

Criteria evaluated by the Technical review will include:

1. Professional's understanding of the problem as demonstrated in Letter of Interest, and as stated in their own interpretation of the tasks to be performed.
2. Qualifications of firm consisting of specialized experience and technical competence.
3. Professional personnel in firm.
4. Soundness of approach as demonstrated in Letter of Interest, and as stated in the firm's own interpretation of the tasks to be performed.
5. Available manpower to perform the services required and on demand response capabilities in the event of emergencies.
6. Disadvantaged Businesses participation. (Evaluated by DGS)
7. Equitable distribution of the contracts.

Each proposer shall relate their proposal to the previous criteria.

Two copies of the Disadvantaged Business section bound and sealed separately from the remainder of the proposal and six copies of the complete set consisting of the Letter of Interest and the required forms must be received no later than 4 p.m. on May 17, 2010. The six copies shall be submitted in six complete sets that shall be spiral bound or in folders or secured by binder clips. The assignment and services will be made to one of the firms responding to this notice. However, the Department reserves the right to reject all Letters of Interest submitted, cancel the solicitation requested under this notice, and/or re-advertise solicitation for this service.

The Department will not offer a debriefing session to the unsuccessful firms. The Department disclaims any liability whatsoever to its review of the proposal submitted and in formulating a recommendation for selections. Recommendations made by the Department shall be final.

JOHN QUIGLEY,
Acting Secretary

[Pa.B. Doc. No. 10-607. Filed for public inspection April 2, 2010, 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 |
| 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

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 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> |
|-----------------------------|--|--|--|-----------------------------|
| PA0025381 (Sew) | Saxton Borough Municipal Authority 1002 Branch Street Saxton, PA 16678-8739 | Bedford County Saxton Borough Liberty Township | Raystown Branch Juniata River 11-D | Y |
| PA0080586 (Sew) | Rodney L. Weaver Morton Buildings, Inc. 3370 York Road Gettysburg, PA 17325 | Adams County Straban Township | UNT Swift Run 7-F | Y |
| PA0086312 (Sew) | James Dorwart Quaker Station Apartments 1375 Old Quaker Road Etters, PA 17319 | York County Fairview Township | UNT Bennett Run 7-F | Y |
| PA0023264 (Sew) | Twin Boroughs Sanitary Authority P. O. Box 118 Mifflin, PA 17058 | Juniata County Milford Township | Juniata River 12-A | Y |
| PA0086185 (Sew) | Washington Township Authority 185 Manors Road Elizabethville, PA 17023 | Dauphin County Washington Township | Wiconisco Creek 6-C | Y |
| PA0032093 (Sew) | Department of Conservation and Natural Resources—Bureau of State Parks 132 State Park Schellsburg, PA 15559-7300 | Bedford County Napier Township | Shawnee Branch 11-C | Y |

| <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> |
|-----------------------------|--|---|--|-----------------------------|
| PAS223502 (Stormwater) | Frey Brothers Manufacturing, Inc. 372 Puseyville Road Quarryville, PA 17566 | Lancaster County East Drumore and Little Britain Townships | UNT West Branch Octoraro Creek 7-K | 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> |
|-----------------------------|---|--------------------------------------|---|-----------------------------|
| PA0228273 (SM) | Numidia WWTP 32 Country Acres Lane Catawissa, PA 17820-8632 | Locust Township Columbia County | Unnamed Tributary to Roaring Creek 5E | Y |
| PA0010651 | GKN Sinter Metals P. O. Box 493 Emporium, PA 15834 | Cameron County Shippen Township | Sinnemahoning Portage Creek 8A | 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> |
|-----------------------------|---|--|---|-----------------------------|
| PA0045039 | Department of Conservation and Natural Resources Oil Creek State Park 305 State Park Road Oil City, PA 16301-9733 | Cornplanter Township Venango County | Oil Creek 16-E | Y |
| PA0210056 | Mary Russ, d/b/a Amsterdam Estates MHP 39 Amsterdam Road Grove City, PA 16127 | Liberty Township Mercer County | Unnamed tributary to Black Run 20-C | 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.

PA0058858, Sewage, SIC 4952, **Upper Makefield Township**, 1076 Eagle Road, Newtown, PA 18940. This proposed facility is located in Upper Makefield Township, **Bucks County**.

Description of Proposed Activity: Renewal of an NPDES permit to discharge 20,225 gpd of treated sewage into an UNT to Jericho Creek.

The receiving stream, an UNT to Jericho Creek, is in the State Water Plan watershed 2E and is classified for: warm water fishery. The nearest downstream public water supply intake for PA American Water Company is located on the Delaware River and is 7.0 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 20,225 gpd.

| <i>Parameters</i> | <i>Average Monthly (mg/l)</i> | <i>Average Weekly (mg/l)</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum (mg/l)</i> |
|---|-----------------------------------|----------------------------------|--|---|
| CBOD ₅ | 10 | | 15 | 20 |
| Total Suspended Solids | 10 | | 20 | 25 |
| NH ₃ -N | | | | |
| (05-01 to 10-31) | 1.5 | | | 3.0 |
| (11-01 to 04-30) | 3.0 | | | 6.0 |
| Phosphorus as P | 1.0 | | | 2.0 |
| NO ₂ -N and NO ₃ -N | 10.0 | | | 20.0 |
| Dissolved Oxygen | | | Minimum of 6.0.mg/l at all times | |
| pH | | | Within limits of 6 to 9 STD at all times | |
| Fecal Coliform | #200/100 ml | | | #1,000/100 ml |
| Total Dissolved Solids | 1,000 | | | 2,000 |

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

1. Responsible Operator.
2. Abandon STP.
3. Remedial Measured.
4. No Stormwater.

5. Necessary Property Rights.
6. Small Stream Discharge.
7. Change of Ownership.
8. Sewage Study Disposal.
9. I-Max Limits.
10. DMR with No Discharge.
11. 2/Month Monitoring.
12. UV Disinfection System.
13. Lab. Certification.
14. Discharge to Special Protection Waters.
15. I-Max Reporting for Fecal Coliform.

PA0058882, Industrial Waste, SIC 3272, **Trans-Fleet Concrete, Inc.**, 101 First Avenue, P. O. Box 26483, Collegeville, PA 19335. This facility is located in West Whiteland Township, **Chester County**.

Description of Proposed Activity: This application requests approval of a renewal NPDES permit to discharge stormwater runoff from the site of a ready mix concrete batch plant located at 606 Jeffers Circle in Exton, PA.

The receiving stream, an unnamed tributary to Valley Creek, is in the State Water Plan watershed 3H and is classified for: CWF, MF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are as follows:

| <i>Parameters</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | | <i>Instantaneous Maximum (mg/l)</i> |
|------------------------|------------------------|----------------------|-----------------------------|---------------------------|----------------------|-------------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Annual</i> | <i>Average Semiannual</i> | <i>Maximum Daily</i> | |
| Total Suspended Solids | | | 50 | M/R | 100 | 100 |
| pH (STD) | | | 6.0 (Minimum) | | 9.0 (Maximum) | |
| Oil and Grease | | | M/R | M/R | M/R | |
| pH (Upstream) | | | M/R | M/R | M/R | |
| pH (Downstream) | | | M/R | M/R | M/R | |

M/R = Monitor/Report

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

1. DMR to DEP.
2. BAT/ELG Reopener.
3. Change of Name or Ownership.
4. Stormwater Outfall Requirements.
5. In-stream pH Monitoring.
6. Laboratory Certification.

PA0244007, Sewage, **Edward and Jane Bacon**, 1900 Fairview Road, Glenmore, PA 19343. This existing facility is located in East Nantmeal Township, **Chester County**.

Description of Proposed Activity: This application is for renewal of an NPDES permit for the existing discharge of treated sewage from a single residence sewage treatment plant.

The receiving stream, an unnamed tributary to Beaver Run, is in the State Water Plan watershed 3D and is designated: HQ-TSF, MF.

The proposed effluent limits for Outfall 001 are based on a design flow of 400 gpd:

| <i>Parameters</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|-------------------------|------------------------|----------------------|---|----------------------|-------------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum (mg/l)</i> |
| BOD ₅ | | | 10 | | 20 |
| Total Suspended Solids | | | 20 | | 40 |
| Fecal Coliform | | | 200/100 ml Geometric Mean | | |
| Total Residual Chlorine | | | 0.5 | | 1.2 |
| 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:

1. AMR Submittal to DEP.
2. Abandon STP when Municipal Sewers Available.
3. Remedial Measures if Unsatisfactory Effluent.
4. No Stormwater.
5. Acquire Necessary Property Rights.
6. Change of Ownership.
7. Proper Sludge Disposal.
8. Total Residual Chlorine Requirement.
9. Fecal Coliform I-Max Reporting.

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

PA 0261394, Sewage, SIC Code 6514, **Randy S. Macko**, 3315A Back Road, Halifax, PA 17032. Facility Name: Macko Res. This proposed facility is located in Jefferson Township, **Dauphin County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated Sewage.

The receiving stream, South Fork Powell Creek, is located in State Water Plan Watershed 6-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0005 MGD:

| Parameters | Mass (lb/day) | | | Concentration (mg/l) | | |
|-----------------------------|-----------------|---------------|---------|----------------------|---------------|-----------------------|
| | Average Monthly | Daily Maximum | Minimum | Average Monthly | Daily Maximum | Instantaneous Maximum |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9.0 |
| Total Residual Chlorine | XXX | XXX | XXX | Report | XXX | XXX |
| CBOD ₅ | XXX | XXX | XXX | 25 | XXX | 50 |
| Total Suspended Solids | XXX | XXX | XXX | 30 | XXX | 60 |
| Fecal Coliform (CFU/100 ml) | | | | | | |
| May 1 - Sep 30 | XXX | XXX | XXX | 200 Geometric Mean | XXX | XXX |
| Oct 1 - Apr 30 | XXX | XXX | XXX | 2,000 Geometric Mean | XXX | XXX |

You 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 in effect.

Application No. PA 0021849, Sewage, **Millerstown Borough**, 44 North High Street, P. O. Box E, Millerstown, PA 17062. This facility is located in Greenwood Township, **Perry County**.

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

The receiving stream, Juniata River, is in Watershed 12-B, and classified for warm water fishery, water supply, recreation and fish consumption. The nearest downstream public water supply intake for United Water Company is located on the Susquehanna River, approximately 23 miles downstream. The discharge is not expected to affect the water supply.

The proposed interim effluent limits for Outfall 001 for a design flow of 0.10 MGD are:

| Parameter | Average Monthly (mg/l) | Average Weekly (mg/l) | Instantaneous Maximum (mg/l) |
|-------------------------|-------------------------------------|-----------------------|------------------------------|
| CBOD ₅ | 25 | 40 | 50 |
| Total Suspended Solids | 30 | 45 | 60 |
| NH ₃ -N | Report | | |
| Total Residual Chlorine | 1.5 | | 2.5 |
| Total Phosphorus | Report | | |
| Dissolved Oxygen | Minimum of 5.0 at all times | | |
| pH | From 6.0 to 9.0 inclusive | | |
| 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 | | |

The proposed final effluent limits for Outfall 001 for a design flow of 0.12 MGD are:

| <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 | Report | | |
| Total Residual Chlorine | 1.5 | | 2.5 |
| Total Phosphorus | Report | | |
| Dissolved Oxygen | | Minimum of 5.0 at all times | |
| pH | | From 6.0 to 9.0 inclusive | |
| 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 | |

Chesapeake Bay Requirements

| <i>Parameter</i> | <i>Concentration (mg/L)</i> | | <i>Mass (lbs)</i> | |
|----------------------|-----------------------------|----------------|-------------------|---------------|
| | <i>Monthly Average</i> | <i>Monthly</i> | <i>Monthly</i> | <i>Annual</i> |
| Ammonia-N | Report | Report | Report | Report |
| Kjeldahl-N | Report | Report | Report | XXX |
| Nitrate-Nitrite as N | Report | Report | Report | XXX |
| Total Nitrogen | Report | Report | Report | Report |
| Total Phosphorus | Report | Report | Report | Report |
| Net Total Nitrogen | XXX | Report | Report | 6,697* |
| Net Total Phosphorus | XXX | Report | Report | 974* |

* The permit contains conditions which authorize the permittee to apply nutrient reduction credits, to meet the Net Total Nitrogen and Net Total Phosphorus effluent limits, under the Department of Environmental Protection's (Department) Trading of Nutrient and Sediment Reduction Credits Policy and Guidelines (392-0900-001, December 30, 2006). The conditions include the requirement to report application of these credits in Supplemental Discharge Monitoring Reports submitted to the Department.

You may make an appointment to review the Department's files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA waiver is not in effect.

Application No. PA 0014672, Industrial Waste, SIC Code 3691/3341, **Exide Technologies (Reading Smelter)**, Spring Valley Road and Nolan Street, Reading, PA 19605. This facility is located in Muhlenberg Township, **Berks County**.

Description of activity: The application is for renewal of an NPDES permit for an existing discharge of treated industrial waste and stormwater.

The receiving stream, Schuylkill River (101 and 201)/Bernhart Creek (202), is in Watershed 3-C, and classified for warm water fishery, water supply, recreation and fish consumption. The nearest downstream public water supply intake is Borough of Pottstown Water and Sewer located on the Schuylkill River, approximately 23 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 101 based on a design flow of 0.25 MGD are:

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|-------------------------|----------------------------|--------------------------|-----------------------------|--------------------------|----------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Dissolved Oxygen | | | Minimum of 5.0 at all times | | |
| pH | | | From 6.0 to 9.0 inclusive | | |
| Total Residual Chlorine | | | 0.5 | 1 | |
| Total Suspended Solids | 63 | 125 | 30 | 60 | 75 |
| Total Dissolved Solids | 11,209 | 20,000 | 6,000 | 7,500 | 7,500 |
| Total Copper | 1.398 | 2.881 | 0.671 | 1.382 | 1.678 |
| Total Lead | 0.3 | 0.645 | 0.144 | 0.309 | 0.36 |
| Total Iron | 0.231 | 0.42 | 0.111 | 0.201 | 0.277 |
| Total Antimony | 1.834 | 4.114 | 0.88 | 1.973 | 2.2 |
| Total Arsenic | 1.067 | 2.601 | 0.512 | 1.248 | 1.28 |
| Total Zinc | 0.893 | 2.165 | 0.428 | 1.038 | 1.07 |
| Oil and Grease | 31 | 62 | 15 | 30 | 30 |
| NH ₃ -N | 12 | 24 | 5 | 10 | 12 |
| CBOD ₅ | 52 | 83 | 25 | 40 | 50 |

The proposed effluent limits for Outfall 201 based on a design flow of 0.40 MGD are:

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|------------------------|-----------------|---------------|---------------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| pH | | | From 6.0 to 9.0 inclusive | | |
| Total Suspended Solids | | | 30 | 60 | 75 |
| Total Dissolved Solids | | | 6,000 | 7,500 | 7,500 |
| Total Copper | | | 0.71 | 1.42 | 2.0 |
| Total Lead | | | 2.0 | 4.0 | 5.0 |
| Total Antimony | | | 3.87 | 7.74 | 10 |
| Total Zinc | | | 5.68 | 11.36 | 14 |
| Oil and Grease | | | 15 | 30 | 30 |

The proposed effluent limits for Outfall 002 for a design flow of 0.40 MGD are:

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|------------------------|-----------------|---------------|---------------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| pH | | | From 6.0 to 9.0 inclusive | | |
| Total Suspended Solids | | | Report | | |
| Total Dissolved Solids | | | Report | | |
| Total Copper | | | Report | | |
| Total Lead | | | Report | | |
| Total Antimony | | | Report | | |
| Total Zinc | | | Report | | |
| Oil and Grease | | | Report | | |

You 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.

Application No. PA 0008010, Industrial Waste, SIC Code 2015, **Hain Pure Corporation**, 220 North Center Street, Fredericksburg, PA 17026. This facility is located in Bethel Township, **Lebanon County**.

Description of activity: The application is for renewal of an NPDES permit for an existing discharge of treated industrial waste.

The receiving stream, Beach Run, is in Watershed 7-D, and classified for warm water fishery, water supply, recreation and fish consumption. The nearest downstream public water supply intake is the Philadelphia Water Company located on the Swatara Creek, approximately 29 miles downstream. The discharge is not expected to affect the water supply.

The proposed interim effluent limits for Outfall 001 based on a design flow of 0.15 MGD are:

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|--------------------------------------|--|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| CBOD ₅ | Report | Report | 20 | 40 | 50 |
| Total Suspended Solids | Report | Report | 25 | 50 | 75 |
| Ammonia Nitrogen as N (5/1 to 10/31) | 3.1 | 6.2 | 2.5 | 5 | 6.25 |
| (11/1 to 4/30) | 9.3 | 18.7 | 7.5 | 15 | 18.75 |
| Total Residual Chlorine | | | 0.1 | | 0.33 |
| Total Phosphorus | 2.5 | 5 | 2 | 4 | 5 |
| Oil and Grease | Report | Report | Report | Report | |
| Dissolved Oxygen | Minimum of 5.0 at all times. | | | | |
| pH | Within the range of 6 to 9 standard units at all time. | | | | |
| Fecal Coliform (5/1 to 9/30) | 200/100 ml as a Geometric Average Value. | | | | |
| (10/1 to 4/30) | 400/100 ml as Geometric Average. | | | | |

Chesapeake Bay/Elizabeth Run TMDL Requirements

| Parameters | Concentration (mg/l) | | Mass (lbs) |
|-------------------------------------|----------------------|---------|------------|
| | Monthly | Monthly | Annual |
| Total Suspended Solids | | Report | Report |
| Total Phosphorus | | Report | Report |
| TKN | | Report | Report |
| NO ₂ +NO ₃ -N | | Report | Report |
| Total Nitrogen | | Report | Report |
| NH ₃ -N | | Report | Report |

| Parameters | Concentration (mg/l) | | Mass (lbs) |
|-------------------|----------------------|---------|------------|
| | Monthly | Monthly | Annual |
| CBOD ₅ | 5 | | |
| D.O. | 7 | | |

The proposed final effluent limits for Outfall 001 based on a design flow of 0.15 MGD are:

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|-------------------------|--|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| CBOD ₅ | 6.2 | 12.5 | 5 | 10 | 12.5 |
| Total Suspended Solids | 12.5 | 25 | 10 | 20 | 25 |
| Ammonia Nitrogen as N | | | | | |
| (5/1 to 10/31) | 3.1 | 6.2 | 2.5 | 5 | 6.25 |
| (11/1 to 4/30) | 5 | 10 | 4.0 | 8 | 10 |
| Total Residual Chlorine | | | 0.1 | | 0.33 |
| Total Phosphorus | 0.63 | 1.25 | 0.5 | 1.0 | 1.25 |
| Oil and Grease | 10 | 17.5 | 8 | 14 | 20 |
| Dissolved Oxygen | Minimum of 7.0 at all times. | | | | |
| pH | Within the range of 6 to 9 standard units at all time. | | | | |
| Fecal Coliform | | | | | |
| (5/1 to 9/30) | 200/100 ml as a Geometric Average Value. | | | | |
| (10/1 to 4/30) | 400/100 ml as Geometric Average. | | | | |

You 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.

Northcentral Regional Office: Regional Water Management Program Manager, 208 West Third Street Suite 101, Williamsport, PA 17701-6448, Telephone: 570-327-0532.

PA0110965, Sewage, SIC Code 4952, **Mid Centre County Authority**, P. O. Box 811, Milesburg, PA 16853-0811. Facility Name: Mid Centre County Authority Sewer System STP. This existing facility is located in Boggs Township, **Centre County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Unnamed Tributary to Bald Eagle Creek, is located in State Water Plan watershed 9-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.0 MGD.

| Parameters | Mass (lb/day) | | | Concentration (mg/l) | | |
|-----------------------------|-----------------|----------------------|---------|----------------------|----------------|-----------------------|
| | Average Monthly | Weekly Average | Minimum | Average Monthly | Weekly Average | Instantaneous Maximum |
| Flow (MGD) | Report | Report Daily Maximum | | | | |
| pH (S.U.) | | | 6.0 | | | 9.0 |
| CBOD ₅ | | | | | | |
| May 1 - Oct 31 | 83 | 125 | | 10 | 15 | 20 |
| Nov 1 - Apr 30 | 167 | 250 | | 20 | 30 | 40 |
| Total Suspended Solids | | | | | | |
| May 1 - Oct 31 | 83 | 125 | | 10 | 15 | 20 |
| Nov 1 - Apr 30 | 167 | 250 | | 20 | 30 | 40 |
| Fecal Coliform (CFU/100 ml) | | | | | | |
| May 1 - Sep 30 | | | | 200 Geometric Mean | | |
| Oct 1 - Apr 30 | | | | 2,000 Geometric Mean | | |
| UV Intensity (%) | | | Report | | | |
| Ammonia-Nitrogen | | | | | | |
| May 1 - Oct 31 | 25 | 38 | | 3.0 | 4.5 | 6.0 |
| Nov 1 - Apr 30 | 75 | 113 | | 9.0 | 14 | 18 |
| Dissolved Phosphorus | 8.3 | 13 | | 1.0 | 1.5 | 2.0 |
| Total Phosphorus | | | | Report | | |

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

| <i>Parameters</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|----------------------|----------------------|---------------|-----------------------------|------------------------|----------------|
| | <i>Monthly</i> | <i>Annual</i> | <i>Minimum</i> | <i>Monthly Average</i> | <i>Maximum</i> |
| Ammonia-N | Report | Report | | Report | |
| Kjeldahl-N | Report | | | Report | |
| Nitrate-Nitrite as N | Report | | | Report | |
| Total Nitrogen | Report | Report | | Report | |
| Total Phosphorus | Report | Report | | Report | |
| Net Total Nitrogen | | 18,265* | | | |
| Net Total Phosphorus | | 2,435* | | | |

* 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 #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.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2011. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011. This facility is required to monitor and report for Total Nitrogen and Total Phosphorus from the effective date of the permit until September 30, 2011.

In addition, the permit contains the following major special conditions:

- Compliance schedule for PART A I;
- Chesapeake Bay Nutrient Requirements
- Requires management and reporting of biosolids within the treatment process.
- Requirements Applicable To Stormwater
- Requires chronic whole effluent toxicity tests be submitted with the next renewal application

You may make an appointment to review the Department's files on this case by calling the File Review Coordinator at 570-327-3693.

The EPA waiver is not in effect.

PA0229121, CAFO, SIC 0259, **Cotner Farms Inc.**, 127 Rushtown Road, Danville, PA 17821. This proposed facility is located in Rush Township, **Northumberland County**.

Description of Proposed Activity: Poultry operation with layer chickens.

The receiving streams, Logan and Wilson Runs, are in the State Water Plan Catawissa—Roaring Creek Watershed 5E and is classified for: Cold Water Fishery.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO individual permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required.

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

1. Compliance with the farm's Nutrient Management Plan.
2. Compliance with the farm's Preparedness, Prevention and Contingency Plan.
3. Compliance with the Farm's Erosion and Sedimentation Control Plan for plowing and tilling.
4. Erosion and Sedimentation Control Plan requirements for stormwater during construction activities.
5. Animal mortality handling and disposing requirements.
6. Requirements for storage of feed and other raw materials.
7. Best Management Practices requirements.
8. Egg Wash Water Disposal System self inspection and reporting requirements.

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

PA0218545, Sewage, **Quecreek Mining, Inc.**, 1576 Stoystown Road, Friedens, PA 15541. This application is for renewal of an NPDES permit to discharge treated sewage from Quecreek No. 1 Mine Portal STP in Lincoln Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Unnamed Tributary of Quemahoning Creek, which are classified as a cold water fishery 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 Quemahoning Reservoir.

Outfall 001: existing discharge, design flow of 0.0035 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 |
| Fecal Coliform | | | | |
| May 1 to Sep 30 | 200/100 ml as a Geometric Mean | | | |
| Oct 1 to Apr 30 | 2,000/100 ml as a Geometric Mean | | | |
| Total Residual Chlorine | 1.4 | | | 3.3 |
| pH | not less than 6.0 nor greater than 9.0 | | | |

The EPA waiver is in effect.

PA0252760, Sewage, **Pine Township Supervisors**, 400 Clay Avenue, P. O. Box 311, Templeton, PA 16259. This application is for renewal of an NPDES permit to discharge treated sewage from Templeton Sewage Treatment Plant in Pine Township, **Armstrong County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Allegheny River, which are classified as a warm water fishery 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 Kittanning Suburban Joint Water Authority.

Outfall 001: existing discharge, design flow of 0.06 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 |
| Fecal Coliform | | | | |
| May 1 to Sep 30 | 200/100 ml as a Geometric Mean | | | |
| Oct 1 to Apr 30 | 2,000/100 ml as a Geometric Mean | | | |
| Total Residual Chlorine | 1.4 | | | 3.3 |
| pH | not less than 6.0 nor greater than 9.0 | | | |

The EPA waiver is in effect.

PA0033871, Sewage, **Frank T. Perano, GSP Management Company**, P. O. Box 677, Morgantown, PA 19543. This application is for renewal of an NPDES permit to discharge treated sewage from Northview Estates MHP STP in White Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Unnamed Tributary of McKee Run, which are classified as a cold water fishery 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 Ernst Borough Water System.

Outfall 001: existing discharge, design flow of 0.0575 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 | | | | |
| May 1 to Oct 31 | 2.5 | | | 5.0 |
| Nov 1 to Apr 30 | 4.0 | | | 8.0 |
| Fecal Coliform | | | | |
| May 1 to Sep 30 | 200/100 ml as a Geometric Mean | | | |
| Oct 1 to Apr 30 | 2,000/100 ml as a Geometric Mean | | | |
| Total Residual Chlorine | 1.4 | | | 3.3 |
| Dissolved Oxygen | not less than 5.0 mg/l | | | |
| pH | not less than 6.0 nor greater than 9.0 | | | |

The EPA waiver is in effect.

PA0094676, Sewage, **Twin Lakes Center, Inc.**, 224 Twin Lake Road, Somerset, PA 15501. This application is for renewal of an NPDES permit to discharge treated sewage from Twin Lakes Center STP in Somerset Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as East Branch Coxes Creek, which are classified as a warm water fishery 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 Ohiopyle Municipal Water Works.

Outfall 001: existing discharge, design flow of 0.0059 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 | | | | |
| May 1 to Oct 31 | 6.0 | | | 12.0 |
| Nov 1 to Apr 30 | 18.0 | | | 36.0 |
| Fecal Coliform | | | | |
| May 1 to Sep 30 | 200/100 ml as a Geometric Mean | | | |
| Oct 1 to Apr 30 | 2,000/100 ml as a Geometric Mean | | | |
| Total Residual Chlorine | 1.4 | | | 3.3 |
| pH | not less than 6.0 nor greater than 9.0 | | | |

The EPA waiver is in effect.

PA0254258, Sewerage, **Robert and Lisa Hohman**, 340 Pointview Road, Pittsburgh, PA 15227. This application is for issuance of an NPDES permit to discharge treated sewage from Hohman Small Flow STP in Franklin Park Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Unnamed Tributary East Branch Big Sewickley Creek, which are classified as a trout stock fishery 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 Ambridge Water Authority.

