

# 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 July 6, 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

#### Interim Incorporations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-1-2010	FR Interim Savings Bank Plymouth Meeting Montgomery County  The purpose of FR Interim Savings Bank, Plymouth Meeting, is to facilitate the proposed merger of First Resource Bank, Exton, with and into Continental Bank, Plymouth Meeting.	Filed

#### Conversions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-1-2010	<p><i>From:</i> First Keystone National Bank Berwick Columbia County</p> <p><i>To:</i> First Keystone Bank and Trust Company Berwick Columbia County</p> <p>Application for approval to convert from a national banking association to a Pennsylvania state-chartered bank and trust company.</p>	Filed

#### Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-1-2010	Continental Bank Holdings, Inc. Plymouth Meeting Montgomery County  Application for approval to acquire 100% of First Resource Bank, Exton.	Filed
7-1-2010	Bryn Mawr Bank Corporation Bryn Mawr Montgomery County  Acquisition of 100% of First Keystone Financial, Inc., Media, and indirect acquisition of 100% of First Keystone Bank, Media.	Effective

#### Consolidations, Mergers, and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-1-2010	First Resource Bank Exton Chester County  Application for approval to merge FR Interim Savings Bank, Plymouth Meeting, with and into First Resource Bank, Exton, to facilitate the proposed merger of First Resource Bank, Exton, with and into Continental Bank, Plymouth Meeting.	Filed

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-1-2010	Royal Bank America Narberth Montgomery County Application for approval to merge Royal Asian Bank, Philadelphia, with and into Royal Bank America, Narberth.	Filed
7-1-2010	The Bryn Mawr Trust Company Bryn Mawr Montgomery County Merger of First Keystone Bank, Media, with and into The Bryn Mawr Trust Company, Bryn Mawr. As a result of the merger, the following branch offices of First Keystone Bank became branch offices of The Bryn Mawr Trust Company: 22 West State Street Media Delaware 3218 Edgmont Avenue Brookhaven Delaware 23 East Fifth Street Chester Delaware 330 Dartmouth Avenue Swarthmore Delaware	Effective
	5000 Pennell Road Aston Delaware Route 1 and Route 100 Chadds Ford Delaware 31 Baltimore Pike Chester Heights Delaware 106 East Street Road Kennett Square Chester	

**Branch Applications****De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
6-29-2010	First Commonwealth Bank Indiana Indiana County	345 Court Street Coraopolis Allegheny County (Limited Service Facility)	Filed

**Branch Relocations**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
6-18-2010	Northwest Savings Bank Warren Warren County	<i>To:</i> 730 Main Street Clarion Clarion County <i>From:</i> 601 Main Street Clarion Clarion County	Effective

**Branch Discontinuances**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-1-2010	First Commonwealth Bank Indiana Indiana County	312 North Liberty Street New Castle Lawrence County	Filed

**SAVINGS INSTITUTIONS****Consolidations, Mergers, and Absorptions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-1-2010	Fidelity Savings and Loan Association of Bucks County Bristol Bucks County Merger of Croydon Savings Bank, Croydon, with and into Fidelity Savings and Loan Association of Bucks County, Bristol.	Effective

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
	As a result of the merger, the sole office of Croydon Savings Bank, located at the following address, became a branch office of Fidelity Savings and Loan Association of Bucks County: 704 State Road Croydon Bucks County	

**CREDIT UNIONS**

**Consolidations, Mergers, and Absorptions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
6-29-2010	Lancaster Red Rose Credit Union Lancaster Lancaster County Application for approval to merge Lancaster PA Police Federal Credit Union, Lancaster, with and into Lancaster Red Rose Credit Union, Lancaster.	Approved
6-30-2010	Lancaster Red Rose Credit Union Lancaster Lancaster County Merger of Lancaster PA Police Federal Credit Union, Lancaster, with and into Lancaster Red Rose Credit Union, Lancaster.	Effective

**Articles of Amendment**

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
7-1-2010	Franklin County Teachers' Credit Union Chambersburg Franklin County Amendment to Article 1 of the credit union's Articles of Incorporation provides for the name of the credit union to be changed to "1st Ed Credit Union."	Approved and Effective

The Department's web site at [www.banking.state.pa.us](http://www.banking.state.pa.us) includes public notices for more recently filed applications.

STEVEN KAPLAN,  
*Secretary*

[Pa.B. Doc. No. 10-1326. Filed for public inspection July 23, 2010, 9:00 a.m.]

**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 July 13, 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>
7-7-2010	First Commonwealth Bank Indiana Indiana County	Cranberry Promenade Route 19 North Cranberry Township Butler County	Authorization Surrendered

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-8-2010	Allegheny Valley Bank of Pittsburgh Pittsburgh Allegheny County	7703 McKnight Road Pittsburgh Allegheny County	Approved
7-8-2010	Ambler Savings Bank Ambler Montgomery County	3009 Germantown Pike Fairview Village Montgomery County	Approved
7-10-2010	New Century Bank Phoenixville Chester County	601 North Main Street Port Chester Westchester County, NY	Opened
7-13-2010	Community First Bank Reynoldsville Jefferson County	601 Main Street Clarion Clarion County	Filed

#### Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
6-30-2010	Northwest Savings Bank Warren Warren County	5850 Meridian Road Gibsonia Allegheny County	Closed
7-13-2010	Orrstown Bank Shippensburg Cumberland County	201 South Cleveland Avenue Hagerstown Washington County, MD	Filed

#### SAVINGS INSTITUTIONS

##### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-17-2010	ESSA Bank & Trust Stroudsburg Monroe County	5020 PA Route 873 Schnecksville Lehigh County	Opened

#### CREDIT UNIONS

No activity.

The Department's web site at [www.banking.state.pa.us](http://www.banking.state.pa.us) includes public notices for more recently filed applications.

STEVEN KAPLAN,  
*Secretary*

[Pa.B. Doc. No. 10-1327. Filed for public inspection July 23, 2010, 9:00 a.m.]

#### Maximum Lawful Rate of Interest for Residential Mortgages for the Month of August 2010

The Department of Banking (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of August, 2010, is 6%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. No. 96-221). Further preemption was instituted with the signing of Pub. L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and

which the individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 3.58 to which was added 2.50 percentage points for a total of 6.08 that by law is rounded off to the nearest quarter at 6%.

STEVEN KAPLAN,  
*Secretary*

[Pa.B. Doc. No. 10-1328. Filed for public inspection July 23, 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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0083691 (IW)	West Earl Water Authority P. O. Box 202 157 West Metzler Road Brownstown, PA 17508	Lancaster County West Earl Township	UNT to Conestoga River 7-J	Y

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0083143 (IW)	Saxton Borough Municipal Authority P. O. Box 173 Saxton, PA 16678	Bedford County Saxton Borough	Raystown Branch Juniata River 11-D	Y
PA0083160 (Sew)	Peifer & Gross, Inc. Anchor Mobile Estates P. O. Box 506 Elizabethtown, PA 17022	Adams County Butler Township	Willoughby Run 13-D	Y
PA0081396 (Sew)	Peifer & Gross, Inc. Laurelwood MHP P. O. Box 506 Elizabethtown, PA 17022	York County Newberry Township	UNT to Bennett Run 7-F	Y
PA0080624 (IW)	B & W Quality Growers, Inc. 17825, 79th Street Fellsmere, FL 32948	Cumberland County South Middleton Township	Letort Spring Run 7-B	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0036773 (Sewage)	Shinglehouse Borough Wastewater Treatment Plant P. O. Box 156 Shinglehouse, PA 16748	Potter County Shinglehouse Borough	Honeoye Creek 16-C	Y
PA0101290 (Sewage)	Slab Run STP 163 Tannery Row Road Dubois, PA 15801	Clearfield County Sandy Township	Wolf Run 17-C	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0090182	Concordia Lutheran Ministries 134 Marwood Road Cabot, PA 16023-2206	Butler County Jefferson Township	Unnamed Tributary to Little Buffalo Creek 18-F	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.*

**PA0011088**, Industrial Waste, SIC Code 5171, **Plains Products Terminal, LLC**, 6850 Essington Avenue, Philadelphia, PA 19153. Facility Name: Plains Products Terminals, LLC. This existing facility is located in Philadelphia City, **Philadelphia County**.

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

The receiving stream(s), Unnamed Tributary to Schuylkill River, is located in State Water Plan watershed 3-F and is classified for, 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 stormwater runoffs through oil and water separator.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Instantaneous Minimum	Average Monthly	Daily Maximum	Instantaneous Maximum
Flow (GPM)		Report				
pH (S.U.)			6.0			9.0
Oil and Grease				15		30

The proposed effluent limits for Outfall 002 are based on stormwater runoffs through oil and water separator.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Instantaneous Minimum	Average Monthly	Daily Maximum	Instantaneous Maximum
Flow (GPM)		Report				
pH (S.U.)			6.0			9.0
Oil and Grease				15		30

The proposed effluent limits for Outfall 003 are based on average stormwater runoffs.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Daily Maximum</i>	<i>Daily Maximum</i>	
pH (S.U.)						Report
CBOD <sub>5</sub>						Report
Chemical Oxygen Demand						Report
Total Suspended Solids						Report
Oil and Grease						Report
Total Kjeldahl Nitrogen						Report
Total Phosphorus						Report
Dissolved Iron						Report

The proposed effluent limits for Outfall 004 are based on average stormwater runoffs.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Daily Maximum</i>	<i>Daily Maximum</i>	
pH (S.U.)						Report
CBOD <sub>5</sub>						Report
Chemical Oxygen Demand						Report
Total Suspended Solids						Report
Oil and Grease						Report
Total Kjeldahl Nitrogen						Report
Total Phosphorus						Report
Dissolved Iron						Report

The proposed effluent limits for Outfall 005 are based on average stormwater runoffs.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Daily Maximum</i>	<i>Daily Maximum</i>	
pH (S.U.)						Report
CBOD <sub>5</sub>						Report
Chemical Oxygen Demand						Report
Total Suspended Solids						Report
Oil and Grease						Report
Total Kjeldahl Nitrogen						Report
Total Phosphorus						Report
Dissolved Iron						Report

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

1. Public Nuisance.
2. Change of Operator Notification.
3. Change of Ownership.
4. Product Contaminated Stormwater Runoffs.
5. Additional Monitoring and Reporting Requirements.
6. PPC Planning.
7. Other Wastewater Discharges.
8. Definitions.
9. Lab Certification.
10. Requirements Applicable for Stormwater Outfalls.

You may make an appointment to review the Department of Environmental Protection's files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA waiver is in effect.

**PA0020532**, Sewage, SIC Code 4952, **Upper Montgomery Joint Authority**, P. O. Box 6, Pennsburg, PA 18073-0006. Facility Name: Upper Montgomery Joint Authority. This existing facility is located in Upper Hanover Township, **Montgomery County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage from Boyertown STP. The receiving stream(s), Perkiomen Creek and unnamed tributary to Perkiomen Creek, is located in State Water Plan watershed 3-E and is classified for trout stocking, 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 2.0 MGD:

Parameters	Mass (lb/day)		Instantaneous Minimum	Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report				
pH (S.U.)			6.0			9.0
Dissolved Oxygen			5.0			
Total Residual Chlorine				0.5		1.2
CBOD <sub>5</sub>	417	667		25	40	50
Total Suspended Solids	500	750		30	45	60
		33,360 Daily			2,000 Daily	
Total Dissolved Solids	16,680	Maximum		1,000 200 Geometric Mean Report	Maximum	2,500
Fecal Coliform (CFU/100 ml)						1,000*
Nitrate-Nitrite as N						
Ammonia-Nitrogen	167			10		20
Total Phosphorus	8.34			0.5		1.0

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

The proposed effluent limits for Outfalls 002—006 are based on an average storm event:

Parameters	Minimum	Concentration (mg/l)		Instantaneous Maximum
		Average Monthly	Daily Maximum	
pH (S.U.)			Report	
CBOD <sub>5</sub>			Report	
Chemical Oxygen Demand			Report	
Total Suspended Solids			Report	
Oil and Grease			Report	
Total Kjeldahl Nitrogen			Report	
Total Phosphorus			Report	
Dissolved Iron			Report	

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

Stormwater Management Requirement.

I/I Abatement Plan.

Effluent Monitoring During Bypass.

Solid Management at the Plant.

You may make an appointment to review the Department of Environmental Protection's files on this case by calling the File Review Coordinator at 484.250.5910.

The EPA waiver is not in effect.

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

**PA0010782**, Industrial Waste, SIC Code 4911, **RRI Energy Mid Atlantic Power Holdings, LLC**, 121 Champion Way, Canonsburg, PA 15317-5817. Facility Name: Titus Station. This existing facility is located in Cumru Township, **Berks County**.

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

The receiving stream, Schuylkill River, is located in State Water Plan watershed 3-C and is classified for Warm 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 1.469 MGD.

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily 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	0.5	XXX	1.6
Total Suspended Solids	Report	Report	XXX	30	100	100
Total Dissolved Solids	XXX	XXX	XXX	1,000	2,000	2,500
Oil and Grease	Report	Report	XXX	15	20	20
Total PCBs	XXX	XXX	XXX	XXX	Report	XXX



The proposed effluent limits for Outfall 002 are based on a design flow of 2.149 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	0.5	XXX	1.6
Total Suspended Solids	Report	Report	XXX	30	100	100
Total Dissolved Solids	XXX	XXX	XXX	1,000	2,000	2,500
Oil and Grease	Report	Report	XXX	15	20	20
Total Copper	10	18	XXX	0.56	1.0	1.4
Total Iron	Report	Report	XXX	1.0	2.0	2.5
Total PCBs	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of 1.007 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	0.5	XXX	1.6
Total Suspended Solids	XXX	XXX	XXX	30	100	100
Total Dissolved Solids	XXX	XXX	XXX	3,500	7,000	8,750
Oil and Grease	XXX	XXX	XXX	15	20	20
Total PCBs	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Storm Water Outfalls 005—013 are

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instantaneous Maximum
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX
Total Nickel	XXX	XXX	XXX	XXX	Report	XXX
Total Zinc	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Internal Monitoring Point 401 are based on a design flow of 1.007 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 Suspended Solids	XXX	XXX	XXX	30	100	100
Oil and Grease	XXX	XXX	XXX	15	20	20

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 0026875, Amendment No. 1, Sewage, Borough of Hanover**, 44 Frederick Street, Hanover, PA 17331. This facility is located in Conewago Township, **Adams County**.

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

The receiving stream, South Branch Conewago Creek, is in Watershed 7-F, and classified for warm water fishes, water supply, recreation and fish consumption. The nearest downstream public water supply intake for New Oxford Municipal Authority is located on the South Branch Conewago Creek, approximately five miles downstream. The discharge is not expected to affect the water supply.

This permit was amended to reflect a compliance schedule change and an adjusted TRC limit based on a site specific study.

The proposed effluent limits for Outfall 001 for a design flow of 5.6 MGD are:

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Total Residual Chlorine	0.28		0.93

In addition, the permit contains effluent limits to discharge wet weather flow up to 12 MGD to Plum Creek at Outfall 002 as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine	0.22		0.72

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.

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

**PA0203815**, Industrial Waste, SIC 4512, 4581 and 9224, **Allegheny County Airport Authority, Landside Terminal**, 4th Floor Mezzanine, P. O. Box 12370, Pittsburgh, PA 15231. This application is for renewal of an NPDES permit to discharge treated process water and stormwater from Pittsburgh International Airport in Findlay and Moon Townships, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, East Fork Enlow Run and its tributaries, West Fork Enlow Run, West Fork McClarens Run and its tributaries, and East Fork McClarens Run, classified as trout stocked fisheries, and Raredon Run classified as warm water fishery, all with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Nova Chemical located on the Ohio River approximately 30 miles below the discharge(s).

*Outfall 001: Existing discharge, average discharge flow of 0.0144 MGD.*

<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>
Flow (MGD)	Monitor and Report				
Suspended Solids			35		70
Iron			1.50	2.34	
Manganese			1.00	1.56	
Aluminum			0.50	0.75	
pH	not less than 6.0 nor greater than 9.0 s.u.				

*Outfalls 002 and 003: Existing discharges, average discharge flow of 0.008 MGD.*

<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>
Flow (MGD)	Monitor and Report				
Oil and Grease			15		30
pH	not less than 6.0 nor greater than 9.0 s.u.				

*Outfall 004: Existing discharge, average discharge flow of 0.08 MGD.*

<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>
Flow (MGD)	Monitor and Report				
Oil and Grease			15		30
pH	not less than 6.0 nor greater than 9.0 s.u.				

*Outfalls 009, 016, 023, 029, 038, 041, 042, 066, 089 and 090: Existing discharge, varied flow.*

<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>
Flow (MGD)	Monitor and Report				
Suspended Solids			Monitor and Report		
CBOD <sub>5</sub>			Monitor and Report		
COD			Monitor and Report		
Total Nitrogen			Monitor and Report		
Ammonia Nitrogen			Monitor and Report		
Phosphorus			Monitor and Report		
Oil and Grease			Monitor and Report		

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Propylene Glycol					Monitor and Report
Acetate					Monitor and Report
Formate					Monitor and Report
Tolytriazole					Monitor and Report
Dissolved Oxygen					Monitor and Report
pH	not less than 6.0 nor greater than 9.0 s.u.				

Outfall 057: Existing discharge, varied flow

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Aluminum			0.5	0.75	
pH	not less than 6.0 nor greater than 9.0 s.u.				

Outfall 064: Existing discharge, varied flow.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Suspended Solids					Monitor and Report
BOD <sub>5</sub>					Monitor and Report
COD					Monitor and Report
pH	not less than 6.0 nor greater than 9.0 s.u.				

Internal Outfall 167: Existing discharge, varied flow.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
Suspended Solids			30		60
CBOD <sub>5</sub>			10		20
Oil and Grease			15		30
MBAS			1.0		2.0
Benzene			0.005		0.01
Total Residual Chlorine			0.07		0.16
pH	not less than 6.0 nor greater than 9.0 s.u.				

Outfall 067: Existing discharge, varied flow.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Oil and Grease					Monitor and Report
Nitrate-Nitrite Nitrogen					Monitor and Report
pH	not less than 6.0 nor greater than 9.0 s.u.				

Outfall 068: Existing discharge, varied flow.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
Oil and Grease					Monitor and Report
pH	not less than 6.0 nor greater than 9.0 s.u.				

*Outfall 074:* Existing discharge, varied flow.

<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>
Oil and Grease			Monitor and Report		
pH	not less than 6.0 nor greater than 9.0 s.u.				

*Outfall 076:* New discharge, average monthly discharge flow of 4.2 MGD.

<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>
Flow (MGD)	Monitor and Report				
Suspended Solids			10	20	
CBOD <sub>5</sub>			10	20	
Total Nitrogen			5	10	
Phosphorus			0.5	1.0	
Oil and Grease			15	30	
Propylene Glycol			1.7	3.4	
Tolytriazole			0.8	1.2	
Chemical Oxygen Demand			Monitor and Report		
Ammonia Nitrogen			Monitor and Report		
Acetate			Monitor and Report		
Formate			Monitor and Report		
Dissolved Oxygen			Minimum of 6.0 mg/l		
pH	not less than 6.0 nor greater than 9.0 s.u.				

*Outfalls 077—084:* New discharges, varied flow.

<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>
Flow (MGD)	Monitor and Report				
Suspended Solids			10	20	
CBOD <sub>5</sub>			10	20	
Total Nitrogen			5	10	
Phosphorus			0.5	1.0	
Oil and Grease			15	30	
Propylene Glycol			1.7	3.4	
Tolytriazole			0.8	1.2	
Chemical Oxygen Demand			Monitor and Report		
Ammonia Nitrogen			Monitor and Report		
Acetate			Monitor and Report		
Formate			Monitor and Report		
Dissolved Oxygen			Minimum of 6 mg/l		
pH	not less than 6.0 nor greater than 9.0 s.u.				

*Outfalls 085—088:* New discharges, varied flow.

<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>
Flow (MGD)	Monitor and Report				
TSS			30	60	
pH	not less than 6.0 nor greater than 9.0 s.u.				

*Outfalls 005—008, 011—014, 017—022, 024—028, 030—032, 036, 037, 039, 040, 043—056, 058—063, 065, 069—073, 075:* storm water discharges of varied flow.

<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>
These discharges shall consist solely of uncontaminated storm water runoff.					

Other Conditions:

A SWPPP is required for Outfalls 064 and 067.

The permit is subject to the Montour Run Watershed TMDL.

The EPA waiver is not in effect.

**PA0218367**, Industrial Waste, SIC 4941, **Saint Francis College**, P. O. Box 600, Loretto, PA 15940-0600. This application is for renewal of an NPDES permit to discharge treated process water from Saint Francis Water Treatment Plant in Loretto Borough, **Cambridia County**.

The following effluent limitations are proposed for discharge to the receiving waters, Unnamed Tributary to Chest Creek, classified as a high quality-cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Patton Borough Water System, located at Chest Creek, 10 miles below the discharge point.

*Outfall 001*: existing discharge, design flow of 0.003 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Total Suspended Solids			30		60
Iron			2		4
Aluminum			1.8		3.6
Manganese			1		2
Total Residual Chlorine			0.5		1.0
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect

**PA0217905**, Industrial Waste, SIC, 4941, **Municipal Authority of the Borough of Oakmont**, P. O. Box 73, 721 Allegheny Avenue, Oakmont, PA 15139. This application is for renewal of an NPDES permit to discharge treated process water from the Hulton Treatment Plant in Oakmont Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Allegheny River and Falling Springs Run, classified as warm water fisheries with existing and/or potential uses for aquatic life, water supply, and recreation. The first existing/proposed downstream potable water supply is Fox Chapel Authority, located at 255 Alpha Drive, RIDC Industrial Park, Pittsburgh, PA 15238, 2.6 miles below the discharge point.

*Outfall 001*: existing discharge, design flow of 0.15 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Suspended Solids			30	60	75
Total Residual Chlorine			0.012		0.03
Aluminum			0.5	1.0	1.25
Iron			1.5	3.0	3.75
Manganese			1.0	2.0	2.50
pH	not less than 6.0 nor greater than 9.0				

*Outfall 002*: existing discharge, design flow of 0.2 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Suspended Solids			30		60
Total Residual Chlorine			0.5		1.25
Aluminum			4.0		8.0
Iron			2.0		4.0
Manganese			1.0		2.0
pH	not less than 6.0 nor greater than 9.0				

*Outfall 003*: existing discharge, design flow of 0.3 mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Suspended Solids			30		60
Total Residual Chlorine			0.5		1.25

Parameter	Mass (lb/day)		Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	
Aluminum			4.0		8.0
Iron			2.0		4.0
Manganese			1.0		2.0
pH	not less than 6.0 nor greater than 9.0				

Outfalls 004—009: existing discharge, design flow of N/A

Parameter	Mass (lb/day)		Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	
The discharge from these outfalls shall consist of uncontaminated storm water runoff only.					

The EPA waiver is in effect.

**PA0216399**, Industrial Waste, SIC 4941, **Conemaugh Township Municipal Authority**, 113 South Main Street, Davidsville, PA 15928. This application is for renewal of an NPDES permit to discharge treated process water from a water treatment plant in Jenner Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, South Fork Ben's Creek, classified as a high quality cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is the Saltsburg Municipal Water Authority, located at Saltsburg, 72 miles below the discharge point.

Outfall 001: existing discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	
Flow (MGD)	Monitor and Report				

Outfall 002: existing discharge, design flow of 0.0117 MGD.

