

# 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 August 10, 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

#### Conversions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
8-5-2010	United-American Savings Bank Pittsburgh Allegheny County  Conversion from a state-chartered mutual savings bank to a state-chartered stock savings bank.	Effective

#### Branch Applications

#### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
8-9-2010	First Priority Bank Malvern Chester County	1758 Allentown Road Lansdale Montgomery County	Filed
8-9-2010	New Century Bank Phoenixville Chester County	1015 Penn Avenue Wyomissing Berks County	Opened

### SAVINGS INSTITUTIONS

No activity.

### 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. 10-1588. Filed for public inspection August 27, 2010, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Application of the University of South Florida of Tampa, Florida to Operate in Allentown, Pennsylv- ania

#### Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of the University of South Florida (USF) in Tampa, FL to have a Certificate of

Authority from the Department approving the operation of its College of Medicine in Allentown, PA in forming a branch campus by means of a partnership with the Lehigh Valley Health Network (LVHN). The operation would offer third and fourth year medical education as part of the Scholarly Excellence, Leadership, Experiences, Collaborative Training or SELECT program. While USF will offer the first and second year of the SELECT program starting 2011 in Florida, students will first come to this Commonwealth in 2013.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon this application without hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public

hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protests) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with Carol M. D. Gisselquist, Higher Education Specialist, (717) 787-4448, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review.

Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Carol M. D. Gisselquist at (717) 787-4448 to discuss how the Department may best accommodate their needs.

THOMAS E. GLUCK,  
*Acting Secretary*

[Pa.B. Doc. No. 10-1589. Filed for public inspection August 27, 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>
PA0086479 (IW)	Dairy Farmer's of America 100 McKinley Avenue Reading, PA 19605	Berks County Muhlenberg Township	Laurel Run 3-C	Y
PA0033553 (Sew)	Gehmans Mennonite School 650 Gehmans School Road Denver, PA 17517-8921	Lancaster County Brecknock Township	Little Muddy Creek 7-J	Y
PA0044911 (IW)	Land 'O Lakes, Inc. 405 Park Drive Carlisle, PA 17015-9270	Cumberland County South Middleton Township	Mountain Creek 7-E	Y

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

<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>
PA0228915 (Sewage)	Osceola Mills Region WWTP Route 970 Osceola Mills, PA 16666	Clearfield County Decatur Township	Moshannon Creek 8-D	N

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

<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>
PA0104272 (Sewage)	North East Access and Marina 11950 East Lake Road Erie, PA 16428	Erie County North East Township	Unnamed tributary to Lake Erie Watershed 15	Y

**II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications**

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

**PA0054551**, Sewage, SIC Code 4952, **Jonathan D. Snyder**, 4 Fox Run Lane, Newtown Square, PA 19073-1004. Facility Name: Snyder SRSTP. This existing facility is located in Willistown Township, **Chester County**.

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

The receiving stream(s), Unnamed Tributary to Ridley Creek, is located in State Water Plan watershed 3-G and is classified for High Quality Waters-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 0.0004 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	3.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.2
CBOD <sub>5</sub>						
May 1 - Oct 31	XXX	XXX	XXX	10	XXX	20
Nov 1 - Apr 30	XXX	XXX	XXX	20	XXX	40
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18.0

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

1. AMR to DEP.
2. Abandon STP When Municipal Sewers Available.
3. Remedial Measures if Unsatisfactory Effluent.
4. No Stormwater.
5. Acquire Necessary Property Rights.
6. Change in Ownership.
7. Sludge Disposal.
8. Laboratory Certification.

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.

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

**Application No. PA 0024228**, Industrial Waste, SIC Code 2015, **BC Natural Chicken, LLC**, P. O. Box 70, Fredericksburg, PA 17026. This facility is located in Bethel Township, **Lebanon County**.

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

The receiving stream, Deep Run, is in Watershed 7-D, and classified for warm water fishery, water supply, recreation and fish consumption. The nearest downstream public water supply intake is the Philadelphia Water Company located on the Swatara Creek, approximately 28 miles downstream. The discharge is not expected to affect the water supply.

The proposed interim effluent limits for Outfall 001 based on a design flow of 0.60 MGD are:

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	Report	Report	16	26	40
Total Suspended Solids	Report	Report	20	30	50
Ammonia Nitrogen as N					
(5/1 to 10/31)	7.5	15	1.5	3.0	3.75
(11/1 to 4/30)	22.5	45	4.0	8.0	10
Total Residual Chlorine			0.1		0.2
Total Phosphorus	10	20	2.0	4.0	5.0
Oil and Grease	Report	Report	8.0	14	20
Dissolved Oxygen	Minimum of 5.0 at all times.				
pH	Within the range of 6 to 9 Standard Units at all time.				
Fecal Coliform					
(5/1 to 9/30)	200/100 ml as a Geometric Average Value.				
(10/1 to 4/30)	400/100 ml as Geometric Average.				