Outfall 001: new discharge, design flow of 0.0005 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 | 10 | | | 20 |
| Ammonia Nitrogen | | | | |
| May 1 to Oct 31 | 3.0 | | | 6.0 |
| Nov 1 to Apr 30 | 9.0 | | | 18.0 |
| Fecal Coliform | | | | |
| May 1 to Sep 30 | 200/100 ml as a Geometric Mean | | | |
| Oct 1 to Apr 30 | 2,000/100 ml as a Geometric Mean | | | |
| 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.

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

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

WQM Permit No. 0110402, Sewerage, **Cumberland Township Authority**, 1370 Fairfield Road, Gettysburg, PA 17325. This proposed facility is located in Cumberland Township, **Adams County**.

Description of Proposed Action/Activity: Seeking approval of the construction of the Old Mill Road pumping station and the abandonment of the Route 30 pumping station.

WQM Permit No. 2110402, Sewerage, **Joseph and Nancy Horn**, 345 Old Mill Road, Carlisle, PA 17015. This proposed facility is located in Lower Frankford Township, **Cumberland County**.

Description of Proposed Action/Activity: Seeking approval for the construction/operation of a small flow sewage treatment system to serve their existing single family residence.

WQM Permit No. 2110403, Sewerage, **Anthony and Lori Todaro**, 605 Roxbury Road, Newville, PA 17241. This proposed facility is located in Upper Mifflin Township, **Cumberland County**.

Description of Proposed Action/Activity: Seeking approval for the construction/operation of a small flow sewage treatment system to serve their existing single family residence.

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

WQM Permit No. WQG016180, Sewerage, **Luke Leskovic**, 921 Garden City Road, Monroeville, PA 15146. This proposed facility is located in Plum Borough, **Allegheny County**.

Description of Proposed Action/Activity: Application for the construction and operation of a single residence sewage treatment facility.

WQM Permit No. WQG016181, Sewerage, **Louise Loncar**, 3 School Street, Apartment 1, Tilton, NH 03276. This proposed facility is located in Center Township, **Beaver County**.

Description of Proposed Action/Activity: Application for the construction and operation of a single residence sewage treatment facility.

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

Southeast Region: Water 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> |
|-------------------------|--|---------------|----------------------|--|
| PAI01091001 | European Auto Salvage 2785 Richlandtown Pike Coopersburg, PA 18036 | Bucks | Springfield Township | Unnamed Tributary Cooks Creek EV |

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

Lehigh County Conservation District: Lehigh Agriculture Center, Suite 102, 4184 Dorney Park Road, Allentown, PA 18104, 610-391-9583.

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|-------------------------|---|
| PAI023903037R(1) | Upper Macungie Township Attn: Scott Faust 8330 Schantz Road Breinigsville, PA 18031 and Parkland Community Library Committee Attn: Karen Tamerler 4422 Walbert Avenue Allentown, PA 18104 | Lehigh | Upper Macungie Township | Tributary to Little Lehigh Creek HQ-CWF, MF |

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> |
|-------------------------|---|---------------|---------------------------|----------------------------|
| PAI056510001 | Courtesy Suzuki Landholdings, LP Jim Shorkey 13339 Route 30 West North Huntingdon, PA 15642 | Westmoreland | North Huntingdon Township | UNT To Long Run HQ-TSF |

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

Crawford County Conservation District: Woodcock Nature Center, 21742 German Road, Meadville, PA 16335, telephone 814-763-5269.

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|---------------------|----------------------------|
| PAI062010001 | Game Commission Western Game Farm Brooder Houses 25761 Highway 408 Cambridge Springs, PA 16403 | Crawford | Rockdale Township | Muddy Creek HQ-TSF |

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> |
|--|---------------|------------------------|--|------------------------|---|--------------------|
| Dr. Joe Jurgielewicz 886 East Mountain Road Hegins, PA 17938 | Schuylkill | 38.2 | 42.5 | Ducks | 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**

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

Application No. 4610509, Public Water Supply.

| | |
|-----------|-----------------------------------|
| Applicant | Borough of East Greenville |
| Township | Upper Hanover |
| County | Montgomery |

Responsible Official Jennifer E. Boyer
206 Main Street
East Greenville, PA 18041

Type of Facility PWS

Consulting Engineer Cowan Associates, Inc.
120 Penn-Am Drive
Quakertown, PA 18951

Application Received Date March 12, 2010

Description of Action Replacement of existing filter surface wash with an air scour system and replacement of the filter media.

Application No. 2310505, Public Water Supply.

Applicant **Chester Water Authority**

Township Little Britain

County **Lancaster**

Responsible Official Brian P. MacEwen
415 Welsh Street
P. O. Box 467
Chester, PA 19016-0467

Type of Facility PWS

Consulting Engineer C.E.T. Engineering Services
1240 North Mountain Road
Harrisburg, PA 17112

Application Received Date March 2, 2010

Description of Action The construction of new alum storage building and alum feed system.

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

Application No. 3390073, Public Water Supply.

Applicant **Lehigh County Authority**

Township or Borough Lower Macungie Township
Lehigh County

Responsible Official Aurel M. Arndt
General Manager
Lehigh County Authority
1053 Spruce Street
P. O. Box 3348
Allentown, PA 18106

Type of Facility Community Water System

Consulting Engineer Matthew D. Warfel, P. E.
ARRO Consulting, Inc.
270 Granite Run Drive
Lancaster, PA 17601-6804
717-560-2767

Application Received Date February 18, 2010

Description of Action Application for approval of 4-log treatment of viruses at Entry Points 103 and 115.

Application No. 5810501, Public Water Supply.

Applicant **Pennsylvania American Water**

Township or Borough Montrose Borough
Susquehanna County

Responsible Official David R. Kaufman
V.P. Engineering
800 West Hersheypark Drive
Hershey, PA 17033

Type of Facility Community Water System

Consulting Engineer Francis M. Voyack, P. E.
Quad Three Group, Inc.
37 North Washington Street
Wilkes-Barre, PA 18701
570-829-4200

Application Received Date February 26, 2010

Description of Action Application for modification of the Montrose WTP to include installation of a filter-to-waste tank with flow control, a de-chlorination system, piping and valving, along with installation of a backup filter backwash pump.

Application No. 5410501, Public Water Supply.

Applicant **Christ United Lutherin Church**
437 Airport Road
Ashland, PA

Township or Borough Barry Township
Schuylkill County

Responsible Official Dean Fetterolf

Type of Facility Public Water System

Consulting Engineer Alfred Benesch & Co.
400 One Norwegian Plaza
P. O. Box 1090
Pottsville, PA

Application Received Date 1/25/10

Description of Action The installation of treatment for nitrate.

MINOR AMENDMENT

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

Application No. 3510501 MA, Minor Amendment.

Applicant **Pennsylvania American Water Co.**
(Abington System)
100 North Pennsylvania Avenue
Wilkes-Barre, PA

Township or Borough Abington Township
Lackawanna County

Responsible Official Daniel Rickard

Type of Facility Public Water System

Consulting Engineer Daniel Rickard, P. E.

Application Received Date 3/9/10

Description of Action The installation of a contact pipeline and liquid chlorination system to provide log 4 treatment at Waverly wells 1 and 2.

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

Application No. 2493501-MA5, Minor Amendment.

| | |
|---------------------------|---|
| Applicant | Jay Township Water Authority |
| Township or Borough | Jay Township Elk County |
| Responsible Official | Chad A. Lilley |
| Type of Facility | Public Water System |
| Application Received Date | 03/16/2010 |
| Description of Action | Change in manufacturer/product name for Polyaluminum Chloride and liquid phosphate blend. |

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 published 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:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

School Site Landfill, Upper Merion Township, **Montgomery County**. Craig Herr, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of William O'Hara, Executor, The Estate of Betty O'Hara, 405 Rock Creek, Berwyn, PA 19312 has submitted a Notice of Intent to Remediate. Groundwater and soil at the site has been impacted with release of chlorinated solvents. The future use of the site will be nonresidential.

Plymouth Commons, Plymouth Township, **Montgomery County**. William Schmidt, Pennoni Associates, Inc., 301 Market Street, Philadelphia, PA 19104, on behalf of Jason Honesty, Exeter Peter Lane, I, LP, 2260 Butler Pike, Suite 200, Plymouth Meeting, PA 19462 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of inorganics. A commercial building is currently under construction at the site.

Fairmont Flats, City of Philadelphia, **Philadelphia County**. Waheed Jafry, Lippincott Jacobs Consulting Engineers, 1 North Pavilion Avenue, Riverside, NJ 08075, Jim Grosso, Grosso Construction, Inc., 312 Ponderosa Lane, Ambler, PA 19002 on behalf of Michael Loonstyn, Fairmount Flats, LLC, 1836 Green Street, Philadelphia, PA 19130 has submitted a Notice of Intent to Remediate. Groundwater and soil at the site has been impacted with the release of other organics. The property is being developed for residential use.

Mac & Sam, Inc., Clifton Heights Borough, **Delaware County**. Richard Werner, Environmental Consulting, Inc., 500 East Washington Street, Suite 375, Norristown, PA 19401, James Salmon, Clifton Heights Community and Economic Development has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of unleaded gasoline. The proposed future use of the subject is expected to be for commercial use.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Westminster Place at Stewartstown (former Fypon Manufacturing Site), Stewartstown Borough, **York County**. GTA Environmental Services, Inc., 3445 Box Hill Corporate Center Drive, Abingdon, MD 21009, on behalf of Central PA Equities 12, LLC, 146 Pine Grove Circle, Suite 200, York, PA 17403, submitted a Notice of Intent to Remediate site soils contaminated with tetrachloroethene. The soils had previously been remediated to a Site-Specific Standard, but now will be remediated to a Residential Statewide Health Standard to be developed as an adult residential community.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Babich No. 3 Gas Well Site, Sewickley Township, **Westmoreland County**. Environmental Coordination Services and Recycling, 3237 Highway 19, Cochranton, PA 16314 on behalf of Tim Berdar, Atlas Resources, LLC, 800 Mountain View Road, Smithfield, PA 15478 has submitted a Notice of Intent to Remediate. A subcontractor of Atlas Resources, LLC spilled diesel fuel at the Babich No. 3 Gas Well Site on October 30, 2009. Contaminated soil was excavated and disposed of at a nearby landfill. Atlas intends to meet a Statewide Health Standard. The Notice of Intent to Remediate was published in the *The Laurel Group*, a weekly newspaper on March 11, 2010.

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. Contact: M. Gorog and B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226.

63-00955A National Fuel Gas Supply Corp. (1100 State Street, Erie, PA 165412) for installation of two (2) new natural gas compressors at the Buffalo compressor Station in Buffalo Township, **Washington County**.

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.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481. Contact: Mark Gorog, New Source Review Chief—Telephone: 814-332-6940.

61-007D: IA Construction Corp.—Franklin Hot Mix Asphalt Batch Plant (24 Gibb Road, Franklin, PA 16323) for construction of a new 6 ton Hot Mix Asphalt batch Plant to replace the existing 3 ton plant in Sugarcreek Borough, **Venango County**. This is a State-only 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 State-only 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 Best Available Technology for the source:

- Under 25 Pa. Code § 123.1(a), there shall be no fugitive emissions from this facility at any time, except those that are a direct result of stockpiling or use of roads. Under 25 Pa. Code § 123.1(c), all reasonable actions shall be taken to prevent particulate matter that may arise from stockpiling or use of roads from becoming airborne. Under 25 Pa. Code § 123.2 (relating to fugitive particulate matter), fugitive emissions shall not cross the owner or operator's property line at any time.

- The filterable particulate matter (FPM) emissions being discharged to the atmosphere from the baghouse controlling the batch mix asphalt plant shall not exceed 0.016 grain per dry standard cubic foot of effluent gas volume.

- The filterable Particulate Matter (FPM) emissions from the source while using any fuel shall not exceed 0.042 lb/ton.

- The filterable Particulate Matter 10 (FPM-10) emissions from the source while using any fuel shall not exceed 0.027 lb/ton.

- The carbon monoxide emissions from the source while using any fuel shall not exceed 0.4 lbs/ton.

- The sulfur oxide emissions from the source while using #2 Fuel Oil, RFO #5, or Bio Diesel shall not exceed 0.088 lb/ton.

- The sulfur oxide emissions from the source while using Natural Gas or Liquid Propane shall not exceed 0.0046 lb/ton.

- The nitrogen oxides emissions (measured as NO₂) from the source while using #2 Fuel Oil, RFO #5, or Bio Diesel shall not exceed 0.12 lb/ton.

- The nitrogen oxide emissions (measured as NO₂) from the source while using Natural Gas or Liquid Propane shall not exceed 0.025 lb/ton.

- The volatile organic compound emissions (measured as propane) from the source while using #2 Fuel Oil, Natural Gas, or Liquid Propane shall not exceed 0.0082 lb/ton.

- The volatile organic compound emissions (measured as propane) from the source while using RFO #5 or Bio Diesel shall not exceed 0.036 lb/ton.

- The owner or operator may not permit the emission into the outdoor atmosphere of visible air contaminants in such a manner that the opacity of the emission is equal to or greater than 10% at any time.

- The owner or operator is approved to burn the following fuels in the rotary dryer burner:

- Propane
- Natural gas
- No. 2 fuel oil
- No. 4, 5 or 6 fuel oil
- On-specification waste derived liquid fuel ("WDLF")

- Biodiesel that is a fuel comprised of mono-alkyl esters of long chain fatty acids derived from vegetable oils or animal fats and conform to ASTM D6751 specifications.

- Any alternative fuels that, unless specified, meet the same specification as other fuels permitted under this plan approval, such as:

- Liquid biofuels derived from recycled vegetable oils or animal fats from restaurants or food processing industries after processed through filtration, deodorization, water washing or other polishing and refining steps.

- Biofuels from bio-processing of cellulosic bio-mass.

- Bio-oils produced by pyrolysis of bio-mass materials.

- For No. 2 fuel oil, biodiesel and alternative fuels, less than or equal to 0.3% sulfur, by weight.

- For No. 4, 5 or 6 fuel oil and WDLF, less than or equal to 0.5% sulfur, by weight.

- Fuel analysis records shall be used to demonstrate compliance with the above sulfur limitations. For each shipment of any liquid fuel, fuel sulfur content shall also be demonstrated by providing the supplier's fuel certification for the type of fuel received.

- On Specification WDLF: The owner or operator shall not accept at the facility any WDLF which is represented by the oil supplier as failing to meet following standards, or for which the facility does not have documentation from the waste oil supplier verifying the following acceptable standards:

SULFUR less than or equal to 0.5% (by weight)
 BTU greater than or equal to 8,000 btu/lb
 FLASHPOINT greater than or equal to 100° F
 TOTAL HALOGENS (TOX: ORGANIC AND INORGANIC) less than or equal to 1,000 PPMW
 LEAD less than or equal to 100 PPMW
 ARSENIC less than or equal to 5 PPMW
 CADMIUM less than or equal to 2 PPMW
 CHROMIUM less than or equal to 10 PPMW
 PCB's Not detectable
 ASH less than or equal to 1.0% (by weight)

The following analytical techniques and methods, or alternative methods approved in writing by the Department of Environmental Protection (Department) will be accepted for the analyses:

Constituent Analytical Technique
 Arsenic EPA Method 6010, 6020, 7010, 7061 or 7062
 Cadmium EPA Method 6010, 6020, 7000 or 7010
 Chromium EPA Method 6010, 7000 or 7010
 Lead EPA Method 6010, 7000 or 7010
 PCBs EPA Method 8082
 TX EPA Method 9075, 9076 or 9077
 Flash Point EPA Method 1010 or ASTM D93
 Ash ASTM D482
 Sulfur ASTM D3227, D1552, D4294 or D129

- The owner or operator may not blend WDLF into existing fuel or burn WDLF by itself unless an analysis has been performed for the specified constituents and a copy of the analysis is available demonstrating that none of the levels cited previously are exceeded before it is fired as fuel for the dryer. For each shipment of WDLF, a fuel specification sheet shall be obtained from the supplier.

- Prior to accepting each shipment of WDLF delivered to the facility, the owner or operator shall test each shipment for total halogens using EPA Reference Method 9077, or an alternate test method if approved in writing by the Department. If the test of any shipment reveals total halogens in excess of 1,000 ppmw, then the owner or operator shall refuse to accept the shipment. Vendor guarantee or recent test data from WDLF suppliers shall be sufficient to show compliance with this standard.

- The owner or operator shall take and retain a sample of each shipment of WDLF, biodiesel and any alternative fuels that is delivered to the facility. The samples shall be retained on-site for at least 1 year and shall be made available to the Department upon request. The samples are to be sealed and identified with the identity of the supplier, the date of delivery, the delivery invoice number, and the total gallons of WDLF in the shipment.

- For at least one (1) out of every fifteen (15) shipments of WDLF received at the facility, the owner or operator shall take an additional sample for the purpose of conducting a complete analysis for all the properties listed previously. The owner or operator shall use test methods specified previously, unless an alternate test method has been approved in writing by the Department. Aside from any sample taken from a shipment of WDLF received at the facility, the owner or operator need not store such additionally-sampled fuel separately nor delay its use. If the analysis results on such fuel are not received within fifteen (15) days of the date of delivery of the relevant shipment, the permittee shall cease using the WDLF fuel from the tank(s) in which the relevant shipment was placed until compliance with the limits listed previously is verified in the laboratory results. This auditing provision should not be interpreted, in any

event, to allow the owner or operator to accept knowingly or use fuel not meeting permit specifications, or to accept or use fuel for which the facility does not have documentation from the waste oil supplier regarding compliance with permit specifications. If the analysis results show exceedances of any of the limits listed previously, then the owner or operator shall cease using the WDLF from the tank(s) in which the relevant shipment was placed, and shall not resume using WDLF from the tank(s) until either:

- The Department has granted written approval to resume use of the WDLF based on an alternate demonstration of acceptability of the WDLF in the tank(s) for use as fuel at the facility, or

- The WDLF remaining in the tank(s) has been re-sampled and

- If the re-sample meets the limits listed previously, the Department has granted written permission to resume using the WDLF, or

- If the re-sample fails to meet the limits listed previously, the Department has granted written permission to resume using the tank(s) after the owner or operator has emptied the WDLF from the tank(s) and has made proper disposal arrangements. The owner or operator shall cease using the WDLF from such tank(s) not later than two (2) hours after making the original determination, or having had reasonable opportunity to make the determination that off-specification WDLF was placed in the tanks. Upon successful demonstration for each supplier of their accuracy in ensuring delivery of eight (8) consecutive samples of on-specification WDLF fuels that comply with properties listed previously, the auditing frequency of shipments may be decreased by the Department. The auditing frequencies shall be determined for each individual supplier on a case by case basis depending on recorded compliance history and margin of compliance.

- The Department reserves the right to random sample any alternative fuels to check if they meet the same specifications as other fuels permitted under this plan approval. In the case of WDLF, if the analysis results from any random tank sampling conducted by the Department show exceedances of any of the limits listed previously, the owner or operator shall cease using WDLF from the affected tank(s) and shall not resume using WDLF from the tank(s) until either:

- The Department has granted written approval to resume use of the WDLF based on an alternate demonstration of compliance for the original sample; or

- The Department has granted written permission to resume placing WDLF in the tank(s) after the owner or operator has emptied the off-specification WDLF from the tank(s) and has made proper disposal arrangements. The owner or operator shall cease using the WDLF from such tank(s) not later than 2 hours after receiving notification from the Department of the exceedances.

- Annual asphalt production from the batch mix asphalt plant shall not exceed 495,000 tons during any consecutive 12-month period.

- This facility may process recycled asphalt product (RAP). The RAP addition rate shall not exceed 25% of mix and the shingle addition rate shall not exceed 5% of the mix. Shingles shall not contain asbestos.

- Hourly asphalt production from the batch mix asphalt plant shall not exceed 360 tons per hour utilizing RAP or shingles in the mix while making top or base material.

- Within 60 days after achieving the normal production rate at which the affected source will be operated, but not later than 180 days after initial start-up of the source/control device, a stack test for FPM, NO_x (measured as NO₂), CO, SO_x, VOC (measured as propane), and opacity shall be performed in accordance with the provisions of Chapter 139 of the Rules and Regulations of the Department of Environmental Protection. The stack test shall be performed while the aforementioned source is operating at greater than 90% of the rated capacity (360 tph) and while burning worst case fuel. Any testing performed at less than 90% of the rated capacity may subject the facility to a production limit of the production rate during the compliant testing. The stack test shall be conducted at the outlet of the normal control device (C110B).

- Within twelve (12) to eighteen (18) months prior to the expiration of the facility operating permit, a stack test for FPM, NO_x, SO_x, VOC, and opacity shall be performed. The stack test shall be performed as stated.

- The following process data shall be recorded at 15-minute intervals (if possible) during each test run to document the operation of the plant and the baghouse:

- Type of Fuel;
- Fuel Usage (gpm for liquids; cfm for gases);
- Asphalt Production Rate (tons/hr);
- Aggregate Usage (tons/hr);
- Asphaltic Oil (%);
- Fines in mix (% < 600 mesh); and
- Mix Temperature (° F).

- All recordkeeping shall commence upon startup of the source and shall be kept for a period of 5 years and made available to the Department upon request.

- The permittee shall keep comprehensive and accurate records to demonstrate the following:

- The number of hours the batch mix asphalt plant operated daily, summarized as consecutive 12-month totals.

- Monthly and 12-month rolling total for asphalt production.

- The amount and type of fuel used in the batch mix asphalt plant, summarized as consecutive 12-month totals.

- Emissions of regulated pollutants, summarized as consecutive 12-month totals.

- A daily record of the amount of RAP and shingles processed, summarized as an hourly addition rate.

- A record of the burner tune up and the results of tune up.

- Daily visible emissions and malodor monitoring.

- Any corrective actions taken to bring facility back into compliance with stack, fugitive and malodor requirements of this permit.

- The company shall maintain a log of all preventative maintenance inspections of the source and control device(s). The inspection logs, at a minimum, shall contain the dates of the inspections, the name of the person performing the inspection, record of any bag/cartridge replacements, any black light testing, any mechanical repairs and/or adjustments, any potential problems or defects that were encountered, and the steps taken to correct them.

- The company shall maintain a log of the following, at a minimum, from the operational inspections:

- Pressure drop across the baghouse—daily defined as at least once per calendar day, while the plant is operating

- Malfunctions: The owner or operator shall notify the Department by telephone within twenty-four (24) hours of the discovery of any malfunction of any HMA plant operating under this plan approval, or any malfunction of an associated fabric collector (baghouse), which results in, or may possibly be resulting in, the emission of air contaminants in excess of any applicable limitation specified herein. If the owner or operator is unable to provide notification to the appropriate Regional Office within twenty-four (24) hours of discovery of a malfunction due to a weekend or holiday, the notification shall be made to the Department by no later than 4 p.m. on the first business day for the Department following the weekend or holiday. In addition, the owner or operator shall provide subsequent written reports regarding any reported malfunction, as requested by the Department.

- The permittee shall perform a daily operational inspection of the source and control device(s).

- The owner or operator shall perform monitoring of the facility at least once per operating day for the presence of visible emission and malodors. The owner or operator shall take immediate corrective action to eliminate any emissions that are out of compliance. A Method 9 reading is not required for the evaluation of visible emissions.

- A magnehelic gauge, or equivalent, shall be permanently installed and maintained at a conveniently readable location to indicate the pressure drop across the baghouse.

- All gauges employed by the permittee to monitor the required control device (C110B) operating parameters shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent ($\pm 2\%$) 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 operating range shall be determined within 120 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 operating range shall be made part of the facility operating permit.

- Any HMA plant owner or operator shall comply with the following limitations and requirements:

- The drop heights from front-end loaders being used to stockpile, transfer, and load aggregate shall be kept as short as possible to minimize dust emissions.

- Stockpiles shall be kept as compact as possible to limit exposure to the wind. Material shall be stockpiled in such a manner that it may be adequately wetted as necessary to control fugitive emissions.

- All in-plant roads shall be maintained to prevent particulate matter from becoming airborne in accordance with 25 Pa. Codes §§ 123.1 and 123.2.

- All unpaved in-plant roads shall be watered once per day during warm weather, at the start of each shift, if no precipitation has fallen within the previous twenty-four (24) hours, and as needed thereafter on a preventative

basis such that visible fugitive emissions are controlled in accordance with 25 Pa. Codes §§ 123.1 and 123.2. Other methods of dust control may be used when weather conditions make the watering of unpaved roads hazardous.

- In accordance with 25 Pa. Code § 123.1(c), the owner or operator shall promptly remove from paved public roads any material that has been transported onto the public road from the owner or operator's property.

- A set vehicle pattern shall be established and maintained for vehicles entering and exiting the plant.

- The owner or operator shall post a sign limiting speeds to less than 15 mph on all inplant roads.

- The owner or operator shall post and enforce a requirement stating "All vehicles entering or exiting the plant property shall be properly tarpaulin covered." Vehicles with a gross vehicle weight rating of less than 10,000 pounds shall be exempt from this condition.

- The Department reserves the right to require additional controls (water sprays, paving, conveyor covers, etc.) based on evaluation of the operation after inspection and determination that existing controls are not adequate for controlling fugitive emissions.

- Speed limit signs shall be posted consistent with the requirements of the Department of Transportation (overall dimension 20 inches by 24 inches, "SPEED LIMIT" in 4 inch letters and 10 inch numerals).

- No fugitive air contaminant emissions shall be generated as a result of removing collected dust from the baghouse or as a result of subsequently handling the collected dust onsite following its removal from the collector.

- The owner or operator shall keep sufficient quantity of spare baghouse bags, at a minimum of 10% of the total number of bags on hand for immediate replacement.

- The permittee shall operate the control device at all times this source is in operation.

- The permittee shall maintain and operate this source and the control device(s) in accordance with the manufacturer's specifications and in accordance with good air pollution control practices. The facility shall maintain a copy of the manufacturer's specifications onsite.

- Black light testing of the baghouse shall be conducted the first month of each operating season and/or upon request by the Department.

- A tune-up of the burners shall be completed no later than June 15 of each year or within four (4) weeks after each start-up of the HMA plant and/or upon request of the Department. The burner shall be tuned so that the emissions do not exceed limits stated in Fuel Restrictions of the plan approval. The air-to-fuel ratio controls shall be inspected and adjusted to ensure proper operation in accordance with the manufacturer's specifications. Monitoring records stating the following information shall be kept onsite for a minimum of 5 years and shall be made available to the Department upon request:

- The date of the tuning procedure;

- The name of the servicing company and technician;

- The production rate (tons/hr) or load before and after tuning;

- The CO and NO_x concentrations (ppmvd) before and after tuning; and

- The percent O₂ before and after tuning.

- This plan approval shall not be construed to authorize the permittee to transport, treat, process, or refine any fuel, or to blend off-specification fuel with any other fuels for the purpose of producing an on-specification mixture.