Parameter	Mass (lb/day)		Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	
Flow (MGD)	Monitor and Report				
TSS			30		60
Aluminum			2.5		5.0
Iron			2.0		4.0
Manganese			1.0		2.0
Total Residual Chlorine			0.5		1.0
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

**Amplified Public Notice for NPDES Permit No. PA0215856, Amendment No. 1**, Industrial Waste, SIC 4941, **Blairsville Municipal Authority**, 203 East Market Street, Blairsville, PA 15717. This application is for an amendment of an NPDES permit to discharge treated clarifier and filter backwash water from a new Outfall No. 002 in Derry Township, **Westmoreland County**.

This notice reflects changes from the notice published in the May 29, 2010 *Pennsylvania Bulletin* Volume 40, Number 22.

Outfall 002: existing discharge, average flow of 0.075 mgd (based on Draft permit comments 6/3/2010).

Parameter	Mass (lb/day)		Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	
Flow (MGD)	Monitor and Report				
Total Suspended Solids			30		60
Iron (Total)			2		4
Aluminum (T)			0.73		1.46
Manganese (T)			1.0		2.0
Total Residual Chlorine			0.31		0.62
pH (S.U.)	not less than 6.0 nor greater than 9.0				

Other Conditions: Control residual solids and floating solids, DMR Submittals, Total Residual Chlorine conditions and chemical additives.

The EPA waiver is in effect.

*Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Telephone: 814-332-6942.*

**PA0002372**, Industrial Waste, SIC Code 2999, **International Waxes, Inc.**, 45 Route 446, Smethport, PA 16749-5413. Facility Name: International Waxes Farmers Valley Plant. This existing facility is located in Keating Township, **McKean County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing discharge of storm-water, non contact cooling water and treated industrial waste.

The receiving streams, Cole Creek and Potato Creek, located in State Water Plan watershed 16-C, are classified for Cold Water Fishes (Cole Creek at Outfall 003), Warm Water Fishes (Potato Creek at Outfall 001) and Trout Stocking (Potato Creek at Outfall 002), aquatic life, water supply and recreation. The discharges are not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.229 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report				
pH			6			9
Temperature					110	

The proposed effluent limits for Outfall 002 are based on a design flow of 0.436 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report				
pH (S.U.)			6			9
Temperature					110	
Total Organic Carbon	Report	Report		Report	5	10

The proposed effluent limits for Outfall 003 are based on a design flow of NA MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
This outfall shall be composed entirely of nonpolluting storm water runoff.						

The proposed effluent limits for Outfall 101 are based on a design flow of 0.566 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report				
pH (S.U.)			6			9
BOD <sub>5</sub>	Report	Report		25.5	48	65
Chemical Oxygen Demand	Report	Report		128	248	250
Total Suspended Solids	Report	Report		21	33	52.5
Oil and Grease	Report	Report		8	15	20
Ammonia-Nitrogen	Report	Report		10.5	23	26.5

You may make an appointment to review the Department of Environmental Protection's files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA waiver is not in effect.

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

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

**WQM Permit No. 0671419, Amendment 10-1**, Sewerage, **UMH Properties, Inc.**, 3499 Route 9 North, Freehold, NJ 07728. This proposed facility is located in Greenwich Township, **Berks County**.

Description of Proposed Action/Activity: Construction/Operation of a phosphorus removal system to serve Highland Estates Mobile Home Park.

**WQM Permit No. 3610203**, Sewerage, **Whispering Hope East**, 23A South New Holland Road, Gordenville, PA 17529. This proposed facility is located in West Earl Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/Operation of a small flow sewage treatment to serve their single family residence located on Crooked Lane.

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

**WQM Permit No. 1410402**, Sewerage 4952, **ADG—Hospital Drive Associates**, 1300 Market Street, P. O. Box 622, Lemyone, PA 17043. This proposed facility is located in College Township, **Centre County**.

Description of Proposed Action/Activity: Wastewater pumping station to serve a medical building that will contain doctor's offices and clinics.

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

**WQM Permit No. 6510201**, Industrial Waste, **Reserved Environmental Services, LLC**, 1119 SR 119, Mount Pleasant, PA 15666. This proposed facility is located in Hempfield Township, **Westmoreland County**.

Description of Proposed Action/Activity: Application for the construction and operation of an industrial wastewater treatment facility.

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

**WQM Permit No. 3794401**, Sewerage, **Amendment No. 1, Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. This proposed facility is located in North Beaver Township, **Lawrence County**.

Description of Proposed Action/Activity: Upgrade of an existing Sewage Treatment Facility for the Turnpike Commission's Main Line North Toll Plaza.

**WQM Permit No. 2097409**, Sewerage, **Amendment No. 1, Northwest Crawford County Sewer Authority**, P. O. Box 56, Springboro, PA 16435. This proposed facility is located in Springboro Borough, **Crawford County**.

Description of Proposed Action/Activity: Amendment of an existing permit to add a stormwater surge tank, replace the main plant blowers; upgrade the headworks and the diffusers; and add a larger chlorine contact tank.

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

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024804044R	Wagner Enterprises, LTD Attn: Mark P. Wagner P. O. Box 3154 Easton, PA 18043	Northampton	City of Bethlehem	Saucon Creek HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023910008	Omega Homes Attn: Gregory Harris Penn's West, Inc. 1150 South Cedar Crest Boulevard Suite 200 Allentown, PA 18103	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF, MF
PAI023904001R	Heritage Building Group Attn: Jon Tresslar 2500 York Road Jamison, PA 18929	Lehigh	Upper Macungie Township	Tributary to Schaefer Run Creek HQ-CWF, MF
PAI023910009	DFM Realty Attn: Scott Lebenberg 27 North Reading Avenue P. O. Box 547 Boyertown, PA 19512	Lehigh	Upper Macungie Township	Schaefer Run HQ-CWF, MF Little Lehigh Creek HQ-CWF, MF



*Luzerne County Conservation District: Route 485, Smith Pond Road, Lehman, PA 18627-0250, 570-674-7991.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024010003	Lehman Township Attn: Dave Sutton 1095 Mt. View Drive Dallas, PA 18612	Luzerne	Lehman Township	East Fork Harvey's Creek HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033610004	Kenneth Wiker 993 Truce Road Holtwood, PA 17532	Lancaster	Providence Township	Fishing Creek HQ-CWF
PAI032110005	Michael Greene 4075 Market Street Camp Hill, PA 17011	Cumberland	Hampden Township Lancaster County	UNT to Trindle Spring Run HQ-CWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10F106(4)	Ian Salada Penn State University 113 Physical Plant Building University Park, PA 16802	Centre	State College Borough	Slab Cabin Run CWF Thompson Run HQ-CWF

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

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

#### **CAFO Notices of Intent Received**

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

**PAG124837**, CAFO, SIC 025, NAICS 111, **Joe Jurgielewicz & Son, Ltd.—Sunbury Farm**, 1016 Plumb Creek Road, Sunbury, PA 17801. This proposed facility is located in Rockefeller Township, **Northumberland County**.

Description of Size and Scope of Proposed Operation/Activity: This farm contains 22,500 ducks at any one time for a total of 80.1 AEU's. This farm is estimated to produce 275,000 gallons of liquid manure and 1,200 tons of solid manure. The liquid manure produced from the animal operation is stored in a professional engineer designed and certified HPDE lined manure storage facility that has a capacity of 336,645 gallons. All manure is exported from the farm.

The receiving stream, Plumb Creek, is in the Little Shamokin Creek Watershed No. 6B and classified as a: Cold Water Fisheries (CWF).

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 general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and The Clean Stream Law constitutes compliance with the state narrative water quality standards.

## **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](http://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>
Lamar Moyer 180 Endsloew Road Marietta, PA 17547	Lancaster	12.4	480.36	Broilers	NA	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.*

**Permit No. 1510509, Public Water Supply.**

Applicant **Aqua Pennsylvania, Inc.**  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Townships West Whiteland and East Goshen

County **Chester**

Type of Facility PWS

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

Permit to Construct Issued April 30, 2010

**Permit No. 0910513, Public Water Supply.**

Applicant **Aqua Pennsylvania, Inc.**  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Borough Chalfont

County **Bucks**

Type of Facility PWS

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

Permit to Construct Issued April 30, 2010

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

**Permit No. 5610507, Public Water Supply.**

Applicant **Jefferson Township Water & Sewer Authority**  
786 Mountain View Road  
Somerset, PA 15501

Township or Borough Jefferson Township  
 Responsible Official Roger L. Glendenning  
 Chairperson  
 Jefferson Township Water &  
 Sewer Authority  
 786 Mountain View Road  
 Somerset, PA 15501

Type of Facility New public water supply system

Consulting Engineer The EADS Group, Inc.  
 450 Aberdeen Drive  
 Somerset, PA 15501

Application Received Date July 1, 2010

Description of Action Construction of approximately  
 15,000 feet of waterline and a  
 200,000 gallon water storage  
 tank. The water system's source  
 of water will be the Somerset  
 County General Authority.

Consulting Engineer Gibson-Thomas Engineering Co.,  
 Inc.  
 1004 Ligonier Street  
 P. O. Box 853  
 Latrobe, PA 15650

Application Received Date February 20, 2009

Description of Action Extension of waterlines into  
 Airport Road, Parkwood area  
 and Breeze Clamp; and  
 installation of a pump station,  
 tank and waterlines on Pymack  
 Road.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 1

**Permit No. 1110505**, Public Water Supply.  
 Applicant **Greater Johnstown Water  
 Authority**  
 640 Franklin Street  
 P. O. Box 1407  
 Johnstown, PA 15907

Township or Borough West Taylor Township  
 Responsible Official Edward Cernic  
 Chairperson  
 Greater Johnstown Water  
 Authority  
 640 Franklin Street  
 P. O. Box 1407  
 Johnstown, PA 15907

Type of Facility water supply system

Consulting Engineer Gibson-Thomas Engineering Co.,  
 Inc.  
 1004 Ligonier Street  
 P. O. Box 853  
 Latrobe, PA 15650

Application Received Date July 7, 2010

Description of Action Rehabilitation and relocation of  
 the existing Fernwood Pump  
 Station.

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

Sections 302—305 of the Land Recycling and Environ-  
 mental 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 Stan-  
 dard, the Site-Specific Standard or who intend to remedi-  
 ate 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 demon-  
 strates 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.

**Permit No. 3209505MA**, *Republish*—Public Water  
 Supply.  
 Applicant **Indiana County Municipal  
 Services Authority**  
 602 Kolter Drive  
 Indiana, PA 15701

Township or Borough Conemaugh, Cherry Hill and  
 Armstrong Townships

Responsible Official Michael Duffalo  
 Executive Director  
 Indiana County Municipal  
 Services Authority  
 602 Kolter Drive  
 Indiana, PA 15701

Type of Facility water supply system

Under sections 304(n)(1)(ii) and 305(c)(2) of the act,  
 there is a 30-day public and municipal comment period  
 for sites proposed for remediation using a Site-Specific  
 Standard, in whole or in part, and for sites remediated as  
 a special industrial area. This period begins when a  
 summary of the Notice of Intent to Remediate is pub-  
 lished in a newspaper of general circulation in the area of  
 the site. For the sites identified, proposed for remediation  
 to a Site-Specific Standard or as a special industrial area,  
 the municipality within which the site is located may  
 request to be involved in the development of the remedia-  
 tion 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.*

**236 Tanner Avenue**, Hatboro Borough, **Montgomery County**. Joanne Van Rensselaer, Envirosearch Consultants, Inc., P. O. Box 940, Spring House, PA 19477 on behalf of Wayne Zielke, 240 Tanner Avenue, Hatboro, PA 19040 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of No. 2 fuel oil. The future use of the property will remain the same.

**15 Red Rose Drive**, Middletown Township, **Bucks County**. Staci Cottone, J & J Spill Service and Supplies, Inc., P. O. Box 30, Blue Bell, PA 19422 on behalf of Joseph Corrigan, 6139 Saint Andrews Drive, Sanford, NC 27332 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of No. 2 fuel oil. The current and future use of the property is residential.

**(REVISED) Sunoco Inc Old Pennell Road**, Aston Township, **Delaware County**. Holly Smoker, Groundwater & Environmental Services, 440 Creamery Way, Suite 500, Exton, PA 19341, Greg Rosenzweig, Groundwater & Environmental Services, 440 Creamery Way, Suite 500, Exton, PA 19341, Martin, Liebhart, Sunoco, Inc., P. O. Box 1135, Post Road and Blue Ball Avenue, Marcus Hook, PA 19061 on behalf of Anthony Morelli, 3460 Pennell Road, Media, PA 19063, Lloyd Yarnell, 3461 Pennell Road, Media, PA 19063, Bruce Snyder, 5000 Pennell Road, Media, PA 19063, Glenn Gualtieri, 102 Old Pennell Road, Media, PA 19063, Dean Fountain, 460 Old Pennell Road, Media, PA 19063, Hope McGowan, 100 Old Pennell Road, Media, PA 19063, Gary Link, 105A/105B/107 Old Pennell Road, Media, PA 19063, Walter Rupnicki, 115A Old Pennell Road, Media, PA 19063 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of unleaded gasoline. The proposed future use of the site is residential. A summary of the Notice of Intent to Remediate was reported to have been publishes in the *Delaware County Daily Times* on July 6, 2010.

**Pottstown Industrial Complex**, Borough of Pottstown, **Montgomery County**. Craig Herr, RT Environmental Service, Inc., 215 West Church Road, King of Prussia, PA 19406, Walter H. Hungarter, III, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Jay Brown, Pottstown Industrial Complex, LP, 261 South Keim Street, Pottstown, PA 19464 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of metals. The future use of the site will remain the same. A summary of the Notice of Intent to Remediate was reported to have been published in the *Mercury* on April 19, 2010.

**FDR-Park Recreation Maintenance Building**, City of Philadelphia, **Philadelphia County**. Leslie Thurman, BT Environmental Health Safety Consultants, Inc., 3984 Penn Avenue, Sinking Spring, PA 19068, Michael Bendetti, BT Environmental Health Safety Consultants, Inc., 3984 Penn Avenue, Sinking Spring, PA 19068 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with the release of No. 2 fuel oil. The future use of the site will be the same.

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

**Former Myers Great Value Market**, Dillsburg Borough, **York County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of Ken Herr, 100 South 7th Street, Akron, PA 17501, submitted a Notice of Intent to Remediate site soils contaminated with leaded gasoline to the Residential Statewide Health Standard.

**Elizabeth Craver Residence**, Manheim Township, **Lancaster County**. Alternative Environmental Solutions, Inc., 480 New Holland Avenue, Suite 8203, Lancaster, PA 17602, on behalf of Elizabeth Craver, 2346 Bob White Lane, Lancaster, PA 17601, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with heating oil. The site will be remediated to a Site-Specific Standard and will remain residential.

**Former Allison Hill Automotive Property**, City of Harrisburg, **Dauphin County**. Skelly & Loy, Inc., 449 Eisenhower Boulevard, Harrisburg, PA 17111, on behalf of Redevelopment Authority of the City of Harrisburg, P. O. Box 2157, Harrisburg, PA 17105-2157, submitted a Notice of Intent to Remediate site soils contaminated with VOCs, PAHs and inorganics. The site will be remediated to a combination of Non-Residential Statewide Health and Site-Specific Standards. The intended future use of the site is a health center.

**Martin Limestone/Limeville Quarry**, Salisbury Township, **Lancaster County**. Reliance Environmental, Inc., 130 East Chestnut Street, Lancaster, PA 17602, on behalf of Martin Limestone, Inc., 520 Lime Quarry Road, Gap, PA 17527, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with lubricating oil. The site will be remediated to a Residential Statewide Health Standard and will remain commercial.

#### INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

**Applications received or withdrawn under the Solid Waste Management Act of July 7, 1980 (P. L. 380, No. 97) (35 P. S. §§ 6018.101—6018.1003) and Act 93 of June 28, 1988 (P. L. 525, No. 93) and regulations to transport infectious and chemotherapeutic waste.**

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

#### *Renewal Applications Received*

Environmental Products & Services of Vermont, Inc., P. O. Box 315, Syracuse, NY 13209. License No. PA-HC 0238. Received on May 1, 2010.

Advant-EDGE Solutions of Middle Atlantic, Inc., 927 Red Toad Road, North East, MD 21901. License No. PA-HC 0220. Received on May 3, 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.**

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

**10-365A: Keystone Clearwater Solutions, LLC** (1129 West Governor Road, Hershey, PA 17033) for con-

struction of an industrial wastewater treatment plant at their facility in Forward Township, **Butler County**.

**20-304A: Ernst Biomass, LLC** (9006 Mercer Pike, Meadville, PA 16335) for construction of a wood and switchgrass pellet manufacturing plant at their facility in Union Township, **Crawford County**.

**25-025P: GE Transportation—Erie** (2901 East Lake Road, Building 9-201, Erie, PA 16531) for modification of the construction schedule for modifying three test cells in building 4E and three new test cells in building 63 established in plan approval 25-025O in Lawrence Park Township, **Erie County**. This is a Title V facility.

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

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

**09-0009F: Webcraft, LLC** (4371 County Line Road, Chalfont, PA 18914) for the following changes at their facility in New Britain Township, **Bucks County**:

- Installation of a new lithographic printing press to replace an existing lithographic press.
- Replacement of the dryers on two other existing presses.
- Installation of automatic blanket washers on four existing presses.

The facility is a Title V facility. The proposed modification/reconfiguration will not result in a net increase of emissions. 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.

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

**AMS 10133: Philadelphia Navy Public Work Department** (4921 South Broad Street, Building 1, Philadelphia, PA 19112) to install one 264,00 Btu/hr Boiler firing natural gas, one 9,200 gallon and one 9,700 gasoline storage tank both with Stage 2 vapor recovery, one Spraybooth that paints metal and plastic parts. One Torit Donalson Dust Collector, one Cold cleaning degreaser in the City of Philadelphia, **Philadelphia County**. The facility will have the following combined potential annual emissions: 0.11 ton of Nitrogen Oxides (NOx), 1.43 tons of Particulate Matter, 0.25 ton of VOCs, 0.10 ton of Carbon Monoxide, less than 0.01 ton of Sulfur Dioxide and less than 0.01 ton of Lead. The plan approval will contain operating, testing, monitoring, recordkeeping and reporting requirements to ensure operation within all applicable requirements.

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

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

**46-00159: US Chrome Corp. of PA** (750 West Washington Street, Norristown, PA 19404) for renewal of the original State-only Operating Permit (Natural Minor) in Norristown Borough, **Montgomery County**. There have been no other changes made to the permit since it was issued. The permit includes monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**09-00133: Webcraft, LLC** (181 Rittenhouse Circle, Bristol, PA 19007) for a non-Title V, State-only, Natural Minor Operating Permit to operate a four heatset web offset lithographic presses in Bristol Township, **Bucks County**. The initial permit was issued on 11-8-2005. The permit will include monitoring, recordkeeping, reporting and work practice standards designed to keep the facility operating within all applicable air quality requirements. The permit will include monitoring, recordkeeping, reporting and work practice standards 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.*

**54-00079: The County of Schuylkill—Schuylkill County Courthouse** (401 North 2nd Street, Pottsville, PA 17901-1757) for operation of a 4.612 mmBtu heat input anthracite fired boiler at their Schuylkill County Courthouse in Pottsville City, **Schuylkill County**. This is a new State-only Operating Permit.

**54-00078: The County of Schuylkill—Schuylkill County Prison** (401 North 2nd Street, Pottsville, PA 17901-1757) for operation of a 4.612 mmBtu heat input anthracite fired boiler at the Schuylkill County Prison in Pottsville City, **Schuylkill County**. This is a new 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.*

**03-00238: Curran-Shaffer Funeral Home and Crematory, Inc.—Apollo** (100 Owen View Avenue, Apollo, PA 15613) for operation of their facility's air contamination source consisting of one 100 lb/hr human crematory incinerator, Power-Pak II natural gas-fired rated at 700 mmBtu/hr primary chamber and 1.4 mmBtu/hr secondary chamber in Kiskiminetas Township, **Armstrong County**. The facility is limited to 0.08 gr/dcsf particulate matter corrected to 7% oxygen and 500 ppmv sulfur oxides. The permit includes emission, restrictions, operation requirements, monitoring requirements and recordkeeping requirements.

**11-00279: Forest Lawn Memorial Association, Inc.—Conemaugh** (1530 Frankstown Road, Johnstown, PA 15902) for operation of their facility's air contamination source consisting of one 100 lb/hr human crematory incinerator, All Crematory System 1701 propane fired rated at 716 mmBtu/hr primary chamber and 1.4 mmBtu/hr secondary chamber in Conemaugh Township, **Cambria County**. The facility is limited to 0.10 gr/dcsf particulate matter corrected to 12% oxygen and 500 ppmv sulfur oxides. The permit includes emission, restrictions, operation requirements, monitoring requirements and recordkeeping requirements.

**04-00466: NSPC, LLC—New Brighton** (P. O. Box 311, Zelienople, PA 16063) for operation of their facility's air contamination source consisting of one 75 lb/hr animal

crematory incinerator, Industrial Equipment and Engineering Company Model No. IE-43 propane-fired rated at 344 mmBtu/hr primary chamber and 658 mmBtu/hr secondary chamber in New Sewickley Township, **Beaver County**. The facility is limited to 0.1 gr/dcsf particulate matter corrected to 7% oxygen and 500 ppmv sulfur oxides. The permit includes emission, restrictions, operation requirements, monitoring requirements and recordkeeping requirements.

**65-00899: Snyder Funeral Home, Inc.—Donegal** (402 East Church Street, Ligonier, PA 15658) for operation of their facility's air contamination source consisting of one 150 lb/hr human crematory incinerator, B & L Cremation System N-20AA propane fired rated at 350 mmBtu/hr primary chamber and 1.0 mmBtu/hr secondary chamber in Donegal Borough, **Westmoreland County**. The facility is limited to 0.08 gr/dcsf particulate matter corrected to 7% oxygen and 500 ppmv sulfur oxides. The facility also consists of one 74 lb/hr animal crematory incinerator, B & L Cremation System BLP200. The permit includes emission, restrictions, operation requirements, monitoring requirements and recordkeeping requirements for their facility.

**65-00596: St Clair Cemetery Association—Greensburg** (944 Saint Clair Way, Greensburg, PA 15601) for operation of their facility's air contamination source consisting of one 100 lb/hr human crematory incinerator, All Crematory natural gas-fired rated at 716 mmBtu/hr primary chamber and 1.4 mmBtu/hr secondary chamber in Hempfield Township, **Westmoreland County**. The facility is limited to 0.1 gr/dcsf particulate matter corrected to 7% oxygen and 500 ppmv sulfur oxides. The permit includes emission, restrictions, operation requirements, monitoring requirements and recordkeeping requirements.

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

**43-00036: Hodge Foundry, Inc.** (42 Leach Road, Greenville, PA 16125) for a Synthetic Minor Permit to operate a foundry operation in Hempfield Township, **Mercer County**. This facility has a Synthetic Minor Operating Permit which limits emissions below major source levels.

## 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 descrip-

tion 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:

Table 1

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
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 <sup>1</sup>		greater than 6.0; less than 9.0	
Alkalinity greater than acidity <sup>1</sup>			

<sup>1</sup> 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) 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.*

**11733701 and NPDES Permit NA, Robindale Energy Services, Inc.**, (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920), to renew the coal refuse disposal permit for the Cambria Slope Mine No. 33 in Cambria Township, **Cambria County**. No additional discharges. Application received: May 20, 2010.