CHESAPEAKE BAY/ELIZABETH RUN TMDL REQUIREMENTS

Parameters	Mass (lbs)	
	Monthly	Annual
Total Suspended Solids	Report	Report
Total Phosphorus	Report	Report
TKN	Report	Report
NO <sub>2</sub> +NO <sub>3</sub> -N	Report	Report
Total Nitrogen	Report	Report
NH <sub>3</sub> -N	Report	Report

The proposed final effluent limits for Outfall 001 based on a design flow of 0.60 MGD are:

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	50	100	10	20	25
Total Suspended Solids	Report	Report	10	20	25
Ammonia Nitrogen as N					
(5/1 to 10/31)	7.5	15	1.5	3	3.75
(11/1 to 4/30)	20	40	4.0	8	11.25
Total Residual Chlorine			0.019		0.06

<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>
Total Phosphorus	2.5	5	0.5	1.0	1.25
Oil and Grease	Report	Report	8	14	20
Dissolved Oxygen	Minimum of 5.0 at all times.				
pH	Within the range of 6 to 9 Standard Units at all time.				
Fecal Coliform	200/100 ml as a Geometric Average Value.				
(5/1 to 9/30)	400/100 ml as Geometric Average.				
(10/1 to 4/30)					

CHESAPEAKE BAY/ELIZABETH RUN TMDL REQUIREMENTS

<i>Parameters</i>	<i>Mass (lbs)</i>	
	<i>Monthly</i>	<i>Annual</i>
Total Suspended Solids	Report	Report
Total Phosphorus	Report	Report
TKN	Report	Report
NO <sub>2</sub> +NO <sub>3</sub> -N	Report	Report
Total Nitrogen	Report	Report
NH <sub>3</sub> -N	Report	Report

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

The EPA waiver is not in effect.

**PA803505**, Stormwater, SIC Code 5399, 5411, 5541, 5812, 7538, **HPT PSC Properties Trust**, 24601 Center Ridge Road, West Lake, OH 44145. Facility Name: All American Auto Truck Plaza Carlisle. This proposed facility is located in Middlesex Township, **Cumberland County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of stormwater and wastewater from oil/water separator.

The receiving stream(s), Letort Spring Run, is located in State Water Plan watershed 7-B and is classified for Migratory Fishes, High Quality Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH	XXX	XXX	XXX	6.0	XXX	9.0
Oil and Grease	XXX	XXX	XXX	15	XXX	30
TRPH	XXX	XXX	XXX	Report	Report	XXX
Benzene	XXX	XXX	XXX	0.005	0.0010	0.0015
Naphthalene	XXX	XXX	XXX	Report	Report	XXX

In addition, the permit contains the following major special conditions: Best Management Practices

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

The EPA waiver is in effect.

**PA0261564**, Sewage, SIC Code 6514, **John M. Lee**, 14547 Paxton Run Road, Shippensburg, PA 17527. Facility Name: Lee SFTF This proposed facility is located in Lurgan Township, **Franklin County**.

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

The receiving stream(s), Unnamed Tributary to Conodoguinet Creek, is located in State Water Plan watershed 7-B 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 0.0004 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	Report	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60



Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instantaneous Maximum
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geometric Mean	XXX	XXX
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geometric Mean	XXX	XXX

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

The EPA waiver is in effect.

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

**PA0028738**, Sewage, SIC Code 4952, **Ralpho Township Municipal Authority Northumberland County**, 206 South Market Street, Suite 2, Elysburg, PA 17824. Facility Name: Ralpho Township Municipal Authority STP. This existing facility is located in Shamokin Township, **Northumberland County**.

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

The receiving stream(s), Shamokin Creek, is located in State Water Plan watershed 6-B 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 0.716 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instantaneous Maximum
Flow (MGD)	Report	Report Daily Maximum	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	1.0	XXX	2.3
CBOD <sub>5</sub>	150	240	XXX	25	40	50
Total Suspended Solids	180	270	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geometric Mean	XXX	XXX
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geometric Mean	XXX	XXX

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

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia-N	Report	Report		Report	
Kjeldahl-N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen (Interim)	Report	Report			
Net Total Nitrogen (Final)	Report	13,132			
Net Total Phosphorus (Interim)	Report	Report			
Net Total Phosphorus (Final)	Report	1,751			

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

\* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2011. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 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 will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2012.

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

- I. Compliance schedule for PART A I.
- II. Chesapeake Bay Nutrient Requirements.
- III. Other Requirements.
  - A. Requires the permittee to acquire easements to maintain and operate the sanitary sewers.
  - B. The right to require operation and/or construction changes, when necessary, to produce an acceptable discharge.
  - C. Requires proper disposal of sludge.
  - D. Requires no direct discharge of storm water to the sanitary sewers.
- IV. Requires management and reporting of biosolids within the treatment process.

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

The EPA waiver is not in effect.