- The owner or operator is responsible for the proper storage and management of liquid biofuels to ensure the following:

- The storage conditions shall not cause the harborage, breeding, or attraction of vectors; and

- If vectors are present, measures necessary to exterminate them are immediately taken.

- No person may permit the use of a device, stack height which exceeds good engineering practice stack height, dispersion technique or other technique which, without resulting in reduction of the total amount of air contaminants emitted, conceals or dilutes an emission of air contaminants which would otherwise be in violation of this plan approval, the APCA or the regulations promulgated thereunder, except that with prior approval of the Department, the device or technique may be used for control of malodors.

- The source is subject to 40 CFR 60 Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

- Any information required to be submitted as part of this plan approval should be submitted to the attention of Chief, New Source Review Section, Air Quality Control, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335.

- Issuance of an Operating Permit is contingent upon satisfactory compliance with the plan approval conditions, upon the control device being installed, tested, and operated as stated within the application, and upon satisfactory demonstration that the emissions from the source will not be in violation of applicable Rules and Regulations of the Department.

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.

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

45-00004: U. S. Department of Defense—Tobyhanna Army Depot (11 Hap Arnold Boulevard, Tobyhanna, PA 18466) for renewal of a Title V Operating Permit to operate an electrical equipment manufacturing facility in Coolbaugh Township, **Monroe County**. The proposed Title V Operating Permit will incorporate the requirements of Plan Approval No. 45-318-033. The facility's major sources of emissions are from the paint spray booths which primarily emit volatile organic compounds (VOCs). The proposed Title V Operating Permit does not reflect any change in air emissions from the facility. This Title V Operating Permit shall include emission restrictions, monitoring, record keeping, and reporting requirements designed to ensure this facility complies with all applicable air quality regulations.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174.

32-00065: Specialty Tires of America, Inc.—Indiana Plant (1600 Washington Street, Indiana, PA 15701-2893) for operation of manufacturing tires and inner tubes at their Indiana Plant facility, Indiana Borough, **Indiana County**. This is a Title V Renewal.

65-00622: General Carbide Corp.—Hempfield (1151 Garden Street, Greensburg, PA 15601-6417) for operation of manufacturing special dies, tools, jigs and Fixture at their Hempfield Metal Powder Plant facility, Hempfield Township, **Westmoreland County**. This is a Title V Renewal.

04:00490: Dominion Transmission, Inc. (501 Martindale Street, Suite 500, Pittsburgh, PA 15217-5817) for operation of a natural gas compressor station consisting of (1) boiler, (1) auxiliary engine and (4) compressor engines at their Beaver Station facility, North Sewickley Township, **Beaver County**. This is a Title V Renewal.

Intent to Issue Operating Permits 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. Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507.

39-00060: Day Timers, Inc. (1 Willow Lane, East Texas, PA 18046) for operation of a lithographic printing operation at their facility in Lower Macungie Township, **Lehigh County**. This action is a renewal of the State-only (Synthetic Minor) Operating Permit for this facility. This Operating Permit shall include emission restrictions, monitoring, recordkeeping and reporting requirements designed to ensure this facility complies with all applicable air quality regulations.

40-00014: Orograin Bakeries Manufacturing, Inc. (325 Kiwanis Boulevard, Valmont Industrial Park, West Hazleton, PA 18202-1163) for operation of a bread baking facility in West Hazleton, **Luzerne County**. This is a renewal of a State-only Operating Permit.

40-00027: PPL Susquehanna, LLC (769 Salem Boulevard, Berwick, PA 18603-6828) for operation of emergency generators and pumps at the Susquehanna Steam Electric Station in Salem Township, **Luzerne County**. This is a renewal of a State-only Operating Permit.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174.

03-00145: Praxair, Inc.—Bagdad Hydrogen/Nitrogen Facility (P. O. Box 509, Barberton, OH 44203-0509) for operation of industrial gas manufacturing for hydrogen and nitrogen facility in Gilpin Township, **Armstrong County**. This is a State-only Operating Permit Renewal.

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

20-00106: Greenleaf Corp. (18695 Greenleaf Drive, Saegertown, PA 16433-4429) to issue a new State-only Operating Permit for their facility in Hayfield Township, **Crawford County**. The facility is a Natural Minor. The facility fabricates high performance tungsten carbide and ceramic grade inserts and innovative tool holding systems. The primary sources at the facility include a graphite resistance furnace with a thermal oxidizer and

baghouse, a spray drier with fabric collector, a Bernex Furnace with scrubber, an Electric Grieve Oven, An Electric Kiln for carburization, Five Hi/Low Temperature Heat Treating Furnaces, Seven Parts Washers, Miscellaneous Natural Gas Heaters, Grinding controlled by mist collectors, Polishing, Miscellaneous Solvent Usage, and a Paraffin Wax Process. The graphite furnace and related controls were constructed under Plan Approval 20-106A and 20-106B. The requirements of those plan approvals have been incorporated into the permit. The permit also contains emission restrictions, monitoring, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

43-00322: Thompson Fabricating, Inc. (P. O. Box 432, Wheatland, PA 16161-0432) to issue a renewal State-only Operating Permit for their facility in Wheatland Borough, **Mercer County**. The facility is a Natural Minor. The facility fabricates and surface coats dumpsters. The primary sources at the facility include a spray booth for coating and a heater for the booth. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

62-00181: Ellwood National Forge—Warren Division (1045 Fourth Street, Warren, PA 16365) for an initial natural minor permit to operate a miscellaneous fabricated metal parts manufacturing company in Warren Municipality, **Warren County**. The facility's emission sources include, Turbine coating line, Empire shot blast machine and Betts boring and turbine lathe. The emissions from the facility are less than the Title V emission threshold limits. Thus, the facility is natural minor.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104. Contact: Edward Brawn, Chief—Telephone: 215-685-9476.

N09-023: Lannett Co., Inc. (9000 State Road, 9001 Torresdale Avenue, Philadelphia, PA 19136) for operation of a pharmaceutical manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include one (1) 300 kW Emergency Generator, one (1) 118 Horsepower Emergency Generator, one (1) 810,000 Btu/hr boiler, one (1) 950,000 Btu/hr boiler, one (1) 100 Horsepower boiler, two (2) Dust Collectors, IPA process to clean equipment, Zachetta granulation process, Mixing and Blending Tray Drying Oven, and Submission Test batches process.

The operating permit will be reissued under the Pennsylvania Code Title 25, 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 thirty days before the hearing.

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.

56081301 and NPDES Permit # PA0235903, Berwind Coal Sales Company, (509 15th Street, Windber, PA 15963), to operate the Brubaker Mine in Shade and Paint Townships, **Somerset County** and related NPDES permit. Surface Acres Proposed 101.3, Underground Acres Proposed 736.1, Subsidence Control Plan Acres Proposed 736.1. Receiving Streams: Hinson Run and an Unnamed Tributary to Shade Creek, both classified for the following use: CWF. Application received: December 5, 2008.

32881301 and NPDES Permit # PA0215538, AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650), to renew the permit for the Penn Run Mine in Cherryhill Township, **Indiana County** and

related NPDES permit. No additional discharges. Application received: February 15, 2010.

03961301 and NPDES Permit # PA0214787, Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201), to revise the permit for the Tracy Lynne Mine in Kiskiminetas Township, **Armstrong County** to install the West Shaft Site. Surface Acres Proposed 30.6. Receiving Stream: Tributary A to Carnahan Run, classified for the following use: WWF. Application received: January 26, 2010.

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

32100101 and NPDES No. PA0262978, Amerikohl Mining, Inc., 1384 SR 711, Stahlstown, PA 15687, commencement, operation and restoration of a bituminous surface and auger mine in West Wheatfield Township, **Indiana County**, affecting 117.0 acres. Receiving stream(s): unnamed tributaries of West Branch of Richards Run and unnamed tributaries of East Branch of Richards Run to Richards Run to the Conemaugh River classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: February 11, 2010.

32100101. NPDES No. PA0262978 and General Permit GP-12-32100101, Amerikohl Mining, Inc., 1384 SR 711, Stahlstown, PA 15687, revision of an existing bituminous coal mining site to obtain coverage for coal processing under air quality general permit GP-12 in West Wheatfield Township, **Indiana County**, affecting 56.3 acres. Receiving stream(s): Richards Run West Branch and Richards Run East Branch classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 16, 2010.

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

17060112 and NPDES No. PA 0238376. Waroquier Coal Co. (P. O. Box 128, Clearfield, PA 16830), major permit revision to an existing bituminous surface mine located in Bell Township, **Clearfield County** affecting 279.0 acres. The revision is to increase the permit acreage to its original application area of 367.0 acres. Receiving

streams: Lost Run, Laurel Run, classified for Cold Water Fisheries. The first downstream potable water supply intake from the point of discharge is Punxsutawney's back-up supply is an intake on the East Branch Mahoning Creek about 5 stream miles below the application area. Application received: March 8, 2010.

17880103 and NPDES No. PA0116246. Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849), revision of an existing bituminous surface mine located in Bradford Township, **Clearfield County** affecting 54.8 acres. Receiving streams: unnamed tributaries to Roaring Run to the West Branch of the Susquehanna River to the Susquehanna River classified for Cold Water Fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: March 17, 2010.

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.

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

5679123 and NPDES Permit No. PA0599166, Action Mining, Inc., 1117 Shaw Mines Road, Meyersdale, PA 15552, renewal of NPDES Permit, Southampton Township, **Somerset County**. Receiving stream(s): unnamed tributary to/and Shoemaker Run classified for the following use(s): high quality. There are no potable water supply intakes within 10 miles downstream. Application received: March 11, 2010.

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

26840301 and NPDES Permit No. PA0200042. Norman Thomson (P. O. Box 10, Lemont Furnace, PA 15456). NPDES renewal application for continued mining of an existing large noncoal surface mine, located in North Union Township, **Fayette County**, affecting 50.2 acres. Receiving stream: unnamed tributary to Cove Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: March 18, 2010.

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 Depart-

ment 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

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

E02-1629. Allegheny County, Department of Public Works, County Office Building, 542 Forbes Avenue, Room 501, Pittsburgh, PA 15219. To remove existing structure and construct new bridge in Borough of Turtle Creek and North Versailles Township, **Allegheny County**, Pittsburgh ACOE District (Braddock, PA Quadrangle N: 5.1 inches; W: 10.4 inches, Latitude: 40° 24' 11"; Longitude: 79° 49' 29"). The applicant proposes to remove the existing structure and to construct and maintain a new bridge (Greensburg Pike Bridge No. 6 (TL06)) having spans of 100.5 ft., 126.5 ft., 209.5 ft., and 226.5 ft. with a minimum underclearance of 43.0 ft. across the channel or Turtle Creek (WWF) for the purpose of improving highway safety. The project is located on Greensburg Pike, approximately 500.0 feet northwest from the intersection of Greensburg Pike and SHR 02194 and will impact approximately 209.5 ft. of stream channel. This permit replaces Permit No. E02-944 that was issued on May 22, 1991.

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

E20-579, West Mead Township, 1150 Morgan Village Road, P. O. Box 491, Meadville, PA 16335. Thurston/Mill Run Gravel and Sediment Removal, in West Mead Township, **Crawford County**, ACOE Pittsburgh District (Bloomington Valley, PA Quadrangle N: 41° 37' 35"; W: 80° 7' 18").

The applicant proposes to remove gravel and sediment from an unnamed tributary (Thurston Run) to Mill Run to original stream contours for approximately 1,000 feet

upstream from the confluence of the unnamed tributary (Thurston Run) and Mill Run. The applicant also proposes to remove gravel and sediment from Mill Run to original stream contours for approximately 100 feet upstream and 100 feet downstream from the confluence of the unnamed tributary (Thurston Run) and Mill Run. The proposed project is located approximately 0.2 mile northwest of the intersection of Thurston and Hunter Roads. The unnamed tributary to Mill Run (Thurston Run) is an intermittent stream classified as a warm water fishery. Mill Run is a perennial stream classified as a warm water fishery. The project proposes to directly affect a total of approximately 1,200 linear feet of stream channel.

E43-351, Eric Davis, 3 Pulaski Mercer Road, Pulaski, PA 16143. Private Access Bridge, in Shenango Township, **Mercer County**, ACOE Pittsburgh District (Sharon East, PA Quadrangle N: 41° 8' 20"; W: 80° 25' 25").

The applicant proposes to construct and maintain a 20 ft. long by 12 ft. wide bridge over an unnamed tributary to the Shenango River to access a private residence and place fill for the bridge approaches in the floodway of the unnamed tributary to the Shenango River. The unnamed tributary to the Shenango River is a perennial stream classified as a WWF.

ENVIRONMENTAL ASSESSMENTS

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

EA26-008. Fayette County Conservation District, 10 Nickman Plaza, Lemont Furnace, PA 15456. To utilize limestone sand dosing to abate mine drainage in Henry Clay Township, **Fayette County**, Pittsburgh ACOE District (Ohiopyle, PA Quadrangle N: 12.2 inches; W: 8.0 inches, Latitude: 39° 49' 0.5"; Longitude: 79° 25' 54"). The applicant proposes to utilize limestone sand dosing at a single site to abate abandoned mine drainage (AMD) and chronic acidification stemming from the mixing of acid deposition with acidic springs emanating from acidic geologic formations and soils. Applications of approximately 23 tons of limestone sand are proposed to be placed along Ramcat Run (HQ-CWF) at a location along Sugar Loaf Road where Ramcat Run intersects the road.

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 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> |
|--------------------------------------|--|--|--------------------------------------|-----------------------------|
| PA0063169 (Industrial) | Townsend, Inc. Pocono Food Division 1560 South Delaware Drive Mount Bethel, PA 18343 | Northampton County Upper Mount Bethel Township | Allegheny Creek 01F | Y |
| PA0060445 Non-Municipal Sewage | Historical and Museum Commission Eckley Miners' Village 2 Eckley Main Street Weatherly, PA 18255 | Foster Township Luzerne County | 05D | Y |

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 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> |
|-----------------------------|--|--------------------------------------|--------------------------------------|-----------------------------|
| PA0020818 (Sew) | Glen Rock Sewer Authority 11714 North Main Street Ext. Glen Rock, PA 17327 | York County Shrewsbury Township | South Branch Codorus Creek 7-H | 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> |
|------------------------------------|---|---|---|-----------------------------|
| PA0228800 | Herndon Borough Jackson Township Joint Municipal Authority P. O. Box 381 Herndon, PA 17830-0381 | Northumberland County Jackson Township | Susquehanna River 6B | Y |
| PA0110116 (SN) | The Hut Restaurant 4350 SR 147 Herndon, PA 17830 | Lower Mahanoy Township Northumberland County | Fidlers Run 6B | Y |
| PA0114596 (NPDES Industrial) | Avery Dennison Performance Polymers 171 Draketown Road Mill Hall, PA 17751 | Clinton County Bald Eagle Township | Unnamed Tributary to Bald Eagle Creek 9-C | Y |

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

| <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> |
|-------------------------------|--|--|--------------------------------------|---------------------------|
| PA0004081 Industrial Waste | CP Industries Holdings, Inc. 2214 Walnut Street McKeesport, PA 15132 | Allegheny County City of McKeesport | Youghiogheny River | Y |
| PA0219215 Sewage | Donegal Township 34 North Liberty Street West Alexander, PA 15376 | Washington County West Alexander Borough | Little Wheeling Creek | Y |
| PA0204609 Sewage | Susan R. Rosa 156 Shannon Lane Ligonier, PA 15658 | Westmoreland County Ligonier Township | Fourmile Run | Y |
| PA0094617 Sewage | Tim and Tina Strickland 2 Rose Garden Smithfield, PA 15478 | Fayette County Georges Township | UNT of York Run | Y |
| PA0218120 Sewage | Dennis O'Hara 126 Walker Road Apollo, PA 15613 | Westmoreland County Washington Township | Tributary of Poke Run | Y |
| PA0031291 Sewage | YMCA of Greater Pittsburgh—Deer Valley 254 Deer Valley Drive Fort Hill, PA 15540-2116 | Somerset County Elk Lick Township | Cove Run | Y |
| PA0094960 Sewage | William Barnes P. O. Box 337 Eighty Four, PA 15330 | Washington County Somerset Township | Little Chartiers Creek | 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> |
|-----------------------------|---|--------------------------------------|--------------------------------------|-----------------------------|
| PA0223069 | Coolspring-Jackson Lake Latonka Joint Authority 644 Franklin Road Mercer, PA 16137 | Coolspring Township Mercer County | Cool Spring Creek 20-A | 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. PAG040147, Sewage, **Philip and Lisa Barklay**, 1502 Hilltown Pike, Hilltown, PA 18927. This proposed facility is located in Hilltown Township, **Bucks County**.

Description of Proposed Action/Activity: Approval to discharge 500 gpd of treated sewage into an Unnamed Tributary to Neshaminy Creek in Watershed 2F. Individual NPDES permit PA0057797 is transferred into General Permit NPDES PAG040147.

NPDES Permit No. PA0031097, Sewage, **Radley Run Sewer Association, Inc.**, 1100 Country Club Road, West Chester, PA 19382. This proposed facility is located in Birmingham Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge 17,000 gpd of treated sewage to Radley Run in Watershed 3H.

NPDES Permit No. PAG040146, Sewage, **Mr. John Polkus**, 153 Papermill Road, Barto, PA 19504. This proposed facility is located in Douglass Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval to discharge 500 gpd of treated sewage into West Branch of Perkiomen Creek in Watershed 3E. Individual NPDES permit PA0058254 was under Mr. Patrick O'Neil's name is transferred into General Permit NPDES PAG040146 to Mr. John Polkus due to change of ownership.

NPDES Permit No. PA0053082, Sewage, **Alexander Hionis & Partners**, P. O. Box 208, Mendenhall, PA 19357. This proposed facility is located in Kennett Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge 20,600 gpd of treated sewage into an Unnamed Tributary to Brandywine Creek in Watershed 3H.

NPDES Permit No. PA0057029, Amendment 1, Industrial Waste, **Hewlett Packard Company**, 10375 Park Meadows Drive, Suite 150, Littleton, CO 80124. This proposed facility is located in New Garden Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the amendment of the NPDES permit for an existing discharge from the Hewlett Packard Company Avondale groundwater remediation system site to an Unnamed Tributary to Egypt Run in Watershed 3L.

NPDES Permit No. PA0243949, Industrial Waste, **Landis Block & Concrete Company, Inc.**, P. O. Box 64418, Souderton, PA 18964-0418. This proposed facility is located in Hilltown Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge industrial wastewater commingled with stormwater from a concrete manufacturing facility located in Telford Borough, Bucks County into an Unnamed Tributary to Mill Creek in Watershed 3E.

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

NPDES Permit No. PA0065153, Sewage, **Pocono Township Supervisors**, P. O. Box 197, Tannersville, PA 18372. This proposed facility is located in Pocono Township, **Monroe County**.

Description of Proposed Action/Activity: Termination of NPDES Permit, in accordance with settlement agreement entered into by the Department of Environmental Protection, Pocono Township, Brodhead Watershed Association, Stroud Township, Stroudsburg and East Stroudsburg Boroughs.

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

NPDES Permit No. PA0261343, Sewage, **Joshua Hill Sewer Co., LLC**, 929 Baltimore Street, Hanover, PA 17331. This proposed facility is located in West Manheim Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary to the West Branch Codorus Creek in Watershed 7-H.

NPDES Permit No. PA0260151, Amendment No. 1, Sewage, **Maxatawny Township Municipal Authority**, 127 Quarry Road, Suite 1, Kutztown, PA 19530. This proposed facility is located in Maxatawny Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to the Sacony Creek in Watershed 3-B.

NPDES Permit No. PA0040860, Amendment 08-1, Sewage, **Delaware County Solid Waste Authority (Rolling Hills Landfill), Rose Tree Park—Hunt Club**, 1521 North Providence Road, Media, PA 19603. This proposed facility is located in Earl and Oley Townships, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to Manatawny Creek and Furnace Run in Watershed 3-C.

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

NPDES Permit No. PA0254169, Sewage, **Consol PA Coal Company, LLC**, P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323. This proposed facility is located in East Finley Township, **Washington County**.

Description of Proposed Action/Activity: Permit issuance for discharge of treated sewage.

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

NPDES Permit No. PA0023175, Sewage, **Kane Borough Authority**, 112 Bayard Street, Kane, PA 16735. This proposed facility is located in Wetmore Township, **McKean County**.

Description of Proposed Action/Activity: Issuance of an NPDES renewal permit for an existing discharge of treated sewage from a POTW. This is a major discharge.

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

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

WQM Permit No. WQG02010902, Sewage, **Cumberland Township Authority**, 1370 Fairfield Road, Gettysburg, PA 17325. This proposed facility is located in Cumberland Township, **Adams County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of the Picketts Choice Pump Station.

WQM Permit No. 0608201, Industrial Waste, **Delaware County Solid Waste Authority, Rose Tree Park—Hunt Club**, 1521 North Providence Road, Media, PA 19603. This proposed facility is located in Earl and Oley Townships, **Berks County**.

Description of Proposed Action/Activity: Permit approval for the expansion and modifications to Rolling Hills Landfill Industrial Waste Treatment Plant.

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

WQM Permit No. 4101401, Sewerage, SIC 4952, **Williamsport Sanitary Authority**, 253 West Fourth Street, Williamsport, PA 17701-6113. This proposed facility is located in the City of Williamsport, **Lycoming County**.

Description of Proposed Action/Activity: The current Wundies Pump Station has deteriorated due to age and has design deficiencies. It is proposed to install a new pump station just east of the existing unit.

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

WQM Permit No. 3209201, Industrial Waste, **RRI Energy Northeast Management Company**, 121 Champion Way, Canonsburg, PA 15317. This proposed facility is located in West Wheatfield Township, **Indiana County**.

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

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

WQM Permit No. WQG018736, Sewerage, **Ann Dippold**, 2871 Pleasant Drive, Warren, PA 16365. This proposed facility is located in Pleasant Township, **Warren County**.

Description of Proposed Action/Activity: Issuance of a single Residence Sewage Treatment Plant.

WQM Permit No. WQG018743, Sewerage, **Duane E. Erb**, 11975 Thatcher Road, Conneautville, PA 16406. This proposed facility is located in Spring Township, **Crawford County**.

Description of Proposed Action/Activity: Issuance of a single Residence Sewage Treatment Plant.

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: Water 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 0909009 | Edward P. McArdle 3291 Church School Road Doylestown, PA 18901 | Bucks | Springfield Township | Cooks Creek EV |
| PAI01 1507055 | F. John Seibert, Jr. 465 Indian Run Road Glenmoore, PA 19343 | Chester | Wallace Township | North Branch Indian Run HQ-CWF |
| PAI01 1508026 | Big Elk Associates, LP P. O. Box 374 West Grove, PA 19390 | Chester | Penn Township | Big Elk Creek HQ-TSF-MF |
| PAI01 1508075 Returned | Warwick-Yoder, LP 1345 Hares Hill Road Phoenixville, PA 19460 | Chester | Warwick Township | South Branch French Creek EV |
| PAI01 1509037 | Penn Wynne HB Limited Partnership Development P. O. Box 240 Wynnewood, PA 19090-0240 | Chester | Honey Brook Township | Unnamed Tributary West Branch Brandywine Creek HQ-TSF-MF |
| PAI01 2309005 Rev/Mod | Upper Providence Township Sewer Authority 935 North Providence Road Media, PA 19063-1499 | Delaware | Upper Providence Township | Ridley Creek HQ-TSF |

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

Armstrong County Conservation District, Armsdale Administration Building, 124 Armsdale Road, Kittanning, PA 16201, (724-548-3435).

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|---------------------|----------------------------|
| PAI050309002 | Allegheny Mineral Corp. P. O. Box 1022 1 Glade Park East Kittanning, PA 16201 | Armstrong | West Franklin | Buffalo Creek HQ-TFS |

Fayette County Conservation District, 10 Nickman Plaza, Lemont Furnace, PA 15456, (724-438-4497).