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

**56100103 and NPDES No. PA0263036. Hoffman Mining Inc.**, P. O. Box 130, 118 Runway Road, Friedens, PA 15541, commencement, operation and restoration of a bituminous surface and auger mine in Paint and Quemahoning Townships, **Somerset County**, affecting 254.0 acres. Receiving stream(s): Unnamed tributaries to and Stonycreek River classified for the following use(s): Trout Stocked Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 14, 2010.

**32100202. Alverda Enterprises Inc.**, P. O. Box 245, Alverda, PA 15710, commencement, operation and restoration of a bituminous surface and coal refuse reprocessing mine in Conemaugh Township, **Indiana County**, affecting 11.8 acres. Receiving stream(s): Stonycreek River classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 29, 2010.

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

**65100201 and NPDES Permit No. PA0251976. Alverda Enterprises, Inc.** (P. O. Box 245, Alverda, PA 15710). Application for commencement, operation and reclamation of a bituminous surface mine, located in Derry Township, **Westmoreland County**, affecting 19 acres. Receiving stream: McGee Run, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: June 17, 2010.

**GP-12-65100201 and NPDES Permit No. PA0251976. Alverda Enterprises, Inc.** (P. O. Box 245, Alverda, PA 15710). Application for the operation of a Terex Finlay 683 SuperTrak Screen, located in Derry Township, **Westmoreland County**, affecting 19 acres. Receiving stream: McGee Run, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: June 22, 2010.

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

**16050109 and NPDES Permit No. PA0257966. RFI Energy, Inc.** (P. O. Box 162, Sligo, PA 16255) Renewal of an existing bituminous surface strip and beneficial use of coal ash operation in Perry Township, **Clarion County** affecting 85.0 acres. Receiving streams: Two unnamed tributaries to the Clarion River, classified for the follow-

ing: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application is for reclamation only. Application received: June 25, 2010.

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

**17950106 and NPDES No. PA0220060. Waroquier Coal Co.** (P. O. Box 128, Clearfield, PA 16830). Renewal of an existing bituminous surface and auger mine located in Greenwood Township, **Clearfield County** affecting 111.2 acres. Receiving stream(s): unnamed tributaries to Watts Creek and Watts Creek classified for the following use(s): High Quality Cold Water Fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: June 10, 2010.

**17030109 and NPDES No. PA0243515. Tamburlin Brothers Coal Co., Inc.** (P. O. Box 1419, Clearfield, PA 16830). Renewal of an existing bituminous surface mine located in Huston Township, **Clearfield County** affecting 147.5 acres. Receiving stream(s): Grapevine Run and Heath Run classified for the following use(s): Cold Water Fisheries. Application received: June 14, 2010.

**17040110 and NPDES No. PA0243884. Myers & Supko Contracting** (P. O. Box 51, Osceola Mills, PA 16666). Renewal of an existing bituminous surface and auger mine located in Decatur Township, **Clearfield County** affecting 74.5 acres. Receiving stream(s): Big Run, Coal Run, an unnamed tributary to Coal Run and Moshannon Creek classified for the following use(s): Cold Water Fisheries. Application received: June 21, 2010.

**17100109 and NPDES No. PA0257397. Sky Haven Coal, Inc.** (5510 State Park Road, Penfield, PA 15849). Commencement, operation and restoration of a bituminous surface and auger mine located in Boggs Township, **Clearfield County** affecting 95.4 acres. Receiving streams: Crooked Sewer Run and an unnamed tributary "A" to Crooked Sewer Run classified for the following use(s): Cold Water Fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: July 1, 2010.

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

**54793206C26 and NPDES Permit No. PA0593125. Reading Anthracite Company**, (P. O. Box 1200, Pottsville, PA 17901), correction to incorporate portions of existing SMP Nos. 54920203, 54773214 and 54663010 into existing anthracite coal refuse reprocessing, surface mine and preparation operation in Mahanoy Township, **Schuylkill County** affecting 3038.0 acres, receiving stream: Mahanoy Creek. Application received: June 23, 2010.

*Noncoal Applications Returned*

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

**16080307 and NPDES Permit No. PA0258628. WDK Enterprises, Inc.** (P. O. Box 5, 688 Day City Road, Corsica, PA 15829) Commencement, operation and restoration of a large noncoal operation in Monroe Township, **Clarion County** affecting 202.0 acres. Receiving streams: Unnamed tributaries to Reids Run. Application received: August 11, 2008. Application returned: July 6, 2010.

**6896-16080307-E-1. WDK Enterprises, Inc.** (P. O. Box 5, 688 Day City Road, Corsica, PA 15829) Application to conduct mining activities within 100 feet of unnamed tributary No. 2 to Reids Run in Monroe Township,



**Clarion County.** Receiving streams: Unnamed tributaries to Reids Run. Application received: August 11, 2008. Application returned: July 6, 2010.

**6896-16080307-E-2. WDK Enterprises, Inc.** (P. O. Box 5, 688 Day City Road, Corsica, PA 15829) Application to conduct mining activities within 100 feet of Unnamed Tributary No. 3 to Reids Run in Monroe Township,

**Clarion County.** Receiving streams: Unnamed tributaries to Reids Run. Application received: August 11, 2008. Application returned: July 6, 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.*

**29890301. K G Richards**, 810 Lincoln Way East, McCConnellsburg, PA 17233, bond release on a large noncoal (industrial minerals) operation in Todd Township, **Fulton County**, affecting 14.0 acres. Receiving stream(s): Licking Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 24, 2010.

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

**04020301. Three Rivers Aggregates, LLC** (225 North Shore Drive, Pittsburgh, PA 15212). Application received for transfer of permit currently issued to Ennstone, Inc., d/b/a Three Rivers Aggregates, for continued operation and reclamation of a noncoal surface mining site located in Darlington Township, **Beaver County**, affecting 71.0 acres. Receiving streams: unnamed tributary to Madden Run (unclassified), Madden Run (unclassified) and North Fork Little Beaver Creek to Little Beaver Creek, classified for the following uses: high quality, cold water fishes, and warm water fishes. There are no downstream potable water supply intakes within ten miles of the site. Transfer application received: June 28, 2010.

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

**3175SM13. Three Rivers Aggregates, LLC** (225 North Shore Drive, Pittsburgh, PA 15212) Transfer of an existing large sand and gravel operation from Ennstone, Inc., d/b/a Three Rivers Aggregates in Scott Township, **Lawrence County** affecting 617.4 acres. Receiving streams: Taylor Run, classified for the following uses: There are no potable surface water supply intakes within 10 miles downstream. Application received: June 28, 2010.

**37030303. Three Rivers Aggregates, LLC** (225 North Shore Drive, Pittsburgh, PA 15212) Transfer of an existing large sand and gravel operation from Ennstone, Inc.,

d/b/a Three Rivers Aggregates in North Beaver Township, **Lawrence County** affecting 37.0 acres. Receiving streams: Beaver River, classified for the following uses: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: June 28, 2010.

**37930307. Three Rivers Aggregates, LLC** (225 North Shore Drive, Pittsburgh, PA 15212) Transfer of an existing large sand and gravel operation from Ennstone, Inc., d/b/a Three Rivers Aggregates in North Beaver Township, **Lawrence County** affecting 44.5 acres. Receiving streams: Beaver River, classified for the following uses: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: June 28, 2010.

**4379305 and NPDES Permit No. PA0118818. Three Rivers Aggregates, LLC** (225 North Shore Drive, Pittsburgh, PA 15212) Transfer of an existing large sand and gravel operation from Ennstone, Inc., d/b/a Three Rivers Aggregates in East Lackawannock Township, **Mercer County** affecting 164.6 acres. Receiving streams: Neshannock Creek, classified for the following uses: TSF. There are no potable surface water supply intakes within 10 miles downstream. Application received: June 28, 2010.

**43040301. Three Rivers Aggregates, LLC** (225 North Shore Drive, Pittsburgh, PA 15212) Transfer of an existing large sand and gravel operation from Ennstone, Inc., d/b/a Three Rivers Aggregates in East Lackawannock Township, **Mercer County** affecting 10.6 acres. Receiving streams: Neshannock Creek, classified for the following uses: TSF. There are no potable surface water supply intakes within 10 miles downstream. Application received: June 28, 2010.

**43070303. Three Rivers Aggregates, LLC** (225 North Shore Drive, Pittsburgh, PA 15212) Transfer of an existing large sand and gravel operation from Ennstone, Inc., d/b/a Three Rivers Aggregates in Springfield and Wilmington Townships, **Mercer County** affecting 114.0 acres. Receiving streams: Unnamed tributary to Indian Run and Indian Run, classified for the following uses: TSF. There are no potable surface water supply intakes within 10 miles downstream. Application received: June 28, 2010.

**37920303. Three Rivers Aggregates, LLC** (225 North Shore Drive, Pittsburgh, PA 15212) Transfer of an existing large sand and gravel operation from Ennstone, Inc., d/b/a Three Rivers Aggregates in Taylor Township,

**Lawrence County** affecting 56.0 acres. Receiving streams: Beaver River, classified for the following uses: WWF. There are potable surface water supply intakes within 10 miles downstream. Application received: June 28, 2010.

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

**55100301 and NPDES No. PA0257401. National Limestone Quarry, Inc.** (P. O. Box 397, Middleburg, PA 17842). Commencement, operation and restoration of a large noncoal permit for support activities only. The site will be used for support activities only, (no mining will occur on the property). The site will have one National Pollutant Discharge Elimination System (NPDES) point that will discharge clean water to an Unnamed Tributary to Middle Creek classified for Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 2, 2010.

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

**40930301C2 and NPDES Permit No. PA0224472. Meckley's Limestone, Inc.**, (1543 SR 225, Herndon, PA 17830), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Hazle Township, **Luzerne County**, receiving streams: Hazle Creek, classified for the following uses: High Quality—cold water and migratory fishes; Big Black Creek, classified for the following uses: cold water and migratory fishes. Application received: June 28, 2010.

**58970804. Terry Hunsinger**, (R. D. 3, Box 3502, Laceyville, PA 18623), Stages I and II bond release from a quarry operation in Rush Township, **Susquehanna County** affecting 2.0 acres on property owned by David Baltzley. Application received: June 30, 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 Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the regional office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Individuals will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are

available for inspection between 8 a.m. and 4 p.m. on each working day at the regional office noted before the application.

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

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**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)).**

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### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E52-220. Peter Claus**, 113 Shore Road, Tafton, PA 18464, in Palmyra Township, **Pike County**, U.S. Army Corps of Engineers, Philadelphia District.

To modify and maintain an existing 24-foot wide by 60-foot long floating wooden dock in Lake Wallenpaupack with modification consisting of extending the dock an additional 30 feet into the lake with the construction of a 4-foot wide wooden gangway connecting the dock to the shore.

The project is located at 113 Shore Road, Tafton, PA 18464 (Friedensburg, PA Quadrangle Latitude: 41° 25' 40"; Longitude: -75° 11' 30").

**E52-221. Municipal Authority of the Township of Westfall**, 155 Westfall Town Drive, Matamoras, PA 18336, in Westfall Township, **Pike County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain sewage pump station in the floodplain of the Delaware River (WWF, MF). The project is located on the south side of Mountain Avenue approximately 0.2 mile west of its intersection with US Route 6 (Port Jervis South, NY-NJ-PA Quadrangle Latitude: 41° 21' 31.8"; Longitude: -75° 43' 0.10").

**E45-556. Minsi Trails Council, Inc.**, P. O. Box 20624, Lehigh Valley, PA 18002, in Tobyhanna Township, **Monroe County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain multiple docks consisting of fourteen 1-foot by 10-foot sections in Stillwater Lake. The project is located along the southwest bank of Stillwater Lake, on the east side of Keiplers Lane, approximately 2.8 miles northwest of the intersection of SR 940 and I-380 (Pocono Pines, PA Quadrangle Latitude: 41° 7' 2.6"; Longitude: -75° 25' 28.2").

**E64-286. Browndale Fire Company & Clinton Township Board of Supervisors**, P. O. Box 10, Browndale, Forest City, PA 18421, in Clinton Township, **Wayne County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a dry fire hydrant in Elk Lake. The project is located along Lizzys Lane approximately 750 feet south of its intersection with Elk Lake Road (Forest City, PA Quadrangle Latitude: 41° 37' 42.2"; Longitude: -75° 23' 17.5").

**E40-711. Luzerne County Conservation District**, 485 Smiths Pond Road, Shavertown, PA 18708-9742, in Luzerne Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a streambank stabilization project along a 1,200-foot reach of Toby Creek (WWF) with work consisting of removing existing concrete walls and placing R-8 riprap along both banks of the stream. The left bank will contain a 7.2-foot wide bench elevated 2.5 feet above the streambed.

The project is located on the northwest side of Main Street between its intersection with SR 0309 and Courtdale Avenue (Kingston, PA Quadrangle Latitude: 41° 17' 18.8"; Longitude: -75° 54' 13.9").

**E39-508. Jerry Wertman**, 8621 Brown Street, Slatington, PA 18080, in Washington Township, **Lehigh County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a concrete bridge having a 12-foot span and a 5-foot underclearance across a tributary to Trout Creek (CWF) for the purpose of accessing a single family dwelling. The project is located at 8830 Deer Road approximately 0.25 mile south of its intersection with Mountain Road (Lehigh, PA Quadrangle Latitude: 40° 45' 28.6"; Longitude: -75° 39' 19.9").

**E13-164. Department of Transportation, Engineering District 5-0**, 1002 Hamilton Street, Allentown, PA 18101, Smithfield Franklin Township, **Carbon County**, Army Corps of Engineers, Philadelphia District.

To place fill in a de minimis area of wetlands equal to 0.02 acre; to remove the existing structure; and to construct and maintain a single-span, prestressed concrete bulb-tee beam bridge having a total normal clear span of 161.8 feet and an average underclearance of 4.2 feet over Pohopoco Creek (HQ-CWF, MF). The project also includes a slight shift in the alignment of the bridge upstream from its current location. The project is located at SR 2007, Segment 0070, Offset 0063, just north of the intersection of US 209 and SR 2007 (Lehigh, PA Quadrangle Latitude: 40° 50' 21" N; Longitude: -75° 40' 05" W) in Franklin Township, Carbon County.

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

**E18-545. Department of Conservation and Natural Resources, Bureau of Forestry**, P. O. Box 8451, Harrisburg, PA 17105-8451. Trout Run Road Embankment Erosion Repair, in Leidy Township, **Clinton County**, ACOE Baltimore District (Hammersly Fork, PA Quadrangle N: 41° 26' 35.6"; W: 77° 55' 45.9").

To construct and maintain a bank stabilization project consisting of: 1) a 150-foot long R-7 riprap footer; 2) a 80-foot by 9-foot deep by 12-foot high gabion basket retaining wall with a 1:9.5 slope; 3) R-7 riprap bank protection above the wall to the edge of Trout Run Road; 4) a rock deflector vane upstream of the gabion baskets; and 5) a 20-foot long channel change just upstream of the baskets to help keep the bank stabilization area drier, all of which is located 1 mile on Trout Run Road from Kettle Creek Park Road.

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

**E63-628. Department of Transportation**, 825 Gallatin Avenue Extension, P. O. Box 459, Uniontown, PA

15401. To extend and widen an arch culvert in South Strabane Township, **Washington County**, Pittsburgh ACOE District (Washington East, PA Quadrangle North 5.7 inches; West 10.1 inches, Latitude: 40° 10' 9.3"; Longitude: 80° 12' 20.7"). The applicant proposes to construct and maintain:

1. a 87 ft. long extension of an existing 508 ft. long, 8 ft. span arch culvert with a drainage area of 201 acres under the to be widened SR 79 and access ramp to SR 70 in an unnamed tributary to Little Chartiers Creek (HQ-WWF).

2. 253 ft. of stream relocation associated with the previous culvert extension and road bank fill.

3. a 7 span two lane high level connection ramp overpass over an existing culvert in Little Chartiers Creek (HQ-WWF).

4. road construction associated temporary encroachments and stormwater outfalls.

Mitigation for the stream relocation will be onsite. Mitigation for the culvert extension and one of the outfall structures will be offsite. This project is associated with SR70 and SR79 interchange improvements east of Washington, PA.

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

**E37-181. Mr. Nyron Ligo**, Ligo Lane, New Wilmington, PA 16142. Bridge over UNT Little Neshannock Creek, in Wilmington Township, **Lawrence County**, ACOE Pittsburgh District (New Castle North, PA Quadrangle N: 41° 07' 16"; W: 80° 20' 52").

To construct and maintain a private steel beam bridge having a clear span of approximately 20 feet and an underclearance of approximately 2.5 feet on a UNT Little Neshannock Creek approximately 3,000 feet West of the intersection of SR 208 and SR 158. The crossing has already been constructed. UNT Little Neshannock Creek is a perennial stream classified as a trout stocked fishery.

#### Environmental Assessments

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

**EA3614-001CO. Pennsylvania Environmental Council**, 22 Terminal Way, Pittsburgh, PA 15219, ACOE Baltimore District.

The goal of this project is to restore the natural ecological potential of aquatic resources that are impaired by legacy sediment erosion and storage in a portion of the Big Spring Run (WWF) watershed. Big Spring Run is a tributary to Mill Creek that is located within the Conestoga River watershed and tributary to the Susquehanna River. Big Spring Run is a Clean Water Act 303(d) listed stream with aquatic life impairments attributed to excessive nutrients and siltation. Design features include interrelated considerations of stream stability, sediment supply, nutrient removal efficiency, aquatic habitats, and other ecological functions and values that are representative of the natural physical, chemical and biological characteristics and potential at this site. Proposed water obstructions and encroachments include channel relocations, in-stream grade control and habitat enhancement structures, and excavation of legacy sediment adjacent to Big Spring Run and its tributaries. The proposed project will result in approximately 3,550 linear feet of stream channel restoration and approximately 5 acres of wetland restoration. The project is located adja-

cent to SR 222 and Gypsy Hill Road in West Lampeter Township, **Lancaster County**.

#### **Erosion and Sediment Control**

The following parties have applied for an Erosion and Sediment Control Permit (ESCP) for an earth disturbance activity associated with either a road maintenance or timber harvesting operation.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain limitations set forth in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices (BMPs) which restrict the rate and quantity of sediment discharged.

Persons wishing to comment on the proposed permit are invited to submit a statement to the appropriate Department Regional Office listed previously the application within 30 days of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses 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 relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate Department Regional Office during the 30-day public comment period.

Following the 30-day comment period, the appropriate Regional Office Water Management Program Manager

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

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity are on file and may be inspected at the office identified in this notice.

Persons with a disability that require an auxiliary aid, service or other accommodation to participate during the 30-day public comment period should contact the specified Regional Office. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1-800-654-5984.

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#### **Applications received under Sections 5 and 402 of the Clean Streams Law (35 P.S. §§ 691.5 and 691.402)**

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

ESCGP-1 # ESCGP1-53-10-801

Applicant Name Dominion Transmission

Contact Person Kevin P. Zink

Address 5094 Route 349

City, State, Zip Westfield, PA 16950

County Potter

Township(s) Harrison Township

Receiving Stream(s) and Classification(s) Marsh Creek and North Branch Cowanesque River Other

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## **ACTIONS**

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### **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

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0033995 (Sew)	Berks County 633 Court Street 16th Floor Reading, PA 19601-4302	Berks County Bern Township	Plum Creek 3-C	Y
PA0088307 (Sew)	Snyders, LLP 501 Conodoguinet Avenue Carlisle, PA 17015-8972	Cumberland County North Middleton Township	Conodoguinet Creek 7-B	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0112615 (Industrial Waste)	Northumberland Cogen Plant 909 Cannery Road Northumberland, PA 17857	Northumberland County Point Township	Unnamed Tributary of West Branch Susquehanna River 10-D	Y
PA0114286 (Sewage)	New Albany Borough Sewer System STP Main Street New Albany, PA 18833-0067	Bradford County New Albany Borough	South Branch Towanda Creek 4-C	Y
PA0209066 (Sewage)	Roulette Township Sewer System STP SR 4003 Roulette, PA 16746	Potter County Roulette Township	Allegheny River 16-C	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0024392	Rouseville Borough P. O. Box 317 Rouseville, PA 16344	Venango County Cornplanter Township	Oil Creek 16-E	Y

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

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

**NPDES Permit No. PA0247324**, CAFO, **Dale Rohrer, Rohrer Farms, LLC**, 750 Doe Run Road, Lititz, PA 17543. This proposed facility is located in East Donegal Township, Penn Township and Warwick Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: Authorization for operation of a 1,842-AEU swine and pullet operation in Watershed 7-J.

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

**PA0209228**, Sewerage (4952), **Lycoming County Water and Sewer Authority**, 216 Old Cement Road, Montoursville, PA 17754.

The action is for the renewal of an NPDES permit authorizing the discharge of treated sewage from the Lycoming County Water and Sewer Authority to the West Branch Susquehanna River in Fairfield Township, **Lycoming County**. This receiving stream is classified for Warm Water Fishes, aquatic life, water supply and recreation.

Facility Standard Industrial Classification (SIC): No. 4952 (Sewerage Systems)

For the purpose of evaluating effluent requirements for Total Dissolved Solids, NO<sub>2</sub>-NO<sub>3</sub> (Nitrate-Nitrite), Fluoride, Phenolics, Sulfates and Chlorides, the existing downstream potable water supply (PWS) considered during the evaluation is near Milton, PA, located approximately 20 river miles downstream from the discharge.

The effluent limits for Outfall (numbered) 001, based on a design flow of 1.5 MGD (million gallons per day), are:

Discharge Parameter	Mass (lb/day)		Minimum	Concentration (mg/l)		Instantaneous Maximum	Monitoring	
	Monthly Average	Weekly Average		Average Monthly	Average Weekly		Minimum Frequency	Sample Type
Flow MGD	Report	Report					Continuous	Meter
CBOD <sub>5</sub>	313	500		25	40	50	2/Week	24 Hour Comp.
TSS	375	563		30	45	60	2/Week	24 Hour Comp.
TRC				0.5		1.6	1/Shift	Meter
Fecal Coliforms							2/Week	Grab
5/1 9/30	200 colonies/100ml as a Geometric mean, and not greater than 1,000 colonies/100ml in more than 10% of the samples tested							
10/1-4/30	(2,000 #/100 ml Geometric Mean)							
pH (Standard Units)				6.0 to 9.0 at all times			1/Day	Grab

The Chesapeake Bay Tributary Strategy Nutrient Requirements:

Discharge Parameter	Mass Load (lb)		Minimum	Concentration (mg/l)		Minimum Frequency	Sample Type
	Monthly	Annual		Average Monthly	Maximum		
Ammonia-N	Report			Report		1/Week	24 Hour Comp.
Kjeldahl-N	Report			Report		1/Week	24 Hour Comp.
Nitrite/Nitrate-N	Report			Report		1/Week	24 Hour Comp.
Total Nitrogen	Report	Report		Report		1/Month	Calculate
Total Phosphorus	Report	Report		Report		1/Week	24 Hour Comp.
Net Total Nitrogen	Report	27,397				1/Month	Calculate
Net Total Phosphorus	Report	3,653				1/Month	Calculate

\* 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 the compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2012. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2011.

\*\* Total Annual Ammonia Load required to be reported on Supplemental DMR—Annual Nutrient Summary by November 28, 2012.

This permit contains the following other requirements:

1. Compliance schedule for PART A I Effluent Limitations, Monitoring, Recordkeeping, and Reporting Requirements.
2. Chesapeake Bay Nutrient Requirements.
3. Requires no direct discharge of stormwater to the sanitary sewers.
4. Requires the permittee to acquire easements to maintain and operate the sanitary sewers.
5. The right to require operation and/or construction changes, when necessary, to produce an acceptable discharge.
6. Requires management and reporting of biosolids within the treatment process.
7. Stormwater outfall conditions.
8. Requires proper disposal of sludge.