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

**PA0252620**, Industrial Waste, SIC, 4941, **West Carroll Township Water and Sewer Authority**, P. O. Box 328, Elmora, PA 15737. This application is for issuance of an NPDES permit to discharge treated process water from the water treatment plant in West Carroll Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, Unnamed Tributary of Fox Run, classified as a 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 Reliant Energy, located at Shawville, 51 miles below the discharge point.

*Outfall 001: new discharge, design flow of 0.0021 mgd.*

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
TSS			30		60
Aluminum			4		8
Iron			2		4
Manganese			1		2
TRC			0.5		1.0
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

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

**PA0002674**, Industrial Waste, SIC Code 2911, **American Refining Group, Inc.**, 77 North Kendall Avenue, Bradford, PA 16701-1726. Facility Name: American Refining Group Bradford. This existing facility is located in Bradford City and Foster Township, **McKean 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), Foster Brook and Tunungwant Creek, is located in State Water Plan watershed 16-C and are classified for Cold Water Fishes and Warm Water Fishes, respectively, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 002 are based on a design flow of 0.45 MGD (plant design flow) and 0.1978 MGD (long term average flow).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Report	Report				
pH (S.U.)			6.0			9.0
BOD <sub>5</sub>	189	355		Report	Report	286
Chemical Oxygen Demand	947	1,832		Report	Report	1,435
Total Suspended Solids	160	249		Report	Report	243
Oil and Grease	57	111		15		30
Ammonia-Nitrogen	20	44		Report	Report	30
Total Arsenic	Report	Report		Report	Report	
Hexavalent Chromium	0.16	0.36		Report	Report	0.24
Total Chromium	1.9	5.4		Report	Report	2.9
Total Sulfide	1.07	2.36		Report	Report	1.6
Total Phenolics	0.31	0.63		0.19	0.38	0.48
Fecal Coliform (Interim) (5/01-9/30)				Report as a Geometric Average		
Fecal Coliform (Final) (5/01-9/30)				200/100 ml as a Geometric Average		

The proposed effluent limits for Outfall 004 are based on a flow of 0.0159 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Report	Report				
pH (S.U.)			6.0			9.0
Total Suspended Solids	Report	Report		40	80	100
Oil and Grease	Report			15		30
Total Organic Carbon		Report			110	138

The proposed effluent limits for Outfall 005 are based on a design flow of n/a MGD.

The proposed effluent limits for Outfall 007 are based on a design flow of n/a MGD.

The proposed effluent limits for Outfall 008 are based on a design flow of n/a MGD.

The proposed effluent limits for Outfall 009 are based on a design flow of n/a MGD.

The proposed effluent limits for Outfall 010 are based on a design flow of n/a MGD.

The proposed effluent limits for Outfall 012 are based on a design flow of n/a MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Report					
pH			6.0			9.0
Total Suspended Solids				Report		Report
Oil and Grease				15		30
Total Organic Carbon					110	138

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

- Stormwater Treatment Waiver and Sampling Required.
- Stormwater Allowance Factors.
- Chemical Additives.
- Requirements Applicable to Stormwater Outfalls.
- Effluent Limitations for Discharge of Hydrostatic Testing Water.

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)

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

**WQM Permit No. 1505426**, Sewerage, **Amendment, New London Township**, 902 State Road, P. O. Box 1002, New London, PA 19360. This proposed facility is located in New London Township, **Chester County**.



Description of Action/Activity: Installation of a new WWTP that includes an influent screen/EQ tank, UV disinfection system and a sludge holding tank.

**WQM Permit No. WQG02461008**, Sewerage, **Salford Township**, 139 Ridge Road, P. O. Box 54, Tylersport, PA 18971. This proposed facility is located in Salford Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a low pressure sanitary sewer to serve 124 EDU's, flow will be conveyed from properties to the common LPS system by means of individual grinder pumps.

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

**WQM Permit No. 1110409**, Sewerage, **Johnstown Redevelopment Authority**, 4th Floor, Public Safety Building, 401 Washington Street, Johnstown, PA 15901-2874. This proposed facility is located in the City of Johnstown, **Cambria County**.

Description of Proposed Action/Activity: Application for the construction and operation of a sewer system.

The Pennsylvania Infrastructure Investment Authority which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department of Environmental Protection's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

**WQM Permit No. 6372404-A2**, Sewerage, **Carroll Township Authority**, P. O. Box 661, Donora, PA 15033. This existing facility is located in Carroll Township, **Washington County**.

Description of Proposed Action/Activity: Application for permit amendment.