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|---------------------|----------------------------|
| PAI052609002 | Lynda Waggoner Western PA Conservancy P. O. Box R Mill Run, PA 15464 | Fayette | Stewart Township | Bear Run EV |

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|---------------------|---|
| PAI055609004 | Turnpike Commission P. O. Box 67676 Harrisburg, PA 17676 | Somerset | Jefferson Township | UNT to Laurel Hill Creek HQ-CWF Watersheds |

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> |
|--|---------------------|--|---|---|
| Middletown Township Bucks County | PAG0200 0910002 | Aqua Pennsylvania, Inc. 762 West Lancaster Avenue Bryn Mawr, PA 19010-3402 | Neshaminy Creek WWF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Valley Township Chester County | PAG200 1504064-R | Chesapeake Valley, LP 2600 Longstone Lane Suite 201 Marriottsville, MD 21104 | Rock Run and Unnamed Tributary West Branch Brandywine Creek TSF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Upper Chichester Township Delaware County | PAG0200 2309007 | Harvin Properties, LLC 19 Running Brook Drive Glen Mills, PA 19342 | East Branch Marcus Hook Creek WWF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Montgomery Township Montgomery County | PAG0200 4609110 | Montgomery Township 1001 Stump Road Montgomeryville, PA 18936 | Little Neshaminy Creek WWF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Lower Pottsgrove Township Montgomery County | PAG0200 4604221 | Sukonik Pruss Hill, LP 1250 Germantown Pike Suite 100 Plymouth Meeting, PA 19462 | Sanatoga Creek WWF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Bryn Athyn Borough Montgomery County | PAG0200 4609101 | Academy of the New Church P. O. Box 711 2760 Buck Road Bryn Athyn, PA 19009 | Huntingdon Valley Creek TSF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |

NOTICES

| <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> |
|---|-----------------------|--|---|---|
| City of Philadelphia Philadelphia County | PAG0201 511005 | DeSantis Development, Inc. 515 Gwynedd Avenue Blue Bell, PA 19422-1005 | Wissahickon Creek TSF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Allen Township Northampton County | PAG2004809011 | Kay L. Krapf 700 Savage Road Northampton, PA 18067 | Dry Run CWF, MF Lehigh River CWF, MF | Northampton County Conservation District 610-746-1971 |
| South Manheim Township Schuylkill County | PAG2005400012 | Stephen Russial 1438 Wynonah Drive Auburn, PA 17922 and Floyd Seltzer 1335 Schuylkill Mountain Road Schuylkill Haven, PA 17972 | Red Creek CWF, MF Schuylkill River CWF, MF | Schuylkill County Conservation District 570-622-3742 |
| Salem Township Luzerne County | PAG2004009019 | Stephen G. Bodnar, Jr. 36 Confers Lane Berwick, PA 18603 | Susquehanna River WWF, MF | Luzerne County Conservation District 570-674-7991 |
| Butler Township Luzerne County | PAG2004007034(2) | Butler Township Attn: Steven Hahn 415 West Butler Drive Drums, PA 18222 | Little Nescopeck Creek CWF, MF | Luzerne County Conservation District 570-674-7991 |
| Fayette County City of Uniontown | PAG2002610002 | Robert Smalley Uniontown Area School District 23 East Church Street Uniontown, PA 15401 | UNT to Cove Run WWF | Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 |
| Fayette County Perry Township | PAG2002610003 | Perry Township Municipal Authority P. O. Box 306 Star Junction, PA 15482 | UNT to the Youghiogeny River WWF | Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 |
| Somerset County Somerset Township | PAG02005609011 | Somerset County General Authority 146 West Main Street Somerset, PA 15501 | UNTB to Kimberly Run CWF | Somerset County Conservation District 6024 Glades Pike Suite 103 Somerset, PA 15501 814-445-4352 |
| Washington County Canonsburg Borough Cecil and North Strabane Townships | PAG2006310007 | Department of Transportation, Engineering District 12-0 825 North Gallatin Avenue Ext. Uniontown, PA 15401 | Chartiers and McPherson Creeks WWF | Washington County Conservation District 602 Courthouse Square Washington, PA 15301 724-228-6774 |
| Erie County Millcreek Township | PAG02002506021 (2) | Laurel Springs Phase III Subdivision, Paul, Anthony, & Donald Pastore 2315 West Grandview Boulevard Erie, PA 16506 | Walnut Creek CWF, MF | Erie County Conservation District 814.825.6403 |

*Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water / Use**Contact Office &
Phone No.*Erie County
Millcreek Township

PAG02002509012

Millcreek Town Center
Limited Partnership
Attention Louis C.
Masiello
1330 Boylston Street
Suite 212
Chestnut Hill, MA 02467Wilkins Run
CWFErie County
Conservation District
814.825.6403Snow Shoe
Township
Centre County

PAG2101410001

BAMR
P. O. Box 8476
Harrisburg, PA
17105-8476Unnamed Tributary
to North Fork
Beech Creek
CWFBAMR
P. O. Box 8476
Harrisburg,
PA 17105-8476
717-783-1311*General Permit Type—PAG-3**Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water / Use**Contact
Office & Phone No.*Lebanon County
South
Lebanon Township

PAR143275

Milprint, Inc.
5 Keystone Drive
Lebanon, PA 17042-9791UNT to Quittapahilla
Creek
TSFDEP—SCRO—WQ
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707Berks County
Boyertown Borough

PAR203515

Unicast Company
241 North Washington
Street
Boyertown, PA 19512Swamp Creek
TSFDEP—SCRO—WQ
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707York County
West
Manchester
Township

PAR803681

Leffler Energy
15 Mount Joy Street
Mount Joy, PA 17552

UNT of Codorus Creek

DEP—SCRO—WQ
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707Lancaster County
Lititz Borough

PAR233524

McNeil PPC, Inc.
400 West Lincoln Avenue
Lititz, PA 17543UNT to Lititz Run
WWFDEP—SCRO—WQ
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707Lancaster County
East
Hempfield
Township

PAR143528

RockTenn Shared
Services, LLC
500 Richardson Drive
Lancaster, PA 17603Little Conestoga
TSFDEP—SCRO—WQ
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707York County
West
Manchester
Township

PAR803681

Leffler Energy
15 Mount Joy Street
Mount Joy, PA 17552UNT Codorus Creek
WWFDEP—SCRO—WQ
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707Troy Township
Bradford County

PAR224819

Cummings
Lumber Co., Inc.
P. O. Box 6
Route 14 N
Troy, PA 16947North Branch
Sugar Creek
TSFNorthcentral Regional
Office
Water Management
Program
208 West Third Street
Suite 101
Williamsport, PA 17701
(570) 327-3664White Deer
Township
Union County

PAR204827

CMC Steel Fabricators,
d/b/a CMC Joist
and Deck
2093 Old Highway 15
New Columbia, PA
17856-9375Unnamed Tributary
to West Branch
Susquehanna River
WWF, MFNorthcentral Regional
Office
Water Management
Program
208 West Third Street
Suite 101
Williamsport, PA 17701
(570) 327-3664

NOTICES

1811

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact
Office & Phone No.*

| | | | | |
|--|-----------|---|--|--|
| Emporium Borough Cameron County | PAR204811 | Pro America/ Cameron Division P. O. Box 391 Emporium, PA 15834-1306 | Driftwood Branch Sinnemahoning Creek TSF, MF | Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664 |
| Lawrence Township Clearfield County | PAR804855 | Sapp Bros. PA 15196 Clearfield Shawville Highway Clearfield, PA 16830 | West Branch Susquehanna River WWF, MF | Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664 |
| Ridgway Borough Elk County | PAR208352 | ARC Metals Corporation 224 River Road Ridgway, PA 15853 | Clarion River CWF | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942 |

General Permit Type—PAG-4

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact Office &
Phone No.*

| | | | | |
|--|-----------|---|--|---|
| Lancaster County Caernarvon Township | PAG043611 | Jacob L. Smucker 6397 Division Highway Narvon, PA 17555 | UNT to Conestoga River CWF | DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707 |
| Cumberland County Lower Frankford Township | PAG043899 | Joseph and Nancy Horn 345 Old Mill Road Carlisle, PA 17015 | UNT Locust Creek WWF 7B | DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707 |
| Pleasant Township Warren County | PAG049562 | Ann Dippold 2871 Pleasant Drive Warren, PA 16365 | Unnamed tributary of Sill Run 16-B | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942 |
| Bloomfield Township Crawford County | PAG049569 | John I. Graham 25301 Maple Grove Road Union City, PA 16438 | Unnamed tributary of Mosey Run 16-E | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942 |
| St. Marys City Elk County | PAG048560 | Rodney J. Dinsmore 1253 South Michael Street Saint Marys, PA 15857 | Unnamed tributary of Hellfire Run 8-A | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942 |
| Spring Township Crawford County | PAG049573 | Duane E. Erb 11975 Thatcher Road Conneautville, PA 16435 | Unnamed tributary to Conneaut Creek 15-A | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942 |

*General Permit Type—PAG-10**Facility Location:**Municipality & County**Permit No.**Applicant Name & Address**Receiving Water/Use**Contact Office & Phone No.*Clifford Township
Lackawanna
County

PAG102216

Tennessee Gas
Pipeline Company
1001 Louisiana Street
Houston, TX 77002Upland area within
Idelwild Creek
Watershed
CWFDEP—NERO
Water Quality Manager
2 Public Square
Wilkes-Barre, PA 18711**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 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 Program Manager, 2 East Main Street, Norristown, PA 19401.

Operations Permit 2310504 issued to **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010.

(PWSID No. 1460073) Newtown Township, **Delaware County** on January 28, 2010, for the operation of Facilities approved under construction permit No. 2309503 for operation of the MIOX System at Mitchell Tank and Booster Station.

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

Permit No. 3609507, Public Water Supply.

Applicant

Triple J. Mobile Home Park, Inc.

Municipality

Leacock Township

County

Lancaster

Responsible Official

Emanuel L. Lapp, President
169 Witmer Road
Lancaster, PA 17602

Type of Facility

This project is for two new replacement wells (wells no. 3 and 4) to serve as sources of supply for the Triple J Mobile Home Park.

Consulting Engineer

Charles A. Kehew II, P. E.
James R. Holley & Assoc., Inc.
18 South George Street
York, PA 17401

Permit to Construct Issued:

3/18/2010

Permit No. 3609512, Public Water Supply.

Applicant

High Spring Water

Municipality

Warwick Township

County

Lancaster

Responsible Official

John S. High
727 Furnace Hills Pike
Lititz, PA 17543

Type of Facility

Additions and renovations to High Spring Water Vending Machines

Consulting Engineer

Jeffrey W. Sweater, P. E.
ELA Group, Inc.
743 South Broad Street
Lititz, PA 17543

Permit to Construct Issued:

3/18/2010

Operations Permit issued to **Terre Hill Borough**, East Earl Township, **Lancaster County** on 3/18/2010 for the operation of facilities approved under Construction Permit No. 3607502.

Operations Permit issued to **United Water Pennsylvania**, 7670061, Newberry Township, **York County** on 3/12/2010 for the operation of facilities approved under Construction Permit No. 6707502.

Operations Permit issued to **United Water Pennsylvania**, 7670061, Newberry Township, **York County** on 3/12/2010 for the operation of facilities approved under Construction Permit No. 6707503.

Operations Permit issued to **Pennsylvania American Water**, 7210029, Fariview Township, **York County** on 3/12/2010 for the operation of facilities approved under Construction Permit No. 6710503 MA.

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

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **United Water Pennsylvania, Inc.—Bloomsburg Operation**

Township or Borough County **Town of Bloomsburg Columbia**

Responsible Official **Mr. Ronald Wittenrich**
United Water Pennsylvania, Inc.—Bloomsburg Operation
90 Irondale Road
Bloomsburg, PA 17815

Type of Facility **Public Water Supply—Operation**

Consulting Engineer **Arthur Saunders, P. E.**
United Water Pennsylvania, Inc.
4211 East Park Circle
Harrisburg, PA 17111

Permit Issued Date **March 17, 2010**

Description of Action **Operation of the recently rehabilitated 350,000 gallon steel finished water storage tank at Bloomsburg University. The project included removal of exterior insulation, repainting of the tank interior and exterior, and fabricating, installing and painting the following appurtenances: roof hatch cover, roof handrails, pressure/vacuum vent, overflow pipe and shell manway.**

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

Permit No. 0209519, Public Water Supply.

Applicant **Pittsburgh Water and Sewer Authority**
1200 Penn Avenue
2nd Floor
Pittsburgh, PA 15222-4204

Borough or Township County **City of Pittsburgh Allegheny**

Type of Facility **Brashear water storage tank No. 1**

Consulting Engineer

Permit to Construct Issued **March 16, 2010**

Permit No. 0210504, Public Water Supply.

Applicant **Pittsburgh Water and Sewer Authority**
1200 Penn Avenue
2nd Floor
Pittsburgh, PA 15222-4204

Borough or Township County **City of Pittsburgh Allegheny**

Type of Facility **Brashear water storage tank No. 2**

Consulting Engineer

Permit to Construct Issued **March 16, 2010**

Operations Permit issued to **Donegal Township**, P. O. Box 310, 34 North Liberty Street, West Alexander, PA 15376, (PWSID No. 5630068) Donegal Township and West Alexander Borough, **Washington County** on March 16, 2010, for the operation of facilities approved under Construction Permit No. 6380501T1.

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

Permit No.2009506, Public Water Supply.

Applicant **Victoria Estates Mobile Home Park, LLC**

Township or Borough County **Summit Township Crawford County**

Type of Facility **Public Water Supply**

Consulting Engineer **Steven Halmi, P. E.**

Permit to Construct Issued **03/19/2010**

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

| <i>Borough or Township</i> | <i>Borough or Township Address</i> | <i>County</i> |
|----------------------------|--|---------------|
| Grove City Borough | 123 West Main Street Grove City, PA 16127 | Mercer |

Plan Description: The approved plan provides for expanding the existing wastewater treatment plant to 3.525 MGD for the anticipated growth in the surrounding communities served by the Borough of Grove City. The plant will be expanded using the existing conventional activated sludge process with 2-stage sludge digestion. The Department of Environmental Protection’s review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

| <i>Borough or Township</i> | <i>Borough or Township Address</i> | <i>County</i> |
|----------------------------|--|---------------|
| East Brady Borough | 502 Ferry Street Suite 15 East Brady, PA 16208 | Clarion |

Plan Description: The approved plan provides for replacement of the existing deteriorated 0.15 MGD extended aeration sewage treatment plant with a new 0.185 MGD sewage treatment facility. The envisioned treatment train will be similar to the existing treatment train except ultraviolet disinfection will be used. The Department of Environmental Protection’s review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any

required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

| <i>Borough or Township</i> | <i>Borough or Township Address</i> | <i>County</i> |
|----------------------------|--|---------------|
| North Middleton Township | 2051 Spring Road Carlisle, PA 17013 | Cumberland |

Plan Description: Approval of a revision to the Official Sewage Plan of North Middleton Township, Cumberland County. The proposed Mountain View Estates subdivision consists of 223 new residential building lots for single family dwellings and two residual lots with existing dwellings. Build out will occur through four phases. This development will connect to municipal sewers through a new sewer extension of North Middleton Township's collection system. The new collection system will consist of force mains, grinder pumps and a pump station. Total sewage flows will be 52,000 gpd and will be treated at the North Middleton Township Authority Wastewater Treatment Facility. The proposed development is located southeast of the intersection of Cornman Road and Hoy Road. The Department of Environmental Protection's review of the sewage facilities update revision has not identified any significant impacts resulting from this proposal.

HAZARDOUS SITES CLEAN-UP UNDER THE ACT OF OCTOBER 18, 1988

Public Notice of First Modification to the June 5, 2009 Consent Order and Agreement Department of Environmental Protection Former Cardinal Home Products, Inc. Facility Linesville Borough, Crawford County

Under section 1113 of the Hazardous Sites Cleanup Act, 35 P. S. §§ 6020.101—6020.1305, notice is hereby provided that the Department of Environmental Protection (Department) has agreed to modify the June 5, 2009 Consent Order and Agreement (June 5, 2009 Agreement) among Linesville Realty Corporation (LRC) and the Economic Alliance Foundation, Inc. (EAF) to transfer LRC's remedial obligations for the former Cardinal Home Products, Inc. facility (site) to EAF. EAF agreed to continue to remediate the site. The site is located on approximately 6 acres of land at North Pymatuning and Conneaut Streets in Linesville Borough, Crawford County, PA.

In the past, hazardous substances, including at least, Trichloroethylene and/or Cis-1, 2-Dichlorethene were released and contaminated the environment at the site. Under the terms of the settlement, EAF will continue to implement the remediation plan currently operating there. The further investigation and remediation actions at the site will continue until EAF demonstrates attainment of one or a combination of Cleanup Standards under the Land Recycling and Environmental Remediation Standards Act, 35 P. S. §§ 6026.101—6026.909, (act 2). EAF submitted for Department approval, a written schedule for the response action(s) to obtain the proposed Cleanup Standard(s) under act 2. The agreement requires LRS to provide funding to EAF for the remediation activities. In exchange, the Department will relieve LRC of its obligations to remediate the site. The operation

funding for the Remediation Systems set forth in the June 5, 2009, Agreement specified a reserve of \$500,000 to allow for an annual budget of \$60,000. The actual annual cost of the Remediation Systems is now less than \$25,000, indicating a reduction of the reserve to \$60,000 is sufficient to maintain the remediation plan at the site. Accordingly, the June 5, 2009, Agreement is being modified to require EAF to continuously maintain a reserve fund of \$60,000 until the Remediation Systems are no longer required.

The specific terms of this settlement are set forth in the Modification to Consent Order and Agreement (Agreement) among the Department, EAF and LRC. The Department will receive and consider comments relating to the Agreement for 60 days from the date of this Public Notice. The Department has the right to withdraw its consent to the Agreement if the comments concerning the Agreement disclose facts or considerations that indicate that the Agreement is inappropriate, improper or not in the public interest.

After the public comment period, the Department's settlement among EAF and LRC shall be effective upon the date that the Department notifies EAF and LRC, in writing, that this Agreement is final and effective in its present form, and that the Department has filed a response to significant written comments to the Agreement, or that no such comments were received.

The Agreement is available for inspection and copying at the Department's office at 230 Chestnut Street, Meadville, PA. Comments may be submitted, in writing, to Mr. Eric Gustafson, Regional Manager, Environmental Cleanup Program, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting Mr. Gustafson at 814-332-6648. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 645-5984.

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 (Department) 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:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

Flunk Resident, West Brandywine Township, **Chester County**. Dean Druckenmiller, Synergy Environmental, Inc., 155 Railroad Plaza, Royersford, PA 19468, Mark Potter, Fairmount Specialty Group, P. O. Box 2807, Houston, TX 77252 has submitted a Final Report concerning remediation of site Groundwater and soil contaminated with No. 2 fuel oil. The Report is intended to document remediation of the site to meet the Statewide Health Standard.

Mac & Sam, Inc., Clifton Heights Borough, **Delaware County**. Richard Werner, Environmental Consulting, Inc., 500 East Washington Street, Suite 376, Norristown, PA 19401, James Salmon, Clifton Heights Community and Economic Development, P. O. Box 83, Clifton Heights, PA 19018 has submitted a Final Report concerning remediation of site soil contaminated with unleaded gasoline. The Report is intended to document remediation of the site to meet the Statewide Health Standard.

Willow Grove Air Reserve Station Poll Site (St-01), Horsham Township, **Montgomery County**. Scott Shaw, Tetra Tech, 21335 Signal Hill Plaza, Suite 100, Sterling, VA 20164, Carlton Crenshaw, United States Air Force Reserve Command, 155 Richard Ray Boulevard, Robins AFB, GA 31098, William Downs, United States Air Force Reserve Command, 155 Richard Ray Boulevard, Robins AFB, GA 31098 on behalf of Arnold Hagerty, Route 611 and County Line Road, Horsham, PA 19044 has submitted a Final Report concerning remediation of site soil contaminated with jet fuel. The Report is intended to document remediation of the site to meet the Statewide Health Standard.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Clay's Service Station/Former Exxon Station No. 2-3303, Mechanicsburg Borough, **Cumberland County**. Groundwater & Environmental Services, Inc., 400 Creamery Way, Suite 500, Exton, PA 19341, on behalf of James Clay, Clay's Service Center, 138 West Main Street, Mechanicsburg, PA 17055-6229 and Exxon Mobil Corporation, 7715 Crittenden Street, #309, Philadelphia, PA 19118-4421, submitted a Final Report concerning remediation of site soils and groundwater contaminated with BTEX. The Report is intended to document remediation of the site to meet a combination of the Statewide Health and Site-Specific Standards.

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

Wirerope Works, Inc., City of Williamsport, **Lycoming County**. AGES, 2402 Hookstown Grade Road, Suite 200, Clinton, PA 15026 on behalf of Wirerope Works, 100 Maynard Street, Williamsport, PA 17701 has submitted a Final Report concerning remediation of site soil contaminated with lead and arsenic and groundwater contaminated with TCE, PAHs, lead and cadmium. The Report is intended to document remediation of the site to meet the Site-Specific Standard.

Scullin Oil Co. Flood Zone Carwash, City of Sunbury, **Northumberland County**. Molesevich Environmental, LLC, P. O. Box 654, Lewisburg, PA 17837 on behalf of Scullin Oil Co., 900 Spruce Street, Sunbury, PA 17801 has submitted a combined Remedial Investigation/Final Report concerning remediation of site soil and groundwater contaminated with leaded and unleaded gasoline. The Report is intended to document remediation of the site to meet the Site-Specific Standard.

McLeod Express, LLC, I-80 Accident Site, White Deer Township, **Union County**. Northridge Group Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of McLeod Express, LLC, 5002 Cundiff Court, Decatur, IL 62526 has submitted a Final Report within 90 days of the release concerning remediation of site soil contaminated with diesel fuel. The Report is intended to document remediation of the site to meet the Statewide Health Standard.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Former Pittsburgh Flatroll, City of Pittsburgh, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Industrial Business Brokers, 102 Lakeland Drive, Mars, PA 16046 has submitted a Remedial Investigation Report concerning the remediation of site soils and groundwater contaminated with semi-volatile organics.

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:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

Chaddsford Collision, City of Philadelphia, **Philadelphia County**. Steven Cox, Brown Environmental Service Corporation, 301 South State Street, Suite S201, Newtown, PA 18940, Roman Iwaskiw, Brown Environmental Service Corporation, 301 South State Street, Suite S201, Newtown, PA 18940 has submitted a Remedial Investigation/Risk Assessment and Cleanup Plan concerning the remediation of site groundwater and soil contaminated with lead and unleaded gasoline. The Remedial Investigation/Risk Assessment and Cleanup Plan were disapproved by the Department of Environmental Protection on March 8, 2010.

2nd Attic Spruce Street, Pottstown Borough, **Montgomery County**. Richard Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Stan McIlvee, 233 Water Street, Boyertown, PA 19512 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with unleaded gasoline. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on March 9, 2010.

Wawa Convenience Store #192, Bristol Township, **Bucks County**. Curtis Herman, Austin James Associates, Inc., Route 423, Pocono Pines, PA 18350 on behalf of Matthew Winters, Wawa, Inc., 260 Baltimore Pike, Wawa, PA 19603 has submitted a Final Report concerning the remediation of site groundwater contaminated with unleaded gasoline. The Final Report did not demonstrate attainment of the Background Standard Report and was disapproved by the Department of Environmental Protection on March 12, 2010.

Stainless & Wispese Parcels, Borough of Perkasie **Bucks County**. Scott Alderfer, Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440, Frederick Schea, First Savings Bank of Perkasie, 219 South Ninth Street, Perkasie, PA 18944 on behalf of Robert White, Redevelopment Authority of the County of Bucks, One North Wilson Avenue, Bristol, PA 19007 has submitted a Remedial Investigation/Risk Assessment and Final Report concerning the remediation of site groundwater contaminated with chlorinated solvents. The Remedial Investigation/Risk Assessment and Final Report were approved by the Department of Environmental Protection on March 16, 2010.

Barr Residence, Montgomery Township **Montgomery County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Jon Bernhard, State Farm, P. O. Box 13, Concordville, PA 19331 on behalf of James Barr, 111 Mallard Drive West, North Wales, PA 19454 has submitted a Final Report concerning the remediation of site groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on March 16, 2010.

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

R. Smith Well Site 3-H, Off SR 3004, Springville Township, **Susquehanna County**. James Pinta, Jr., URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 submitted a Final Report (on behalf of his client, Cabot Oil & Gas Corporation, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276-0120), concerning the remediation of soil found to have been impacted by diesel fuel as a result of a release from a rental generator supplying power to a trailer camp, the Report documented attainment of the Residential Statewide Health Standard for soils and was approved on March 17, 2010. The Report was originally submitted within 90 days of the release.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Harley-Davidson Motor Company Operations, Inc., Springettsbury Township, **York County**. SAIC, 6310 Allentown Boulevard, Harrisburg, PA 17112, on behalf of Harley-Davidson Motor Company, 3700 West Juneau Avenue, Milwaukee, WI 53208, submitted a Remedial Investigation Report for site soils contaminated with VOCs, PAHs, PCBs and Inorganics. The Report was approved by the Department of Environmental Protection and US EPA on March 17, 2010. Groundwater will be addressed in a separate report. The site is being remediated to a combination of the Statewide Health and Site-Specific Standards.

SAV Transportation Group/Diesel Spill, Bethel Township, **Berks County**. Taylor GeoServices, Inc., 38 Bishop Hollow Road, Suite 200, Newtown Square, PA

19073, on behalf of SAV Transportation Group, Inc., P. O. Box 480050, Coon Rapids, MN 55448-0550; Department of Transportation, Engineering District 5-0, 1002 Hamilton Street, Allentown, PA 18101; and Bruce A. Light, 791 Greble Road, Lebanon, PA 17046, submitted a Final Report within 90 days of a release concerning remediation of site soils contaminated with diesel fuel from a ruptured saddle tank. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department of Environmental Protection on March 8, 2010.

Stranger Residence, Swatara Township, **Dauphin County**. Herbert, Rowland & Grubic, Inc., 1820 Linglestown Road, Harrisburg, PA 17110, on behalf of Michael and Deborah Stranger, 910 Cardinal Drive, Harrisburg, PA 17111, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil released from an aboveground storage tank. The Report was submitted within 90 days of the release. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department of Environmental Protection on March 22, 2010.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

FMC Technologies (Former), Homer City, **Indiana County**. Bureau Veritas North America, Inc., 520 South Main Street, Suite 2444, Akron, OH 44311 on behalf of MWM Real Estate, LP, 111 Second Street, P. O. Box G, Brookville, PA 15828 and FMC Technologies, Inc., 1803 Gears Road, Houston, TX 77067 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with TCE and cis-1,2-dichloroethylenelead. The Final Report was approved by the Department of Environmental Protection on March 17, 2010.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permits Approved 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 No. 100329. Waste Management, Inc., 851 Robison Road East, Erie, PA 16509, Summit Township, **Erie County**. The application was for a permit renewal of the Waste Management, Inc., Lake View Landfill allowing the company to operate for the next 2 years under the same permit terms and conditions to finish filling disposal areas previously approved. The permit was issued by the Northwest Regional Office on March 22, 2010.

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

Permit No. 101429. Richard S. Burns & Company, Inc., 4300 Rising Sun Avenue, Philadelphia, PA 19140-2720. This major permit modification is to approve the increase in the permitted area and modify the operation and radiation protection action plans without changing the maximum daily volume of waste received at Richard S. Burns and Company, Inc. facility, a municipal waste transfer and processing facility located at 4300 Rising

Sun Avenue in the City of Philadelphia. The permit was issued by the Southeast Regional Office on March 19, 2010.

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.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Gary Helsel, Chief, West Permitting Section—Telephone: 814-949-7935.

GP4-07-03050: Altoona-Beasley Manufacturing, Inc. (210 East Plank Road, Altoona, PA 16602) on March 16, 2010, for Burn-Off Ovens under GP4 located in City of Altoona, **Blair County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Contact: Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226.

GP5-03-00248: EXCO Resources—PA, Inc.—Manor Compressor Station (3000 Ericsson Drive, Suite 200, Warrendale, PA 15086) to include a Waukesha 840 bhp compressor engine and a Cameron 0.2 mmBtu/hr dehydration system in Kittanning Township, **Armstrong 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. Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920.

15-0002E: Quebecor World Atglen, Inc. (4581 Lower Valley Road, Atglen, PA 19310) on March 17, 2010, to install an enclosed ten (10) unit rotogravure publication printing press and removal of two (2) unenclosed rotogravure publication printing presses from their facility in West Sadsbury Township, **Chester County**. As a result of potential emissions of VOCs, the facility is a Title V facility. 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.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Gary Helsel, Chief, West Permitting Section—Telephone: 814-949-7935.

44-05001C: Standard Steel, Inc. (500 North Walnut Street, Burnham, PA 17009-1644) on March 16, 2010, to install a baghouse for existing EAF's and modify an existing baghouse in Burnham Borough, **Mifflin County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481. Contact: Mark Gorog, New Source Review Chief—Telephone: 814-332-6940.

43-354A: Terralinks Inc.—Sand Processing Plant (105 McQuiston Road, Jackson Center, PA 16133) on March 15, 2010, to construct a sand processing plant consisting of a 13.6 mmBtu/hr fluidized bed dryer with associated hoppers, storage bins and screening operations in Jackson Township, **Mercer County**. The 50 tons per hour dryer and associated equipment will operate 2,000 hours per year/seasonal. Terralinks will limit annual production to 100,000 tons of sand per year.

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

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

37-00243: INMETCO (1 INMETCO Drive, Ellwood City, PA 16117) on March 9, 2010, issued an administrative amendment to the Title V Operating Permit to incorporate the requirements of Plan Approval 37-0243E **Lawrence County**.

62-00017: United Refining Co. (P. O. Box 780, Warren, PA 16365), on March 10, 2010, issued an administrative amendment to the Title V Operating Permit to incorporate the requirements from Plan Approvals 62-017G, 62-017O, 62-017Q, and GP-2 (for tank 246) in **Warren County**. This authorization also included a Minor Operating Permit Modification to incorporate the Presumptive RACT requirements (25 Pa. Code § 129.63(c) for the emergency IC engines that were previously exempted from plan approval.