The EPA waiver is not in effect.

For more information on this application, contact: Environmental Program Manager, Water Management Program, 208 West Third Street, Suite 101, Williamsport, PA 17701.

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

**NPDES Permit No. PA0020257**, Sewage, **Amendment No. 2, Borough of Grove City**, P. O. Box 110, Grove City, PA 16127-0110. This existing facility is located in Grove City Borough, **Mercer County**.

Description of Proposed Action/Activity: Amendment of an existing NPDES permit to discharge treated sewage.

**NPDES Permit No. PA0025356**, Sewage, **Mercer Borough**, 145 North Pitt Street, Mercer, PA 16137-0069. This existing facility is located in Mercer Borough, **Mercer County**.

Description of Proposed Action/Activity: Issuance of a renewed NPDES 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)

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

**WQM Permit No. WQG018749**, Sewerage, **William Howard**, 10770 Scandia Road, Russell, PA 16345. This proposed/existing facility is located in Elk Township, **Warren County**.

Description of Proposed Action/Activity: A Single Residence Small Flow Treatment Facility.

**WQM Permit No. WQG018758**, Sewerage, **Adam and Emily Barr**, 2340 Mercer West Middlesex Road, West Middlesex, PA 16159-3214. This proposed/existing facility is located in Lackawannock Township, **Mercer County**.

Description of Proposed Action/Activity: A Single Residence Small Flow Treatment Facility.

### IV. NPDES Stormwater Discharges from MS4 Permit Actions

### V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011509003	Lanchester Properties, Inc. 155 Ponds View Drive Oxford, PA 19363	Chester	East Nottingham Township	West Branch Big Elk Creek HQ-TSF-MF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI052607002	PPM Energy 1125 North West Couch Road Portland, OI 97209	Fayette	Georges, Springhill and Wharton Townships	Big Sandy Creek HQ-CWF Laurel Run HQ-CWF Mountain Creek CWF Quebec Run EV Rubles Run CWF

*Greene County Conservation District, 19 South Washington Street, Waynesburg, PA 15370 (724-852-5278).*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI053009002	Southwest Pennsylvania Water Authority 1442 Jefferson Road P. O. Box 187 Jefferson, PA 15344	Greene	Franklin Township	Wisecarver Run, a tributary to Browns and Southfork Tenmile Creeks HQ-WWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056310001	Department of General Services 515 North Office Building Harrisburg, PA 17125	Washington	North Bethlehem Township	Little Chartiers Creek HQ-WWF

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056310002	Bureau of Engineering and Architecture Room 201, 18th and Herr Streets Harrisburg, PA 17125	Washington	North Bethlehem Township	Little Chartiers Creek HQ-WWF

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

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

#### List of NPDES and/or Other General Permit Types

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

#### General Permit Type—PAG-2

##### Facility Location:

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Brockway Borough Jefferson County	PAG-2-1433-10-001	Raymond P. Zomok 400 Market Street Harrisburg, PA 17105	Little Toby Creek CWF	Central Office— Harrisburg, PA 717-787-7433
City of Philadelphia Philadelphia County	PAG0201 511015	Philadelphia Museum of Art P. O. Box 7646 Philadelphia, PA 19101-7646	Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 5109038	Franklin Towne Charter Elementary School 5301 Tacony Street P. O. Box 310 Philadelphia, PA 19137	Delaware River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bethlehem Township Northampton County	PAG2004809009	Darren L. LePage Department of Transportation District 5-0 1002 Hamilton Street Allentown, PA 18101 and Imperial Excavating & Paving, LLC Attn: Scott Moyer 1234 South 5th Street Allentown, PA 18103	Nancy Run CWF, MF	Northampton County Conservation District 610-746-1971



## NOTICES

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<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Saucon Township Lehigh County	PAG2003909009	McGrath Homes Attn: Vince Keenan 1262 Wood Lane Suite 207 Langhorne, PA 19047	Tributary to Saucon Creek CWF, MF	Lehigh County Conservation District 610-391-9583
Mount Joy Borough Lancaster County	PAG2003610025	George Desmond 1085 Manheim Pike Lancaster, PA 17601	Donegal Creek CWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Penn Township Lancaster County	PAG2003610029	Thomas Kile Centerville Associates 987 Chapel Forge Road Lancaster, PA 17601	Chickies Creek WWF-MF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Manheim Township Lancaster County	PAG2003610035	Daniel King 230 Bushong Road Leola, PA 17540	Conestoga River WWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Carroll Township York County	PAG2006710006	Wayne Ogburn 8438 Carlisle Pike York Springs, PA 17372	Stoney Run CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402-8984 717-840-7430
Upper Allen Township Cumberland County	PAG2002110009	Mechanicsburg Area School District 100 East Elmwood Avenue Mechanicsburg, PA 17055	UNT to Trindle Spring Run CWF	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013 717-240-7812
Conewago Township Adams County	PAG2000110011	Daniel R. Trimmer Conewago Valley School District 130 Berlin Road Hanover, PA 17331	Conewago Creek WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717-334-0636
Franklin Township Adams County	PAG2000110013	William J. Oyler 400 Pleasant Valley Road Biglerville, PA 17307	UNT to Marsh Creek CWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717-334-0636
Antrim Township Franklin County	PAG2002805045-R	Charles Eaton Accent Developers 10233 Amsterdam Road Waynesboro, PA 17268	UNT to Conococheague Creek WWF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717-264-5499
Antrim Township Franklin County	PAG2002809008	Brad Fulton Molly Pitcher, LLC 11535 Hopewell Road Hagerstown, MD 21740	UNT to Conococheague Creek WWF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717-264-5499

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Richmond Township Berks County	PAG2000607043	George C. Yialamas 300 Hill Road Kutztown, PA 19530	UNT to Sacony Creek	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Richmond Township Berks County	PAG2000608014	Tom Golinsky Fleetwood School District 801 North Richmond Street Fleetwood, PA 19522	Willow Creek CWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Muhlenberg Township Berks County	PAG2000607088	Steve Landes Township of Muhlenberg 5401 Leesport Avenue Temple, PA 19560	Schuylkill River WWF-MF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Tulpehocken Township Berks County	PAG2000609047	David R. Alspaugh 78 Cherry Hill Road Richland, PA 17087	UNT to Little Swatara Creek WWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Penn Township Berks County	PAG2000604047-1	Andrew Merrick, Sr. CMTS Ministries, Inc. 321 Focht Road Bernville, PA 19506	UNT to Irish Creek WWF-CWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Bern Township Berks County	PAG2000608059-1	Philip Yocum 50 Grandview Boulevard Reading, PA 19609	UNT to Schuylkill River WWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Marion Township Berks County	PAG2000610018	Larry E. Martin Dutch Valley Food Distributors, Inc. 7615 Lancaster Avenue Myerstown, PA 17067	UNT to Little Swatara Creek CWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Reading City Berks County	PAG2000610025	Scott Hunslicker Reading Baseball, LP 1900 Centre Avenue Reading, PA 19605	Schuylkill River WWF-MF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Maxatawny Township Berks County	PAG2000610022	Nathan Shugars Kutztown University P. O. Box 730 Kutztown, PA 19530-0730	Sacony Creek CWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Kutztown Borough Berks County	PAG2000610030	Fiorino Grande Grande Land, LP 223 Quarry Road West Lawn, PA 19609	UNT to Sacony Creek CWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Maidencreek Township Berks County	PAG2000610026	Rudolfo Folino 68 South Hampton Drive Wyomissing Hills, PA 19610	Willow Creek CWF-MF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Perry Township Berks County	PAG2000610013	Tobyn Wysocki Home Run Park, LLC 3 Park Plaza Wyomissing, PA 19610	UNT to Pigeon Creek- Schuylkill River WWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
Maxatawny Township Berks County	PAG2000604109	Robert Ciccone P. O. Box 86 Bath, PA 18014	Sacony Creek TSF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610-372-4657 Ext. 201
East Pennsboro Township Cumberland County	PAG2002110005	Robert Gill East Pennsboro Township Authority 98 South Enola Drive Enola, PA 17025	Conodoguinet Creek WWF	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013 717-240-7812
Gettysburg Borough Adams County	PAG2000109014	John Spangler Seminary Ridge Historic Preservation Foundation 61 Seminary Ridge Gettysburg, PA 17325	Rock Creek WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717-334-0636

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Cumberland Township Adams County	PAG2000110005	Todd Williams Cumberland Township Authority 1370 Fairfield Road Gettysburg, PA 17325	UNT to Marsh Creek- Willoughby Run CWF-WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717-334-0636
Woodward Township Clinton County	PAG2001810002  Correction—It should not have been in the <i>Pennsylvania Bulletin</i> . It is PAG2001810001 only.	R. Edward Nestlerode Jr. 145 East Walnut Street Lock Haven, PA 17745	UNT to Susquehanna River CWF	Clinton County Conservation District 45 Cooperation Lane Mill Hall, PA 17751 (570) 726-3798
Limestone Township Union County	PAG2006009009	Edwin Oberholtzer 3040 Tower Road Mifflinburg, PA 17844	UNT to Sweitzers Run	Union County Conservation District Union County Government Center 155 North 15th Street Lewisburg, PA 17837 (570) 524-3860
Buffalo, East Buffalo and West Buffalo Townships Lewisburg and Mifflinburg Boroughs Union County	PAG2006010005	Trey Casimir 629 Fairground Road Lewisburg, PA 17837	Buffalo Creek CWF Limestone Run WWF	Union County Conservation District Union County Government Center 155 North 15th Street Lewisburg, PA 17837 (570) 524-3860
Beaver County New Sewickley Township	PAG2000405018-R	Brian A. Anderson Universal Development 1607 Motor Inn Drive Girard, OH 44420	Crow's Run WWF	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 724-378-1701
Washington County North Strabane Township	PAG2006306005-1	Cannery Casino Resorts William Paulos 221 North Rampart Boulevard Las Vegas, NV 89145	Chartiers Creek WWF	Washington County Conservation District 602 Courthouse Square Washington, PA 15301 724-228-6774
Butler Township Butler County	PAG02 0010 10 006	Joseph Cunningham Butler County Area Vocational Technical School 210 Campus Lane Butler, PA 16001	UNT Connoquenessing Creek WWF	Butler Conservation District 724-284-5270
Cranberry Township Butler County	PAG02 0010 10 008	Con Yeager Spice Company Attn: William Y. Kreuer 144 Magil Road Zelienople, PA 16063	UNT Brush Creek WWF	Butler Conservation District 724-284-5270
City of Erie Erie County	PAG02 0025 10 003	Gannon University Attn: Jeffrey S. Taylor 109 University Square Erie, PA 16541	Lake Erie WWF	Erie Conservation District 814-825-6403
Fairview Township Erie County	PAG02 0025 10 004	Tristate Business Institute 5605 WRR, LLC 5739 West Ridge Road Erie, PA 16506	Lake Erie CWF; MF	Erie Conservation District 814-825-6403

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
City of Erie Erie County	PAG02 0025 10 007	Saint Vincent Health Center 232 West 25th Street Erie, PA 16544	Lake Erie CWF	Erie Conservation District 814-825-6403
Clarion County Highland Township	PAG2091610005	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Toby Creek CWF	Department of Environmental Protection Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800
Armstrong County Redbank Township	PAG2090310006	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Pine Run CWF	Department of Environmental Protection Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800

*General Permit Type—PAG-3*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Bethlehem City Lehigh County	PAR 112227	Bosch Rexroth Corp 2315 City Line Road Bethlehem, PA 18017	Unnamed Tributary of the Lehigh River CWF, TSF, MF	Department of Environmental Protection Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511
Wilkes-Barre City Luzerne County	PAR 802249	FedEx National LTL Inc-Scr 1144 West Griffin Road Lakeland, FL 33805	Susquehanna River WWF	Department of Environmental Protection Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511
Stroudsburg Borough Monroe County	PAR 602248	APS Recycling, Inc. 2 Katz Road Stroudsburg, PA 18360	McMichaels Creek TSF	Department of Environmental Protection Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511
Elk Township Warren County	PAG049580	William Howard 10770 Scandia Road Russell, PA 16345	Unnamed Tributary to Fishburn Run 16-B	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Lackawannock Township Mercer County	PAG049590	Adam and Emily Barr 2340 Mercer West Middlesex Road West Middlesex, PA 16159-3214	West Branch Little Neshannock Creek 20-A	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-7**Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
PAG070003	Synagro	Fred McGillvray Farm	DEP—SCRO
PAG050005	1605 Dooley Road		909 Elmerton Avenue
PAG073508	P. O. Box B		Harrisburg, PA
	Whiteford, MD 21160		17110-8200
			717-705-4707

*General Permit Type—PAG-8 (SSN)**Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
PAG080002	Synagro	Fred McGillvray Farm	DEP—SCRO
PAG080003	1605 Dooley Road		909 Elmerton Avenue
PAG080004	P. O. Box B		Harrisburg, PA
PAG080006	Whiteford, MD 21160		17110-8200
PAG080008			717-705-4707
PAG080018			
PAG082203			
PAG082211			
PAG083501			
PAG083502			
PAG083506			
PAG083510			
PAG083515			
PAG083517			
PAG083518			
PAG083522			
PAG083535			
PAG083540			
PAG083542			
PAG083547			
PAG083551			
PAG083556			
PAG083565			
PAG083567			
PAG083573			
PAG083596			
PAG083597			
PAG083600			
PAG083825			
PAG089903			
PAG089904			
PAG089905			
PABIG9903			
WMGR099			
PAG083597	The Harrisburg Authority 1662 South Cameron Street Harrisburg, PA 17104	Mahlon Lapp Farm	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
PAG083597	The Harrisburg Authority 1662 South Cameron Street Harrisburg, PA 17104	Hannum No. 1 Farm	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

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

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under the act of July 6, 2005 (Act 38 of 2005, 3 Pa.C.S. §§ 501—522) (hereinafter referred to as Act 38), for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent 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.

Persons aggrieved by any action may appeal under section 517 of Act 38, section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, 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 at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board’s rules of practice and procedure may be obtained from the Board. The appeal form and the Board’s rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

Important legal rights are at stake, 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 of the Board at (717) 787-3483 for more information.

**CAFO PUBLIC NOTICE SPREADSHEET—ACTIONS**

<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>Approved or Disapproved</i>
Noah Martin 289 Maxwell Drive Quarryville, PA 17566	Lancaster	160	505.71	Swine	HQ	Approved
Harold Barley 230 Indian Run Road Millersville, PA 17551	Lancaster	500	458.81	Layers/Beef	HQ	Approved

**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 2310507** issued to **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010.

(PWSID No. 1460073) Tincum Township, **Delaware County** on June 9, 2010, for the operation of Facilities approved under construction permit No. 2310502 for operation of ChlorTec OSGH System at Tincum Tank and Booster Station located at Tincum Township, Delaware County.

Operations Permit 1510512 issued to Aqua Pennsylvania, Inc., 762 West Lancaster Avenue, Bryn Mawr, PA 19010.

(PWSID No. 1460073) East Caln Township, **Chester County** on June 9, 2010, for the operation of Facilities approved under construction permit No. 1510507 for operation of MIOX OSGH System at Bell Tavern Well Station located at East Caln Township, Chester County.

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

**Permit No. Minor Amendment**—Construction Public Water Supply.

Applicant	<b>United Water Pennsylvania, Inc.</b>
Township or Borough	Town of Bloomsburg
County	<b>Columbia</b>
Responsible Official	John D. Hollenbach United Water Pennsylvania, Inc. 4211 East Park Circle Harrisburg, PA 17111
Type of Facility	Public Water Supply— Construction
Consulting Engineer	Arthur C. Saunders, P. E. United Water Pennsylvania 4211 East Park Circle Harrisburg, PA 17111
Permit Issued Date	July 8, 2010
Description of Action	Installation of the chemical feed system at the Irondale water treatment plant to feed DelPAC 2020 coagulant.

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

**Permit No. 0209520**, Public Water Supply.

Applicant	<b>Bay Valley Foods, LLC</b> 1080 River Avenue Pittsburgh, PA 15212
Borough or Township	City of Pittsburgh
County	<b>Allegheny</b>
Type of Facility	Bay Valley water system
Consulting Engineer	CDM, Inc. 2740 Smallman Street Suite 100 Pittsburgh, PA 15222
Permit to Construct Issued	July 9, 2010

#### WATER ALLOCATIONS

**Actions taken on applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of this Commonwealth**

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

**Permit WA 33-224D. Brockway Borough Municipal Authority**, 501 Main Street, Brockway, PA 15824. A modification order has been issued granting the applicant's request to change the passby flow at Whetstone Dam No. 1 and the conservation release flow at Whetstone Dam No. 2 and the location to measure the passby and conservation release flows to correspond with the site

of the weirs to be constructed downstream of the dams. Brockway Borough, **Jefferson County**. Permit Issued: June 25, 2010.

#### STORMWATER MANAGEMENT

**Action on plans submitted under the Stormwater Management Act (32 P. S. § 680.9)**

*Bureau of Watershed Management, P. O. Box 8775, Harrisburg, PA 17105-8775.*

**The Act 167 County-Wide Stormwater Management Plan for Montour County**, submitted by **Montour County**, was approved on July 8, 2010. This plan applies all watersheds and all areas within Montour County.

#### 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>
Hickory Township	127 East Brook-Neshannock Falls New Castle, PA 16105	Lawrence

*Plan Description:* The approved plan provides for public sewage collection and conveyance for the most densely populated areas of Hickory Township along Harlansburg Road (State Route 108), Cameron and Fairground Roads and State Route 388. The Lawrence County Fairground and the public school will also be served. 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.

#### HAZARDOUS SITES CLEANUP PROGRAM

##### Notice of Proposed Response

##### Currie Landfill Site Millcreek Township, Erie County

This notice of Proposed Response is being issued by the Department of Environmental Protection (Department) to describe the proposed remedial response action at the Currie Landfill Site (site), under section 506 of the Hazardous Sites Cleanup Act (HSCA), 35 P. S. § 6020.506.

The site is located in Millcreek Township, Erie County, PA. The site is bordered to the north by West 15th Street, to the east by Pittsburgh Avenue, to the northwest by Sellinger Avenue and to the south by Conrail railroad tracks. The site consists of three parcels of land, two currently owned by the Erie Drive-In Theater Corporation, referred to as parcels A and B; and one owned by UPS Freight, referred to as parcel C. The area that will be part of the remedial response will include the entirety of parcels A and B, and also include the northwest corner of parcel C.



The site consists of a historical municipal and industrial waste landfill comprised of a 6 to 12 foot thick heterogeneous mixture of waste and soil. The West Branch of Cascade Creek flows southwest to northeast through a portion of the site. UPS Freight currently operates a facility on a portion of their property, overlaying waste and east of the West Branch of Cascade Creek. The undeveloped landfill portion of the site is heavily vegetated with waste at its surface.

Past investigations show that the following hazardous substances have contaminated the site, primarily tetrachloroethene (PCE), trichloroethene (TCE) and 1,2-dichloroethene (1,2-DCE), vinyl chloride, lead and cadmium. The presence of hazardous substances in wastes, soils, surface water and groundwater at the site constituted a "release" and "threatened release" at the site under section 103 of the HSCA, 35 P. S. § 6020.103.

The threat of release of hazardous substances to public health and safety and to the environment exists for the contaminants found on site. TCE is the primary chemical found which poses the highest threat. It is found in the groundwater, surface water and sediments on site. Other chemicals which have the potential to cause harm to the public or the environment include PCE, 1,2-DCE, vinyl chloride, lead and cadmium. Vinyl chloride is a known human carcinogen. Lead, cadmium and 1,2-DCE are probable human carcinogens and PCE and TCE are classified as suspected human carcinogens, but given the right conditions will break down into vinyl chloride.

The concentrations of these hazardous substances at the site pose an unacceptable risk to human health and the environment. To reduce or eliminate the threat to human health and the environment from the contaminated soils, surface water, sediments and groundwater, the Department proposes that a remedial response action be conducted at the site.

The Department considered the following three remedial response action alternatives for the site and compared them using the evaluation criteria discussed as follows.

Section 106 of the Land Recycling and Environmental Remediation Standards Act (Land Recycling Act), Act of May 19, 1995, 35 P. S. §§ 6026.101—6026.909, requires that the cleanup standards established under the Land Recycling Act be used for any remedial response action conducted under the provisions of HSCA.

Additionally, the Department has considered the following factors in evaluating alternative remedial response actions for the site: long-term risks and effectiveness; reduction of toxicity, mobility or volume of hazardous substances; short-term effectiveness; implementability; cost; and cost-benefit analysis. These evaluation criteria are derived from section 304(j) of the Land Recycling Act.

Finally, in addition to the evaluation criteria in section 304(j) of the Land Recycling Act, the Department also has considered two other evaluation criteria: the ability of a response to meet applicable or relevant and appropriate requirements (ARARs) and public acceptance of the proposed response. Section 504(a) of HSCA requires that final remedial response actions under HSCA shall meet all ARARs under the circumstances presented by the release. In addition, section 506 of HSCA requires the Department to solicit and respond to public comments regarding proposed responses.

#### *Alternative 1. No Action*

The "no action" alternative provides a baseline for comparison to other alternatives. Since no action would be implemented, any present or future risks to human health, safety or the environment would remain unchanged.

This alternative would not comply with or address the requirements of the Land Recycling Act and other ARARs. This alternative would not provide any effective and permanent response to protect the public and environmental receptors from direct contact with site related contaminants, or reduce or eliminate the ongoing release and threat of release of hazardous substances into the environment. This alternative would be easily implemented and would have no cost.

#### *Alternative 2. Excavation and Offsite Disposal of Landfill Waste*

The total amount of landfill waste present on the site is estimated to be 260,000 cubic yards, including up to 12 feet of waste in certain areas. This alternative would remove the waste and dispose of it offsite at a hazardous waste landfill. Clean fill material would be brought in from offsite in quantities comparable to the waste excavated. The stream banks of the West Branch of Cascade Creek would be restored and a stormwater detention basin would be constructed. After the site has been restored with clean fill it could be redeveloped for various uses.

This alternative would remove the source of contaminants onsite, which would comply with Land Recycling Act requirements for soil, and could potentially meet Land Recycling Act requirements for groundwater, surface water and sediments. This alternative would also meet most if not all other ARARs including NPDES regulations, wetland and encroachment regulations, the storm water management act, and erosion and sediment control regulations. Due to the high volume of waste that would be excavated, the cost to dispose of the waste at a hazardous waste landfill, the large volume of clean fill needed to reclaim the site, and the high cost of transporting the waste and fill material, this alternative is not cost effective. Current cost estimate for this alternative is approximately \$26,600,000.

#### *Alternative 3. Consolidation and Capping of Landfill Waste in Place*

Alternative 3 will consolidate the landfill waste and place a two foot soil cap over the waste. This alternative will remove the waste from parcel A and a portion of parcel C to be incorporated with the waste in parcel B. A two foot soil cap would be placed over parcel B. Parcel A will be covered with clean fill followed by coarse aggregate for future land development opportunities. The northeastern area of the undeveloped landfill will serve as the constructed wetland stormwater detention basin. Waste will be removed from the stream banks and will be restored with a 25' riparian buffer. The waste and soil cap will be graded to a final slope of 1% crowned from the center of parcel B to the north and south into collection channels that will drain into the stormwater detention basin. Parcel A will slope 1% to the south and drain into the storm water detention basin. Parcel A will be an impervious surface and parcel B will have a vegetative cover. Operations and maintenance will be required by the landowners to maintain the landfill cap and to ensure the wetland stormwater detention pond operates properly.