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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 Waiver 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.*

*Wayne County Conservation District: 648 Park Street, Honesdale, PA 18431, 570-253-0930.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI026410004	Association of Property Owners of The Hideout 640 The Hideout Lake Ariel, PA 18436	Wayne	Salem Township	Ariel 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>
PAI036705001-R	Thomas H. Gemmill 21577 Barrens Road South Stewartstown, PA 17363	York	Hopewell Township	UNT to Leibs Creek HQ-CWF

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

*Union County Conservation District: Union County Government Center, 155 North 15th Street, Lewisburg, PA 17837, (570) 524-3860.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI046010001	Ken Martin 3370 Forest Hill Road Mifflinburg, PA 17844	Union	West Buffalo Township	Rapid Run HQ-CWF

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

*Washington County Conservation District, 100 West Beau Street, Suite 105, 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>
PAI056310007	Metz Development 524 Waterdam Road McMurray, PA 15317	Washington	North Strabane Township	Unnamed Tributary to Little Chartiers Creek HQ-WWF
PAI056310009	Summerbrooke, LLC 204 Commerce Building P. O. Box 603 Lawrence, PA 15212	Washington	North Strabane Township	Unnamed Tributary to Little Chartiers Creek HQ-WWF

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


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

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**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 the Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachael Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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.

**NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET**

<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>
Mike Buckwalter 350 Rock Point Road Marietta, PA 17547	Lancaster	281.4	486.1	Swine/Beef	NA	Renewal
Galen Nolt Westview Farm 222 Little Britain Church Road Peach Bottom, PA 17563	Lancaster	350.0	522.8	Swine/Dairy	SQ	Renewal
Lamar Lehman 161 Manbeck Road Bernville, PA 19506	Berks	158.6	432.53	Broilers	None	Renewal
Calvin Zerbe 296 Manbeck Road Bernville, PA 19506	Berks	165.4	151.87	Pullets	None	New
Jo Ann L. and Earl G. Ebling 761 Airport Road Bethel, PA 19507	Berks	148.7	125.12	Pullets	None	Renewal

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**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

*Central Office: Bureau Director, Water Standards and Facility Regulation, P. O. Box 8467, Harrisburg, PA 17105-8467.*

**Permit No. 9996436**, Public Water Supply.

Applicant **Monadnock Mountain Spring Water**  
 Township or Borough Wilton, NH  
 Responsible Official Kevin McGonigle, VP  
 Type of Facility Out-of-State Bottled Water System  
 Application Received Date August 13, 2010  
 Description of Action Applicant requesting Department approval to sell bottled water in Pennsylvania under the brand name: Monadnock Mountain Spring Water.

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

**Permit No. 1109505, Resubmittal**, Public Water Supply.

Applicant **Greater Johnstown Water Authority**  
 640 Franklin Street  
 P. O. Box 1407  
 Johnstown, PA 15907  
 Township or Borough East 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 treatment plant  
 Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
 1004 Ligonier Street  
 P. O. Box 853  
 Latrobe, PA 15650

Application Received Date July 9, 2010  
 Description of Action Installation of a mixing system in the 1 MG water storage tank.

**Permit No. 1109506, Resubmittal**, Public Water Supply.

Applicant **Greater Johnstown Water Authority**  
 640 Franklin Street  
 P. O. Box 1407  
 Johnstown, PA 15907  
 Township or Borough East 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 treatment plant  
 Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
 1004 Ligonier Street  
 P. O. Box 853  
 Latrobe, PA 15650

Application Received Date July 9, 2010  
 Description of Action Installation of a mixing system in the 1 MG water storage tank.

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

**Application No. 1010505**, Public Water Supply.

Applicant **Bonetti Health Care Center, Inc., d/b/a Autumn Grove Care Center**  
 Township or Borough Harrisville  
**Butler County**  
 Responsible Official Frank L. Bonetti  
 Administrator  
 Consulting Engineer William P. Deemer, P. E.  
 S & G Gas & Oil, Inc., d/b/a  
 William P. Deemer & Associates  
 205B South Duffy Road  
 Butler, PA 16001  
 Application Received Date 08/09/2010  
 Description of Action System and facility upgrades to include additional source (Well No. 3) and meet current 4-log treatment.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 1

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

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

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a Site-Specific Standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the sites identified, proposed for remediation to a Site-Specific Standard or as a special industrial area, the municipality within which the site is located may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

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

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

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

**Haverford Middle School**, Haverford Township, **Delaware County**. Sean Cheluis. SSM Group, Inc., 1047 North Park Road, Reading, PA 19610 on behalf of Charles Inman, School District of Haverford Township, 1701 Darby Road, Havertown, PA 19083 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with the release of diesel fuel. The area of concern is planned to be used as a new kitchen for the school.

**Vengrofski Residence**, Falls Township, **Bucks County**. Chris Miceli, VERTEX, 15 South Main Street, Marlboro, NJ 07746, Thomas P. Schultz, Lewis Environmental, 155, Railroad Plaza, Royersford, PA 19468 on behalf of Frank Vengrofski, 102 Burgess Avenue, Falls Township, PA 19067 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted the release of No. 2 fuel oil. The future use of the property is residential use.

**Ryan Marsh Property**, Northampton Township, **Bucks County**. Michael P. Raffoni, Reliance Environmental, Inc., 130 East Chestnut Street, Lancaster, PA 17602, Mark E. Zunich, Reliance Environmental, Inc., 130 East Chestnut Street, Lancaster, PA 17602 on behalf of Ryan Marsh, 39 Briarwood Drive, Holland, PA 18966 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 site will remain the same.