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.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401 Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

46-00259: PPL Renewable Energy, LLC (660 Thomas Road, Lafayette Hill, PA 19444) on March 17, 2010, for a State-only, Synthetic Minor Operating Permit in Whitmarsh Township, **Montgomery County**. The company has one natural gas-fired I. C. engine rated at 2,311 hp, one 500 kW emergency diesel generator and three boilers rated at 4.0 mmBtu/hr each. The pollutant of concern is Nitrogen Oxides (NO_x). The estimated NO_x emissions are less than 24.90 tons per year with the proposed limits. The permit will include monitoring, recordkeeping and reporting requirements designed to address all applicable air quality requirements.

46-00175: Hatfield Township Municipal Authority (3200 Advance Lane, Colmar, PA 19438) on March 23, 2010, for a State-only, Synthetic Minor Operating Permit Renewal in Hatfield Township, **Montgomery County**. The facility is a major source of nitrogen oxides (NO_x) emissions. Operating parameters and emissions shall be limited to below major threshold levels in order to

maintain a minor operating status. Sources include boilers, emergency generators and an incinerator. Monitoring, record keeping and reporting requirements have been added to the permit to address applicable limitations.

46-00245: Neptune Chemical Pump Co. (204 DeKalb Pike, Lansdale, PA 19446) on March 23, 2010, for operation of two (2) paint spray booths at Montgomery Township, **Montgomery County**. This action is a renewal of a State-only Operating Permit (Natural Minor), which was originally issued on February 18, 2005. The renewal contains monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

54-00013: Great Eight, LLP (600 Daugherty Street, Scott City, MO 63780) on March 16, 2010, to change from a Title V to a new State-only Operating Permit to operate a boiler at their facility in Rush Township, **Schuylkill County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Gary Helsel, Chief, West Permitting Section—Telephone: 814-949-7935.

36-03138: Opsec Security, Inc. (1857 Colonial Village Lane, P. O. Box 1055, Lancaster, PA 17605-0155) on March 15, 2010, for their security printing facility in East Lampeter Township, **Lancaster County**. This is a renewal of the State-only operating permit.

67-03071: PA State Pet Memorial & Cemetery (210 Andersontown Road, Mechanicsburg, PA 17055-6023) on March 16, 2010, for their pet crematorium in Monaghan Township, **York County**. This is a renewal of the State-only operating permit.

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

10-00362: Endicott Interconnect Technologies, Inc. (373 Saxonburg Boulevard, Saxonburg, PA 16056) on March 16, 2010, to issue a Natural Minor Permit to operate a measuring and controlling devices manufacturing plant in Clinton Township, **Butler County**. The facility's major emission sources include one Methyl Chloride Batch Vapor Cleaning Machine with condenser. The source is subject to 40 CFR Part 63; Subpart T. II-VI Inc. sold this unit to the facility.

25-00954: National Fuel Gas Supply Corp.—Summit Station (520 Robison Road, Summit Township, PA 16509) on March 22, 2010, to re-issue a Synthetic Minor Operating Permit to operate a natural gas compressor station in Summit Township, **Erie County**.

37-00322: Joseph A. Tomon Jr. Funeral Home and Crematory (97 Grin Avenue, P. O. Box 188, Ellwood City, PA 16117-2303), on March 17, 2010, to re-issue the Natural Minor Operating Permit for the crematory operations facility in Ellport Borough, **Lawrence County**.

*Department of Public Health, Air Management Services:
321 University Avenue, Philadelphia, PA 19104. Contact:
Edward Braun, Chief—Telephone: 215-685-9476.*

N09-023: Lannett Co., Inc. (9000 SR-9001 Torresdale Avenue, Philadelphia, PA 19136) on March 18, 2010, to operate a pharmaceutical manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include one (1) 300 kW Emergency Generator, one (1) 118 Horsepower Emergency Generator, one (1) 810,000 Btu/hr boiler, one (1) 950,000 btu/hr boiler, one (1) 100 Horsepower boiler, Two (2) Dust Collectors, IPA process to clean equipment, Zachetta granulation process, Mixing and Blending Tray Drying Oven, and Submission Test batches process.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401. Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

09-00186: Kinder Morgan Bulk Terminals, Inc. (1 Sinter Lane, Fairless Hills, PA 19030) on March 17, 2010, for a Minor Operating Permit Modification of a Non-Title V Facility, State-only, Synthetic Minor Operating Permit in Falls Township, **Bucks County**. Kinder Morgan Bulk Terminals, Inc. has been approved to unload bulk material directly into trucks under the condition that material has a minimum moisture content of 4% and the material cannot be handled through a hopper. PM emissions from the bulk material handling process shall continue to be controlled by water suppression. PM emissions will not increase as a result of the approved modification. The permit will continue to contain monitoring, recordkeeping, reporting and work practice standards designed to keep the facility operating within all applicable air quality requirements.

46-00122: Blue Bell Investment Co., LP (Township and Union Meeting Roads, Blue Bell, PA 19424) on March 19, 2010, the State-only (Synthetic) Minor Operating Permit was modified to incorporate terms and conditions associated with Source ID 107—Exempt Generators. The modified SOOP includes monitoring, recordkeeping, reporting and work practice requirements designed to keep the facility operating within all applicable air quality requirements for their corporate service center headquarters in Whitpain Township, **Montgomery County**.

Minor modification of SOOP No. 46-00122 is issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462.

15-00015: Sartomer USA, LLC—formerly Sartomer Co., Inc. (502 Thomas Jones Way, Exton, PA 19341) on March 19, 2010, has been amended to address change of ownership and some typographical errors in accordance with 25 Pa. Code § 127.450. The amended Title V Operating Permit contains all of the applicable regulatory requirements including monitoring, recordkeeping, reporting and emission limits in West Chester Borough, **Chester County**.

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.

14831301 and NPDES Permit No. PA008966, Pennsylvania Mines, LLC, (P. O. Box 367, Ebensburg, PA 15931), to renew the permit for the Rushton Deep Mine in Rush Township, **Centre County** and related NPDES permit for reclamation and water treatment only. No additional discharges. Application received: January 22, 2007. Permit issued: March 16, 2010.

30841312 and NPDES Permit No. PA0013790, Consolidation Coal Company, (1 Bridge Street, Monongah, WV 26554), to revise the permit for the Blacksville Mine No. 2 in Jackson Township, **Greene County** to install two degasification boreholes (17-W-1CCR and 18-W-1CCR). No additional discharges. Application received: April 7, 2009. Permit issued: March 17, 2010.

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

32000108 and NPDES No. PA0248801. River Hill Coal Company, Inc., P. O. Box 141, Kylertown, PA 16847, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in West Wheatfield Township, **Indiana County**, affecting 759.2 acres. Receiving stream(s): unnamed tributaries to/and Conemaugh River, Richards Run and Roaring Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 22, 2009. Permit issued: March 15, 2010.

56000103 and NPDES No. PA0235245. 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 and wildlife habitat to unmanaged natural habitat in Shade Township, **Somerset County**, affecting 111.4 acres. Receiving stream(s): unnamed tributary to Oven Run to Stonycreek River classified for the following use(s): cold water fishery, warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 18, 2009. Permit issued: March 15, 2010.

56980102 and NPDES No. PA0234681. 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 and wildlife habitat to unmanaged natural habitat in Shade Township, **Somerset County**, affecting 92.7 acres. Receiving stream(s): unnamed tributary to Oven Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 18, 2009. Permit issued: March 15, 2010.

56010103 and NPDES No. PA0248789. 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 and wildlife habitat to unmanaged natural habitat in Shade Township, **Somerset County**, affecting 95.5 acres. Receiving stream(s): unnamed tributaries to/and Oven Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 18, 2009. Permit issued: March 15, 2010.

56663135 and NPDES No. PA0605921. Zubek, Inc., 173 House Coal Road, Berlin, PA 15530, permit renewal for the continued operation and restoration of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 128.2 acres. Receiving stream(s): Schrock Run classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Borough Municipal Authority Stonycreek SWI. Application received: December 8, 2009. Permit issued: March 15, 2010.

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

04070101 and NPDES Permit No. PA0251208. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Permit issued for commencement, operation and reclamation of a bituminous surface mining site located in North Sewickley Township, **Beaver County**, affecting 151.7 acres. Receiving streams: unnamed tributaries to Beaver River. Application received: July 31, 2007. Permit issued: March 15, 2010.

03990107 and NPDES Permit No. PA0202622. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650). Permit renewal issued for continued reclamation only of a bituminous surface/auger mining site located in Washington and East Franklin Townships, **Armstrong County**, affecting 263.8 acres. Receiving streams: unnamed tributary to Limestone Run to Allegheny River. Application received: January 14, 2010. Reclamation only renewal issued: March 19, 2010.

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

17940107 and NPDES No. PA0219801. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847). Revision of an existing bituminous surface mine for a 10 acre incidental boundary correction in Karthaus Township, **Clearfield County** affecting 420.5 acres. Receiving streams: unnamed tributaries to Saltlick Run and Upper Three Runs and Upper Three Runs classified for Cold Water Fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: December 4, 2009. Permit issued: March 18, 2010.

Noncoal Permits Actions

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

6172SM6C9 and NPDES Permit No. PA0223484. Bear Gap Stone, Inc., (432 Quarry Road, Elysburg, PA 17824), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Ralpho Township, **Northumberland County**, receiving stream: unnamed tributary to South Branch Roaring Creek. Application received: February 1, 2010. Renewal issued: March 17, 2010.

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

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

63104002. Xtreme Drilling, LLC (750 North Seventh Avenue, Brighton, CO 80601). Blasting activity permit for the Plantation 2D project located in Independence Township, **Washington County**, with an expected duration of 5 months. Permit issued: March 15, 2010.

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

33104002. Tidelands Geophysical Co. (101 East Park Boulevard, Suite 955, Plano, TX 75074) Blasting activity for seismic exploration in Pine Creek, Warsaw, Winslow and Washington Townships, **Jefferson County**. This blasting activity permit will expire on April 14, 2010. Application received: February 4, 2010. Permit Issued: March 16, 2010.

33094002. Douglas Explosives, Inc. (P. O. Box 77, Phillipsburg, PA 16866) Blasting activity permit for stone removal in Pine Creek Township, **Jefferson County**. This blasting activity permit will expire on July 16, 2010. Application received: October 15, 2009. Permit Issued: March 16, 2010.

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

35104001. Sapp Drilling & Blasting, Inc., (444 North 400 West, St. George, UT 84770), construction blasting at Valley View Industrial Park Phase II in Archbald and Jessup Boroughs, **Lackawanna County** with an expiration date of October 31, 2010. Permit issued: March 15, 2010.

58104008. Dynamic Drilling, LLC, (10373 Taylor Hawks Road, Herron, MI 46744) and George Klopff, (143 West Blade Drive, Pennsylvania Furnace, PA 16865), construction blasting for the Dimock North 3D Seismic Survey in Montrose Borough, Bridgewater, Jessup and Forest Lake Townships, **Susquehanna County** with an expiration date of February 28, 2011. Permit issued: March 16, 2010.

58104009. M & S Blasting, LLC, (943 Gontarski Road, Hallstead, PA 18822), construction blasting for the Reyias Well Site in Brooklyn and Dimock Townships,

Susquehanna County with an expiration date of March 4, 2011. Permit issued: March 16, 2010.

06104103. Warren's Excavating & Drilling, Inc., (P. O. Box 214, Myerstown, PA 17067), construction blasting for Reserve at Springton in Spring Township, **Berks County** with an expiration date of March 11, 2011. Permit issued: March 16, 2010.

22104105. Keystone Blasting Service, (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting for Don's Performance in Swatara Township, **Dauphin County** with an expiration date of May 30, 2010. Permit issued: March 16, 2010.

36104112. Warren's Excavating & Drilling, Inc., (P. O. Box 214, Myerstown, PA 17067), construction blasting for Stonehenge Reserve in Manheim and East Hempfield Townships, **Lancaster County** with an expiration date of March 11, 2011. Permit issued: March 16, 2010.

40104105. Dyno-Nobel, Inc., (1320 Galiffa Drive, Donora, PA 15033), construction blasting for Centerpoint East in Jenkins and Pittston Townships, **Luzerne County** with an expiration date of March 31, 2011. Permit issued: March 17, 2010.

40104106. Dyno-Nobel, Inc., (1320 Galiffa Drive, Donora, PA 15033), construction blasting for Centerpoint West in Jenkins and Pittston Townships, **Luzerne County** with an expiration date of March 31, 2011. Permit issued: March 17, 2010.

67104106. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Williams Gas Line in Peach Bottom Township, **York County** with an expiration date of March 17, 2011. Permit issued: March 17, 2010.

40104107. Dyno-Nobel, Inc., (1320 Galiffa Drive, Donora, PA 15033), construction blasting for Centerpoint East in Jenkins and Pittston Townships, **Luzerne County** with an expiration date of March 31, 2011. Permit issued: March 19, 2010.

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 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 Floodplain 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.

E09-943. Department of Transportation, 7000 Geerdes Boulevard, King of Prussia, PA 19406, Tincum Township, **Bucks County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities:

1. To remove the existing Headquarters Road Bridge (SR 1012, Sec 61M) and to construct and maintain, in its place an approximately 28-foot long, 30-foot wide, and approximately 4-foot high single span spread box beam bridge across Sundale Creek (EV).

The site is located approximately 1,100 feet northeast of the intersection of Headquarters and Hollow Horn Roads in Tincum Township, Bucks County (Lumberville, PA-NJ USGS Quadrangle N: 17.86 inches; W: 14.72 inches).

2. To remove the existing Headquarters Road Bridge (SR 1012, Sec 61M) and to construct and maintain, in its place, an approximately 29.5-foot long, 16-foot wide, and approximately 7-foot high single span precast concrete arch culvert across unnamed tributary to Sundale Creek (EV).

The site is located near the intersection of Headquarter and Tettermer Roads in Tincum Township, Bucks County (Lumberville, PA-NJ USGS Quadrangle N: 21.34 inches; W: 12.86 inches).

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

E46-1052. Transcontinental Gas Pipe Line Company, 2800 Post Oak Boulevard, Level 17, Houston, TX 77056-6147, West Conshohocken Borough, **Montgomery County**, ACOE Philadelphia District.

To modify and maintain the existing West Conshohocken meter station by constructing an 8-inch receiver valve assembly in the 100-year flood plain of the Schuylkill River, the site is located approximately 2.5 miles west of the intersection of 4th Street and River Road (SR 0023) (Norristown, PA USGA Quadrangle N: 11.5 inches; W: 5.6 inches).

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

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

E03-442. Redbank Valley Municipal Authority, 243 Broad Street, New Bethlehem, PA 16242. Sanitary Sewer Project in South Bethlehem Borough, **Armstrong County**. ACOE Pittsburgh District.

To construct and maintain a sanitary sewage pump station and associated grading and fill within the left 100-year floodplain and floodway of Redbank Creek approximately 1,500 feet downstream of the SR 839 bridge (New Bethlehem, PA Quadrangle N: 41° 00' 06"; W: 79° 20' 16").

E33-238, Northeastern ITS, 6779 Engle Road, Suite D, Middleburg Heights, OH. Wilderness Fiber Installation Project, in various municipalities, **Jefferson County**.

To construct and maintain a conduit fiber optic system across Pennsylvania along roadway right-of-ways. The proposed project originates in Cleveland, OH and terminates in New Jersey running approximately 450 miles. A total of 25.2 miles of Jefferson County will be traversed by the proposed project beginning at the Clarion-Jefferson County border on US-322 and ending at the Jefferson-Clearfield County border on US-322. The applicant proposes to cross a total of 29 streams in Jefferson County via boring or bridge attachment. The proposed crossings are listed below from west to east.

1. Welch Run (CWF), N: 41° 10' 48.20"; W: 79° 11' 50.72", Corsica Borough.
2. Tributary to Coder Run (CWF), N: 41° 10' 40.38"; W: 79° 10' 48.41", Union Township.
3. Coder Run (CWF), N: 41° 10' 40.45"; W: 79° 10' 46.57", Union Township.
4. Coder Run (CWF), N: 41° 10' 40.58"; W: 79° 10' 44.68", Union Township.
5. Coder Run (CWF), N: 41° 10' 40.81"; W: 79° 10' 40.49", Union Township.
6. Tributary to Coder Run (CWF), N: 41° 10' 37.49"; W: 79° 10' 16.71", Union Township.
7. Tributary to Coder Run (CWF), N: 41° 10' 38.49"; W: 79° 09' 34.08", Union Township.
8. Tributary to Campbell Run (CWF), N: 41° 10' 25.03"; W: 79° 07' 52.21", Union Township.
9. Campbell Run (CWF), N: 41° 10' 15.32"; W: 79° 07' 25.60", Rose Township.
10. Tributary to Clement Run (CWF), N: 41° 10' 03.17"; W: 79° 06' 38.32", Rose Township.
11. North Fork River (HQ-CWF), N: 41° 09' 31.97"; W: 79° 04' 36.37", Brookville Borough.
12. Mill Creek (TSF), N: 41° 09' 23.47"; W: 79° 03' 11.05", Pine Creek Township.

13. Tributary to Sandy Lick Creek (TSF), N: 41° 08' 01.97"; W: 78° 59' 29.39", Pine Creek Township.

14. Tributary to O'Donnell Run (CWF), N: 41° 07' 20.98"; W: 78° 57' 55.34", Pine Creek Township.

15. Tributary to O'Donnell Run (CWF), N: 41° 07' 17.17"; W: 78° 57' 04.22", Pine Creek Township.

16. O'Donnell Run (CWF), N: 41° 07' 21.47"; W: 78° 56' 14.91", Winslow Township.

17. Tributary to Schoolhouse Run (HQ-CWF), N: 41° 07' 04.19"; W: 78° 55' 30.78", Winslow Township.

18. Tributary to Schoolhouse Run (HQ-CWF), N: 41° 07' 59.43"; W: 78° 55' 15.73", Winslow Township.

19. Schoolhouse Run (HQ-CWF), N: 41° 07' 10.22"; W: 78° 54' 40.15", Winslow Township.

20. Tributary to Schoolhouse Run (HQ-CWF), N: 41° 07' 04.34"; W: 78° 54' 25.73", Winslow Township.

21. Tributary to Schoolhouse Run (HQ-CWF), N: 41° 06' 57.88"; W: 78° 54' 18.07", Winslow Township.

22. Sandy Lick Creek (TSF), N: 41° 05' 57.33"; W: 78° 53' 31.09", Reynoldsville Borough.

23. Soldier Run (CWF), N: 41° 05' 04.96"; W: 78° 52' 02.09", Winslow Township.

24. Tributary to Soldier Run (CWF), N: 41° 05' 11.97"; W: 78° 51' 42.03", Winslow Township.

25. Soldier Run (CWF), N: 41° 05' 24.01"; W: 78° 51' 28.08", Winslow Township.

26. Fehley Run (CWF), N: 41° 05' 32.18"; W: 78° 51' 13.24", Winslow Township.

27. Rathmel Run (CWF), N: 41° 05' 37.38"; W: 78° 50' 23.97", Winslow Township.

28. Soldier Run (CWF), N: 41° 05' 29.69"; W: 78° 49' 43.32", Winslow Township.

29. Soldier Run (CWF), N: 41° 05' 28.53"; W: 78° 49' 04.99", Winslow Township.

E61-289, Northeastern ITS, 6779 Engle Road, Suite D, Middleburg Heights, OH. Wilderness Fiber Installation Project, in various municipalities, **Venango County**.

To construct and maintain a conduit fiber optic system across Pennsylvania along roadway right-of-ways. The proposed project originates in Cleveland, OH and terminates in New Jersey running approximately 450 miles. A total of 24.1 miles of Venango County will be traversed by the proposed project beginning at the Mercer-Venango County border on SR-1014 and ending at the Venango-Clarion County border on US-322. The applicant proposes to cross a total of 15 streams in Venango County via boring or bridge attachment. The proposed crossings are listed from west to east.

1. Tributary to Little Sandy Creek (HQ-CWF), N: 41° 24' 16.44"; W: 79° 58' 23.59", French Creek Township.
2. Tributary to French Creek (WWF), N: 41° 23' 49.37"; W: 79° 54' 41.59", French Creek Township.
3. Tributary to French Creek (WWF), N: 41° 23' 51.99"; W: 79° 53' 03.73", French Creek Township.
4. Tributary to French Creek (WWF), N: 41° 24' 03.39"; W: 79° 52' 10.59", French Creek Township.
5. Tributary to French Creek (WWF), N: 41° 24' 01.35"; W: 79° 51' 46.60", French Creek Township.
6. Tributary to French Creek (WWF), N: 41° 23' 53.48"; W: 79° 51' 16.59", French Creek Township.

7. Allegheny River (WWF), N: 41° 23' 18.27"; W: 79° 49' 04.31", Franklin Borough.

8. Lower Two Mile Run (CWF), N: 41° 22' 24.18"; W: 79° 48' 05.32", Cranberry Township.

9. Tributary to Allegheny River (WWF), N: 41° 21' 49.47"; W: 79° 45' 53.06", Cranberry Township.

10. Burford Run (CWF), N: 41° 21' 34.75"; W: 79° 44' 57.61", Cranberry Township.

11. Halls Run (CWF), N: 41° 20' 36.43"; W: 79° 41' 52.62", Cranberry Township.

12. Tributary to East Sandy Creek (CWF), N: 41° 19' 46.92"; W: 79° 40' 19.33", Cranberry Township.

13. Tributary to East Sandy Creek (CWF), N: 41° 19' 35.75"; W: 79° 40' 01.91", Cranberry Township.

14. East Sandy Creek (CWF), N: 41° 19' 01.88"; W: 79° 39' 17.76", Rockland/Cranberry Township.

15. Tributary to Little East Sandy Creek (CWF), N: 41° 18' 32.95"; W: 79° 37' 50.10", Rockland Township.

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 pro bono representation. Call the Secretary to the Board (717) 787-3483 for more information.

Northcentral Region: Oil and Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

ESCGP-1 # ESX10-015-0054
Applicant Name Talisman Energy, Inc.
Contact Person Eric Potter
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Columbia Township
Receiving Stream(s) and Classification(s) UNT to North Branch Sugar Creek

ESCGP-1 # ESX10-015-0056
Applicant Name Talisman Energy, Inc.
Contact Person Eric Potter
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Canton Township
Receiving Stream(s) and Classification(s) UNT to Alba Creek

ESCGP-1 # ESX10-015-0041
Applicant Name Fortuna Energy, Inc.
Contact Person Eric Potter
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Canton Township
Receiving Stream(s) and Classification(s) UNT to Alba Creek

ESCGP-1 # ESX10-015-0055
Applicant Name Talisman Energy, Inc.
Contact Person Eric Potter
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Columbia Township
Receiving Stream(s) and Classification(s) UNT to Wolfe Creek

ESCGP-1 # ESX10-015-0044
Applicant Name Fortuna Energy, Inc.
Contact Person Eric Potter
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Armenia Township
Receiving Stream(s) and Classification(s) Morgan Creek

ESCGP-1 # ESX10-015-0045
Applicant Name Fortuna Energy, Inc.
Contact Person Eric Potter
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Armenia Township
Receiving Stream(s) and Classification(s) Webier Creek

ESCGP-1 # ESG10-117-0003
Applicant Name Fortuna Energy, Inc.
Contact Person Eric Potter
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Tioga
Township(s) Ward Township
Receiving Stream(s) and Classification(s) UNT to Fall Brook
Secondary—Fall Brook

ESCGP-1 # ESX10-015-0057
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 100 1st Center
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Herrick Township
Receiving Stream(s) and Classification(s) UNT
Secondary—Billings Creek

ESCGP-1 # ESX10-117-0053

Applicant Name East Resources, Inc.
 Contact Person Jefferson Long
 Address 301 Brush Creek Road
 City, State, Zip Warrendale, PA 15086
 County Tioga
 Township(s) Richmond Township
 Receiving Stream(s) and Classification(s) UNT to Canoe
 Camp Creek

ESCGP-1 # ESX10-117-0052

Applicant Name East Resources, Inc.
 Contact Person Jefferson Long
 Address 301 Brush Creek Road
 City, State, Zip Warrendale, PA 15086
 County Tioga
 Township(s) Delmar Township
 Receiving Stream(s) and Classification(s) Heise Run
 Secondary—Marsh Creek to Pine Creek

ESCGP-1 # ESX10-117-0051

Applicant Name East Resources, Inc.
 Contact Person Jefferson Long
 Address 301 Brush Creek Road
 City, State, Zip Warrendale, PA 15086
 County Tioga
 Township(s) Sullivan Township
 Receiving Stream(s) and Classification(s) UNT to Corey
 Creek
 Secondary—Corey Creek, Tributary to Tioga River

ESCGP-1 # ESX10-081-0009

Applicant Name East Resources, Inc.
 Contact Person Jefferson Long
 Address 301 Brush Creek Road
 City, State, Zip Warrendale, PA 15086
 County Lycoming
 Township(s) McNett Township
 Receiving Stream(s) and Classification(s) UNT to
 Lycoming Creek, Hawk Run

ESCGP-1 # ESX10-117-0049

Applicant Name East Resources, Inc.
 Contact Person Jefferson Long
 Address 301 Brush Creek Road
 City, State, Zip Warrendale, PA 15086
 County Tioga
 Township(s) Charleston Township
 Receiving Stream(s) and Classification(s) UNT—West
 Branch Susquehanna River Basin
 Secondary—Catlin Hollow, Babb Creek

ESCGP-1 # ESX10-117-0048

Applicant Name East Resources, Inc.
 Contact Person Jefferson Long
 Address 301 Brush Creek Road
 City, State, Zip Warrendale, PA 15086
 County Tioga
 Township(s) Delmar Township
 Receiving Stream(s) and Classification(s) UNT to Wilson
 Creek, Tributary to Babb Creek
 Secondary—Stoney Fork, Tributary to Babb Creek

ESCGP-1 # ESX10-027-0004

Applicant Name EXCO Resources (PA), Inc.
 Contact Person Larry Sanders
 Address 3000 Ericsson Drive, Suite 200
 City, State, Zip Warrendale, PA 15086
 County Centre
 Township(s) Burnside Township
 Receiving Stream(s) and Classification(s) Miles Run
 Secondary—Sterling Run

ESCGP-1 # ESX10-117-0055

Applicant Name East Resources, Inc.
 Contact Person Jefferson Long
 Address 301 Brush Creek Road
 City, State, Zip Warrendale, PA 15086
 County Tioga
 Township(s) Charleston
 Receiving Stream(s) and Classification(s) UNT to Hills
 Creek/Susquehanna River Basin
 Secondary—Hills Creek

ESCGP-1 # ESX10-117-0056

Applicant Name East Resources, Inc.
 Contact Person Jefferson Long
 Address 301 Brush Creek Road
 City, State, Zip Warrendale, PA 15086
 County Tioga
 Township(s) Delmar Township
 Receiving Stream(s) and Classification(s) UNT to Stoney
 Fork (East Branch)
 Secondary—Stoney Fork (East Branch), Tributary to
 Stoney Fork Tributary to Babb Creek

ESCGP-1 # ESX10-015-0059

Applicant Name Talisman Energy, Inc.
 Contact Person Tracy Gregory
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Bradford
 Township(s) Armenia Township
 Receiving Stream(s) and Classification(s) Tributary to
 Fall Brook

ESCGP-1 # ESX10-015-0064

Applicant Name Talisman Energy, Inc.
 Contact Person Eric Potter
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Bradford
 Township(s) Wells Township
 Receiving Stream(s) and Classification(s) UNT to South
 Creek

ESCGP-1 # ESX10-015-0065

Applicant Name Talisman Energy, Inc.
 Contact Person Eric Potter
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Bradford
 Township(s) Columbia Township
 Receiving Stream(s) and Classification(s) UNT to North
 Branch of Sugar Creek

ESCGP-1 # ESX10-015-0063

Applicant Name Talisman Energy, Inc.
 Contact Person Eric Potter
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Bradford
 Township(s) Wells Township
 Receiving Stream(s) and Classification(s) UNT to South
 Creek
 Secondary—Mill Creek

ESCGP-1 # ESG10-081-0003

Applicant Name Chief Gathering, LLC
 Contact Person Ted Wurfel
 Address 6051 Wallace Road Ext.
 City, State, Zip Wexford, PA 15090
 County Lycoming
 Township(s) Mifflin Township
 Receiving Stream(s) and Classification(s) UNT to First
 Fork Larry's Creek and Joes Run

ESCGP-1 # ESX10-081-0010
 Applicant Name Range Resources-Appalachia, LLC
 Contact Person Carla Suszkoski
 Address 380 Southpointe Boulevard, Suite 300
 City, State, Zip Canonsburg, PA 15317
 County Lycoming
 Township(s) Cummings Township
 Receiving Stream(s) and Classification(s) Dog Run, UNT
 to First Fork Larry's Creek

ESCGP-1 # ESX10-015-0061
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 100 1st Center
 City, State, Zip Horseheads, NY 14845
 County Bradford
 Township(s) Leroy Township
 Receiving Stream(s) and Classification(s) Towanda Creek
 Secondary—Susquehanna River

STORAGE TANKS

SITE-SPECTIFIC 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.

| <i>SSIP Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Tank Type</i> | <i>Tank Capacity</i> |
|------------------------|---|---------------|---------------------|--|-----------------------------|
| 10-17-005 | Fluids Management LTD 11767 Katy Freeway Suite 230 Houston, TX 77079 Attn: Mr. Dwayne LeJeune | Clearfield | Boggs Township | 27 ASTs storing synthetic oil / drilling mud | 650,160 gallons total |

SPECIAL NOTICES

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

The Department of Environmental Protection (Department) announces the following grants to counties under the Pennsylvania Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, (P. L. 556, Act 101) Section 901 and Section 208 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. Grant awards are predicated on the receipt of recycling fees required by Sections 701 and 702 of Act 101, and the availability of moneys in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Ms. 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.