Based on an analysis using the previous criteria, and under section 505(a) of HSCA, the Department proposes to implement remedial Alternative 3. This Alternative would protect public health and the environment; comply with ARARs; and be feasible, implementable and be cost effective.

The administrative record will be open for comment from July 24, 2010, until October 22, 2010. Persons may submit written comments into the record during this time only, by sending them to Chris Saber, Project Manager, at the Department's Northwest Regional Office or by delivering them to the office in person.

This notice is being provided under section 506(b) of HSCA. The administrative record, which contains the information that forms the basis and documents the selection of this response, is available for public review and comment. The administrative record is located at the Department's Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335, and is available for review Monday through Friday from 8 a.m. to 4 p.m. Please telephone before hand for an appointment (telephone: 814-332-6648).

The public will have an opportunity to present oral comments regarding the Department's response at a public hearing. The public hearing has been scheduled for September 1, 2010, at 6:30 p.m. in the Assembly Room of the Millcreek Township Municipal Building, located at 3608 West 26th Street, Erie, PA. Persons wishing to present formal oral comments at that hearing must register on or before August 18, 2010, by calling the Department's Community Relations Coordinator, Freda Tarbell at (814) 332-6945. A general question and answer period will follow the formal oral comment period of the public hearing. If no person requests to present oral comments, by the date specified previously, a hearing will not be held. Persons interested in finding out if anyone has registered, and if a hearing will be held, should contact Freda Tarbell at the telephone number noted.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings, should call Freda Tarbell at 814-332-6945 or through the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate their needs.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

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

tial 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:

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

**Bobby Rahal Automotive Retail Center**, Silver Spring Township, **Cumberland County**. Marshall Miller & Associates, Inc., 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011, on behalf of Bobby Rahal Automotive Group, 15035 Perry Highway, Wexford, PA 15090, submitted a Final Report concerning remediation of site soils, groundwater and surface water contaminated with unleaded gasoline. The Report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

**Triple J Associates/Hydraulic Fluid Release**, Manheim Township, **Lancaster County**. RETTEW Associates, Inc., 3020 Columbia Avenue, Lancaster, PA 17603, on behalf of Triple J Associates LTD, 160 Valley Road, Lancaster, PA 17601, submitted a Final Report concerning remediation of site soils and groundwater contaminated with hydraulic fluid. The Report, which was submitted within 90 days of the release, is intended to document remediation of the site to meet the Non-Residential Statewide Health Standard. The site will remain commercial.

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

**Former Getty Pumping Station**, Homer and Eulalia Townships, **Potter County**. SAIC, 6310 Allentown Boulevard, Harrisburg, PA 17112 on behalf of Chevron Environmental Management Company, 6111 Bollinger Canyon Road, San Ramon, CA 94583 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbon target compounds associated with crude oil. The Report is intended to document remediation of the site to meet the Site-Specific Standard.

## 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.*

**Polysat**, City of Philadelphia, **Philadelphia County**. Craig Herr, RT Environmental Services, Inc., 215 West Chester Road, King of Prussia, PA 19406 on behalf of

Darryl Manuel, PolySat, Inc., 7240 State Road, Philadelphia, PA 19135 has submitted a Final Report concerning the remediation of site groundwater contaminated with organic and semi-volatile organics. The Final Report did not demonstrate attainment of the Statewide Health Standard and was disapproved by the Department of Environmental Protection on July 2, 2010.

**Rydal Park CCRC**, Abington Township **Montgomery County**. Staci Cottone, J & J Spill Service & Supplies, Inc., P. O. Box 370, Blue Bell, PA 19422 on behalf of Craig Pierre, Presby's Inspired Life, 2000 Joshua Road, Lafayette Hill, PA 19444 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The 90 day Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on July 6, 2010.

**SC Loveland Piers** 66 69 N, City of Philadelphia, **Philadelphia County**. Craig Herr, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of James Anderson, Berks Street Corporation, 6958 Torresdale Avenue, Philadelphia, PA 19135 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with inorganic. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on June 28, 2010.

**URG Graphics, Inc.** Richland Township **Bucks County**. Sean Damon, Langan Engineering and Environmental Services, Inc., P. O. Box 1569, Doylestown, PA 18901, Martin Lindsay, The Middleby Corporation, 1400 Toastmaster Drive, Elgin, IL 60120 on behalf of Eugene Landy, Monmouth Real Estate Investment, Juniper Business Plaza, 3499 Route 9 North, Suite 3-C, Freehold, NJ 07728 has submitted a Final Report concerning the remediation of site soil contaminated with inorganic. The Final Report did not demonstrate attainment of the Background Standard and was disapproved by the Department of Environmental Protection on July 7, 2010

1707-1737 North Delaware Avenue Property, City of Philadelphia, **Philadelphia County**. Craig Herr, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of James Anderson, Columbus Boulevard Associates, LP, 6958 Torresdale Avenue, Philadelphia, PA 19135 has submitted a Final Report concerning the remediation of site groundwater contaminated with chlorinated solvents. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on June 28, 2010.

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

**K & R Realty Property**, Kutztown Borough, **Berks County**. GHR Consulting Services, Inc., 224 B South Maple Street, Ambler, PA 19002, on behalf of K & R Realty, 277 Fair Street, Kutztown, PA 19530, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil from an underground storage tank. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department of Environmental Protection on July 1, 2010.

**DPA Freight**/408 3rd Street and Norman Avenue, Enola, East Pennsboro Township, **Cumberland County**. Taylor GeoServices, Inc., 38 Bishop Hollow Road, Newtown Square, PA 19073, on behalf of DPA Freight, 6805 Lebanon Road, Suite 1137, Frisco, TX 75034 and

Michael Henry, 16 Big Oak Road, Dillsburg, PA 17019, submitted a Final Report concerning remediation of site soils contaminated with diesel fuel released from a leaking saddle tank. The Final Report, which was submitted within 90 days of the release, demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department of Environmental Protection on July 9, 2010.

**Members 1st Federal Credit Union/329** and 345 East Main Street Property, Borough of Middletown, **Dauphin County**. Advantage Engineers LLC, 910 Century Drive, Mechanicsburg, PA 17055, on behalf of Members 1st Federal Credit Union, P. O. Box 40, Mechanicsburg, PA 17055, submitted a Final Report for site soils contaminated with heating oil, leaded gasoline, waste oil/solvents and hydraulic fluid from 12 unregulated underground storage tanks. The Final Report demonstrated attainment of the Non-Residential Statewide Health Standard, and was approved by the Department of Environmental Protection on July 12, 2010.

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

**G & B Specialties Berwick Plant**, Berwick Borough, **Columbia County**. Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004 on behalf G & B Specialties, Inc., P. O. Box 305, 535 West Third Street, Berwick, PA 18603 has submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of site soil and groundwater contaminated with VOCs, PAHs and metals. The Remedial Investigation Report/Cleanup Plan was approved by the Department of Environmental Protection on July 12, 2010.

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

**Eastside Limited Partnership V Property**, City of Pittsburgh, East Liberty **Allegheny County**. Pedersen & Pedersen, 441 Mars-Valencia Road, Valencia, PA 15206 on behalf of Eastside Limited Partnership V, 535 Smithfield Street, Suite 2425, Pittsburgh, PA 15222 submitted a Remedial Investigation Report and Final Report concerning the remediation of site soils and groundwater contaminated with constituents commonly associated with former gasoline and dry cleaning operations. The Remedial Investigation and Final Report was approved by the Department of Environmental Protection on June 28, 2010. The Final Report demonstrated attainment of the nonresidential Site-Specific Standard. An environmental covenant will be recorded with the Property restricting groundwater withdrawal and residential uses.

**LTV Southside Portions of South 26th**, South Water and Sidney Streets and Sarah Street Extension, and modified to include Tunnel Boulevard and the South Shore Riverfront Park, City of Pittsburgh, **Allegheny County**, Martin C. Knuth, Civil and Environmental Consultants, Inc. on behalf of the Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA has submitted a Final Report concerning remediation of site soils contaminated with metals, volatiles and semi-volatiles. The Final Report demonstrated attainment of the nonresidential Site-Specific Standard for the streets and a residential Site-Specific Standard, recreational use only, for the South Shore Riverfront Park. An environmental covenant has been executed for the Properties. The Final Report was approved on July 7, 2010.

**Former Reliance Electric Company Facility**, Chartiers Township **Washington County**. RMT, Inc., 2025 East Beltline Avenue SE, Suite 402, Grand Rapids, MI 49546 on behalf of Baldor Electric Company, 320 Reliance Drive, Chartiers Township, Washington, PA 15301 has submitted a Final Report concerning the remediation of site groundwater contaminated with TCE and PCE. The Final Report demonstrated attainment of the background standard. The Final Report was approved on July 8, 2010.

#### HAZARDOUS WASTE TRANSPORTER LICENSE

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

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

#### Hazardous Waste Transporter License Issued

**R.E.D. Technologies, LLC**, 10 Northwood Drive, Bloomfield, CT 06002. License No. PA-AH 0772. Effective June 1, 2010.

**Stericycle Specialty Waste Solutions**, 18 Water Street, Reading, PA 19605. License No. PA-AH 0770. Effective June 1, 2010.

**A & R Logistics, Inc., d/b/a A & R Transport, Inc.**, 2223 Empress Road, Joliet, IL 60436. License No. PA-AH 0771. Effective June 4, 2010.

#### Hazardous Waste Transporter License Renewed

**G. Tresch Transportations, Inc.**, 630 South Evergreen Avenue, Woodbury, NJ 08097. License No. PA-AH 0380. Effective May 10, 2010.

**Environmental Products & Services**, P. O. Box 315, Syracuse, NY 13209. License No. PA-AH 0748. Effective May 11, 2010.

**R & R Trucking, Inc.**, 302 Thunder Road, Duenweg, MO 64841. License No. PA-AH 0592. Effective May 14, 2010.

**Tonawanda Tank Transport Service, Inc.**, 1140 Military Road, P. O. Box H, Buffalo, NY 14217. License No. PA-AH 0429. Effective June 2, 2010.

**The Tauro Brothers Trucking, Co.**, 1775 North State Street, Girard, OH 44420. License No. PA-AH 0750. Effective June 2, 2010.

**OP- Tech Environmental Services, Inc.**, 1 Adler Drive, East Syracuse, NY 13057. License No. PA-AH 0599. Effective June 3, 2010.

**Altom Transport, Inc.**, 4242 South Knox Avenue, Chicago, IL 60632. License No. PA-AH 0693. Effective June 6, 2010.

**Thunderbird Trucking, LLC**, 4343 Kennedy Avenue, East Chicago, IN 46312. License No. PA-AH 0745. Effective June 8, 2010.

**Disposal Consultant Services, Inc.**, 50 Howard Street, Piscataway, NJ 08854. License No. PA-AH 0754. Effective June 9, 2010.

**Allstate Power Vac, Inc.**, 928 East Hazelwood Avenue, Rahway, NJ 07065. License No. PA-AH 0339. Effective June 15, 2010.

**National Waste Clean, Inc.**, 304 Pulaski Street, South Plainfield, NJ 07080. License No. PA-AH 0528. Effective June 15, 2010.

**David J. Winning Company**, 5610 Aiken Road, McKees Rocks, PA 15136. License No. PA-AH S100. Effective June 15, 2010.

**South Park Motor Lines, Inc.**, 9850 Havana Street, Henderson, Co 80640. License No. PA-AH 0755. Effective June 24, 2010.

**Radiac Research Corporation**, 261 Kent Avenue, Brooklyn, NY 11211. License No. PA-AH S007. Effective June 24, 2010.

**West Central Environmental Corporation**, P. O. Box 83, Rensselaer, NY 12144-0083. License No. PA-AH 0422. Effective July 1, 2010.

**Page E.T.C., Inc.**, P. O. Box 1290, Weedsport, NY 13166. License No. PA-AH 0338. Effective July 2, 2010.

#### INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

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

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

*Infectious and Chemotherapeutic Waste Transporter License Renewed*

**Environmental Products & Services of Vermont, Inc.**, P. O. Box 315, Syracuse, NY 13209. License No. PA-HC 0238. Effective May 13, 2010.

**Advant-EDGE Solutions of Middle Atlantic, Inc.**, 927 Red Toad Road, North East, MD 21901. License No. PA-HC 0220. Effective June 23, 2010.

#### RESIDUAL WASTE GENERAL PERMITS

**Permits Revoked 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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

General Permit Application No. WMGR079D003. ICM of Pennsylvania, Inc., 638 Lancaster, Avenue, Malvern, PA 19355.

The general permit WMGR079D003 authorizes the processing and beneficial use of waste asphalt shingles as aggregate in the production of asphalt paving material and as a sub-base for road and driveway construction. The waste asphalt shingles are processed at Cedar Hill Quarry Plant, located in Fulton Township, Lancaster County. The permittee requested the general permit be

revoked due to the utilization of another general permit for the operation at the Cedar Hill Quarry plant. Central Office revoked this general permit on July 12, 2010.

General Permit Application No. WMGR079D002. Allan A. Myers, LP, 638 Lancaster, Avenue, Malvern, PA 19355.

The general permit WMGR079D002 is for the processing and beneficial use of waste asphalt shingles as aggregate in the production of asphalt paving material and as a sub-base for road and driveway construction, processed at Devault Asphalt Plant, located in Charlestown Township, Chester County. The permittee requested the general permit be revoked due to the utilization of another general permit for the operation at the Devault Asphalt Plant. Central Office revoked this general permit on July 2, 2010.

#### DETERMINATION FOR APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

**Applications for Determination of Applicability for General Permit Issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste.**

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

**General Permit Application No. WMGM039 SE002A.** Independent Construction Materials, 638 Lancaster Avenue, Malvern, PA 19355. This application is for Determination of Applicability under the terms and conditions of General Permit WMGM039 for the processing and beneficial use of pre- and post-consumer asphalt shingles as an ingredient in hot-mix and cold mix asphalt paving material at the Devault Asphalt Plant located at 4045 SR in Charlestown Township, **Chester County**. The application for determination of applicability was issued by the Southeast Regional Office on June 16, 2010.

*Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone, 412-442-4000.*

**General Permit No. WMGR101SW001.** Allegheny Aggregates, Inc., 1001 Springhill Road, Natrona Heights, PA 15065. A residual waste general permit for the processing and beneficial use of steel slag, iron slag, and refractory bricks that were co-disposed with slag, reclaimed asphalt pavement materials in quantities greater than 10 cubic yards and uncontaminated brick, block and concrete from sidewalk and highway projects for use as construction material in Harrison Township, **Allegheny County**, was approved by the Regional Office on June 11, 2010.

Persons interested in reviewing the general permit may contact Diane McDaniel, P. E., Environmental Engineering Manager, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, TDD users may contact the Department of Environmental Protection through the Pennsylvania AT&T Relay Service, (800) 654-5984.

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

**Permit No. 101662. Conshohocken Rail, LLC**, 1060 Conshohocken Road, Conshohocken, PA 19428. This permit is for the 10 year renewal of the existing solid waste permit to continue operation at the Conshohocken Rail Transfer Station, a construction and demolition (C&D) waste transfer facility located at 1060 Conshohocken Road in Plymouth Township, **Montgomery County**. The permit was issued by the Southeast Regional Office on July 12, 2010.

### DETERMINATION OF APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

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

*Southcentral Regional Office: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.*

**General Permit No. WMGM027SC002. Creative Fuels, LLC**, 720 Laurel Street, Reading, PA 19602. The Southcentral Regional Office, Waste Management Program has issued WMGM027-SC002, a Determination of Applicability (DOA) under Municipal Waste General Permit WMGM027 for Creative Fuels, LLC located in the City of Reading, **Berks County**. This General Permit is for the acceptance and beneficial use of alternative fuel material at Evergreen Community Power located at 800 South Street, Reading, PA 19602. The DOA was issued by the Southcentral Regional Office on July 9, 2010.

Persons interested in reviewing the general permit may contact John Oren, Facilities Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department of Environmental Protection through the Pennsylvania AT&T Relay Service, (800) 654-5984.

### 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.

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

**GP3-15-0055: Limestone Properties, LLC** (1020 Broad Run Road, Landenberg, PA 19350) on July 7, 2010, to operate a portable nonmetallic mineral processing plant in Avondale Borough, **Chester County**.

**GP3-15-0056: Limestone Properties, LLC** (1020 Broad Run Road, Landenberg, PA 19350) on July 7, 2010, to operate a portable nonmetallic mineral processing plant in Avondale Borough, **Chester County**.

**GP3-15-0054: Limestone Properties, LLC** (1020 Broad Run Road, Landenberg, PA 19350) on July 7, 2010, to operate a portable nonmetallic mineral processing plant in Avondale Borough, **Chester County**.

**GP9-15-0006: Limestone Properties, LLC** (1020 Broad Run Road, Landenberg, PA 19350) on July 7, 2010, to operate a diesel fuel-fired internal combustion engine(s) Avondale Borough, **Chester County**.

**GP9-15-0007: Limestone Properties, LLC** (1020 Broad Run Road, Landenberg, PA 19350) on July 7, 2010, to operate a diesel fuel-fired internal combustion engine(s) Avondale Borough, **Chester County**.

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

**40-399-068GP5: Encana Oil & Gas (USA), Inc.** (370 17th Street, Suite 1700, Denver, CO 80202) on July 2, 2010, to construct and operate of a Natural Gas Compressor Station at the site located in Fairmount Township, **Luzerne County**.

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

**GP5-30-00192: Coal Gas Recovery, LLC** (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370) on July 8, 2010, to allow installation and operation of a natural gas-fired compressor engine rated at 425 bhp under GP-5 for coal bed methane extraction at the DFM-8/9 Site, in Center Township, **Greene County**.

**GP5-63-00951: Rice Drilling B, LLC** (171 Hillpointe Drive, Suite 301, Canonsburgh, PA 15317) on July 1, 2010, to authorize construction and operation of one Ajax natural gas compressor engine rated at 384 hp, at their Sims compressor Station in Amwell Township, **Washington County**.

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

**GP5-33-169A: Consol Gas Co.—Hudson Compressor Station** (McGees Mills, Punxsutawney, PA 15767) on July 7, 2010, to operate a natural gas fired compressor engine (BAQ-GPA/GP-5) in Punxsutawney Borough, **Jefferson County**. This permit was previously permitted under Dominion Exploration & Production, Incorporated.

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.*

**46-0054B: Abington Memorial Hospital** (1200 Old York Road, Abington, PA 19001) on July 7, 2010, to construct one unit of natural gas-fired cogeneration system, rated at 39.47 mmBtu/hr (combined power and heat) in Abington Township, **Montgomery County**.

This facility is a non-Title V facility (Synthetic Minor). This construction will not result in an emission increase of total facility-wide limit for nitrogen oxides (NOx) being emitted into the atmosphere. The Plan Approval will contain monitoring requirements, recordkeeping requirements, operating conditions and performance testing requirements designed to keep the facility operating within the allowable emission limitations and 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.*

**35-322-010A: Alliance Sanitary Landfill, Inc.** (398 South Keyser Avenue, Taylor, PA 18517) on June 24, 2010, for administrative changes to their two enclosed flares and a candle flare at their site in Taylor and Old Forge Boroughs, **Lackawanna County**.

**48-399-065: Dixie Consumer Products, LLC** (605 Kuebler Road, Easton, PA 18040-9281) on June 28, 2010, to install new cup forming machines at their facility in Forks Borough, **Northampton County**.

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

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

**09-0198: Mount Materials, LLC** (427 South White Horse Pike, Berlin, NJ 08009) on July 2, 2010, to operate a diesel-fired internal combustion engine(s) in Falls Township, **Bucks County**.

**46-0162A: Hammond Lead Products, Inc.** (10 South Grosstown Road, Pottstown, PA 19464) on July 2, 2010, to operate two exhaust points in West Pottsgrove Township, **Montgomery County**.

**46-0262A: Penn Color, Inc.** (2755 Bergey Road, Hatfield, PA 19440) on July 2, 2010, to operate the dust collector(s) Hatfield Township, **Montgomery County**.

**46-0221A: Upper Moreland-Hatboro JSA** (2875 Terwood Road, Willow Grove, PA 19090) on June 29, 2010, to operate three scrubbers in Upper Moreland Township, **Montgomery County**.

**15-0039A: Highway Materials, Inc.** (1750 Walton Road, Blue Bell, PA 19422) on July 2, 2010, to operate a dryer burner in East Caln Township, **Chester County**.

**15-0054B: Highway Materials, Inc.** (1750 Walton Road, Blue Bell, PA 19422) on July 2, 2010, to operate a dryer burner in East Whiteland Township, **Chester County**.

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**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.**

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

**09-00018: RR Donnelley** (100 American Drive Quakertown, PA 18592) on July 9, 2010, for operation of a

printing facility in Richland Township, **Bucks County**. The permit is for a non-Title V (State-only) facility. The major sources of air emissions are nine lithographic printing presses, four UV cure printing presses and two natural gas-fired boilers. The renewal will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-00269: Yellow Book USA, Inc.** (2201 Renaissance Boulevard, King of Prussia, PA 19406) on July 13, 2010, for operation of three emergency generators at their facility in Upper Merion Township, **Montgomery County**. The permit is for a non-Title V (State-only) facility. The facility has elected to cap Nitrogen Oxide (NOx) to less than 25 tons per year; therefore the facility is a Synthetic Minor. The permit incorporates the plan approvals covering the generators, Nos. 46-0269 and 46-0269A. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-00201: Kirk & Nice Funeral Home and Crematory** (80 Stenton Avenue, Plymouth Meeting, PA 19462) on July 13, 2010, for operation of a human crematory unit in Whitmarsh Township, **Montgomery County**. The renewal permit is for a non-Title V (State-only) facility. The major source of air emissions is: one crematory unit. The permit will include 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.*

**40-00074: Altec Industries, Inc.** (250 Laird Street, Plains, PA 18705-3821) on July 7, 2010, to renew the State-only Permit to operate a spray coating operation of vehicle bodies at their facility in Plains Township, **Luzerne County**.

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

**N10-002: Hillock Anodizing, Inc.** (5101 Comly Street, Philadelphia, PA 19135) for operation of an anodizing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a No. 2 oil 1.358 MMBTU/hr boiler, 8 chromic acid tanks and 5 nickel tanks used for the anodizing process.

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**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.**

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

**15-00099: SMS Mill Services Coatesville, LLC** (South 1st Avenue, Coatesville, PA 19320) on July 7, 2010, for their facility in South Coatesville Borough, **Chester County**. This State-only operating permit was administratively amended due to a change of ownership. The amended operating permit is for only ferrocute scrap cutting torch (Source ID 102) and the two baghouses (ID C01 and C02).

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**De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.**


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

**10-00300: Spang & Co.-Magnetics Division** (110 Delta Drive, P. O. Box 11422, Pittsburgh, PA 15238-0422) for their facility in East Butler Borough, **Butler County**.

<i>Date</i>	<i>Source</i>	<i>PM10 (tons)</i>	<i>SOx (tons)</i>	<i>NOx (tons)</i>	<i>VOC (tons)</i>	<i>CO (tons)</i>
6/22/10	Kool Mu Insulating Barrels (11)	0.48	0	0	0	0
Total Reported Increases		0.48	0	0	0	0
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

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### 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.*

**03871303 and NPDES Permit # PA0213667, Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201) to revise the permit for the Darmac No. 2 Deep Mine in Plumcreek Township, **Armstrong County** and Washington and Armstrong Townships, **Indiana County** to add underground permit and subsidence control plan area acres and to delete and correct permitted acreage. Underground Acres Proposed 712.0, Subsidence Control Plan Acres Proposed 712.0. No additional discharges. Application received: January 4, 2010. Permit issued: July 1, 2010.