**Foamex Facility**, Eddystone Borough, **Delaware County**. Michael A. Christie, P. G., Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440, Darryl D. Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004 on behalf of Cynthia McKeown, Camden Iron & Metal, LLC, 1500 East 2nd Street, Eddystone, PA 19022 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of PAH, chlorinated solvents. The proposed future use of the property will be nonresidential for a metals recycling facility. A summary of the Notice of Intent to Remediate was reported to have been published in *The Philadelphia Daily News* on July 31, 2010.

**PECO Oregon Maintenance Shop**, City of Philadelphia, **Philadelphia County**. Bruce Middleman, Stantec Consulting Services, Inc., 400 Davis Drive, Suite 400, Plymouth Meeting, PA 19462, Katie Kelly, Stantec Consulting Services, Inc., 400 Davis Drive, Suite 400, Plymouth Meeting, PA 19462 on behalf of George Horvat, PECO Energy Company, 2301 Market Street, P. O. Box 13778, Philadelphia, PA 19101-3778 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with the release of unleaded gasoline and lead. A summary of the Notice of Intent to Remediate was reported to have been published in *The Philadelphia Daily News* on July 19, 2010.

*Northeast Region: Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Former Techneglas Property (Interstate Distribution Center)**, 140 Industrial Drive, Jenkins Township, **Luzerne County**. Kenneth G. Robbins, HDR, Inc., 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015-2165 has submitted a Notice of Intent to Remediate (on behalf of his client, Pittston Industrial, LLC, Interstate Distribution Center, 140 Industrial Drive, Pittston, PA 18640), concerning the remediation of soil found to have been impacted by VOCs, SVOCs, and metals as a result of historical operations at the site. The intended future use of the site is for industrial and/or warehousing purposes. The applicant proposes to remediate the site to meet the Nonresidential Statewide Health Standard for soil, covering VOCs, SVOCs, and metals; and also to meet the Site-Specific Standard, covering metals. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.



**OPERATE WASTE PROCESSING OR DISPOSAL  
AREA OR SITE**

**Application(s) accepted 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.**

*Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.*

**Permit Application No. 101568. University Area Joint Authority**, 1576 Spring Valley Road, State College, PA, College and Benner Townships, **Centre County**. Processing municipal waste by composting to produce a Class A biosolids product. The application was received by Northcentral Regional Office on July 16, 2010 and administratively complete on August 9, 2010.

Comments concerning the application should be directed to Lisa D. Houser, P.E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the permit application may contact the Williamsport Regional Office, (570) 327-3740. TDD users may contact the Department of Environmental Protection through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

**Application received, under the Solid Waste Management Act of July 7, 1980, P. L. 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 a Solid Waste Processing or Disposal Area or Site.**

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

**Permit ID No. 101565. Waste Management of Pennsylvania, Inc.**, 625 Cherrington Parkway, Moon Township, PA 15108. Ambridge Hauling and Transfer Station, 2197 Duss Avenue, Ambridge, PA 15003. An application for the permit renewal of a municipal waste transfer facility, in the Borough of Ambridge, **Beaver County** was received in the Regional Office on August 11, 2010.

**Permit ID No. 300876. RRI Energy Northeast Management Company**, 121 Champion Way, Suite 200, Canonsburg, PA 15317. Conemaugh Power Plant, 14421 Power Plant Road, New Florence, PA 15944-9154. An application for permit modification to add a low volume waste (cooling tower blowdown treatment system sludge) to the existing permit in West Wheatfield Township, **Indiana County** was received in the Regional Office on August 11, 2010.

**Permit ID No. 100419. Veolia ES Chestnut Valley Landfill, Inc.**, 1184 McClellandtown Road, McClellandtown, PA 15458. Veolia ES Chestnut Valley Landfill, 1184 McClellandtown Road, McClellandtown, PA 15458. An application for the permit renewal of a municipal waste landfill in German Township, **Fayette County** was received in the Regional Office on August 16, 2010.

**AIR QUALITY**

**PLAN APPROVAL AND OPERATING PERMIT  
APPLICATIONS**

**NEW SOURCES AND MODIFICATIONS**

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State operating permit and Title V operating permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

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

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

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

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

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

**PLAN APPROVALS**

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

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



**30-00194: EQT Gathering, LLC** (EQT Plaza, 625 Liberty Avenue, Suite 1700, Pittsburgh, PA 15222) for construction and operation of Callisto Compressor Station in Morris Township, **Greene County**.

**30-00195: Equitrans, LP** (EQT Plaza, 625 Liberty Avenue, Suite 1700, Pittsburgh, PA 15222) for construction and operation of Jefferson Compressor Station in Jefferson Borough, **Greene County**.