Act 101, Section 901 Planning Grant

| <i>Region</i> | <i>County</i> | <i>Applicant</i> | <i>Project Description</i> | <i>Grant Award</i> |
|---------------|---------------|------------------|----------------------------|--------------------|
| Northcentral | Clearfield | Clearfield and | Waste Plan Update | \$20,872 |
| | Clinton | Clinton Counties | Waste Plan Update | \$43,926 |
| Southwest | Indiana | Indiana County | Waste Plan Update | \$68,227 |

**HAZARDOUS SITES CLEAN-UP
 UNDER THE ACT OF
 OCTOBER 18, 1988**

**Settlement under The Comprehensive
 Environmental Response, Compensation and
 Liability Act and The Hazardous Sites Cleanup Act
 Keystone Instruments, Inc.
 Clinton County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act, 35 P. S. §§ 6020.101—6020.1305 (HSCA), and the Comprehensive Environmental Response, Com-

pensation and Liability Act of 1980, as amended, 42 U.S.C. §§ 9601—9675 (CERCLA), and the Radiation Protection Act, the Act of July 10, 1984, 35 P. S. § 7110.101 *et seq.* (RPA), has entered into a proposed Consent Order and Agreement for Inability to Pay Settlement with Keystone Instruments, Inc. and its President and sole shareholder, David W. Stover, Sr., (collectively the Settlers).

The proposed settlement resolves claims of the Department with the Settlers under HSCA, CERCLA, RPA and other applicable law for response costs expended by the Department at the Keystone Instruments Site (Site) located in Castanea Township, Clinton County, PA.

The Settlers used the property since the mid 1960s to the present for the repair and maintenance of aircraft instruments, many of which contained radium paint, resulting in widespread radium contamination of the building and soils immediately adjacent to the building. Settlers have failed to and are unable to comply with certain critical requirements of a 2008 Consent Order with the Department.

The proposed settlement obligates the Settlers to terminate all business and non-business operations at the Site, and to vacate the Site of all employees by no later than March 24, 2010. Settlers grant the Department and its designated agents, including contractors and responsible persons under the direction of the Department, access to and entry upon the Site to perform response actions. Settlers agree to the filing of a lien on the Site with the Clinton County Recorder of Deeds in the amount of \$1,000,000. The Department will be listed as the creditor for the lien.

The Department believes that the proposed settlement is fair, reasonable, practicable, in the public interest, and in furtherance of the statutory goals of HSCA, CERCLA and RPA.

For a period of 60 (sixty) days beginning with the April 3, 2010, publication date of this Notice, the public is invited to review the Consent Order and Agreement memorializing the settlement, from 8:30 a.m. to 5 p.m., Monday through Friday, at the Lock Haven City Hall, 20 East Church Street, Lock Haven, PA or by calling Kathy Arndt to arrange an appointment from 8 a.m. to 4 p.m., Monday through Friday, at the Department's Northcentral Field Operations Office, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.

After review, the public may submit written comments on the Consent Order and Agreement, before June 3, 2010, by mailing them to Denny Wright, 208 West Third Street, Williamsport, PA 17701. A person adversely affected by the settlement may also file an appeal from the Consent Order and Agreement to the Environmental Hearing Board. Any questions concerning this Notice should be directed to Denny Wright, at the telephone number and address noted previously.

[Pa.B. Doc. No. 10-608. Filed for public inspection April 2, 2010, 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: "eLibrary"). 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 2010.

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.

Draft Technical Guidance—Substantive Revision

DEP ID: 562-2112-503. Title: Blasting Near Utility Lines on Mining and Construction Sites and Bituminous Coal Mining Within the Right-of-Way or Easement of Utility Lines. Description: This guidance is being revised to provide better protection to underground or overhead utility lines from the effects of blasting. These revisions result in guidance that more clearly follows the regulatory language in limiting blasting's effect on utility lines than the guidance it replaces and includes guidance on the regulation of blasting near underground utility lines in anthracite coal mining, noncoal mining and on construction sites.

Notice of the availability of a draft substantive revision to the original 562-2112-503 was published in the *Pennsylvania Bulletin* on August 25, 2007. Many comments were received resulting in substantial revisions to that draft. In the meantime cases arose involving confusion over how blasting near underground utilities and overhead utilities should be permitted and regulated. Therefore the revised draft is being provided for additional comment. Comments: Written and electronic comments should be submitted to Richard Lamkie, Bureau of Mining and Reclamation, P. O. Box 8461, Harrisburg, PA 17105-8461 or rlamkie@state.pa.us. Comments submitted by facsimile will not be accepted. Comments must be received by the Department by May 3, 2010. Contact: Questions regarding the draft technical guidance document should be directed to Richard Lamkie at rlamkie@state.pa.us or (717) 783-9892.

Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 10-609. Filed for public inspection April 2, 2010, 9:00 a.m.]

Bid Opportunity

BOGM 09-8, Cleaning out and plugging 52 orphan oil wells, (Mr. and Mrs. Daniel Hillard and Collins Pine Co., Properties (c/o Michael J. Hancharick, Kane Hardwood), Foster Township, McKean County. The principal items of work include cleaning out and plugging 52 orphan oil wells, estimated to be 1,600 feet in depth, to the Department of Environmental Protection specifications; preparing and restoring well sites; and mobilizing and demobilizing plugging equipment. This project issues on April 2, 2010, and bids will be opened on May 6, 2010, 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 April 15 and April 16, 2010, at 10 a.m. at the Bradford Mall parking lot. 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. 10-610. Filed for public inspection April 2, 2010, 9:00 a.m.]

Bid Opportunity

OSM 26(2798)101.1, Abandoned mine reclamation project, Clayford North, South Union Township, Fayette County. The principal items of work and approximate quantities include mobilization and demobilization; 76,200 cubic yards of grading; 5 pounds of wetland seed mix; and 8.2 acres of seeding. This project issues on April 2, 2010, and bids will be opened on April 29, 2010, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. This project is financed by the Federal Government under the authority given it by Pub. L. No. 95-87 dated August 3, 1977, The Surface Mining Control and Reclamation Act of 1977, and is subject to that Law, and to the Federal Grant for this project. 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. 10-611. Filed for public inspection April 2, 2010, 9:00 a.m.]

Board of Coal Mine Safety Special Meeting

A special meeting of the Board of Coal Mine Safety will be held on Thursday, April 8, 2010, at 10 a.m. in the Fayette County Health Center, 100 New Salem Road, Uniontown, PA.

The agenda and meeting materials for this meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keywords: "Public Participation, Participate").

Questions concerning this meeting should be directed to Allison D. Gaida at (724) 439-7289 or agaida@state.pa.us. The agenda and meeting materials for this meeting will be available through the Public Participation Center on the Department's web site at <http://www.depweb.state.pa.us> (DEP Keywords: "Public Participation, Participate").

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact the Department at (724) 439-7289 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN HANGER,
Chairperson

[Pa.B. Doc. No. 10-612. Filed for public inspection April 2, 2010, 9:00 a.m.]

2010 Draft Integrated Water Quality Monitoring and Assessment Report; Notice of Availability for Public Comment

The Department of Environmental Protection (Department) is providing for public comment on its draft 2010 Integrated Water Quality Monitoring and Assessment Report (Integrated Report). The Integrated Report includes both a narrative description of this Commonwealth's water quality management programs (formerly the 305(b) Report) and various lists depicting the status of Commonwealth surface waters as required by section 303(d) of the Federal Clean Water Act. The report is comprised of four parts and also includes a five-part list that collectively summarizes the designated use attainment status of Commonwealth surface waters.

Section 303(d) of the Federal Clean Water Act and 40 CFR Part 130 require states to identify waters which would still be impaired, even after the appropriate technology has been applied to point sources and requires best management practices are in place for nonpoint sources. Waterbodies that do not meet water quality standards after this evaluation are placed on Category 5 of the Integrated Waterbody List.

For each waterbody in Category 5, the state or the United States Environmental Protection Agency must develop Total Maximum Daily Load (TMDL) allocations. A TMDL is a calculation of the assimilative capacity of a waterbody to handle point and nonpoint pollutant loads without violating water quality standards. TMDLs also describe the conditions necessary to improve water quality. TMDLs are used to set limits in NPDES water quality permits and identify where best management practices for nonpoint sources are necessary to improve and protect water quality. When a TMDL is approved for a waterbody, that waterbody listing is moved to Category 4a.

Waterbody assessment and compilation of the Integrated Report is an ongoing process. The Department will continue to verify the quality of data used in this process and, as needed, will publish supplements to the Integrated Report for public review and comment.

The draft 2010 Integrated Report is available on the Department's web site at www.depweb.state.pa.us, select "Water," select "The Bureau of Water Standards and Facility Regulation," from right hand column select "Water Quality Standards," and finally "2010 Integrated List Draft." The full address is: http://www.portal.state.pa.us/portal/server.pt/community/water_quality_standards/10556.

The Department invites public comments on the draft Integrated Report. The Department must receive comments on the draft Integrated Report by May 3, 2010. Written comments should be submitted to Angela Bransteitter, Division of Water Quality Standards, Bureau of Water Standards and Facility Regulation, P. O. Box 8467, Harrisburg, PA 17105-8467, abransteit@state.pa.us. Comments received by facsimile will not be accepted.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Angela Bransteitter directly at (717) 772-5164 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TTD) to discuss how the Department may accommodate their needs.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 10-613. Filed for public inspection April 2, 2010, 9:00 a.m.]

Water Resources Advisory Committee; Special Meeting

The Water Resources Advisory Committee will hold a special meeting on Tuesday, May 11, 2010, at 9:30 a.m. in Room 105 of the Rachel Carson State Office Building, Harrisburg, PA. The purpose of the meeting is to review several of the Department of Environmental Protection's (Department) regulatory packages.

Questions concerning this schedule or agenda items can be directed to Marcus Kohl at (717) 783-4693 or mkohl@state.pa.us. This schedule, an agenda for the meeting and notices of meeting changes will be available

through the Public Participation Center on the Department's web site at www.depweb.state.pa.us.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Marcus Kohl at (717) 783-4693 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. 10-614. Filed for public inspection April 2, 2010, 9:00 a.m.]

DEPARTMENT OF HEALTH**Decisions on Requests for Exceptions to Health Care Facility Regulations**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), effective June 6, 1998, the Department of Health (Department) has published in the *Pennsylvania Bulletin* all requests by entities licensed under the Health Care Facilities Act (35 P. S. §§ 448.101—448-904b), for exceptions to regulations contained in 28 Pa. Code Part IV (Health Facilities), Subparts B—G.

Section 51.33(d) provides that the Department will publish notice of all approved exceptions on a periodic basis. The Department has determined that it will publish notice of all exceptions, both approved and denied. The following list contains the decisions made on exception requests published in the *Pennsylvania Bulletin* from October, 2009, through December, 2009. Future publications of decision on exception requests will appear on a quarterly basis.

Requests for additional information on the exception requests and the Department's decision should be made to the relevant division of the Department. Inquiries regarding hospitals and ambulatory surgical facilities shall be addressed to Joanne Salsgiver, Chief, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120. Inquiries regarding long-term care facilities shall be addressed to William Bordner, Director, Division of Nursing Care Facilities, Room 528, Health and Welfare Building, Harrisburg, PA 17120.

Hospitals

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|--|--------------------------------------|---------------------------------------|--------------------------|---|
| J.C. Blair Memorial Hospital | 28 Pa. Code Act 13 | patient safety committee requirements | 03/21/09 | exception committee cannot grant this request |
| Abington Memorial Hospital | 28 Pa. Code § 51.6 | identification of personnel | 05/23/09 | granted |
| Hershey Endoscopy Center | 28 Pa. Code § 51.6 | identification of personnel | 07/25/09 | granted |
| West Shore Endoscopy Center | 28 Pa. Code § 51.6 | identification of personnel | 07/25/09 | granted |
| York Hospital | 28 Pa. Code § 51.23 | PET scanning | 04/25/09 | granted |
| Wayne Memorial Hospital | 28 Pa. Code § 51.23 | PET scanning services | 10/17/09 | granted |
| Lancaster Regional Medical Center | 28 Pa. Code § 101.3 (7) and (9)(iii) | hospital requirements | 09/26/09 | denied |
| The Western Pennsylvania Hospital | 28 Pa. Code § 101.4 | definitions | 03/07/09 | denied |
| Milton S. Hershey Medical Center | 28 Pa. Code § 101.12 | innovative programs | 08/22/09 | denied |
| Albert Einstein Medical Center | 28 Pa. Code § 101.172 | patient limits | 04/25/09 | granted |
| University of Pennsylvania HUP Penn Radiation Oncology at Doylestown | 28 Pa. Code § 101.31(7) | hospital requirements | 05/23/09 | granted |
| Waynesboro Hospital | 28 Pa. Code § 101.31(7) | hospital requirements | 06/13/09 | denied |
| Edgewood Surgical Hospital | 28 Pa. Code § 103.3 | governing body by laws | 11/14/09 | not necessary |
| Western Pennsylvania Hospital | 28 Pa. Code § 103.31 | chief executive officer | 09/26/09 | granted |
| Allegheny General | 28 Pa. Code § 103.31 | chief executive officer | 09/26/09 | granted |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|---|-----------------------------|---|--------------------------|-----------------|
| Western Pennsylvania Hospital | 28 Pa. Code § 103.32 | qualifications of chief executive officer | 09/26/09 | denied |
| Allegheny General | 28 Pa. Code § 103.32 | qualifications of chief executive officer | 09/26/09 | denied |
| Western Pennsylvania Hospital | 28 Pa. Code § 103.33 | responsibilities | 09/26/09 | denied |
| Allegheny General | 28 Pa. Code § 103.33 | responsibilities | 09/26/09 | denied |
| Western Pennsylvania Hospital | 28 Pa. Code § 103.34 | personnel policies and practices | 09/26/09 | denied |
| Allegheny General | 28 Pa. Code § 103.34 | personnel policies and practices | 09/26/09 | denied |
| Edgewood Surgical Hospital | 28 Pa. Code § 103.34 | personnel policies and practices | 11/14/09 | not necessary |
| Western Pennsylvania Hospital | 28 Pa. Code § 103.35 | job descriptions | 09/26/09 | denied |
| Allegheny General | 28 Pa. Code § 103.35 | job descriptions | 09/26/09 | denied |
| St. Luke's Quakertown Hospital | 28 Pa. Code § 103.36(b)(4) | personnel records | 08/22/09 | not necessary |
| Edgewood Surgical Hospital | 28 Pa. Code § 103.41—103.46 | fiscal control | 11/14/09 | not necessary |
| Westfield Hospital | 28 Pa. Code § 105.11 | admission access | 07/11/09 | denied |
| Muncy Valley Hospital | 28 Pa. Code § 107.2 | medical staff membership | 05/23/09 | granted |
| Indiana Regional Medical Center | 28 Pa. Code § 107.2 | medical staff membership | 06/13/09 | granted |
| Children's Hospital of Allentown | 28 Pa. Code § 107.2 | medical staff membership | 07/25/09 | granted |
| Lancaster General Hospital | 28 Pa. Code § 107.2 | medical staff membership | 08/22/09 | granted |
| The Surgical Specialty Center at Coordinated Health | 28 Pa. Code § 107.2 | medical staff membership | 08/22/09 | granted |
| Crozer Chester Medical Center | 28 Pa. Code § 107.2 | medical staff membership | 11/14/09 | granted |
| The Washington Hospital | 28 Pa. Code § 107.2 | medical staff membership | 11/14/09 | granted |
| Taylor Hospital | 28 Pa. Code § 107.2 | medical staff membership | 11/28/09 | granted |
| Edgewood Surgical Hospital | 28 Pa. Code § 107.11 | principle | 11/14/09 | not necessary |
| Edgewood Surgical Hospital | 28 Pa. Code § 107.12 | by laws rules and regulations | 11/14/09 | not necessary |
| The Western Pennsylvania Hospital | 28 Pa. Code § 107.23 | clinical department | 03/07/09 | denied |
| LifeCare Hospital of Pittsburgh | 28 Pa. Code § 107.26 | additional committees | 10/17/09 | granted |
| UPMC St. Margaret | 28 Pa. Code § 107.61 | written orders radiology | 08/22/09 | denied |
| UPMC Northwest | 28 Pa. Code § 107.61 | written orders radiology | 08/22/09 | denied |
| Magee Womens Hospital | 28 Pa. Code § 107.61 | written orders radiology | 08/22/09 | granted |
| Frick Hospital | 28 Pa. Code § 107.62(b) | oral orders | 08/22/09 | granted |
| Westmoreland Regional Hospital | 28 Pa. Code § 107.62(b) | oral orders | 08/22/09 | granted |
| Latrobe Hospital | 28 Pa. Code § 107.62(b) | oral orders | 08/22/09 | granted |
| Hamot Medical Center | 28 Pa. Code § 107.64 | administration of drugs | 09/26/09 | granted |
| Edgewood Surgical Hospital | 28 Pa. Code Chapter 107 | medical staff | 11/14/09 | not necessary |
| Edgewood Surgical Hospital | 28 Pa. Code Chapter 113 | pharmacy services | 11/14/09 | not necessary |
| Edgewood Surgical Hospital | 28 Pa. Code Chapter 115 | medical record services | 11/14/09 | not necessary |
| Edgewood Surgical Hospital | 28 Pa. Code Chapter 125 | laboratory services | 11/14/09 | not necessary |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|--|-------------------------|---|--------------------------|----------------------|
| Edgewood Surgical Hospital | 28 Pa. Code Chapter 147 | environmental services | 11/14/09 | not necessary |
| Lock Haven Hospital | 28 Pa. Code § 109.2(b) | director of nursing services | 12/19/09 | granted w/conditions |
| The Western Pennsylvania Hospital | 28 Pa. Code § 115.25 | infant footprints | 04/25/09 | granted |
| Alle-Kiski Medical Center—AVH | 28 Pa. Code § 115.25 | infant footprints | 04/25/09 | granted |
| Hamot Medical Center | 28 Pa. Code § 117.30 | emergency paramedic services | 09/26/09 | granted |
| Montgomery Hospital | 28 Pa. Code § 123.25(2) | regulations for control of anesthesia explosion hazards | 03/31/07 | granted |
| Brandywine Hospital | 28 Pa. Code § 123.25 | regulations for control of anesthesia explosion hazards | 05/23/09 | granted |
| Sunbury Community Hospital | 28 Pa. Code § 123.25(2) | regulations for control of anesthesia explosion hazards | 05/23/09 | granted |
| Mercy Suburban Hospital | 28 Pa. Code § 123.25(2) | regulations for control of anesthetic explosion hazards | 06/13/09 | granted |
| Clearfield Hospital | 28 Pa. Code § 123.25(2) | regulations for control of anesthetic explosion hazards | 07/11/09 | granted |
| Coordinated Health Orthopedic Hospital | 28 Pa. Code § 123.25(2) | regulations for control of anesthetic explosion hazards | 10/11/09 | granted |
| CH Hospital of Allentown | 28 Pa. Code § 123.25(2) | regulations for control of anesthetic explosion hazards | 10/11/09 | granted |
| UPMC South Surgery Center | 28 Pa. Code § 123.25 | regulations for control of anesthetic explosion hazards | 11/14/09 | granted |
| Pottstown Memorial Medical Center | 28 Pa. Code § 127.31(b) | policies and procedures for radiology services | 10/10/09 | denied |
| The Children's Institute | 28 Pa. Code § 127.32 | written orders | 03/07/09 | granted |
| Uniontown Hospital | 28 Pa. Code § 127.32 | outpatient radiology orders | 05/09/09 | granted |
| St. Clair Hospital | 28 Pa. Code § 127.32 | written orders | 05/09/09 | granted |
| Bradford Regional Medical Center | 28 Pa. Code § 127.32 | written orders radiology | 05/09/09 | granted |
| Memorial Hospital, Towanda | 28 Pa. Code § 127.32 | written orders radiology | 05/09/09 | granted |
| Montgomery Healthcare System | 28 Pa. Code § 127.32 | written orders radiology | 05/09/09 | granted |
| Charles Cole Memorial Hospital | 28 Pa. Code § 127.32 | written orders radiology | 05/09/09 | granted |
| Ephrata Community Hospital | 28 Pa. Code § 127.32 | written orders radiology | 05/09/09 | granted |
| Paoli Hospital Main Line Health | 28 Pa. Code § 127.32 | written orders radiology | 05/23/09 | granted |
| Lankenau Hospital Main Line Health | 28 Pa. Code § 127.32 | written orders radiology | 05/23/09 | granted |
| Jeanes Hospital | 28 Pa. Code § 127.32 | written orders radiology | 05/23/09 | granted |
| Susquehanna Health | 28 Pa. Code § 127.32 | written orders radiology | 05/23/09 | granted |
| Lewistown Hospital | 28 Pa. Code § 127.32 | written orders radiology | 05/23/09 | granted |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|---|---------------------------------|--|--------------------------|-------------------------|
| Penn Presbyterian Medical Center | 28 Pa. Code § 127.32 | written orders radiology | 05/23/09 | granted |
| Bryn Mawr Hospital | 28 Pa. Code § 127.32 | written orders radiology | 05/23/09 | granted |
| Kane Community Hospital | 28 Pa. Code § 127.32 | written orders radiology | 06/13/09 | granted |
| Pocono Medical Center | 28 Pa. Code § 127.32 | written orders radiology | 06/13/09 | granted |
| Hospital of the University of Pennsylvania | 28 Pa. Code § 127.32 | written orders radiology | 06/13/09 | granted |
| Geisinger Medical Center | 28 Pa. Code § 127.32 | written orders radiology | 06/13/09 | granted |
| Geisinger Wyoming Valley Medical Center | 28 Pa. Code § 127.32 | written orders radiology | 06/20/09 | granted |
| Ohio Valley General Hospital | 28 Pa. Code § 127.32 | written orders radiology | 07/25/09 | granted |
| Punxsutawney Area Hospital | 28 Pa. Code § 127.32 | written orders radiology | 07/25/09 | granted |
| Good Shepherd Rehabilitation Hospital | 28 Pa. Code § 127.32 | written orders radiology | 07/25/09 | granted |
| Temple University Hospital | 28 Pa. Code § 127.32 | written orders radiology | 07/25/09 | granted |
| Barnes-Kasson County Hospital | 28 Pa. Code § 127.32 | written orders radiology | 07/25/09 | granted |
| Sacred Heart Hospital | 28 Pa. Code § 127.32 | written orders radiology | 08/22/09 | granted |
| St. Lukes Quakertown Hospital | 28 Pa. Code § 127.32 | written orders radiology | 08/22/09 | granted |
| St. Lukes Miners Memorial Hospital | 28 Pa. Code § 127.32 | written orders radiology | 08/22/09 | granted |
| St. Lukes Hospital | 28 Pa. Code § 127.32 | written orders radiology | 08/22/09 | granted |
| Lancaster General Hospital | 28 Pa. Code § 127.32 | written orders radiology | 08/22/09 | granted |
| Albert Einstein Medical Center | 28 Pa. Code § 127.32 | written orders radiology | 08/22/09 | granted |
| Cannonsburg Hospital | 28 Pa. Code § 127.32 | written orders radiology | | granted |
| Canonsburg General Hospital | 28 Pa. Code § 127.32 | written orders | 09/26/09 | granted |
| Hazleton General Hospital | 28 Pa. Code § 127.32 | written orders-radiology | 10/17/09 | granted |
| Excelsa Health Frick Hospital | 28 Pa. Code § 127.32 | written orders-radiology | 10/24/09 | granted |
| Excelsa Health Latrobe Hospital | 28 Pa. Code § 127.32 | written orders-radiology | 10/24/09 | granted |
| Excelsa Westmoreland Hospital | 28 Pa. Code § 127.32 | written orders-radiology | 10/24/09 | granted |
| Abington Memorial Hospital | 28 Pa. Code § 127.32 | written orders-radiology | 11/14/09 | granted |
| Moses Taylor Hospital | 28 Pa. Code § 127.32 | written orders-radiology | 11/14/09 | granted |
| Lansdale Hospital | 28 Pa. Code § 127.32 | written orders-radiology | 12/19/09 | granted |
| The Chester County Hospital | 28 Pa. Code § 127.32 | written orders-radiology | 12/19/09 | granted |
| Mid-Valley Hospital | 28 Pa. Code § 127.32 | written orders-radiology | 12/19/09 | granted |
| ACMH | 28 Pa. Code § 127.32 | written orders-radiology | 12/19/09 | granted |
| St. Joseph's Hospital | 28 Pa. Code § 127.32 | written orders-radiology | 12/19/09 | granted |
| ACMH | 28 Pa. Code § 131.22— 131.23 | treatment orders and plan of care | 12/19/09 | granted |
| Montrose General Hospital | 28 Pa. Code § 133.2 | types of special care units | 04/25/09 | denied |
| Montrose General Hospital | 28 Pa. Code § 133.2 | types of special care units | 04/25/09 | reconsideration granted |
| Butler Memorial Hospital | 28 Pa. Code § 137.21(b)(9) | policies and procedures for obstetrical services | 10/10/09 | granted |
| Gettysburg Hospital | 28 Pa. Code § 138.2 | definitions | 04/25/09 | not necessary |
| Excelsa Health Westmoreland Hospital—Center for Cardiovascular Medicine | 28 Pa. Code § 138.18 | EPS studies | 07/11/09 | granted |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|--|----------------------|---|--------------------------|-----------------|
| Excelsa Health Latrobe Hospital | 28 Pa. Code § 138.18 | EPS studies | 07/11/09 | granted |
| The Western Pennsylvania Hospital | 28 Pa. Code § 143.2 | podiatry director | 03/07/09 | denied |
| The Western Pennsylvania Hospital | 28 Pa. Code § 143.3 | podiatry surgical procedures | 03/07/09 | denied |
| Holy Spirit Hospital | 28 Pa. Code § 143.5 | medical supervision of podiatric patients | 04/25/09 | denied |
| Penn State Hershey Rehab | 28 Pa. Code § 153.1 | 2.1.1.2, 2.1.1.5, 3.1.1, 2.1.5.1(1) | 05/26/07 | granted |
| DuBois Regional Medical Center Station Square | 28 Pa. Code § 153.1 | 3.1-5.2.1.1 corridor width | 01/26/08 | granted |
| Indiana Regional Medical Center | 28 Pa. Code § 153.1 | cardiac surgery 5.4.1 catheterization lab | 03/21/09 | not necessary |
| The Western Pennsylvania Hospital—Penn Hills | 28 Pa. Code § 153.1 | 3.1-5.2.1.1(1) (corridor width) | 04/25/09 | granted |
| UPMC Presbyterian Shadyside Pittsburgh Medical Center | 28 Pa. Code § 153.1 | 2.1-5.4.1.4 (support areas for cardiac cath lab) | 04/25/09 | granted |
| UPMC Presbyterian Shadyside Beckwith Center at Hillman | 28 Pa. Code § 153.1 | 2.1.1 (general purpose exam rooms) 2.1.1.1(1) space requirements), 2.1.1.2 (hand-washing station) | 04/25/09 | granted |
| UPMC Presbyterian Shadyside Western Psychiatric Institute & Clinic | 28 Pa. Code § 153.1 | 2.3-2.1.1.5(1) (toilet room), 2.1-3.1.1.2(2) (dimensions and clearances), 2.1-8.2.2.3(2)(b)(i) (inpatient bedrooms; new construction), 4.6.12.1 (corridors) | 04/25/09 | not necessary |
| Jersey Shore Hospital | 28 Pa. Code § 153.1 | 7.7C3 (warming cabinet requirements) | 04/25/09 | denied |
| Shamokin Area Community Hospital | 28 Pa. Code § 153.1 | 3.1.3 (examination/treatment room) | 04/25/09 | granted |
| Jefferson Regional Medical Center | 28 Pa. Code § 153.1 | 18.2.3.3 (corridor width) | 04/25/09 | denied |
| St. Mary Medical Center | 28 Pa. Code § 153.1 | 2.5.5 (sterilization facility) | 05/09/09 | granted |
| St. Mary Medical Center | 28 Pa. Code § 153.1 | 3.7-2.6.3 (staff shower in outpatient surgical facility); 3.7-2.5.5 (sterilization facility) | 05/09/09 | granted |
| St. Mary Medical Center | 28 Pa. Code § 153.1 | 3.7-2.5.7.1 (anesthesia equipment and supply storage) | 05/09/09 | granted |
| St. Mary Medical Center | 28 Pa. Code § 153.1 | 22.4.2.1(1) (phase II recovery room) | 05/09/09 | granted |
| Magee-Womens Hospital | 28 Pa. Code § 153.1 | 2.1.1.2 (handwashing station) | 05/09/09 | granted |
| Geisinger Medical Center | 28 Pa. Code § 153.1 | 5.3.2.5, patient change areas 2.5.1.1 and 2.5.1.2 | 05/23/09 | granted |
| Temple University Hospital—Episcopal Campus | 28 Pa. Code § 153.1 | 10.1.4 vaccum, oxygen or air outlets | 05/23/09 | granted |
| DuBois Regional Medical Center—Charles Medical Center | 28 Pa. Code § 153.1 | 3.1; 5.2.11 corridor width; 3.1; 2.1.1.1.1(1) minimum floor area | 05/23/09 | granted |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|--|---------------------|---|--------------------------|----------------------|
| DuBois Regional Medical Center—Brookville Family Medical Practice | 28 Pa. Code § 153.1 | 3.1-5.2.11 corridor width; 3.1-2.1.1.1(1) minimum floor area | 05/23/09 | granted |
| Alle-Kiski Medical Center, Allegheny Valley Hospital | 28 Pa. Code § 153.1 | 2.4.3.2.1 (activities for daily living unit) | 05/23/09 | granted |
| St. Mary Medical Center | 28 Pa. Code § 153.1 | (2.1-space in patient care area 3.4.2.1(b)) | 06/13/09 | granted |
| The Western Pennsylvania Hospital—West Penn Allegheny Oncology Network Cercone Practice Site | 28 Pa. Code § 153.1 | 3.1; 5.2.1.1(1) corridor width | 06/13/09 | granted |
| Milton S. Hershey Medical Center | 28 Pa. Code § 153.1 | 5.3.1.2; layout; room(s); post 5.3.2.2; anesthetic care units 5.3.3.2; 5.3.5; (PACUs); support areas for surgical suite | 06/20/09 | granted w/conditions |
| Milton S. Hershey Medical Center | 28 Pa. Code § 153.1 | 5.3.5.11; anesthesia workroom, staff; 5.3.6.2; 2.1.5 clothing change areas; station outlets for oxygen, vacuum (suction) and medical air systems in hospitals | 06/20/09 | granted w/conditions |
| DuBois Regional Medical Center | 28 Pa. Code § 153.1 | 2.1-2.2.1 toilet rooms; 2.1-3.1.1.3 windows; 2.1-3.1.5.9 patient bathing facilities | 06/27/09 | granted w/conditions |
| UPMC Presbyterian Shadyside | 28 Pa. Code § 153.1 | 3.1-5.2.1.1(1) public corridors; 3.1-1.1.1.1(2) clearance | 06/27/09 | granted w/conditions |
| Milton S. Hershey Medical Center | 28 Pa. Code § 153.1 | Table 2.1-station outlets for oxygen, 5.3.2.2 vacuum and medical air systems | 07/11/09 | granted |
| Elk Regional Health Center | 28 Pa. Code § 153.1 | 5.2.1.1 Corridor | 07/11/09 | granted |
| American Access Care of Pennsylvania, Inc. | 28 Pa. Code § 153.1 | 3.7-2.7.1 (outpatient surgical facilities pre op area 3.7-2.4.2.1 (phase II recovery) | 07/25/09 | granted |
| DuBois Regional Medical Center | 28 Pa. Code § 153.1 | 3.1-5.2.11 (corridor width) 3.1-5.2.14 (exam room door); 3.1-2.1.1.1 (floor area requirement in exam room) | 07/25/09 | granted |
| The Western Pennsylvania Hospital | 28 Pa. Code § 153.1 | 3.1-2.1.1.2 (hand-washing stations) and 3.1-2.1.8.1 (toilet facilities) | 07/25/09 | granted |
| Elk Regional Health Center | 28 Pa. Code § 153.1 | 3.1-2.1.1.1 (space requirements in outpatient facilities) | 07/25/09 | granted |
| The Childrens Hospital of Philadelphia | 28 Pa. Code § 153.1 | 2.1-10.1.2.3(4) (inpatient toilet rooms) | 07/25/09 | denied |
| UPMC Presbyterian Shadyside | 28 Pa. Code § 153.1 | 2.1.3-2.1.3.1 (space requirements in treatment rooms) | 07/25/09 | granted |
| Children's Hospital of Allentown | 28 Pa. Code § 153.1 | 5.3.2.1(1)(a) (space required in procedure rooms) | 07/25/09 | granted |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|--|---------------------|--|--------------------------|-------------------------|
| Lancaster Regional Medical Center | 28 Pa. Code § 153.1 | (9.9.2(b)(1)) general purpose exam | 09/26/09 | granted |
| Kane Community Hospital | 28 Pa. Code § 153.1 | Table 2.1-5 medical air outlet | 09/26/09 | not necessary |
| Pottstown Memorial Medical Center | 28 Pa. Code § 153.1 | 2.1-5.5.6.2 patient toilet | 09/26/09 | granted |
| Pottstown Memorial Medical Center | 28 Pa. Code § 153.1 | 2.1-5.5.8.5 patient holding area | 09/26/09 | granted with conditions |
| Westmoreland Hospital | 28 Pa. Code § 153.1 | 3.1.1.2 space requirements | 10/10/09 | not necessary |
| St. Luke's Hospital, Bethlehem | 28 Pa. Code § 153.1 | 3.1-5.2.1.1(1) corridor width | 10/10/09 | granted |
| Warminster Surgical | 28 Pa. Code § 153.1 | 2.4.1.1(4) recovery areas, general | 10/10/09 | granted |
| Western Pennsylvania Hospital | 28 Pa. Code § 153.1 | 3.1-2.1.1.1(1) exam | 10/10/09 | granted |
| Western Pennsylvania Hospital | 28 Pa. Code § 153.1 | 3.1-5.2.1.1(1) corridor width | 10/10/09 | granted |
| DuBois Regional Medical Center | 28 Pa. Code § 153.1 | 3.1-5.2.1.1 corridor width | 10/24/09 | granted |
| The Children's Institute | 28 Pa. Code § 153.1 | 3.1-2.1.1.3 documentation space; 3.1-2.1.7.5 soiled holding; 3.1-2.2 and 2.3 imaging and laboratory services; 3.1-4.1.7 wheelchair storage | 11/14/09 | granted |
| UPMC Presbyterian Shadyside | 28 Pa. Code § 153.1 | 2.1-3.1.1.2(2) dimensions and clearances; 2.3-2.1.1.5(1) toilet room | 11/14/09 | granted |
| Abington Health Lansdale Hospital | 28 Pa. Code § 153.1 | NFPA 101-18.2.5.10 dead end corridor | 11/14/09 | granted/not necessary |
| Lankenau Hospital | 28 Pa. Code § 153.1 | 5.9.4.9 soiled workrooms | 12/19/09 | granted |
| Dubois Regional Medical Center, Schmidt & Hall, Family Practice | 28 Pa. Code § 153.1 | 3.1-2.1.1.1(1) minimum floor area for exam rooms | 12/19/09 | granted |
| Dubois Regional Medical Center, Dr. Scerbo, Internal Medicine, Suite 205 | 28 Pa. Code § 153.1 | 3.1, 5.2 general standards; 5.2.11 corridor width; 5.2.14 door width; 2.1.1.1.1(1) minimum floor area | | granted |
| Dubois Regional Medical Center, Dr. Suvarnakar, Internal Medicine | 28 Pa. Code § 153.1 | 3.1, 5.2.11 corridor width; 5.2.14 exam room door | 12/19/09 | granted |
| St. Mary Medical Center | 28 Pa. Code § 153.1 | 3.4.2.1(b) clearance | 12/19/09 | granted |
| Holy Spirit Hospital | 28 Pa. Code § 153.1 | 5.3.3.2(2) layout | 12/19/09 | denied |
| Heritage Valley Beaver | 28 Pa. Code § 153.1 | 2.1.1.2 space requirements | 12/19/09 | granted |