**32743710 and NPDES Permit # PA0214884, Helvetia Coal Company**, (P. O. Box 219, 400 Overview Drive, Shelocta, PA 15774) to renew the permit for the Refuse Disposal Area No. 1 in Center Township, **Indiana County** and related NPDES permit for reclamation only. No additional discharges. Application received: October 16, 2009. Permit issued: July 1, 2010.

The De minimis emission increase is for the replacement of the four existing small barrels (450 pounds/barrel) with six large barrels (800 pounds/barrel) for a total of eleven. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department of Environmental Protection hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 Pa. Code § 127.449(i). This list includes the De minimis emission increases since the State-only Operating Permit issuance on June 15, 2005.

**30001301 and NPDES Permit # NA, Dana Mining Company of PA, LLC**, (308 Dents Run Road, Morgantown, WV 26501) to revise the permit for the Crawdad Portal B Mine in Dunkard and Perry Townships, **Greene County** to add underground permit and subsidence control plan area acres and to delete 71.6 acres in a separate area from the underground permit and subsidence control plan boundary. Underground Acres Proposed 11.3, Subsidence Control Plan Acres Proposed 11.3. No additional discharges. Application received: March 27, 2009. Permit issued: July 7, 2010.

**32101701 and NPDES Permit # PA0235890, Keystone Coal Mining Corporation**, (P. O. Box 219, 400 Overview Drive, Shelocta, PA 15774) to operate the O'Donnell No. 4/Manor No. 8 Treatment System in Washington Township, **Indiana County** and related NPDES permit for post-mining water treatment. Application received: February 3, 2010. Permit issued: July 7, 2010.

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

**63090102 and NPDES Permit No. PA0251666, Neiswonger Construction, Inc.** (17592 Route 322, Strattanville, PA 16258). Permit issued for commencement, operation, and reclamation of a bituminous surface mining site located in Somerset Township, **Washington County**, affecting 82.3 acres. Receiving streams: unnamed tributaries to Center Branch of Pigeon Creek to Pigeon Creek to Monongahela River. Application received: May 7, 2009. Permit issued: July 6, 2010.

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

**10000103 and NPDES Permit No. PA0241776, Seneca Landfill, Inc.** (P. O. Box 1080, Mars, PA 16046) Renewal of an existing bituminous strip operation in Jackson and Lancaster Townships, **Butler County** affecting 281.1 acres. Receiving streams: Unnamed tributary to Connoquenessing Creek. Application received: April 8, 2010. Permit Issued: July 1, 2010.

**61050101. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127) Revision to an existing bituminous strip operation to change the post-mining land use from forestland to residential on the Cecelia A.



Settle mire property in Irwin Township, **Venango County**. Receiving streams: Unnamed tributary to Gilmore Run. Application received: April 27, 2010. Permit Issued: July 6, 2010.

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

**17080116 and NPDES No. PA0256978. Forcey Coal, Inc.** (P. O. Box 225, Madera, PA 16661). Commencement, operation and restoration of a bituminous surface mine located in Bigler Township, **Clearfield County** affecting 42.0 acres. Receiving stream(s): Clearfield Creek, unnamed tributary to Clearfield Creek classified for Cold Water Fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: November 10, 2008. Permit issued: July 6, 2010.

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

**40920102R3. Susquehanna Coal Company,** (P. O. Box 27, Nanticoke, PA 18634) renewal of an existing anthracite coal refuse reprocessing operation in Newport Township, **Luzerne County** affecting 1325.0 acres, receiving stream: none. Application received: June 8, 2009. Renewal issued: July 12, 2010.

*Noncoal Permits Actions*

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

**27100801. Ralph A. Kline** (4177 Neilltown Road, Pleasantville, PA 16341). Commencement, operation and restoration of a small noncoal sandstone operation in Harmony Township, **Forest County** affecting 5.0 acres. Receiving streams: Dawson Run. Application received: June 22, 2010. Permit Issued: July 8, 2010.

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

**6774SM1 and NPDES No. PA0594695. National Limestone Quarry, Inc.** (P. O. Box 397, Middleburg, PA 17842). Renewal of the NPDES Permit for discharges of treated mine drainage from a quarry operation in Perry Township, **Snyder County**. Receiving stream: North Branch Mahantango Creek classified for Trout Stocked Fishery. Application received: March 5, 2010. Permit issued: June 30, 2010.

**17860301 and NPDES No. PA0115550. North Star Aggregates, Inc.** (P. O. Box 51, 12933 Bennetts Valley Highway, Penfield, PA 15849). Renewal of the NPDES Permit for discharges of treated mine drainage from a quarry operation in Huston Township, **Clearfield County**. Receiving streams: Bennett Branch to Sinnemahoning Creek classified for Cold Water Fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: March 2, 2010. Permit issued: June 30, 2010.

**53102804. Jerome Eckert** (269 Route 6 West, Galeton, PA 16922), commencement, operation and restoration of a bluestone operation in Sweden Township, **Potter County** affecting 5.0 acres. Receiving stream(s): Mill Creek and Allegheny River. Application received: April 28, 2010. Permit issued: July 6, 2010.

**53102802. Jerome Eckert** (269 Route 6 West, Galeton, PA 16922), commencement, operation and restoration of a bluestone operation in Sweden Township, **Potter County** affecting 5.0 acres. Receiving stream(s): Mill Creek and Allegheny River. Application received: April 14, 2010. Permit issued: July 6, 2010.

**53102803. Jerome Eckert** (269 Route 6 West, Galeton, PA 16922), commencement, operation and restoration of a bluestone operation in Sweden Township, **Potter County** affecting 5.0 acres. Receiving stream(s): Mill Creek and Allegheny River. Application received: April 14, 2010. Permit issued: July 6, 2010.

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

**40100801. Piacenti Trucking & Excavating, Inc.,** (Rear 538 Putnam Street, West Hazleton, PA 18202) commencement, operation and restoration of a quarry operation in Butler Township, **Susquehanna County** affecting 3.0 acres, receiving stream: none. Application received: April 14, 2010. Permit issued: July 8, 2010.

Approval of Registration/Applications under General Permit for Short-Term Construction Project BMR-GP-103.

**58101001. Meshoppen Stone, Inc.,** (P. O. Box 127, Meshoppen, PA 18630) authorization to extract stone in Auburn Township, **Susquehanna County** to construct gas well pads for Chesapeake-Koromlan Project, receiving stream: Little Meshoppen Creek. Authorization approved: July 8, 2010.

**ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

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**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.**

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*Blasting Permits Actions*

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

**65104006. Kesco, Inc.** (P. O. Box 95, Adrian, PA 16210). Blasting activity permit for the construction of the Mills Point Shopping Mall, located in North Huntingdon Township, **Westmoreland County**. The duration of blasting is expected to last 60 days. Blasting permit issued: June 6, 2010.

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

**36104101. Keystone Blasting Service,** (15 Hopeland Road, Lititz, PA 17543) construction blasting for Dan Smocker manure pit in Paradises Township, **Lancaster County** with an expiration date of August 30, 2010. Permit issued: July 2, 2010.

**64104104. ER Linde Construction Corp.,** (9 Collan Park, Honesdale, PA 18431) construction blasting for Silkwood Utility Expansion Project in Hawley Borough, **Wayne County** with an expiration date of June 30, 2011. Permit issued: July 6, 2010.

**64104106. Holbert Explosives, Inc.,** (237 Mast Hope Plank Road, Lackawaxen, PA 18435) construction blasting for Linde Corp. in Texas Township, **Wayne County** with an expiration date of July 1, 2011. Permit issued: July 6, 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.

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**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).**

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*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E51-239. City of Philadelphia—Airmount Park**, 2929 Arch Street, 13th Floor, Philadelphia, PA 19102, City of Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To construct and maintain the proposed pedestrian bridge over CSX Railroad tracks linking the Schuylkill River Park and the existing Schuylkill River Trail. The bridge will be 10 feet wide, and the west side ramp piers,

abutment and embankment construction will be located in the 100-year floodplain of the Schuylkill River (WWF, MF). The site is located along the Schuylkill River near 25th and Spruce Streets (Philadelphia, PA USGS Quadrangle N: 5.25 inches; W: 3.35 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)).

**E15-798. Department of Transportation**, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525, West Nottingham Township, **Chester County**, ACOE Philadelphia District.

To remove the existing Lees Road Bridge and to construct and maintain, in its place, an approximately 28-foot long, 45-foot wide, and approximately 4.3-foot minimum high single span prestressed concrete bridge across Black Run (TSF, MF).

The site is located approximately 150 feet south of the intersection of Sand Hill Road and Lees Roads (SR 3014) in West Nottingham Township, Chester County (Rising Sun, PA USGS Quadrangle N: 22.5 inches; W: 8.85 inches).

**E46-953. Montgomery County**, 55 East Marshall Street, Norristown, PA 19401-4818, Lower Salford Township, **Montgomery County**, ACOE Philadelphia District.

To reissue the Permit No. E46-953 which authorized the construction and maintenance of a new bridge adjacent to and upstream of an existing deteriorated bridge (County Bridge No. 147) carrying Freeman School Road over East Branch of Perkiomen Creek (TSF). The proposed bridge will be a single-span composite steel structure with a span of 129 feet, 10 inches, a total roadway width of 36 feet, 3 inches, underclearance of 10 feet, 9 inches and a skew of 70 degrees. This permit also authorized the operation and maintenance of the existing bridge consisting of a single-span with a span of 112 feet, roadway width 17 feet, underclearance of 10 feet, 3 inches, and the skew of 90 degrees. The existing bridge has been repaired and will be retained to serve as part of the Township Trail System. Work will also include 280 linear feet of R-8 riprap scour protection along both bridges. The site is located about 200 feet southwest of the intersection of Indian Creek and Freeman School Roads (Perkiomenville, PA USGS Quadrangle N: 5.4 inches; W: 4.88 inches).

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

**E67-854. White Rock Commercial, LLC**, 1501 LBJ Freeway, Suite 550, Dallas, TX 75234. Susquehanna Trail Distribution Center, in Manchester Township, **York County**, Baltimore ACOE District.

To: 1) permanently fill five wetland areas totaling 2.01 acres of palustrine emergent (PEM) wetlands and 0.09 acre of PEM/palustrine forested (PEM/PFO) wetlands; 2) place 3,733.0 cubic yards of fill in 1,775.0 linear feet of an unnamed tributary to Little Conewago Creek (TSF, MF); 3) relocate and maintain a combined total of 2,314.0 linear feet of unnamed tributaries to Little Conewago Creek (TSF, MF); and 4) install and maintain an 8.0-inch diameter waterline in and across an unnamed tributary to Little Conewago Creek (TSF, MF). The purpose of the project is to construct a 708,000 square foot warehouse/distribution building, associated parking facilities and stormwater management facilities. The permit authorizes

permanent impacts to a total of 2.10 acres of wetlands and 4,089.0 linear feet of stream channel. The project is located west of Interstate 83 and east of the intersection of Bear Road and North Susquehanna Trail (York Haven, PA Quadrangle N: 6.92 inches; W: 17.41 inches, Latitude: 40° 02' 17.1"; Longitude: 76° 44' 57.7") in Manchester Township, York County. The permittee is required to construct a minimum of 2.19 acres of replacement wetlands. The permittee proposes to construct 2.59 acres of replacement wetlands; 1.0 acre is to be located at a site directly north of the intersection of SR 0194 and Rife Road (Abbottstown, PA Quadrangle Latitude: 39° 56' 53.2"; Longitude: 76° 58' 30.3") in Washington Township York County, and the remaining 1.59 acres to be located at a site along Bull Road (Dover, PA Quadrangle Latitude: 40° 01' 26.2"; Longitude: 76° 49' 14.8") in Conewago Township, York County. The permittee shall also protect 1,800 linear feet of wooded corridor along Little Conewago Creek (TSF, MF) through dedication of a restrictive covenant.

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

**E63-621. Department of General Services, Bureau of Engineering and Architecture**, Room 201, 18th and Herr Streets, Harrisburg, PA 17125. To place and maintain fill in wetlands in North Bethlehem Township, **Washington County**, Pittsburgh ACOE District. (Washington East, PA Quadrangle N: 2.3 inches; W: 0.75 inches, Latitude: 40° 8' 15"; Longitude: 80° 7' 49"). To place and maintain fill in 0.087 acre of wetlands and in approximately 788 linear feet of unnamed tributaries to Little Chartiers Creek (HQ-WWF) for the purpose of construction of the Department of Transportation maintenance facility and State Police Barracks located along SR 519. Stream mitigation for the 788 linear feet of stream channel loss will be mitigated by providing a low flow channel stream relocation of 649 linear feet and 139 linear feet of stream bank plantings. The permit applicant has met the wetland replacement requirement by participating in the Pennsylvania Wetland Replacement Project.

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

**E43-351, Eric Davis**, 3 Pulaski Mercer Road, Pulaski, PA 16143, Pittsburgh ACOE 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.

**E43-352, City of Hermitage, Marcia Hirschmann**, 800 North Hermitage Road, Hermitage PA 16148, Pittsburgh ACOE.

To construct and maintain a 50ft. by 8ft. wooden pedestrian bridge over a tributary to Pine Hollow Run (West Branch Pine Hollow or Indian Runs WWF) parallel to SR 18 and to construct and maintain approximately 1,800 ft. of stream restoration within the tributary to Pine Hollow Run for the purposes of streambank stabilization and establishment of floodplains and riparian buffers. The proposed stream restoration consists of channel relocation and the installation of cross vanes, sawtooth deflectors, rock boulder cascade, boulder wall and rock armor beginning at a point on SR 18 approximately 300 ft. north of the intersection of SR 18 and SR 62 and ending at a point behind Hermitage Schools.

## ENVIRONMENTAL ASSESSMENTS

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

**D31-034EA. New Enterprise Stone and Lime Co., Inc.**, P. O. Box C, Tyrone, PA 16686. Warriors Mark Township, **Huntingdon County**, ACOE Baltimore District. Project proposes to breach and remove Wolf Mill Dam across a tributary to Logan Spring Run (WWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The project will restore approximately 250 linear feet of stream channel. The dam is located approximately 250 feet southeast of the intersection of SR 550 and Ridge Road (SR 4025) (Tyrone, PA Quadrangle Latitude: 40° 40' 35"; Longitude: -78° 12' 24").

**D11-001EA. Spangler Municipal Authority**, 1202 Philadelphia Street, Northern Cambria, PA 15714-0488. Barr Township, **Cambria County**, ACOE Pittsburgh District. Project proposes to breach and remove Big Brown Dam across Browns Run (CWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The project will restore approximately 850 feet of stream channel. The dam is located approximately 3,900 feet northeast of the intersection of SR 553 and SR 271 (Colver, PA Quadrangle Latitude: 40° 37' 03"; Longitude: -78° 46' 54").

**D14-131EA. Department of Conservation and Natural Resources, Bureau of Forestry**, P. O. Box 8552, Harrisburg, PA 17101-8552. Rush Township, **Centre County**, ACOE Baltimore District. Project proposes to breach and remove Dayton Dam across Six Mile Run (HQ-CWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The project will restore approximately 500 linear feet of stream channel. The dam is located approximately 900 feet northwest of the intersection of Six Mile Road and Wolf Rock Road (Port Matilda, PA Quadrangle Latitude: 40° 51' 42"; Longitude: -78° 06' 59").

## 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 & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

ESCGP-1 # ESX10-027-0008

Applicant Name Range Resources—Appalachia, LLC  
Contact Person Carla Suszkowski  
Address 380 Southpointe Boulevard, Suite 300  
City, State, Zip Cannonsburg, PA 15317  
County Centre  
Township(s) Snowshoe Township  
Receiving Stream(s) and Classification(s) North Fork  
Beech Creek

ESCGP-1 # ESX10-117-0134

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

ESCGP-1 # ESX10-131-0020

Applicant Name Carrizo Marcellus, LLC  
Contact Person  
Address 579 Hoffman Drive  
City, State, Zip Karthaus PA 16845  
County Wyoming  
Township(s) Washington Township  
Receiving Stream(s) and Classification(s) UNT to Meshop-  
pen Creek

ESCGP-1 # ESX10-015-0168

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

ESCGP-1 # ESX10-015-0163

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

ESCGP-1 # ESX10-015-0164

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

ESCGP-1 # ESX10-015-0167

Applicant Name Talisman Energy USA, Inc.  
Contact Person Eric Potter

Address 337 Daniel Zenker Drive  
City, State, Zip Horseheads, NY 14845  
County Bradford and Susquehanna Township(s) Pike  
Township (Bradford), Middletown  
Township (Susquehanna)  
Receiving Stream(s) and Classification(s) UNT to Gaylord  
and Ross Creeks

ESCGP-1 # ESX10-015-0174

Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Bradford  
Township(s) Wilmot Township  
Receiving Stream(s) and Classification(s) North Fork  
Mehoopany Creek  
Secondary—Mehoopany Creek

ESCGP-1 # ESX10-015-0138

Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Bradford  
Township(s) Asylum Township  
Receiving Stream(s) and Classification(s) UNT of Ellis  
Creek  
Secondary—Ellis Creek

ESCGP-1 # ESX10-115-0022

Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Susquehanna  
Township(s) Rush Township  
Receiving Stream(s) and Classification(s) UNT to Wyalus-  
ing Creek and UNT to Deer Lick Creek  
Secondary—East Branch Wyalusing Creek

ESCGP-1 # ESX10-115-0012(01)

Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Susquehanna  
Township(s) Auburn Township  
Receiving Stream(s) and Classification(s) Nick Creek/  
Riley Creek

ESCGP-1 # ESX10-015-0160

Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Bradford  
Township(s) Rome Township  
Receiving Stream(s) and Classification(s) UNT to Laning  
Creek  
Secondary—Laning Creek

ESCGP-1 # ESX10-015-0171

Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Bradford  
Township(s) Albany Township  
Receiving Stream(s) and Classification(s) Sugar Run  
Secondary—UNT of Sugar Run

ESCGP-1 # ESX10-015-0153  
 Applicant Name Appalachia Midstream, Services, LLC  
 Contact Person Patrick Myers  
 Address 100 1st Center  
 City, State, Zip Horseheads, NY 14845  
 County Bradford  
 Township(s) Asylum and Monroe Townships  
 Receiving Stream(s) and Classification(s) UNT to South  
 Branch Towanda, Bennetts Creek and Ellis Creeks

ESCGP-1 # ESX10-015-0140  
 Applicant Name Appalachia Midstream, Services, LLC  
 Contact Person Patrick Myers  
 Address 100 1st Center  
 City, State, Zip Horseheads, NY 14845  
 County Bradford  
 Township(s) West Burlington Township  
 Receiving Stream(s) and Classification(s) Sugar Creek

ESCGP-1 # ESX10-015-0173  
 Applicant Name Southwestern Energy Production  
 Company  
 Contact Person Brian Bilello  
 Address 2350 North Sam Houston Parkway East,  
 Suite 125  
 City, State, Zip Houston, TX 77032  
 County Bradford  
 Township(s) Stevens and Herrick Townships  
 Receiving Stream(s) and Classification(s) Cold Creek

ESCGP-1 # ESX10-079-0002(02)  
 Applicant Name EnCana Oil & Gas (USA), Inc.  
 Contact Person Brenda Linster  
 Address 370 17th Street, Suite 1700  
 City, State, Zip Denver, CO 80202  
 County Luzerne  
 Township(s) Fairmount Township  
 Receiving Stream(s) and Classification(s) Kitchen Creek  
 Secondary—Maple Run

ESCGP-1 # ESX10-079-0004  
 Applicant Name EnCana Oil & Gas (USA), Inc.  
 Contact Person Brenda Linster  
 Address 370 17th Street, Suite 1700  
 City, State, Zip Denver, CO 80202  
 County Luzerne  
 Township(s) Fairmount Township  
 Receiving Stream(s) and Classification(s) Kitchen Creek,  
 Fishing Creek  
 Secondary—Coles Creek and Maple Run

ESCGP-1 # ESX10-115-0027  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 101 North Main Street  
 City, State, Zip Athens, PA 18810  
 County Susquehanna  
 Township(s) Rush Township  
 Receiving Stream(s) and Classification(s) UNT to Lake  
 Stream, Lake Stream  
 Secondary—East Branch Wyalusing Creek

ESCGP-1 # ESX10-081-0039  
 Applicant Name XTO Energy, Inc.  
 Contact Person Bernhardt Kissel  
 Address 395 Airport Road  
 City, State, Zip Indiana, PA 15701  
 County Lycoming  
 Township(s) Moreland Township

Receiving Stream(s) and Classification(s) Broad Run and  
 Little Sugar Run  
 Secondary—Muncy and Little Muncy Creeks

ESCGP-1 # ESX10-115-0024  
 Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Mr. Patrick Myers  
 Address 100 1st Center  
 City, State, Zip Horseheads, NY 14845  
 County Susquehanna and Wyoming  
 Township(s) Auburn Township (Susquehanna); Meshop-  
 pen Township (Wyoming)  
 Receiving Stream(s) and Classification(s) Benniger,  
 Carter, Little Meshoppen and Black Walnut Creeks and  
 several UNTs

ESCGP-1 # ESX10-079-0002(03)  
 Applicant Name EnCana Oil & Gas (USA), Inc.  
 Contact Person Brenda Linster  
 Address 370 17th Street, Suite 1700  
 City, State, Zip Denver, CO 80202  
 County Luzerne  
 Township(s) Fairmount Township  
 Receiving Stream(s) and Classification(s) Maple Run to  
 Kitchen and Pine Creeks, Marsh Run  
 Secondary—Maple Run

ESCGP-1 # ESX10-117-0139  
 Applicant Name Seneca Resources Corp.  
 Contact Person Doug Kepler  
 Address 51 Zents Boulevard  
 City, State, Zip Brookville, PA 15825  
 County Tioga  
 Township(s) Bloss Township  
 Receiving Stream(s) and Classification(s) Red Run, Tribu-  
 tary to Sand and Boone Runs/West Branch  
 Susquehanna River  
 Secondary—Lick Creek, Sand and Boone Runs

ESCGP-1 # ESX10-131-0019  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 101 North Main Street  
 City, State, Zip Athens, PA 18810  
 County Wyoming and Susquehanna  
 Township(s) Braintrim and Meshoppen Townships,  
 Wyoming; Auburn Township, Susquehanna  
 Receiving Stream(s) and Classification(s) UNT to Black  
 Walnut Creek

ESCGP-1 # ESX10-015-0172  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 101 North Main Street  
 City, State, Zip Athens, PA 18810  
 County Bradford  
 Township(s) Burlington Township  
 Receiving Stream(s) and Classification(s) Slater Hollow  
 Secondary—Bailey Run

ESCGP-1 # ESX10-115-0025  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 101 North Main Street  
 City, State, Zip Athens, PA 18810  
 County Susquehanna  
 Township(s) Rush Township  
 Receiving Stream(s) and Classification(s) UNT 1 and  
 UNT 2 of Elk Lake Stream  
 Secondary—Elk Lake Stream

ESCGP-1 # ESX10-115-0026  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 101 North Main Street  
 City, State, Zip Athens, PA 18810  
 County Susquehanna  
 Township(s) Auburn Township  
 Receiving Stream(s) and Classification(s) UNT to  
 Tuscarora Creek  
 Secondary—Susquehanna River

ESCGP-1 # ESX10-131-0021  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 101 North Main Street  
 City, State, Zip Athens, PA 18810  
 County Wyoming  
 Township(s) Windham Township  
 Receiving Stream(s) and Classification(s) UNT of  
 Susquehanna River  
 Secondary—Susquehanna River

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## STORAGE TANKS

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### SITE-SPECIFIC INSTALLATION PERMITS

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

SSIP Permit No.	Applicant Name & Address	County	Municipality	Tank Type	Tank Capacity
10-67-007	Royal Farms/Two Farms, Inc. 3611 Roland Avenue Baltimore, MD 21211 Attn: Rob Rinehart	York	Dover Township	4 ASTs storing petroleum products	40,000 gallons total

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## SPECIAL NOTICES

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### DRINKING WATER STATE REVOLVING FUND

**Special Notice under the Federal Safe Drinking Water Act (SDWA); 42 U.S.C.A. § 300f, et seq.**

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

*Project Location:*

Applicant	Applicant Address	Mun. / County
Lehigh County Authority	10 53 Spruce Street Allentown, PA 18106	11 Various Townships Lehigh and Northampton Counties

*Project Description:* The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Lehigh County Authority proposes to replace 6,000 residential water meters that are older than 20-years and have reached the end of their useful life with new meters equipped with radio transmitters. The project will also replace 3,100 meters that are less than 20-years old but are not currently equipped with radio transmitters. The meters are located in 11 counties within Lehigh and Northampton Counties. The Department of Environmental Protection's (Department) review of the project and the information received in the Environmental Report for the project has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby approves the project for Categorical Exclusion.