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

**62-163B: IA Construction—Garland Mine** (P. O. Box 290, Homer City, PA 15748) for modification of Plan Approval 62-163A for their Garland Aggregate Plant, along Route 27 in Pittsfield Township, **Warren County**. This modification includes the addition of a cone crusher, screen and conveyor extension and modifying the language used in Plan Approval 62-163A, Section D, Source ID: 301, condition No. 002(1).

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**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.**

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

**36-05079D: Chester County Solid Waste Authority** (722 Division Highway, Narvon, PA 17555) for expansion of the Lanchester landfill to accommodate approximately 6,363,504 cubic yards of additional municipal solid waste in Caernarvon Township, **Lancaster County**. The modification has the potential to increase facility emissions of CO by 53.4 tpy, NOx by 22.9 tpy, PM10 by 39.5 tpy, SOx by 6.5 tpy, NMOCs by 16.3 tpy and VOCs by 13.1 tpy. The landfill is a major Title V facility subject to 40 CFR Part 60, Subpart WWW—Standards of Performance for Municipal Waste Landfills, 40 CFR Part 61, Subpart M, 61.154—National Emission Standard for Asbestos: Standard for Active Waste Disposal Sites and 40 CFR Part 63, Subpart AAAA—National Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills. The plan approval and operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (Department) has received an application for and intends to issue a Plan Approval to the above mentioned company for the above mentioned project. This plan approval may be incorporated into the company's facility-wide permit by means of an administrative amendment at a later date.

Copies of the application, the Department's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest or

comment with the Department at the address listed. Each written protest or comment must contain the following:

Name, address and telephone number of the person submitting the comments.

Identification of the proposed permit by the permit number listed previously.

A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests, or for requests for a public hearing. A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the comments received.

For additional information or for the submission of comments, protests, or requests for a public hearing, contact Thomas J. Hanlon, P. E. at 717-705-4862, or at the Department's Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Plan approvals issues to sources identified in 25 Pa. Code § 127.44(b)(1)—(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to Environmental Protection Agency for review and approval.

**06-05024C: RRI Energy Mid-Atlantic Power Holdings, LLC** (121 Champion Way, Canonsburg, PA 15317) for a minor modification to their plan approval to install an activated carbon injection system to control mercury emissions from the three power boilers at the Titus Generating Station in Cumru Township, **Berks County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**08-313-004J: Global Tungsten & Powders, Corp.** (Hawes Street, Towanda, PA 18848-0504) for the proposed construction of two new process tanks (CTL-2 and CTL-3, Source ID P212) at their facility in North Towanda Township, **Bradford County**. This is a State-only facility.

The Department of Environmental Protection's (Department) review of the information contained in the application submitted by GTP indicates that the tanks controlled by the proposed scrubber will comply with applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction.

The emissions from the proposed process tanks will not exceed 0.2453 ton of hydrogen sulfide per year. In addition to a minimum control efficiency of 99% for the scrubber, the following is a summary of the types of conditions the Department intends to place in the plan approval to ensure compliance with applicable regulatory requirements including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12.

Work practice requirements to install and operate the sources and control devices with good air pollution control practices.

Monitoring and Recordkeeping conditions to verify compliance with the applicable requirements and good air pollution control practices.

A copy of the plan approval application and the Department's review is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at 570-327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3648.

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

**32-00055G: EME Homer City Generation, LP** (1750 Power Plant Road, Homer City, PA 15748) for construction and initial operation of activated carbon injection (ACI) systems to control mercury emissions at the EME Homer City Generating Station in Black Lick and Center Townships, **Indiana County**.

In accordance with 25 Pa. Code §§ 127.44—127.46, the Department of Environmental Protection (Department) intends to issue Air Quality Plan Approval: PA-32-00055G to allow the construction and initial operation of activated carbon injection (ACI) systems to control mercury emissions at the EME Homer City Generating Station located in Black Lick and Center Townships, **Indiana County**. ACI systems are to be installed upstream of the existing ESP's in the Boiler Units 1 and 2 exhaust streams. Air contamination sources proposed at the facility include two powdered activated carbon (PAC) storage silos and increased vehicle traffic within the plant from truck deliveries of PAC. Best available technology (BAT) for the proposed sources includes installation of bin vent filters on the silos and existing vehicle and roadway emission reduction practices in effect at the facility. BAT also includes the incorporation of opacity and fugitive emission limits, testing, monitoring, recordkeeping, and reporting requirements, and work practice standards from Title 25 of the Pennsylvania Code and as recommended by the ACI system manufacturer.

Potential emissions from the ACI system installation are calculated to be 1.43 tons of particulate matter (PM) and 0.40 tons of particulate matter less than 10/2.5 microns (PM10/PM2.5) per year. Once compliance with the Plan Approval is demonstrated, the applicant will subsequently revise their Title V Operating Permit (TVOP) renewal application if it is still pending or submit a TVOP administrative amendment application in accordance with 25 Pa. Code Subchapters F and G.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Plan Approval may submit the information to Alan Binder, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Each written comment must contain the following:

Name, address and telephone number of the person submitting the comments.