Ambulatory Surgical Facilities

| | | | | |
|---|---------------------|-------------|----------|---------|
| McCandless Endoscopy Center LLC | 28 Pa. Code § 551.3 | definitions | 07/25/09 | granted |
| Drexel Center for Digestive Health | 28 Pa. Code § 551.3 | definitions | 09/26/09 | granted |
| Main Line Endoscopy Center South | 28 Pa. Code § 551.3 | definitions | 10/10/09 | granted |
| Laser Spine Surgery Center of Pennsylvania, LLC | 28 Pa. Code § 551.3 | definitions | 11/14/09 | denied |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|--|-------------------------|---------------------------------|--------------------------|------------------------|
| Susquehanna Endoscopy Center, LLC | 28 Pa. Code § 551.3 | definitions | 05/23/09 | granted |
| Conyngham Valley Surgicenter | 28 Pa. Code § 551.3 | definitions | 05/23/09 | granted |
| Surgery Center of Pottsville | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 07/11/09 | granted |
| Crossroads Surgery Center | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 07/11/09 | granted |
| OSI Ambulatory Surgery Center surgery | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 07/25/09 | denied |
| Northwood Surgery Center | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 08/22/09 | granted |
| Turk's Head Surgery Center, LLC | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 08/22/09 | granted |
| Surgery Center of Lebanon, LP | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 09/26/09 | granted |
| Physicians' Surgery Center Lancaster General, LLC | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 09/26/09 | granted |
| The Physicians' Surgery Center Lancaster General, LLC | 28 Pa. Code § 551.21 | criteria for ambulatory surgery | 10/10/09 | granted |
| The Surgery Center at Brinton Lake, LLC | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 10/10/09 | granted/denied in part |
| Lee Ambulatory Surgery Facility | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 10/10/09 | granted |
| The Neurospine Center | 28 Pa. Code § 551.21 | criteria for ambulatory surgery | 10/10/09 | granted |
| Renal Endocrine Assoc, PC | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 10/17/09 | denied |
| Associates in Kidney Disease & Hypertension, PC | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 10/17/09 | denied |
| Eastern Pennsylvania Nephrology Associates, PC | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 11/14/09 | granted |
| West Shore Surgery Center | 28 Pa. Code § 555.21(d) | criteria for ambulatory surgery | 11/14/09 | granted |
| Nephrology Hypertension Associates of Lehigh | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 11/21/09 | granted |
| Hypertension Nephrology Associates, PC | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 12/19/09 | granted |
| Delaware Valley Nephrology and Hypertension Associates, PC | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 12/19/09 | granted |
| Surgery Center of Allentown, LP | 28 Pa. Code § 551.21(d) | laparoscopic cholecystectomies | | granted |
| Carlisle Outpatient Surgery Center | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 03/28/09 | granted/denied in part |
| The Surgery Center of the Main Line | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 04/25/09 | granted |
| West Shore Surgery Center | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 05/23/09 | granted |
| Gettysburg Hospital-Wellspan Surgical Center | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 05/23/09 | granted |
| The Neurospine Center, LP | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 06/13/09 | granted/denied in part |
| West Shore Endoscopy Center | 28 Pa. Code § 551.21(d) | criteria for ambulatory surgery | 06/13/09 | granted |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|--|---|---|--------------------------|-------------------------------|
| Laser Spine Surgery Center of Pennsylvania, LLC | 28 Pa. Code § 551.31(a) | licensure | 11/14/09 | granted |
| Gettysburg Hospital (Wellspring Surgical Center) | 28 Pa. Code §§ 553.2; 553.3; 553.4; 563.2; 563.12 | (ownership); (governing body resp); (other functions); (organization and staffing); (form and content of record) | 04/25/09 | withdrawn |
| Lawrence County Surgery Center of Edgewood Surgical Hospital | 28 Pa. Code § 553.3 | governing body responsibilities | 11/14/09 | granted |
| Gettysburg Hospital | 28 Pa. Code § 553.3(8) (iii) and (v) | governing body responsibilities | 05/09/09 | not necessary |
| Lawrence County Surgery Center of Edgewood Surgical Hospital | 28 Pa. Code § 553.31 | administrative responsibilities | 11/14/09 | granted |
| Mount Nittany Surgical Center | 28 Pa. Code § 553.31 | administrative responsibilities | 10/10/09 | denied |
| East Side Surgery Center | 28 Pa. Code § 553.31(a) | administrative responsibilities | 10/20/07 | granted |
| UPMC Mercy South Side Surgery Center | 28 Pa. Code §§ 553.31(a); 557.4; 563.2; 567.2 | administrative responsibilities; quality assurance and improvement committee; organization and staffing; committee responsibilities | 04/25/09 | granted/not necessary in part |
| Gettysburg Hospital Wellspan Surgical Center | 28 Pa. Code §§ 555.1 and 555.3 | medical staff | 04/25/09 | granted |
| Memorial Hospital Outpatient Endoscopy Center | 28 Pa. Code § 555.2 | director of nursing | 04/25/09 | granted |
| Lawrence County Surgery Center of Edgewood Surgical Hospital | 28 Pa. Code § 555.3 | requirements for membership and privileges | 11/14/09 | granted |
| Valley Forge Surgical Center, LP | 28 Pa. Code § 555.31(a) | licensure-class A ASF | 07/11/09 | granted |
| Drexel Center for Digestive Health | 28 Pa. Code § 555.31 | membership and privileges | 09/26/09 | granted |
| Main Line Endoscopy Center South | 28 Pa. Code § 555.31 | principle | 10/10/09 | granted |
| Premier Podiatric Surgery Centerservices | 28 Pa. Code § 555.31(a) | principle for anesthesia | 12/19/09 | granted |
| Wyomissing Hills Podiatric Surgical Center | 28 Pa. Code § 555.31(a) | anesthesia services-propofol | 12/16/06 | denied |
| Lee Ambulatory Surgical Center | 28 Pa. Code § 555.32 | administration of anesthesia | 09/26/09 | granted |
| Surgery Center at Brinton Lake | 28 Pa. Code § 555.32(a) | administration of anesthesia | 10/17/09 | granted |
| Hamot Surgery Center | 28 Pa. Code § 555.32(a) | administration of anesthesia | 11/14/09 | granted |
| Lawrence County Surgery Center of Edgewood Surgical Hospital | 28 Pa. Code | Chapter 557 quality assurance and improvement | 11/14/09 | granted |
| The Center for Spine Care at Lancaster Neurospine & Spine Associates | 28 Pa. Code §§ 559.2; 553.31(a) | director of nursing and administrative responsibilities | 06/20/09 | granted |
| UPMC St. Margaret Harmor Outpatient Center | 28 Pa. Code § 559.2 | director of nursing | 02/17/07 | granted |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|--|-------------------------|-----------------------------------|--------------------------|-----------------|
| Regional Ambulatory Surgical Center | 28 Pa. Code § 559.2 | director of nursing | 02/17/07 | granted |
| Center for Reproductive Surgery, LCC | 28 Pa. Code § 559.3(b) | nursing personnel | 12/19/09 | denied |
| Abington Memorial Hospital | 28 Pa. Code § 567.1 | infection control | 12/01/07 | granted |
| Lawrence County Surgery Center of Edgewood Surgical Center | 28 Pa. Code § 567.2 | committee responsibilities | 11/14/09 | granted |
| Cornerstone Ambulatory Surgery Center | 28 Pa. Code § 569.35 | general safety precautions | 07/11/09 | granted |
| Hazleton Surgery Center, d/b/a Center for Advanced Surgery | 28 Pa. Code § 569.35 | general safety precautions | 07/25/09 | granted |
| UPMC Mercy South Side Surgery Center | 28 Pa. Code § 569.35 | general safety precautions | 07/25/09 | granted |
| Foundation Surgery Center of Fort Washington, LLC | 28 Pa. Code § 569.35 | general safety precautions | 07/25/09 | granted |
| Norwin Medical Commons | 28 Pa. Code § 569.35 | general safety precautions | 09/26/09 | granted |
| Eastern Pennsylvania Nephrology Associates | 28 Pa. Code § 569.35(7) | general safety precautions | 10/17/09 | granted |
| Nephrology Hypertension Associates of the Lehigh Valley | 28 Pa. Code § 569.35(7) | general safety precautions | 10/17/09 | granted |
| Apple Hill Surgical Center | 28 Pa. Code § 569.35(7) | general safety precautions | 10/17/09 | granted |
| Hazleton General Hospital | 28 Pa. Code § 569.35(7) | general safety precautions | 10/17/09 | granted |
| UPMC Monroeville Surgery Center | 28 Pa. Code § 569.35 | general safety precautions | 12/19/09 | granted |
| Laser Spine Surgery Center of Pennsylvania, LLC | 28 Pa. Code § 569.35 | general safety precautions | 12/19/09 | granted |
| Spartan Health Surgicenter | 28 Pa. Code § 569.35 | general safety precautions | 05/09/09 | granted |
| The Neurospine Center, LP | 28 Pa. Code § 569.35 | general safety precautions | 06/13/09 | granted |
| The Scranton Endoscopy Center | 28 Pa. Code § 571.1 | 3.9-2.3.2.2 (area and dimensions) | 06/13/09 | granted |

Long-Term Care Nursing Care Facilities

| | | | | |
|---------------------------------|-------------------------|-------------------------|----------|---------------------|
| Artman Lutheran Home | 28 Pa. Code § 201.3 | definitions | 10/10/09 | granted |
| Paul's Run | 28 Pa. Code § 201.3 | definitions | 10/10/09 | granted |
| Riverwoods | 28 Pa. Code § 201.3 | definitions | 11/07/09 | granted |
| Schuylkill Medical Center—South | 28 Pa. Code § 201.18(e) | management | 10/17/09 | granted |
| Lutheran Community at Telford | 28 Pa. Code § 205.6(a) | function of building | 10/31/09 | granted |
| Schuylkill Medical Center—South | 28 Pa. Code § 205.6(a) | function of building | 12/05/09 | granted |
| Orangeville Nursing & Rehab | 28 Pa. Code § 205.6(a) | function of building | 12/12/09 | granted |
| John J. Kane Regional Center | 28 Pa. Code § 205.6(a) | function of building | 12/19/09 | granted |
| Hanover Hall | 28 Pa. Code § 205.10(d) | doors | 11/14/09 | granted |
| Golden Living Center—Erie | 28 Pa. Code § 205.19(b) | windows and windowsills | 12/05/09 | granted |
| St. Monica Manor | 28 Pa. Code § 205.24(a) | dining room | 07/18/09 | temporarily granted |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|---------------------------------|-----------------------------|---------------------------|--------------------------|-----------------|
| Lutheran Community at Telford | 28 Pa. Code § 205.25(a) | kitchen | 10/31/09 | granted |
| Lutheran Community at Telford | 28 Pa. Code § 205.26(a) | laundry | 10/31/09 | granted |
| Highland Park Care Center | 28 Pa. Code § 205.28(c)(1) | nurse's station | 12/19/09 | granted |
| Transitional Care Center | 28 Pa. Code § 205.31 | storage | 10/10/09 | granted |
| Transitional Care Center | 28 Pa. Code § 205.36 | bathing facilities | 10/10/09 | granted |
| Haven Convalescent Home, Inc. | 28 Pa. Code § 205.36(h) | bathing facilities | 11/28/09 | granted |
| Schuylkill Medical Center—South | 28 Pa. Code § 205.36(h) | bathing facilities | 11/28/09 | granted |
| Countryside Christian Community | 28 Pa. Code § 205.67(j)—(k) | electrical requirements | 09/26/09 | granted |
| Lutheran Community at Telford | 28 Pa. Code § 205.67(k) | electric requirements | 10/31/09 | granted |
| Schuylkill Medical Center—South | 28 Pa. Code § 211.12(b) | nursing services | 10/17/09 | granted |
| Charles Cole Memorial Hospital | 28 Pa. Code § 211.3(a) | oral and telephone orders | 04/25/09 | granted |

Persons with a disability who require an alternative format of this notice, (for example, large print, audiotape, Braille), should contact the Division of Acute and Ambulatory Care or the Division of Nursing Care Facilities at the previously-referenced address, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 10-615. Filed for public inspection April 2, 2010, 9:00 a.m.]

Governor's Council on Physical Fitness and Sports Committee; Public Meeting

The Governor's Council on Physical Fitness and Sports will hold a meeting on Thursday, April 22, 2010, from 9:30 a.m. to 3:30 p.m. The meeting will be held at the Giant Food Store, 3301 East Trindle Road, Camp Hill, PA 17011-4413.

For additional information, or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodations to do so, contact Jessica Zilka, Bureau of Health Promotion & Risk Reduction, Room 1000, Health and Welfare Building, Harrisburg, PA at (717) 787-6214, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

This meeting is subject to cancellation without notice.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 10-616. Filed for public inspection April 2, 2010, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, shall be awarded no contract for 3 years after the date listed.

| <i>Contractor</i> | <i>Address</i> | <i>Date Of Debarment</i> |
|---|--|--------------------------|
| OCF Enterprises, LLC, Richard Lewis, Individually, Mary Jo Pinko, Individually and Elizabeth Isabella-Lewis, Individually | 4135 Old William Penn Highway Monroeville, PA 15146 | 3/11/2010 |
| Nagy Trucking and Kelli Nagy, Individually | 1360 Savannah Road New Castle, PA 16101 | 3/11/2010 |

SANDI VITO,
Secretary

[Pa.B. Doc. No. 10-617. Filed for public inspection April 2, 2010, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Additional Class of Disproportionate Share Payments for Critical Access Hospitals and Qualifying Rural Hospitals

The Department of Public Welfare is announcing its intent to decrease the allocation of funding for Fiscal Year (FY) 2009-2010 for disproportionate share hospital (DSH) payments to qualifying hospitals based on the designation as a Critical Access Hospital or as a qualifying rural hospital. This decrease is a result of the mid-year spending reductions to the Commonwealth's 2009-2010 enacted budget. There will be no change in the current qualifying criteria or methodology for determining eligibility for these payments.

Fiscal Impact

For FY 2009-2010 these DSH payments will total \$9.687 million (\$4.378 million in State funds), reflecting a reduction of \$1.078 (\$0.487 million in State funds) from the amounts appropriated in Act 10-A of 2009.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. 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 at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

HARRIET DICHTER,
Acting Secretary

Fiscal Note: 14-NOT-636. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 10-618. Filed for public inspection April 2, 2010, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania \$10,000 A Month For Life 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 \$10,000 A Month For Life.

2. *Price:* The price of a Pennsylvania \$10,000 A Month For Life instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania \$10,000 A Month For Life 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), 10 (TEN), 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) and 25 (TWYFIV). 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), 10 (TEN), 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), CASH symbol (CASH) and a Star symbol (STAR).