[Pa.B. Doc. No. 10-1329. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Air Quality Technical Advisory Committee Meeting Cancellation

The Air Quality Technical Advisory Committee meeting scheduled for Thursday, August 5, 2010, has been cancelled. Currently, the next meeting is scheduled for Thursday, October 21, 2010, in Room 105 of the Rachel Carson State Office Building at 9:15 a.m. For information, contact Arleen Shulman at ashulman@state.pa.us or (717) 772-9495. The agenda and meeting materials for future meetings 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 Keyword: "Air Quality Technical Advisory Committee").

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Shaniqua Smith at (717) 772-4978 or 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. 10-1330. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Bid Opportunity

**OSM 24(0515)101.1, Abandoned Mine Reclamation Project, Weedville, Jay Township, Elk County.** The principal items of work and approximate quantities include mobilization and demobilization; clearing and grubbing; 582,120 cubic yards of grading; 66,500 cubic yards of coal refuse disposal; 6,950 linear feet of brush barrier; 4,200 linear feet of subsurface drain; 6,410 tons of alkaline addition; 931 square yards of rock lining with filter material and 56 acres of seeding. This bid issues July 23, 2010, and bids will be opened on August 24, 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 the Surface Mining Control and Reclamation Act of 1977 act (30 U.S.C.A. §§ 1201—1328), 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. 10-1331. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Bid Opportunity

**OSM 35(1748)102.1, Abandoned Mine Reclamation Project, Riverside East, Archbald and Jessup Boroughs, Lackawanna County.** The principal items of work and approximate quantities include mobilization and demobilization; clearing and grubbing; 279,500 cubic yards of grading; 2,125 cubic yards of drainage excavation; removal of asbestos materials, creosote timber walls and underground storage tank; temporary sedimentation basin; 19.5 acres of seeding and 800 each of shrub and tree planting. This bid issues July 23, 2010, and bids will be opened on August 24, 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 the Surface Mining Control and Reclamation Act of 1977 act (30 U.S.C.A. §§ 1201—1328), 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. 10-1332. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Mine Families First Response and Communications Advisory Council Meeting

The Mine Families First Response and Communications Advisory Council will hold a meeting on September 13, 2010, at 3 p.m. in the Lancaster Host Hotel and Conference Center in Lancaster, PA. The meeting is to be held in conjunction with the PEMA Emergency Management Conference.

Questions concerning this schedule or agenda items can be directed to Allison Gaida at (724) 439-7289 or agaida@

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 of Environmental Protection's (Department) web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Allison Gaida directly 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,  
*Secretary*

[Pa.B. Doc. No. 10-1333. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Proposed Variance from the Volatile Organic Compound Emission Standards for Consumer Products; Reckitt Benckiser Variance Application for Air Wick® Freshmatic® Single-Phase Aerosol Air Freshener; Public Hearings

Reckitt Benckiser (Reckitt) has submitted a variance application, dated June 16, 2010, to the Department of Environmental Protection (Department) for a variance from the volatile organic compound (VOC) limits in 25 Pa. Code § 130.211 (relating to table of standards) for single-phase aerosol air fresheners. The application was submitted in accordance with 25 Pa. Code § 130.411 (relating to application for variance). The application must address the specific grounds upon which the variance is sought, the proposed date by which compliance with 25 Pa. Code § 130.211 will be achieved and a compliance report detailing the methods by which compliance will be achieved. The Department will not grant a variance unless the applicant demonstrates in writing to the Department's satisfaction that:

(1) Because of reasons beyond the reasonable control of the applicant, requiring compliance with 25 Pa. Code § 130.211 would result in extraordinary economic hardship.

(2) The public interest in mitigating the extraordinary hardship to the applicant by issuing the variance outweighs the public interest in avoiding increased emissions of air contaminants that would result from issuing the variance.

(3) The compliance program proposed by the applicant can reasonably be implemented and will achieve compliance as expeditiously as possible.

Reckitt states in its application that it is temporarily unable to comply with the VOC content limit (30% by weight) specified in 25 Pa. Code § 130.211 for its Air Wick® Freshmatic™ (AWF) air freshener product because ExxonMobil has ceased supplying consumer product manufacturers with diluent Isopar™ due to the urgent need for dispersants to fight the Deepwater Horizon oil spill in the Gulf of Mexico. Reckitt stated that, due to market demands, it is unable to suspend distribution of AWF products while it develops and implements an alternative formulation without incurring extraordinary hardship. Reckitt has requested a variance to allow the manufacture and distribution of the Canadian formulation of AWF, which exceeds 30% VOC by weight, until the earliest of: (1) the completion of an alternate formulation

of AWF that meets the 30% VOC emission standard, including the time necessary to qualify the alternate formulation and secure a reliable supply; (2) the resumption of supply and distribution of Isopar™ in sufficient quantities to meet Reckitt's production needs; or (3) December 31, 2010. Reckitt stated it intends to provide regular status reports to inform the Department of how much of the higher VOC Canadian formula has been shipped to this Commonwealth and when one of the first two deadlines is likely to be triggered. Reckitt provided an estimate that distribution of the Canadian formula of AWF would result in approximately 14.1 tons of excess VOC per month in this Commonwealth beyond the regulatory limit, based on normal historic sales volumes.

#### *Availability of Documents*

Reckitt's application for variance and the Department's proposed Variance Order are available from Ronald Gray, Acting Chief, Division of Compliance and Enforcement, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, rongray@state.pa.us. Reckitt's application for variance and the Department's proposed Variance Order are also available on the Department's web site: www.depweb.state.pa.us (Subjects, Air Quality, Regs/Plans, Clean Air Plans).

#### *Public Hearings*

In accordance with 25 Pa. Code § 130.471 (relating to public hearings), the Department will hold three public hearings to take public comment on the application for a variance and the proposed issuance of a variance order. Specifically, the Department is seeking comment on the following:

- (1) Whether a variance from the requirements in 25 Pa. Code § 130.211 is necessary.
- (2) Under what conditions a variance from the requirements in 25 Pa. Code § 130.211 is necessary.
- (3) To what extent a variance from the requirements in 25 Pa. Code § 130.211 is necessary.

The public hearings will begin at 1 p.m. as follows:

August 24, 2010	Northwest Regional Office 1st Floor Conference Room B 230 Chestnut Street Meadville, PA 16335
August 25, 2010	Southcentral Regional Office Susquehanna River Conference Room A 909 Elmerton Avenue Harrisburg, PA 17110
August 26, 2010	Southeast Regional Office Schuylkill River Conference Room 2 East Main Street Norristown, PA 19401

Persons wishing to present testimony at a hearing should reserve a time by contacting Sharon Horne, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-9257, shorne@state.pa.us. Persons who do not reserve a time will be able to testify as time allows. Witnesses should keep testimony to 10 minutes and should provide two written copies at the hearing. Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Ronald Gray, (717) 772-4482. TDD users should contact the Pennsylvania AT&T Relay

Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

#### *Written Comments*

Written comments should be sent by 12 p.m. on September 25, 2010, to Ronald Gray, Acting Chief, Division of Compliance and Enforcement, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468. The Department will accept comments submitted by e-mail at rongray@state.pa.us, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission.

JOHN HANGER,  
*Secretary*

[Pa.B. Doc. No. 10-1334. Filed for public inspection July 23, 2010, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Real Estate for Sale Erie County

The Department of General Services (Department) will accept bids for the purchase of 0.48-acre ± of land and building containing 10,985 square feet ±, formerly known as the Corry National Guard Armory located at 215 East Washington Street, City of Corry, Erie County. Bids are due Monday, October 4, 2010. Interested parties wishing to receive a copy of Solicitation No. 94370 should view the Department's web site at www.dgs.state.pa.us or call Lisa Kettering at (717) 787-1321.

JAMES P. CREEDON,  
*Secretary*

[Pa.B. Doc. No. 10-1335. Filed for public inspection July 23, 2010, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of Advanced Surgical Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Advanced Surgical Hospital has requested an exception to 28 Pa. Code §§ 107.2, 107.26(2) and 107.62(b) (relating to medical staff membership; additional committees; and oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or



hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1336. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of The Chester County Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Chester County Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 3.6.2.2.2 (relating to privacy).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1337. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Children's Hospital of Philadelphia for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Children's Hospital of Philadelphia has requested an exception to 28 Pa. Code §§ 113.15 and 147.2 (relating to locked storage; and maintenance of safety and sanitation).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1338. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Applications for Exception to 28 Pa. Code § 123.25(2)

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the following facilities have requested an exception to the requirements of 28 Pa. Code § 123.25(2) (relating to regulations for control of anesthesia explosion hazards):

Advanced Surgical Hospital  
Indiana Regional Medical Center  
Jersey Shore Hospital  
Lock Haven Hospital  
Tyronne Hospital

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

These facilities are requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1339. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Applications for Exception to 28 Pa. Code § 127.32

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the following facilities have requested an exception to the requirements of 28 Pa. Code § 127.32 (relating to written orders):

Advanced Surgical Hospital, LLC  
The Children's Hospital of Philadelphia  
Tyrone Hospital

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facilities are requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1340. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Applications for Exception to 28 Pa. Code § 569.35

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the following facilities have requested an exception to the requirements of 28 Pa. Code § 569.35 (relating to general safety precautions):

Greater Erie Surgery Center, LLC  
Southwestern Ambulatory Surgery Center, LLC

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facilities are requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1341. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Four Seasons Endoscopy Center, Inc. for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Four Seasons Endoscopy Center, Inc. has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which

requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 3.9-3.2.2.6 (relating to medical gases).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1342. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Frick Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Frick Hospital has requested an exception to 28 Pa. Code § 103.31 (relating to the chief executive officer).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1343. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Grand View Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Grand View Hospital has requested an exception to 28 Pa. Code § 101.172 (relating to patient limits).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1344. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Hillside Endoscopy, LLC for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Hillside Endoscopy, LLC has requested an exception to 28 Pa. Code §§ 551.3 and 553.31 (relating to definitions; and administrative responsibilities).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1345. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Hospital of the University of Pennsylvania for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Hospital of the University of Pennsylvania has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 3.3-3.3.5.8 (relating to soiled workroom).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1346. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Lansdale Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lansdale Hospital has requested an exception to 28 Pa. Code § 105.1 (relating to principle).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or

hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1347. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Memorial Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Memorial Medical Center has requested an exception to 28 Pa. Code § 107.64 (relating to administration of drugs).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1348. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Penn State Milton S. Hershey Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Penn State Milton S. Hershey Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.1.3.1(1) and (2) (relating to casting application and removal), 5.3.5.11 (relating to anesthesia workroom) and 5.3.6.2 (relating to staff clothing change areas).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1349. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Phoenixville Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Phoenixville Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1.5.7 (relating to nourishment area), 3.1.5.8 (relating to ice machine), 3.1.5.10 (relating to clean room), 3.1.5.11 (relating to soiled room), 3.1.5.12 (relating to clean linen room), 3.1.5.13 (relating to janitor's closet) and 3.1.7.1 (relating to visitor toilet).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1350. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Physicians Surgical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Physicians Surgical Center has requested an exception to the requirements of 28 Pa. Code § 551.21(d) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1351. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Pinnacle Health Hospitals for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Pinnacle Health Hospitals has requested an exception to 28 Pa. Code § 51.6 (relating to identification of personnel).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1352. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Pittsburgh Center for Reproductive Services for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Pittsburgh Center for Reproductive Services has requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 3.7-1.5.2 (relating to layout), 3.7-2.5.5 (relating to sterilizing facilities), 3.7-2.6.2 (relating to staff clothing change area), 3.7-2.7.1.1 (relating to outpatient surgery change areas), 3.7-5.2.1.1 (relating to corridor width) and 3.7-2.5.7.3 (relating to general equipment and supply storage).

The facility is also requesting exception to §§ 551.3 (relating to definitions) and 555.31(a) (relating to principle).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1353. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Roxborough Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Roxborough Memorial Hospital has requested an exception to 28 Pa. Code § 51.23 (relating to positron emission tomography).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Services at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1354. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Select Specialty Hospital—Johnstown for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Select Specialty Hospital—Johnstown has requested an exception to 28 Pa. Code § 107.62 (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1355. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Select Specialty Hospital—Laurel Highlands for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Select Specialty Hospital—Laurel Highlands has requested an exception to 28 Pa. Code § 107.62 (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of

Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1356. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of St. Luke's Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Luke's Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 5.1.2.5(2) (relating to counter space for writing).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for Speech and/or Hearing Impaired Persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1357. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of The Surgery Center at Brinton Lake, LLC for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Surgery Center at Brinton Lake, LLC has requested an exception to the requirements of 28 Pa. Code § 551.21(d) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1358. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Thomas Jefferson University Hospital—Methodist Division for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Thomas Jefferson University Hospital—Methodist Division has requested an exception to 28 Pa. Code § 51.23 (relating to positron emission tomography).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Division at the previously listed address or phone numbers, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1359. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Thomas Jefferson University Jefferson Hospitals for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Thomas Jefferson University Jefferson Hospitals has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 2.1-5.1.3.7 (relating to exam room).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1360. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of Triumph Hospital Philadelphia for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Triumph Hospital Philadelphia has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.9-2.2 (relating to examination rooms), 3.9-2.3.2 (relating to patient holding/prep/recovery area), 3.9-2.3.3.5 (relating to equipment storage), 3.9-2.4.1.4 (relating to staff shower), 3.9—2.5.1 (relating to patient change areas).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1361. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of UPMC East for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC East has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 2.1-5.3.3.3 (relating to Phase II or step-down recovery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1362. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of UPMC Passavant Cancer Center—Beaver for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Passavant Cancer Center-Beaver has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which

requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-2.1.1.1(1) (relating to exam spaces), 3.1-5.2.1.1(1) (relating to public corridors) and 2.1-5.9.2.5(2) (relating to hand washing sinks).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1363. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of UPMC Presbyterian Shadyside Cancer Center—Moon Township for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Presbyterian Shadyside Cancer Center—Moon Township has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-2.1.1.1(1) (relating to exam spaces), 3.1-5.2.1.1(1) (relating to public corridors) and 2.1-5.9.2.5(2) (relating to hand washing sinks).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and



require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1364. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of UPMC Presbyterian Shadyside Cancer Center—Natrona Heights for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Presbyterian Shadyside Cancer Center—Natrona Heights has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-2.1.1.1(1) (relating to exam spaces), 3.1-5.2.1.1(1) (relating to public corridors) and 2.1-5.9.2.5(2) (relating to hand washing sinks).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1365. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Application of UPMC Presbyterian Shadyside Cancer Center—Washington for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives

notice that UPMC Presbyterian Shadyside Cancer Center—Washington has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-2.1.1.1(1) (relating to exam spaces), 3.1-5.2.1.1(1) (relating to public corridors) and 2.1-5.9.2.5(2) (relating to hand washing sinks).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
Secretary

[Pa.B. Doc. No. 10-1366. Filed for public inspection July 23, 2010, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Uniform Construction Code Review and Advisory Council Meeting

The Uniform Construction Code Review and Advisory Council will hold a meeting on Thursday, August 12, 2010, 10 a.m.—5 p.m., at the Department of Labor and Industry, 651 Boas Street, Room E-100, Harrisburg, PA 17121.

Additional information concerning the meeting may be found on the Department of Labor and Industry's web site at [www.dli.state.pa.us](http://www.dli.state.pa.us). Scroll down and click on the link for UCC Review and Advisory Council.

Questions concerning this may be directed to Edward Leister at (717) 783-6304.

SANDI VITO,  
Secretary

[Pa.B. Doc. No. 10-1367. Filed for public inspection July 23, 2010, 9:00 a.m.]

## DEPARTMENT OF STATE

### Bill Kuzman, a/k/a Veterans for Life, a/k/a Vets for Life, a/k/a Vets 4 Life, a/k/a Vets 4 Vets, a/k/a Vets for Vets; Cease and Desist Order

Bill Kuzman, a/k/a Veterans for Life, a/k/a Vets for Life, a/k/a Vets 4 Life, a/k/a Vets 4 Vets, a/k/a Vets for Vets and all known and unknown officers, directors, principals, shareholders, agents, employees and independent contractors and any entities created by the principal actors after the date of issuance of this order, are ordered to cease and desist from soliciting charitable contributions in this Commonwealth until such time as Bill Kuzman, a/k/a Veterans for Life, a/k/a Vets for Life, a/k/a Vets 4 Life, a/k/a Vets 4 Vets, a/k/a Vets for Vets and all known and unknown officers, directors, principals, shareholders, agents, employees and independent contractors and any entities created by the principal actors after the date of issuance of this order respond to the Bureau of Charitable Organizations' requests for information and duly register or provide information that they are excluded or exempt from registration under the Solicitation of Funds for Charitable Purposes Act (10 P. S. §§ 162.1—162.22).

Individuals may obtain a copy of this order by writing to Doreen Harr, Investigator, Department of State, Bureau of Charitable Organizations, 212 North Office Building, Harrisburg, PA 17120.

BASIL L. MERENDA,  
*Acting Secretary*

[Pa.B. Doc. No. 10-1368. Filed for public inspection July 23, 2010, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Finding Westmoreland County

Under section 2002(b) of The Administrative Code of 1929 (71 P. S. § 575(b)), the Director of the Bureau of Design makes the following written finding:

The Department of Transportation is planning to construct Irwin Streetscape Project in Irwin Borough, Westmoreland County.

Information describing the project, with the associated environmental analysis, is contained in the Environmental Document, Section 2002 Evaluation that was prepared for this project. The project will require replacement of

the existing sign at the entrance to the Irwin Park, which is open for use by public from dusk to dawn and qualifies as a Section 2002 resource.

Based upon studies, there is no prudent and feasible alternative to the proposed action for maintaining conformity with the theme of Irwin Streetscape Project.

The environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code of 1929 have been considered. It has been concluded that there is no feasible and prudent alternative to the project as designed and all reasonable steps have been taken to minimize the effects.

BRIAN G. THOMPSON, P. E.,  
*Director*  
*Bureau of Design*

[Pa.B. Doc. No. 10-1369. Filed for public inspection July 23, 2010, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### Frank T. Perano v. DEP; EHB Doc. No. 2010-104-L; 6-21-10—Denial NPDES; Renewal Application

Frank T. Perano has appealed the denial by the Department of Environmental Protection of an NPDES permit renewal application to Frank T. Perano for a facility in Tilden Township, Berks County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,  
*Chairperson*

[Pa.B. Doc. No. 10-1370. Filed for public inspection July 23, 2010, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, 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](http://www.irrc.state.pa.us).

*Final-Form*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>		
18-411	Department of Transportation School Bus Drivers	7/7/10	8/19/10		
18-410	Department of Transportation Physical and Mental Criteria, Including Vision Standards Relating to the Licensing of Drivers	7/7/10	8/19/10		
16A-6911	State Board of Social Workers, Marriage/Family Therapists and Professional Counselors Code of Ethical Practice and Standards of Professional Conduct	7/14/10	8/19/10		
<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>WDN</i>	<i>Resubmitted</i>	<i>Public Meeting</i>
2-170	Department of Agriculture Canine Health Board Standards for Commercial Kennels	6/30/10	7/14/10	7/14/10	8/19/10

ARTHUR COCCODRILLI,  
*Chairperson*

[Pa.B. Doc. No. 10-1371. Filed for public inspection July 23, 2010, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application and Request for Approval to Redomesticate from Homesite Insurance Company of Pennsylvania

Homesite Insurance Company of Pennsylvania, a domestic stock casualty insurance company, has filed an application for approval of a plan of redomestication whereby the state of domicile would change from Pennsylvania to Georgia. The initial filing was made under the requirements set forth under 15 Pa.C.S. §§ 1977 and 1980, 15 P.S. §§ 21205 and 21207 and 40 P.S. § 477e.

Persons wishing to comment on the grounds of public or private interest to the issuance of the Insurance Department's (Department) order approving the redomestication are invited to submit a written statement to the Department within 7 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or rbrackbill@state.pa.us.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 10-1372. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Insurance Services Office, Inc.; Private Passenger Automobile; Alternative Rating Plan; Rate Filing

On July 9, 2010, the Insurance Department (Department) received from Insurance Services Office, Inc. (ISO) a filing for an alternative rating plan to the standard ISO Personal Vehicle Manual rating system.

The model underlying the proposed Risk Analyzer Personal Auto Rating Plan Manual is based on a wide variety of characteristics affecting the risk of loss, such as traffic density, driving patterns, topography and weather. This alternate rating plan is not being filed on behalf of insurers and will not be incorporated into ISO's Personal Vehicle Manual or Personal Auto Program. It is filed for use by insurers who elect to adopt it. The filing is to be effective upon approval.

Unless formal administrative action is taken prior to September 7, 2010, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). To access the filing, under "How to Find..." click on "View Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to Michael McKenney, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [mmckenney@state.pa.us](mailto:mmckenney@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 10-1373. Filed for public inspection July 23, 2010, 9:00 a.m.]

### Liberty Mutual Fire Insurance Company; The First Liberty Insurance Corporation; Homeowners; Rate Revision

On July 8, 2010, the Insurance Department (Department) received from Liberty Mutual Fire Insurance Company and The First Liberty Insurance Corporation a filing for a rate level change for homeowners insurance.

The companies request an overall 6.1% increase amounting to \$6,524,036 annually, to be effective September 2, 2010, for new business and October 7, 2010, for renewal business.

Unless formal administrative action is taken prior to September 6, 2010, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). To access the filing, under "How to Find..." click on "View Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to Eric Zhou, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [gzhou@state.pa.us](mailto:gzhou@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 10-1374. Filed for public inspection July 23, 2010, 9:00 a.m.]

**Pennsylvania Contributionship Insurance Company; Homeowners Program; Rate Revision**

On July 8, 2010, the Insurance Department (Department) received from Pennsylvania Contributionship Insurance Company a filing for a rate level change for homeowners insurance.

The company requests an overall 5.6% decrease amounting to \$1.4 million annually, to be effective September 1, 2010, for new business and October 15, 2010, for renewal business.