Identification of the proposed Plan Approval (PA-32-00055G).

Concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval.

All comments must be received prior to the close of business 30 days after the date of this publication.

For additional information you may contact Alan Binder at 412-442-4168.

### OPERATING PERMITS

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

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

**23-00037: Sunoco Partners Marketing & Terminals, LP—Fort Mifflin Terminal** (1801 Market Street, Philadelphia, PA 19103-1699) for renewal of the Title V Operating Permit in Tincicum Township, **Delaware County**. The current permit expires October 31, 2010. The facility is a marine terminal for loading and unloading tankers and barges containing various petroleum products. No changes have taken place at this facility that were not previously permitted. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting. The sources at this facility are not subject to Compliance Assurance Monitoring under 40 CFR Part 64.

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

**67-05042: Hanover Foods Corp.** (P. O. Box 334, Hanover, PA 17331) for their vegetable canning facility in Penn and Heidelberg Townships, **York County**. This is a renewal of a Title V Operating Permit issued in 2005 and amended in 2006.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: Muhammad Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**08-00003: CraftMaster Manufacturing, Inc.** (P. O. Box 311, Towanda, PA 18848-0311) for modification of a Title V Operating Permit, Inc. for their engineered wood products manufacturing facility in Wysox Township, **Bradford County**.

Under 25 Pa. Code § 127.521, the Department of Environmental Protection (Department) intends to issue a significant modification of Title V Operating Permit to CraftMaster Manufacturing, Inc. for their engineered wood products manufacturing facility located in Wysox Township, Bradford County. The facility's major sources include a 273.2 mmBtu/hr natural gas/wood fired boiler, two lines of first and second stage fiber dryers, three hardboard presses, two natural gas fired tempering kilns, five coating lines, numerous woodworking operations (that is, sawing, sanding, planning, hogging, and the like) and wood fuel handling operations. The sources at the facility have the potential to emit major quantities of carbon monoxide (CO), particulate matter with an effective aerodynamic diameter less than 10 micrometers (PM10), nitrogen oxides (NOx), volatile organic compounds (VOCs) and hazardous air pollutants (HAPs). The facility emits sulfur oxides (SOx) below the major emission thresholds. The Title V operating permit includes compliance assurance monitoring (CAM) conditions as required in 40 CFR Part 64 and applicability conditions



for two maximum achievable control technology (MACT) rules, including, 40 CFR Part 63, Subpart QQQQ and 40 CFR Part 63, Subpart DDDD. Numerous compliance assurance monitoring CAM (40 CFR Part 64) conditions were revised for clarification and administrative purposes. The proposed Title V operating permit modification contains applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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**Intent to Issue Operating Permits 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 19428. Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.*

**23-00092: Abbonizio Recycling Corp.** (2900 West Front Street, Chester, PA 19013) for renewal of a non-Title V, State-only Operating Permit in Chester Township, **Delaware County**. Abbonizio Recycling Corporation operates a 125 ton per hour, portable nonmetallic mineral crushing plant. There are no engines associated with the crusher. The only pollutant of concern is particulate matter (PM/PM10/PM2.5). This facility is categorized as a natural minor facility. The permit includes monitoring, recordkeeping and reporting requirements to address all applicable air quality requirements.

**46-00250: Parker Hannifin Corp.** (245 Township Line Road, Hatfield, PA 19440) for operation of a precision dental, medical, and industrial application manufacturing facility in Upper Merion Township, **Montgomery County**. The permit is for a non-Title V (State-only) facility. The major source of air emissions is one batch vapor degreaser that uses 1,1,2-Trichloroethylene as its solvent. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**09-00110: Riverside Construction Materials, Inc.** (7900 North Radcliffe Street, Bristol, PA 19007) for renewal of the natural minor operating permit no. 09-00110 for the continued operation of their cement and bulk material handling processes in Bristol Township, **Bucks County**. There are no proposed changes to equipment or operating conditions. The Natural Minor Operating Permit will continue to contain monitoring, recordkeeping and operating conditions designed to keep the facility operating within the allowable emissions 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.*

**54-00080: Hexcel Corp.** (P. O. Box 179, Pottsville, PA 17901-0179) for operation of a machined and heat treated parts cleaner at their facility in East Norwegian Township, **Schuylkill County**. This is a new State-only Operating Permit.

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

**06-05094: Reading Alloys, Inc.** (P. O. Box 53, Robesonia, PA 19551) for their specialty alloy manufacturing facility in South Heidelberg Township, **Berks County**. This is a renewal of a non-Title V (State-only) operating permit issued in 2005.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**49-00042: Catawissa Wood & Component, Inc.** (1015 West Valley Avenue, Elysburg, PA 17824) for their hardwood dimension mill in Ralpho Township, **Northumberland County**. The facility's main sources include two wood fired boilers, eight steam heated lumber drying kilns and wood working operation. The facility has the potential to emit sulfur oxides (SO<sub>x</sub>), nitrogen oxides (NO<sub>x</sub>), carbon monoxide (CO), particulate matter with an aerodynamic diameter of 10 microns or less (PM10), volatile organic compounds (VOCs), and hazardous air pollutants (HAPs) below the major emission thresholds. The proposed operating permit contains all applicable requirements including Federal and State regulations. In addition, monitoring, recordkeeping and reporting conditions regarding compliance with all applicable requirements are included.