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), \$25⁰⁰ (TWY FIV), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and LIFE (\$10K/MO/LF).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$15, \$20, \$25, \$40, \$50, \$100, \$200, \$500, \$1,000, \$10,000 and \$10,000 a month for life (\$2.4 million lifetime minimum). A player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 19,200,000 tickets will be printed for the Pennsylvania \$10,000 A Month For Life 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 LIFE (\$10K/MO/LF) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000 a month for life (\$2.4 million lifetime minimum) which will be paid by an initial cash payment of \$120,000 plus equal annual payments of \$120,000 over the lifetime of the winner and continuing under the provisions of 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner) until the \$2.4 million minimum has been paid to the estate of the deceased. If the winner of the Pennsylvania \$10,000 A Month For Life prize is younger than 18 years of age, the winner will not begin to receive the prize until the winner reaches 18 years of age. Only one claimant per ticket allowed.

(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 the "YOUR NUMBERS" play symbols is a CASH symbol (CASH), and a prize symbol of \$500 (FIV HUN) appears under the CASH symbol (CASH), 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 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.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$100 (ONE HUN) appears under the Star symbol (STAR), on a single ticket, shall be entitled to a prize of \$500.

(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 \$200 (TWO HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a CASH symbol (CASH), and a prize symbol of \$100 (ONE HUN) appears under the CASH symbol (CASH), on a single ticket, shall be entitled to a prize of \$200.

(i) 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.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a CASH symbol (CASH), and a prize symbol of \$50⁰⁰ (FIFTY) appears under the CASH symbol (CASH), on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$20⁰⁰ (TWENTY) appears under the Star symbol (STAR), on a single ticket, shall be entitled to a prize of \$100.

(l) 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.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a CASH symbol (CASH), and a prize symbol of \$25⁰⁰ (TWY FIV) appears under the CASH symbol (CASH), on a single ticket, shall be entitled to a prize of \$50.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the Star symbol (STAR), on a single ticket, shall be entitled to a prize of \$50.

(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 \$40⁰⁰ (FORTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a CASH symbol (CASH), and a prize symbol of \$20⁰⁰ (TWENTY) appears under the CASH symbol (CASH), on a single ticket, shall be entitled to a prize of \$40.

(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 \$25⁰⁰ (TWY FIV) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the Star symbol (STAR), on a single ticket, shall be entitled to a prize of \$25.

(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 the "YOUR NUMBERS" play symbols is a CASH symbol (CASH), and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the CASH symbol (CASH), 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 the "YOUR NUMBERS" play symbols is a CASH symbol (CASH), and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the CASH symbol (CASH), 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:

When Any Of Your Numbers Match Any Of The Winning Numbers, Win Prize Under That Number. Win With Prize(s) Of:

| Win: | Approximate Odds Are 1 In: | Approximate No. Of Winners Per 19,200,000 Tickets: | |
|------------------------------|----------------------------|--|-----------|
| \$5 | \$5 | 10.53 | 1,824,000 |
| \$5 w/CASH | \$10 | 60 | 320,000 |
| \$5 × 2 | \$10 | 60 | 320,000 |
| \$10 | \$10 | 60 | 320,000 |
| \$5 × 3 | \$15 | 150 | 128,000 |
| (\$5 w/CASH) + \$5 | \$15 | 150 | 128,000 |
| \$10 + \$5 | \$15 | 150 | 128,000 |
| \$15 | \$15 | 150 | 128,000 |
| \$5 × 4 | \$20 | 300 | 64,000 |
| (\$5 w/CASH) + (\$5 × 2) | \$20 | 300 | 64,000 |
| \$10 w/CASH | \$20 | 300 | 64,000 |
| \$20 | \$20 | 150 | 128,000 |
| \$5 w/STAR | \$25 | 600 | 32,000 |
| \$5 × 5 | \$25 | 600 | 32,000 |
| (\$10 w/CASH) + \$5 | \$25 | 600 | 32,000 |
| \$15 + \$10 | \$25 | 600 | 32,000 |
| \$25 | \$25 | 600 | 32,000 |
| \$5 × 8 | \$40 | 600 | 32,000 |
| (\$5 w/STAR) + \$15 | \$40 | 600 | 32,000 |
| \$10 × 4 | \$40 | 600 | 32,000 |
| \$20 w/CASH | \$40 | 600 | 32,000 |
| \$40 | \$40 | 600 | 32,000 |
| \$5 × 10 | \$50 | 600 | 32,000 |
| \$10 w/STAR | \$50 | 600 | 32,000 |
| \$25 w/CASH | \$50 | 600 | 32,000 |
| (\$20 w/CASH) + \$10 | \$50 | 600 | 32,000 |
| \$50 | \$50 | 600 | 32,000 |
| \$10 × 10 | \$100 | 1,846 | 10,400 |
| \$20 w/STAR | \$100 | 1,846 | 10,400 |
| \$25 × 4 | \$100 | 1,846 | 10,400 |
| (\$40 × 2) + \$20 | \$100 | 1,846 | 10,400 |
| \$50 w/CASH | \$100 | 1,846 | 10,400 |
| \$100 | \$100 | 1,846 | 10,400 |
| (\$20 w/STAR) + (\$25 × 4) | \$200 | 24,000 | 800 |
| \$20 × 10 | \$200 | 24,000 | 800 |
| \$40 × 5 | \$200 | 24,000 | 800 |
| (\$50 w/CASH) + (\$50 × 2) | \$200 | 24,000 | 800 |
| \$100 × 2 | \$200 | 24,000 | 800 |
| \$200 | \$200 | 24,000 | 800 |
| \$50 × 10 | \$500 | 120,000 | 160 |
| \$100 w/STAR | \$500 | 120,000 | 160 |
| (\$100 w/CASH) + (\$50 × 6) | \$500 | 120,000 | 160 |
| \$500 | \$500 | 120,000 | 160 |
| \$100 × 10 | \$1,000 | 60,000 | 320 |
| (\$100 w/STAR) + (\$100 × 5) | \$1,000 | 40,000 | 480 |
| \$500 w/CASH | \$1,000 | 40,000 | 480 |
| \$1,000 | \$1,000 | 40,000 | 480 |
| \$10,000 | \$10,000 | 960,000 | 20 |
| LIFE | \$10,000/MO/LIFE | 4,800,000 | 4 |

Get a "CASH" (CASH) symbol, win double the prize under that symbol.

Get a "STAR" (STAR) symbol, win 5 times the prize 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 \$10,000 A Month For Life 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 \$10,000 A Month For Life, prize money from winning Pennsylvania

\$10,000 A Month For Life 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 \$10,000 A Month For Life 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), 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 \$10,000 A Month For Life or through normal communications methods.

C. DANIEL HASSELL,
Acting Secretary

[Pa.B. Doc. No. 10-619. Filed for public inspection April 2, 2010, 9:00 a.m.]

Pennsylvania \$250,000 A Year For Life 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 \$250,000 A Year For Life.

2. *Price:* The price of a Pennsylvania \$250,000 A Year For Life instant lottery game ticket is \$10.

3. *Play Symbols:* Each Pennsylvania \$250,000 A Year For Life instant lottery game ticket will contain one play area featuring a “MONEYBAG NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “MONEYBAG NUMBERS” area 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), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). 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), 10 (TEN), 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 (TWYNIN), 30 (THIRTY), CASH symbol (CASH), \$100 Burst symbol (BURST) and a Star symbol (STAR).

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), \$25⁰⁰ (TWY FIV), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$25,000 (TWYFIVTHO), \$250,000 (TWHNFYTH) and LIFE (\$250K/YR/LF).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$15, \$20, \$25, \$40, \$50, \$100, \$250, \$500, \$1,000, \$25,000, \$250,000 and \$250,000 a year for life (\$5 million lifetime minimum). A player can win up to 15 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 15,600,000 tickets will be printed for the Pennsylvania \$250,000 A Year For Life 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 “MONEYBAG NUMBERS” play symbols and a prize symbol of LIFE (\$250K/YR/LF) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$250,000 a year for life (\$5 million lifetime minimum) which will be paid by an initial cash payment of \$250,000 plus equal annual payments of \$250,000 over the lifetime of the winner and continuing under the provisions of 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner) until the \$5 million minimum has been paid to the estate of the deceased. If the winner of the Pennsylvania \$250,000 A Year For Life prize is younger than 18 years of age, the winner will not begin to receive the prize until the winner reaches 18 years of age. Only one claimant per ticket allowed.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “MONEYBAG 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.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “MONEYBAG NUMBERS” play symbols and a prize symbol of \$25,000 (TWYFIVTHO) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a CASH symbol (CASH), and a prize symbol of \$25,000 (TWYFIVTHO) appears under the CASH symbol (CASH), on a single ticket, shall be entitled to a prize of \$25,000.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “MONEYBAG 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.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Star symbol (STAR), 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 “MONEYBAG 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 CASH symbol (CASH), and a prize symbol of \$500 (FIV HUN) appears under the CASH symbol (CASH), 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 Star symbol (STAR), and a prize symbol of \$25⁰⁰ (TWY FIV) appears in ten of the “prize” areas, and a prize symbol of \$50⁰⁰ (FIFTY) 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 the “YOUR NUMBERS” play symbols matches any of the

“MONEYBAG NUMBERS” play symbols and a prize symbol of \$250 (TWOHUNFTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$250.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Star symbol (STAR), and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the “prize” areas, and a prize symbol of \$20⁰⁰ (TWENTY) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$250.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “MONEYBAG 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.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Star symbol (STAR), 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.

(n) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a \$100 Burst symbol (BURST), 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 “MONEYBAG 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 CASH symbol (CASH), and a prize symbol of \$50⁰⁰ (FIFTY) appears under the CASH symbol (CASH), 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 “MONEYBAG 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 the “YOUR NUMBERS” play symbols matches any of the “MONEYBAG NUMBERS” play symbols and a prize

symbol of \$25⁰⁰ (TWY FIV) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a CASH symbol (CASH), and a prize symbol of \$25⁰⁰ (TWY FIV) appears under the CASH symbol (CASH), on a single ticket, shall be entitled to a prize of \$25.

(t) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “MONEYBAG 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.

(u) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a CASH symbol (CASH), and a prize symbol of \$20⁰⁰ (TWENTY) appears under the CASH symbol (CASH), on a single ticket, shall be entitled to a prize of \$20.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “MONEYBAG 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.

(w) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a CASH symbol (CASH), and a prize symbol of \$15⁰⁰ (FIFTN) appears under the CASH symbol (CASH), on a single ticket, shall be entitled to a prize of \$15.

(x) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “MONEYBAG 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.

(y) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “MONEYBAG 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 Moneybag Numbers, Win With Prize(s) Of:</i> | <i>Win:</i> | <i>Approximate Odds Are 1 In:</i> | <i>Approximate No. Of Winners Per 15,600,000 Tickets:</i> |
|--|-------------|-----------------------------------|---|
| \$5 × 2 | \$10 | 15 | 1,040,000 |
| \$10 | \$10 | 15 | 1,040,000 |
| \$5 × 3 | \$15 | 60 | 260,000 |
| \$10 + \$5 | \$15 | 60 | 260,000 |
| \$15 w/CASH | \$15 | 60 | 260,000 |
| \$15 | \$15 | 60 | 260,000 |
| \$5 × 4 | \$20 | 300 | 52,000 |
| (\$5 × 2) + \$10 | \$20 | 200 | 78,000 |
| \$15 + \$5 | \$20 | 300 | 52,000 |
| \$10 × 2 | \$20 | 200 | 78,000 |
| \$20 w/CASH | \$20 | 120 | 130,000 |
| \$20 | \$20 | 120 | 130,000 |
| \$5 × 5 | \$25 | 300 | 52,000 |

When Any Of Your
Numbers Match Any Of
The Moneybag Numbers,
Win With Prize(s) Of:

| Win: | Approximate Odds Are 1 In: | Approximate No. Of Winners Per 15,600,000 Tickets: | |
|---------------------------------------|-------------------------------|---|--------|
| (\$5 × 3) + \$10 | \$25 | 300 | 52,000 |
| (\$10 × 2) + \$5 | \$25 | 300 | 52,000 |
| \$25 w/CASH | \$25 | 300 | 52,000 |
| \$25 | \$25 | 300 | 52,000 |
| (\$15 × 2) + \$10 | \$40 | 600 | 26,000 |
| \$10 × 4 | \$40 | 600 | 26,000 |
| (\$15 × 2) + (\$5 × 2) | \$40 | 600 | 26,000 |
| \$20 × 2 | \$40 | 600 | 26,000 |
| \$40 | \$40 | 600 | 26,000 |
| \$5 × 10 | \$50 | 600 | 26,000 |
| \$10 × 5 | \$50 | 600 | 26,000 |
| \$50 w/CASH | \$50 | 600 | 26,000 |
| \$50 | \$50 | 300 | 52,000 |
| STAR w/(\$5 × 10) + (\$10 × 5) | \$100 | 600 | 26,000 |
| \$10 × 10 | \$100 | 600 | 26,000 |
| \$20 × 5 | \$100 | 600 | 26,000 |
| \$50 × 2 | \$100 | 600 | 26,000 |
| \$100 w/\$100 BURST | \$100 | 600 | 26,000 |
| \$100 | \$100 | 600 | 26,000 |
| STAR w/(\$10 × 5) + (\$20 × 10) | \$250 | 12,000 | 1,300 |
| \$25 × 10 | \$250 | 12,000 | 1,300 |
| \$50 × 5 | \$250 | 12,000 | 1,300 |
| (\$100 w/\$100 BURST) + (\$25 × 6) | \$250 | 12,000 | 1,300 |
| \$250 | \$250 | 12,000 | 1,300 |
| STAR w/(\$25 × 10) + (\$50 × 5) | \$500 | 24,000 | 650 |
| \$50 × 10 | \$500 | 24,000 | 650 |
| \$100 × 5 | \$500 | 24,000 | 650 |
| \$500 w/CASH | \$500 | 24,000 | 650 |
| \$500 | \$500 | 24,000 | 650 |
| STAR w/(\$50 × 10) + (\$100 × 5) | \$1,000 | 24,000 | 650 |
| (\$50 × 10) + (\$100 × 5) | \$1,000 | 24,000 | 650 |
| \$100 × 10 | \$1,000 | 24,000 | 650 |
| \$500 × 2 | \$1,000 | 24,000 | 650 |
| \$1,000 | \$1,000 | 24,000 | 650 |
| \$25,000 w/CASH | \$25,000 | 240,000 | 65 |
| \$25,000 | \$25,000 | 240,000 | 65 |
| \$250,000 | \$250,000 | 1,560,000 | 10 |
| LIFE | \$250,000/YR/LIFE | 3,120,000 | 5 |

Get a "CASH" (CASH) symbol, win prize shown under it automatically.

Get a "\$100 BURST" (BURST) symbol, win \$100 automatically.

Get a "STAR" (STAR) symbol, win all 15 prizes shown.

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 \$250,000 A Year For Life 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 \$250,000 A Year For Life, prize money from winning Pennsylvania \$250,000 A Year For Life 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 \$250,000 A Year For Life 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), 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 \$250,000 A Year For Life or through normal communications methods.

C. DANIEL HASSELL,
Acting Secretary

[Pa.B. Doc. No. 10-620. Filed for public inspection April 2, 2010, 9:00 a.m.]

Powerball

In accordance with 61 Pa. Code § 871.22(3)(viii) (relating to changes to Powerball), the Secretary of Revenue (Secretary) announces the following Powerball special promotion, a power play multiplier of 10.

In accordance with 61 Pa. Code § 871.5 (relating to ticket price), the power play option may be exercised at the discretion of the player for an additional \$1 per play.

The promotional multiplier of 10 shall be available for power play drawings conducted in association with the Powerball game from May 1, 2010, through May 29, 2010. If a multiplier of 10 is not drawn during this period then the promotion will continue until a multiplier of 10 is drawn. Except as otherwise provided, during this promotional period all power play set prizes shall be paid in single, lump-sum payments determined by multiplying the Powerball set prize by the number selected in the power play drawing as follows:

| Prize Level | Powerball Set Prize Amount | Power Play Multiplier and Set Prize Amount | | | | |
|---------------|----------------------------|--|-------------|-------------|-------------|-------------|
| | | 10 | 5 | 4 | 3 | 2 |
| Second Prize | \$200,000 | \$2,000,000 | \$1,000,000 | \$1,000,000 | \$1,000,000 | \$1,000,000 |
| Third Prize | \$10,000 | \$100,000 | \$50,000 | \$40,000 | \$30,000 | \$20,000 |
| Fourth Prize | \$100 | \$1,000 | \$500 | \$400 | \$300 | \$200 |
| Fifth Prize | \$100 | \$1,000 | \$500 | \$400 | \$300 | \$200 |
| Sixth Prize | \$7 | \$70 | \$35 | \$28 | \$21 | \$14 |
| Seventh Prize | \$7 | \$70 | \$35 | \$28 | \$21 | \$14 |
| Eighth Prize | \$4 | \$40 | \$20 | \$16 | \$12 | \$8 |
| Ninth Prize | \$3 | \$30 | \$15 | \$12 | \$9 | \$6 |

During this promotion the power play drawing will use the following series of numbers: 2, 2, 2, 2, 3, 3, 3, 3, 4, 4, 4, 4, 5, 5, 5 and 10. The power play odds including the promotional multiplier of 10 are as follows.

| Power Play Multiplier with Promotional 10 Multiplier | Odds |
|--|--------|
| 10x | 1:16 |
| 5x | 1:5.33 |
| 4x | 1:4 |
| 3x | 1:4 |
| 2x | 1:4 |

C. DANIEL HASSELL,
Acting Secretary

[Pa.B. Doc. No. 10-621. Filed for public inspection April 2, 2010, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Meetings Scheduled for 2010

State Transportation Advisory Committee Meeting

The State Transportation Advisory Committee will hold a meeting on Thursday, April 8, 2010, from 10 a.m. to 12 p.m. in Conference Room 8N1 on the 8th Floor of the Commonwealth Keystone Building, Harrisburg, PA. For more information contact Nolan Ritchie at (717) 787-2913 or nritch@state.pa.us.

Rail Freight Advisory Committee Meeting

The Rail Freight Advisory Committee will hold a meeting on Wednesday, April 28, 2010, from 1 p.m. to 3 p.m. in Conference Room 8N1 on the 8th Floor of the Commonwealth Keystone Building, Harrisburg, PA. For more information contact Nolan Ritchie at (717) 787-2913 or nritch@state.pa.us.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 10-622. Filed for public inspection April 2, 2010, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The following meetings of the Health Care Cost Containment Council (Council) have been scheduled: Tuesday, April 13, 2010, 10 a.m. Act 3 Review Committee, Monday, April 26, 2010, 2 p.m. Technical Advisory Group Conference Call, Wednesday, May 5, 2010, 10 a.m. Data Systems Committee and 1 p.m. Education Committee; Thursday, May 6, 2010, 10 a.m. Council Meeting and 1 p.m. Payment Data Advisory Group. The meetings will be either held or accessible from the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons in need of accommodations due to a disability who want to attend the meetings should contact Renee Greenawalt, (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,
Executive Director

[Pa.B. Doc. No. 10-623. Filed for public inspection April 2, 2010, 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 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> |
|-----------------|---|---|-----------------------------|
| 125-108 | Pennsylvania Gaming Control Board Principal Licensing Amendments 40 Pa.B. 434 (January 16, 2010) | 2/16/10 | 3/18/10 |

**Pennsylvania Gaming Control Board
Regulation #125-108 (IRRC #2814)
Principal Licensing Amendments
March 18, 2010**

We submit for your consideration the following comments on the proposed rulemaking published in the January 16, 2010 *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 433a.2. Officers and directors of licensees.—Reasonableness; Economic impact.

Shuffle Master, Inc. commented that the 30-day time period in Subsection (e) is unduly burdensome and is not enough time to accurately complete the amount of information required by the designated disclosure forms. In addition, Shuffle Master, Inc. suggests allowing time extensions. The Board should review the required time period of 30 days, explain why 30 days is reasonable and also consider allowing extensions on a case-by-case basis.

2. Section 433a.4. Interests in licensees held by entities.—Clarity.

Subsection (c) states “[A]n entity that has acquired an interest or right . . . prior to being licensed, whose application is denied or withdrawn shall divest his interest or right.” However, Subsection (c) does not provide a process or time frame to accomplish this divestiture.

Divestiture of a disqualifying applicant is explained in statute at 4 Pa.C.S. § 1312. We note that the statute

includes other requirements such as a process to approve the terms and conditions of a divestiture. Also, the Board’s regulation at 58 Pa. Code § 441a.8 describes divestiture in detail for a slot machine license, including a 120-day time period to divest. We recommend that the regulation provide more detail on how to accomplish divestiture, including a time frame to accomplish divestiture, similar to 58 Pa. Code § 441a.8.

3. Section 433a.5. Institutional investors.—Reasonableness; Clarity.

Shuffle Master, Inc.’s comments request that the final-form regulation include a specific time frame for filing the required documents under this section and allow an extension of time to file the documents. We agree that a time frame to file the documents is needed in section 433a.5 and recommend adding one. The Board should also consider whether a time extension provision is needed.

4. Section 433a.6. Lenders and underwriters.—Economic impact; Reasonableness.

The Washington Trotting Association, Inc. (WTA) commented that the amendments to this section are contrary to the Board’s intention to eliminate or reduce the requirements to obtain a principal license. WTA believes that the amendments will cause more entities and lenders to file for licensure as a principal. We request that the Board explain how the proposed amendments will eliminate or reduce the requirement to obtain a principal license.

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 10-624. Filed for public inspection April 2, 2010, 9:00 a.m.]

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulation. It is 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 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 a copy can be obtained on the web site, www.irrc.state.pa.us.

Final-Form

| <i>Reg. No.</i> | <i>Agency/Title</i> | <i>Public Received Meeting</i> |
|-----------------|--|--------------------------------|
| 10-181 | Department of Health School Immunizations; Communicable and Noncommunicable Diseases | 3/22/10 4/22/10 |

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 10-625. Filed for public inspection April 2, 2010, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition of PPL Electric Utilities Corporation

A-2010-2164476. PPL Electric Utilities Corporation. Application of PPL Electric Utilities Corporation for the siting and construction of the Appenzell No. 1 and No. 2 138 kV Taps in Jackson Township, Monroe County, PA.

P-2010-2163925. PPL Electric Utilities Corporation. Petition of PPL Electric Utilities Corporation for a finding that a building to shelter control equipment at the Appenzell 138-12 kV substation to be constructed in Jackson Township, Monroe County, PA is reasonably necessary for the convenience or welfare of the public.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before May 5, 2010. The documents filed in support of the application and petition 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 applicant's business address.

Applicant: PPL Electric Utilities Corporation

Through and By Counsel: Paul E. Russell, Associate General Counsel, PPL Services Corporation, Two North Ninth Street, Allentown, PA 18106

Christopher T. Wright, Esquire, John H. Isom, Esquire, Post & Schell, PC, 17 North Second Street, 12th Floor, Harrisburg, PA 17101-1601

JAMES J. McNULTY,
Secretary

Notice

This is to inform you that an initial prehearing conference on the previously-captioned case will be held as follows:

Type: Initial Prehearing Conference

Date: Wednesday, May 12, 2010

Time: 10 a.m.

Location: Hearing Room 2
Plaza Level
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Presiding: Administrative Law Judge Susan D. Colwell
P. O. Box 3265
Harrisburg, PA 17105-3265
Phone: (717) 783-5452
Fax: (717) 787-0481

Presiding: Administrative Law Judge Ember S. Jandebeur
Room 317
Scranton State Office Building
100 Lackawanna Avenue
Scranton, PA 18503
Telephone: (570) 963-4818
Fax: (570) 963-3310

For persons with a disability who wish to attend the hearing, the Pennsylvania Public Utility Commission (Commission) may be able to make arrangements for

their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For those who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

[Pa.B. Doc. No. 10-626. Filed for public inspection April 2, 2010, 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 April 19, 2010. 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.

Application of the following for approval to *begin operating as common carriers for transportation of persons as described under the application.*

A-2010-2165808. Caribbean Car and Limousine Services, LLC, t/a Caribbean Car Service & Limousine (2034 Franklin Place, Wyomissing, Reading County, PA 19610)—persons, upon call or demand, in the County of Berks.

Application of the following for approval of the *additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under the application.*

A-2010-2164865. J & J Leasing & Rentals, Inc., d/b/a Anytime-Airport-Taxi by J & J Luxury Transportation (445 Business Park Lane, Allentown, PA 18109) a corporation of the Commonwealth, for the additional right to begin to transport, as a common carrier, by motor vehicle, persons, upon call or demand, to and or from points within Lehigh and Northampton Counties.

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-2010-2165282. Brandon M. Hescoc, d/b/a Hescoc Moving Services (801 North 6th Street, Bellwood, PA 16617) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in the Counties of Blair and Centre, and from

points in said Counties, to points in Pennsylvania: *So As To Permit* the transportation of household goods in use: between points within the Counties of Blair and Centre, and from points within Blair and Centre Counties to points in Pennsylvania, and vice versa.

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-2010-2165273. Gene Leman, t/a Slate Belt Transit (660 Ridge Road, Bangor, Northampton County, PA 18013) for the discontinuance of service and cancellation of its certificate, as a common carrier, by motor vehicle, authorizing the transportation of persons, in paratransit service, from points in the Borough of Bangor, Northampton County, to points in Pennsylvania, and return.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Tangara, Inc.;
Doc. No. C-2010-2155421

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 Tangara, Inc., respondent, maintains its principal place of business at 3360 Chichester Avenue, Apt. P 10, Boothwyn, PA 19061.
2. That Respondent was issued Certificates of Public Convenience by this Commission on December 6, 1995, at Application Docket No. A-00112471, F.1, on August 18, 1998, at Application Docket No. A-00112471, F.2, and on December 4, 2001, at Application Docket No. A-00112471, F.5.
3. That on December 20, 2007, Respondent received an initial assessment of \$72.00. On August 1, 2008, the Commission waived \$24.00 of Respondent's initial assessment. On August 29, 2008, Respondent received an initial assessment of \$74.00, and on September 9, 2009, Respondent received an initial assessment of \$59.00. Respondent failed to pay these assessments, as well as the remainder of its 2007 assessment; therefore, a balance was due in the amount of \$181.00.
4. That Respondent has an outstanding assessment of \$181.00.
5. That Respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).
6. That Respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless Respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which cancels the Certificates of Public Convenience issued to Respondent, notifies the Department of Revenue that Respondent's Certificates of Public Convenience have been revoked, notifies Respondent's insurance carrier that Respondent's Certificates of Public Convenience have been revoked, and imposes an additional fine on the Respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services and Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, 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 to 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, Chief of Enforcement
Motor Carrier Services and Enforcement
Bureau of Transportation and Safety

NOTICE

A. You must file an Answer within twenty 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). 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 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 days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificates of Public Convenience, or any other remedy as may be appropriate.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Bureau of Administrative Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificates of Public Convenience, it may also impose an additional fine of up to \$1,000.

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 penalty set forth in Paragraph B.

F. If you have questions regarding this Complaint, or if you would like an alternative format of this Complaint for persons with disabilities, please contact the Compliance Office at (717) 787-1227.

JAMES J. McNULTY,
Secretary

[Pa.B. Doc. No. 10-627. Filed for public inspection April 2, 2010, 9:00 a.m.]