Unless formal administrative action is taken prior to September 6, 2010, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). To access the filing, under "How to Find..." click on "View Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [xlu@state.pa.us](mailto:xlu@state.pa.us) within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 10-1375. Filed for public inspection July 23, 2010, 9:00 a.m.]

**State Farm Fire and Casualty Company; Private Passenger Automobile; Rate and Rule Revisions**

On July 2, 2010, the Insurance Department (Department) received from State Farm Fire and Casualty Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 4.6% increase amounting to \$4,527,983 annually, to be effective November 8, 2010.

Unless formal administrative action is taken prior to August 31, 2010, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). To access the filing, under "How to Find..." click on "View Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to Michael McKenney, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [mmckenney@state.pa.us](mailto:mmckenney@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 10-1376. Filed for public inspection July 23, 2010, 9:00 a.m.]

**State Farm Mutual Automobile Insurance Company; Private Passenger Automobile; Rate and Rule Revisions**

On July 2, 2010, the Insurance Department (Department) received from State Farm Mutual Automobile Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 0.2% increase amounting to \$2,551,657 annually, to be effective November 8, 2010.

Unless formal administrative action is taken prior to August 31, 2010, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). To access the filing, under "How to Find..." click on "View Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to Michael McKenney, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [mmckenney@state.pa.us](mailto:mmckenney@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 10-1377. Filed for public inspection July 23, 2010, 9:00 a.m.]

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Anthony Jiles, ES-1564 v. Global Tel\*Link Corporation; C-2008-2081566**

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Anthony Jiles, ES-1564	:	
	:	
	:	C-2008-2081566
	:	
	:	
Global Tel*Link Corporation	:	

### Initial Decision

Before  
David A. Salapa  
Administrative Law Judge

#### *History of the Proceeding*

This decision grants the motion to dismiss the complaint that Anthony Jiles (Complainant) filed with the Pennsylvania Public Utility Commission (Commission) on December 23, 2008 against Global Tel\*Link Corporation (Respondent). A complete procedural history of this case is set forth in Administrative Law Judge (ALJ) Louis G. Cocheres' Prehearing Order No. 1, dated June 25, 2009.

On December 23, 2008, the Complainant filed a formal complaint with the Commission against the Respondent. The Complainant alleged: 1) that the Respondent was violating the Telecommunications Act of 1996 and the Public Utility Code; 2) that the Respondent was violating fair trade practices; 3) that the Respondent was violating the Clayton Act; 4) that the Respondent was violating Anti-Kickback Laws; 5) that the Respondent was in violation of forced monopolized purchases; 6) that the Complainant and his family were being deprived by the Respondent of their constitutional right to equal protection; 7) that the Respondent charged higher telephone rates than rates charged to the public; 8) that, when the Complainant bought prepaid phone time, he was paying double taxes; 9) that, by virtue of the Respondent's contract with the Department of Corrections (DOC), the Respondent had a monopoly on providing prisoner telephone service in violation of the Telecommunications Act of 1996 and the Public Utility Code; 10) that the rates charged to the inmates exceeded the cost of providing adequate service; 11) that the DOC received a \$3.00 kickback from the cost of the calls; 12) that the kickback was an incentive to interrupt or cut off the calls and forced the inmate to call again and to incur another surcharge; 13) that the Complainant's family and friends were consumers; 14) that the Respondent, as the sole provider of inmate long distance and local phone service, was violating the Telecommunications Act of 1996 and the Pennsylvania Unfair Trade Practices and Consumer Protection Law; 15) that the contract between the Respondent and the DOC violated federal and state law because inmates and their friends and family could only use the Respondent to communicate; 16) that the Respondent refuses to reimburse the Complainant for disconnected or interrupted calls; 17) that the Respondent does not improve the system in response to his complaints; 18) that the Respondent's system played messages which interrupted the calls and prevented conversations; 19) that inmate calls were wrongly disconnected which caused the inmate to place the calls again; 20) that the Complainant's friends and family suffered losses due to being unable to use any other long distance carrier and having calls interrupted or disconnected; and 21) that friends and family who were not able to use any other long distance provider experienced forced monopolized purchases. For relief, the Complainant requested: 1) that other long distance providers be allowed to offer competitive long distance service to his friends and family; 2) that the Complainant be reimbursed for disconnected and/or interrupted calls made after August 2007; and 3) that future rates be regulated by the Commission and made lower than present rates.

On January 20, 2009, the Respondent filed an answer to the complaint and preliminary objections. The answer denied the allegations set forth in the complaint and asserted that the Commission lacked subject matter

jurisdiction over many of the issues raised in the complaint. The preliminary objections alleged: 1) that the claims about the Equal Protection Clause, lack of competitive alternatives and monitoring and/or interruption of calls failed to state a claim upon which relief could be granted; 2) that the Complainant (as a non-attorney) was not permitted to represent anyone except himself; 3) that the Commonwealth Court of Pennsylvania had already rejected assertions that a lack of competitive alternatives for inmates violated Federal or State law; 4) that the Commission lacked the jurisdiction to interpret the contract between DOC and the Respondent; 5) that the Commission lacked the jurisdiction to fix rates for interexchange competitive carrier inmate services; 6) that the Respondent was a certificated interexchange carrier; 7) that expedient resolution of the objections was in the public interest; and 8) that requiring hearings would result in the unnecessary expenditure of time and resources of the Commission, DOC and the Respondent. The Respondent requested that the Commission dismiss the complaint based on the Complainant's failure to state a cause of action and lack of subject matter jurisdiction.

On February 2, 2009, the Complainant filed a response to the Respondent's preliminary objections, along with several other documents. The responses to the Respondent's preliminary objections denied the assertions in the preliminary objections and renewed the Complainant's requests for relief.

On May 22, 2009, the Respondent filed a motion to compel answers to interrogatories pursuant to 52 Pa. Code § 5.342(g). Attached to the motion to compel is a copy of the interrogatories. The interrogatories request that the Complainant provide the date, time and number called of all the calls he alleges were improperly disconnected, why the Complainant believes the calls were improperly disconnected and the refund the Complainant is seeking for each disconnected call. The interrogatories also request that the Complainant identify all the documents and witnesses he plans to call at hearing.

The motion alleged: 1) that the Respondent's interrogatories were within the scope of permissible discovery; 2) that responses were due on May 18, 2009; 3) that neither objections nor responses had been served; 4) that the interrogatories were all directed to the Complainant's allegations of inadequate service; 5) that the Complainant's allegations of inadequate service were insufficient to enable the Respondent to prepare for the hearing; 6) that researching the Complainant's call records starting in August 2007 was an unreasonable burden; 7) that the Respondent's interrogatories were not promulgated in bad faith and did not cause an unreasonable burden to the Complainant; 8) that the Complainant should not be permitted to use his complaint to force the Respondent to research its records in order to understand his allegations; and 9) that the Complainant should be able to produce facts to substantiate his allegations. The Respondent requested that the Commission order the Complainant to respond to the Respondent's interrogatories.

On June 25, 2009, ALJ Cocheres issued Prehearing Order No. 1. In his Prehearing Order No. 1, ALJ Cocheres sustained most of the Respondent's preliminary objections. However, Prehearing Order No. 1 denied the preliminary objections regarding improperly disconnected calls and ordered the matter set for hearing on the issues of improperly disconnected calls and any refunds that may be owed to the Complainant and any penalties that may be assessed against the Respondent for inadequate or unreasonable service.

With regard to the Respondent's motion to compel answers to interrogatories, ALJ Cocheres granted the Respondent's motion and directed the Complainant to answer the Respondent's interrogatories on or before July 23, 2009. ALJ Cocheres cautioned the Complainant that if he failed to provide full and complete answers to the Respondent's interrogatories, the presiding officer would be authorized to dismiss the complaint. (Prehearing Order No. 1, pg. 11)

On November 13, 2009, the Respondent filed a motion to dismiss the Complainant's complaint. The motion alleged that the Complainant had failed to provide answers to the Respondent's interrogatories. The motion argues that the Complainant's failure to provide answers to its interrogatories violates both Prehearing Order No. 1 and Commission regulations. The motion requests that the Commission dismiss the complaint with prejudice.

On November 18, 2009, the Respondent filed an amended certificate of service. The cover letter accompanying the amended certificate of service states that the mailing label for the Complainant was incorrect and that the Respondent was reserving the motion to dismiss the Complainant's complaint.

On December 3, 2009, the Respondent filed a letter advising the Commission that the Complainant had been released from the State Correctional Institution at Huntingdon. The letter states that the Respondent had been able to effect service on the Complainant in the past at the Minsec Community Correctional Facility in Philadelphia. However, when the Respondent served the motion to dismiss the Complainant's complaint on the Complainant at the Philadelphia address, it was returned as undeliverable. When the Respondent contacted the Minsec facility, it advised the Respondent that the Complainant no longer resided there and would not provide a forwarding address.

This case has been assigned to me as motion judge. As of the date of this order, the Respondent has not advised me that the Complainant has provided full and complete answers to the Respondent's interrogatories. As of the date of this order, the Complainant has not provided the Commission with a current address. For the reasons set forth below, I will dismiss the complaint.

#### Discussion

The Commission regulations at 52 Pa. Code §§ 5.371 and 5.372 govern sanctions for failure to comply with the Commission's discovery regulations. Those sections read as follows:

##### 5.371. Sanctions—general.

(a) The Commission or the presiding officer may, on motion, make an appropriate order if one of the following occurs:

(1) A party fails to appear, answer, file sufficient answers, file objections, make a designation or otherwise respond to discovery requests, as required under this subchapter.

(2) A party deponent or an officer or managing agent of a party refuses to obey or induces another to refuse to obey an order of a presiding officer respecting discovery, or induces another not to appear.

(b) A motion for sanctions may be answered within 5 days of service or, in the alternative, the motion may be answered orally at a hearing if a timely hearing has been scheduled within the same 5-day period.

(c) The presiding officer will rule on the motion as soon as practicable. The motion should be decided within 20 days of its presentation.

(d) A failure to act described in subsection (a) may not be excused on the ground that the discovery sought is objectionable unless the party failing to act has filed an appropriate objection or has applied for a protective order.

##### § 5.372. Sanctions—types.

(a) The presiding officer, when acting under § 5.371 (relating to sanctions-general) may make one of the following:

(1) An order that the matters regarding which the questions were asked, the character or description of the thing or land, the contents of the paper, or other designated fact shall be taken to be established for the purposes of the action in accordance with the claim of the party obtaining the order.

(2) An order refusing to allow the disobedient party to support or oppose designated claims or defenses, or prohibiting the party from introducing in evidence designated documents, things or testimony.

(3) An order striking out pleadings or parts thereof, staying further proceedings until the order is obeyed, or entering a judgment against the disobedient party or individual advising the disobedience.

In this case, the Respondent requests that the Commission dismiss the Complainant's complaint because he has failed to provide responses to the Respondent's interrogatories. In his Prehearing Order No. 1, issued June 25, 2009, ALJ Cocheres directed the Complainant to answer the Respondent's interrogatories on or before July 23, 2009. ALJ Cocheres cautioned the Complainant that if he failed to provide full and complete answers to the Respondent's interrogatories, the presiding officer would be authorized to dismiss the complaint. (Prehearing Order No. 1, pg. 11) The Complainant has failed to comply with Prehearing Order No. 1 and has failed to provide any explanation or excuse for his failure to comply with Prehearing Order No. 1.

The Commission has dismissed a complaint without a hearing when the complainant corporation failed to comply with the presiding officer's order to have counsel file a notice of appearance by a date certain. *Snyderville Community Development Corporation v. Philadelphia Gas Works*, Docket No. C-20055032, (Order entered July 31, 2006). In *Snyderville*, the Commission stated that "An ALJ's Orders must be complied with, and such a lack of compliance presents a sufficient basis to dismiss the Complaint without a hearing."

Recently, in *Application of Santos E. Pineda*, Docket No. A-2009-2126367 (Initial decision issued May 19, 2010), ALJ Cynthia Williams Fordham dismissed a protest where the protestant failed to comply with her order directing the protestant to answer the interrogatories of the applicant. ALJ Fordham held that it was appropriate to dismiss the protest where the protestant had not answered the interrogatories, did not answer the applicant's motion for sanctions and did not provide any explanation for its failure to comply with her order. A similar outcome is warranted in this proceeding.

The usual practice is that, if a party fails to comply with an order granting a motion to compel, the opposing party may file a motion for sanctions. Here the Respondent filed a motion for sanctions in the form of a motion to dismiss on November 13, 2009 and has attempted to

serve that motion on the Complainant. The Respondent has been unsuccessful in serving the motion to dismiss.

The Complainant has a duty, pursuant to 52 Pa. Code § 1.53(d), to inform the Commission promptly of changes to his current address. The Complainant has had at least six months since his release from either the State Correctional Institution at Huntingdon or the Minsec Community Correctional Facility in Philadelphia to inform the Commission of his current address but has failed to do so. The Complainant's failure to provide this information in violation of Commission regulations serves as an alternate basis for dismissing his complaint.

Finally, the Complainant has not contacted the Commission, ALJ Cocheres or me regarding the status of his case. The Complainant has taken no action to prosecute his claims or pursue litigation. I conclude that the Complainant's conduct in this case is obstructive to the orderly conduct of the proceeding and contrary to the public interest. Neither the Commission nor the Respondent should be obligated to waste any more time, energy, or money attempting to locate the Complainant in order to either serve a copy of the motion to dismiss on him or to schedule a hearing.

In *Banks, et. al. v. Verizon Pennsylvania, Inc.*, Docket Nos. C-20055229, C-20055230, C-20055234, C-20055236, C-20055242, C-20055245, C-20055249, C-20055251, C-20055252, C-20055253, C-20055254, and C-20055255 (Order entered June 9, 2008), the Commission adopted the initial decision of ALJ Wayne L. Weismandel closing the proceedings without hearing where the complainants had not contacted the Commission in more than two years, had taken no steps to prosecute their claims or pursue litigation and failed to respond to correspondence from ALJ Weismandel stating that their complaints would be deemed withdrawn if they failed to respond to the correspondence. ALJ Weismandel ruled that the complainants' conduct was contrary to efficient use of the administrative adjudicatory process and directed that the complaints be deemed withdrawn and the proceedings closed. I agree with ALJ Weismandel's reasoning and conclude that it is appropriate under the circumstances to dismiss the Complainant's complaint.

The Complainant has failed to comply with a Commission order by failing to provide answers to the Respondent's interrogatories. In addition, the Complainant has failed to comply with 52 Pa. Code § 1.53(d) by failing to provide the Commission with his current address. Finally, the Complainant has not contacted the Commission or taken any further action to prosecute his claims or pursue litigation. For all these reasons, I conclude that it is appropriate to dismiss the complaint. I will direct that a copy of this initial decision be published in the *Pennsylvania Bulletin* in order to serve the Complainant by publication pursuant to 52 Pa. Code § 1.53(e).

#### *Conclusions of Law*

1. The Commission has jurisdiction over the parties and subject matter in this proceeding.

2. A party's failure to answer, file sufficient answers, file objections, make a designation or otherwise respond to discovery requests, as required may not be excused on the ground that the discovery sought is objectionable unless the party failing to act has filed an appropriate objection or has applied for a protective order. 52 Pa. Code § 5.371.

3. The presiding officer, when acting under 52 Pa. Code § 5.371, may enter a judgment against the disobedient party or individual advising the disobedience. 52 Pa. Code § 5.372(3).

4. The Commission can dismiss a complaint without a hearing when the party fails to comply with the presiding officer's order.

5. A party has a duty to inform the Commission promptly of changes to his current address. 52 Pa. Code § 1.53(d).

#### *Order*

*Therefore,*

#### *It Is Ordered That:*

1. The motion of Global Tel\*Link Corporation to dismiss the complaint at C-2008-2081566 is granted.

2. The complaint of Anthony Jiles, ES-1564 at Docket No. C-2008-2081566 against Global Tel\*Link Corporation is dismissed with prejudice for his failure to answer interrogatories as directed by Prehearing Order No. 1, dated June 25, 2009, and his failure to comply with the Commission's regulations governing discovery.

3. The complaint of Anthony Jiles, ES-1564 at Docket No. C-2008-2081566 against Global Tel\*Link Corporation is dismissed with prejudice for his failure to inform the Commission of changes to his current address in violation of 52 Pa. Code § 1.53(d).

4. The complaint of Anthony Jiles, ES-1564 at Docket No. C-2008-2081566 against Global Tel\*Link Corporation is dismissed with prejudice for his failure to prosecute his claims and his obstructive conduct.

5. The Secretary of the Commission serve a copy of this initial decision on Anthony Jiles, ES-1564 by publication, pursuant to 52 Pa. Code § 1.53(e), by causing a copy of this initial decision to be published in the *Pennsylvania Bulletin*.

6. The record at Docket No. C-2008-2080485 is marked closed.

DAVID A. SALAPA,  
*Administrative Law Judge*

[Pa.B. Doc. No. 10-1378. Filed for public inspection July 23, 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 August 9, 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.

**Applications of the following for approval to begin operating as common carriers for transportation of persons as described under each application.**

**A-2010-2186336. Eagle Chauffeured Services, Inc.** (77 McCullough Drive, Suite 5, New Castle, DE 19720), as a common carrier, by motor vehicle, persons, in group and party service, in vehicles seating 11—15 passengers, including the driver, from points in the Counties of Berks, Bucks, Chester, Delaware, Lancaster, Montgomery and Philadelphia, to points in Pennsylvania, and return, excluding service that is under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* James W. Patterson, Esquire, Reger, Rizzo & Darnall, LLP, Cira Centre, 13th Floor, 2929 Arch Street, Philadelphia, PA 19104-2899.

**A-2010-2186430. Richard G. Graybeal** (5171 Lincoln Highway, Gap, Lancaster County, PA 17527), for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, between points in the Counties of Lancaster, Perry and Dauphin, and from points in said counties, to points in Pennsylvania, and return, which is to be a transfer of all rights authorized under the certificate issued at A-00121399 to Dale W. Reese, subject to the same limitations and conditions.

**A-2010-2186555. Lyta Corporation** (621 Robbins Avenue, Philadelphia, Philadelphia County, PA 19111), a corporation of the Commonwealth—to transport, by motor vehicle, persons, in paratransit service, from points in the City and County of Philadelphia, to points in Pennsylvania, and return. *Attorney:* David P. Temple, Esquire,

Gallagher, Malloy & Georges, 1760 Market Street, Suite 1100, Philadelphia, PA 19103-4104.

**Application of the following for approval to begin operating as a broker for transportation of persons as described under the application.**

**A-2010-2187462. Zonecare USA of Delray, LLC, t/a Optimal Care Transportation & Translation** (841 Prudential Drive, Suite 900, Jacksonville, Duval County, FL 32207)—a limited liability corporation of the State of Florida—for a brokerage license evidencing the Commission’s approval of the right and privilege to operate as a broker, to arrange for the transportation of persons between points in Pennsylvania.

**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-2010-2187505. Thomas E. Governor** (203 Shenango Street, Jamestown, Mercer County, PA 16134)—to discontinue service as a common carrier, by motor vehicle, at A-00121181, authorizing the transportation, as a common carrier, by motor vehicle, persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, between points in the County of Crawford, and from points in said county, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 10-1379. Filed for public inspection July 23, 2010, 9:00 a.m.]

## STATE CONSERVATION COMMISSION

### Action on Odor Management Plans for Concentrated Animal Operations, and Concentrated Animal Feeding Operations and Volunteers Complying with Pennsylvania’s Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, 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 at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board’s rules of practice and procedure may be obtained from the Board. The appeal form and the Board’s rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

#### Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/ Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New or Amended</i>	<i>Action Taken</i>
Wilmer Horst	Snyder Perry Township	55.0	Layers	New	Approved
Matt Weiler	Lebanon Jackson Township	164.22	Broilers	New	Approved



<i>Ag Operation Name, Address</i>	<i>County/ Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New or Amended</i>	<i>Action Taken</i>
David Lapp	Lancaster Salisbury Township	85.9	Broilers	New	Approved
Stephen Fisher	Lancaster/ Eden Township	46.87	Cattle	New	Approved

JOHN HANGER,  
*Chairperson*

[Pa.B. Doc. No. 10-1380. Filed for public inspection July 23, 2010, 9:00 a.m.]

**Dirt and Gravel Roads Pollution Prevention Maintenance Program**

As required by 25 Pa. Code § 83.604(f) (relating to apportionment criteria), the State Conservation Commission (Commission) is providing public notice of the apportionment of Fiscal Year (FY) 2010-2011 Dirt and Gravel Road Pollution Prevention Maintenance Program (Program) funds to participating County Conservation Districts. This apportionment is authorized under 75 Pa.C.S. § 9106 (relating to dirt and gravel road maintenance).

*A. Effective Date*

This apportionment is effective upon publication in the *Pennsylvania Bulletin*. Allocations will be disbursed when funds are released from the Treasury after July 1, 2010. The final amount and time of release of these allocations are subject to the final passage of the State budget of 2010-2011.

*B. Background*

The Commission approved the following allocations at their public meeting on May 19, 2010: \$3,528,000.00 of FY 2010-2011 funds are apportioned according to stipulations in 75 Pa.C.S. § 9106(c). Copies of the referenced statement of policy in 25 Pa. Code § 83.604, as published at 28 Pa.B. 4634 (September 12, 1998), and 75 Pa.C.S. § 9106 are available from Karen Ely at the State Conservation Commission Office, Room 310, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 787-8821.

The following allocations are being made to the County Conservation Districts participating in the program. Not all counties receive an allocation as provided in 25 Pa. Code § 83.613(a) (relating to performance standards). Listed alphabetically, the allocations are as follows:

* Adams	\$15,000 *
Allegheny	no longer in program
Armstrong	\$129,487
* Beaver	\$15,000 *
Bedford	\$41,522
* Berks	\$15,000 *
Blair	\$20,985
Bradford	\$319,094
Bucks	\$16,793
Butler	\$0 **
Cambria	\$15,347
Cameron	\$33,680

Carbon	\$26,236
Centre	\$33,977
Chester	\$17,379
Clarion	\$61,745
Clearfield	\$67,947
Clinton	\$23,210
Columbia	\$80,410
Crawford	\$149,425
* Cumberland	\$15,000 *
Dauphin	\$23,843
Elk	\$0 **
Erie	\$53,997
Fayette	\$32,867
Forest	\$21,651
Franklin	\$15,480
Fulton	\$30,722
Greene	\$38,469
Huntingdon	\$72,888
Indiana	\$94,638
Jefferson	\$45,978
Juniata	\$36,550
Lackawanna	\$28,926
Lancaster	\$16,955
* Lawrence	\$15,000 *
* Lebanon	\$15,000 *
Lehigh	\$26,592
Luzerne	\$25,378
Lycoming	\$84,010
McKean	\$21,567
Mercer	\$48,182
Mifflin	\$21,106
* Monroe	\$15,000 *
* Montgomery	\$15,000 *
Montour	\$18,090
Northampton	\$0 **
Northumberland	\$48,666
Perry	\$42,501
Pike	\$57,558

## NOTICES

Potter	\$135,040
Schuylkill	\$54,618
Snyder	\$28,559
Somerset	\$34,260
Sullivan	\$69,129
Susquehanna	\$137,639
Tioga	\$319,226
Union	\$25,727
Venango	\$75,582
Warren	\$195,307
Washington	\$77,789

Wayne	\$116,530
Westmoreland	\$27,727
Wyoming	\$58,789
York	\$108,227

\* \$15,000 minimum applied

\*\* Did not meet Commission spending requirements.

Total Allocated to Districts = \$3,528,000

JOHN HANGER,  
*Chairperson*

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