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

**11-00521: Fuel Recovery, Inc.** (254 Interpower Drive, Coler, PA 15927) to operate a portable vibrating screen and associated equipment to process coal refuse at Lilly Coal Refuse site in Washington Township, **Cambria County**.

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

**10-00319: Main Steel Polishing Co., Inc.** (6 Whiting Drive, Harmony, PA 16037) for re-issuance of a Natural Minor operating permit for the slitting and polishing of stainless steel coils in the Borough of Harmony, **Butler County**.

## 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 applica-

tion is available for inspection at the District Mining Office indicated above each application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for the certification.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the address of the district mining office indicated above each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

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

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

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

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

For noncoal mining activities, the proposed limits are found in Table 2. Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional effluent limits. If additional effluent limits are needed for an NPDES permit associated

with a noncoal mining permit, then the permit description below specifies the parameters. The limits will be in the ranges specified in Table 1.

More restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining that may occur, will be incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

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

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

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

#### *Coal Applications Received*

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

<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.*

**30841316 and NPDES Permit No. PA0213535, Consol PA Coal Company, LLC**, (1525 Pleasant Grove Road, P. O. Box J, Claysville, PA 15323), to revise the permit for the Bailey Mine and Prep Plant in Richhill and Morris Townships, **Greene County** to amend 2,538.59 subsidence control plan area acres from development mining to longwall mining. Stream restoration will be performed, if necessary, due to impacts from longwall mining, to UNT 40565 to Browns Creek, UNT 40561 to Patterson Creek, and Patterson Creek. No additional discharges. Application received: June 4, 2010.

**32991301 and NPDES Permit No. PA0215228, AMFIRE Mining Company**, (One Energy Place, Latrobe, PA 15650), to revise the permit and related NPDES permit for the Nolo Deep Mine in Buffington Township, **Indiana County** for a new water treatment facility, dewatering borehole, and underground sludge disposal borehole, and new discharge point. Surface Acres Proposed 8.9. Receiving stream: Unnamed Tributary to Laurel Run, classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Central Indiana Water Authority and intake Yellow Creek. Application received: May 6, 2010.

**56841612 and NPDES Permit No. PA0588491, Svonavec, Inc.**, (150 West Union Street, Suite 201, Somerset, PA 15501), to revise the permit for the Coal Preparation Plant No. 2 in Black Township, **Somerset County** to add blasting to the existing permit area. No additional discharges. Application received: July 22, 2010.

**30831303 and NPDES Permit No. PA0013511, Cumberland Coal Resources, LP**, (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370), to revise the permit and related NPDES permit for the Cumberland Mine in Wayne Township, **Greene County** to install the No. 10 airshaft site and add NPDES Point 033. Surface Acres Proposed 17.3. Receiving stream: unnamed tributary to Roberts Run, classified for the following use: WWF. Application received: May 7, 2010.

**30831303 and NPDES Permit No. PA0588491, Cumberland Coal Resources, LP**, (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370), to revise the permit for the Cumberland Mine in Whiteley Township, **Greene County** to install the No. 6 shaft dewatering pipeline. Surface Acres Proposed 2.9. No additional discharges. Application received: April 12, 2010.

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

**26040102 and NPDES Permit No. PA0250571, Amerikohl Mining, Inc.** (1384 SR 711, Stahlstown, PA 15687). Renewal application for reclamation only of a bituminous surface mine, located in Springfield Township, **Fayette County**, affecting 103 acres. Receiving streams: unnamed tributary to Indian Creek and Stony Run, classified for the following use: CWF. The potable water supply intake within 10 miles downstream from the point

of discharge: Indian Creek Valley Water Authority. Renewal application received: August 6, 2010.

**65890104 and NPDES Permit No. PA0591734, Coal Loaders, Inc.** (210 East Main Street, Ligonier, PA 15658). Application received for transfer of permit currently issued to Gary Gioia Coal Company for continued operation and reclamation of a bituminous surface/auger mining site located in South Huntingdon Township, **Westmoreland County**, affecting 92.5 acres. Receiving stream: unnamed tributary to Barren Run, classified for the following use: warm water fishes. There are no potable water supplies located within 10 miles downstream of the discharge from the site. Transfer application received: July 22, 2010.

**26000104 and NPDES Permit No. PA0202886, Patterson Coal Company** (20 Elizabeth Drive, Smithfield, PA 15478). Renewal application for reclamation only of an existing bituminous surface mine, located in German, Georges and South Union Townships, **Fayette County**, affecting 183.7 acres. Receiving streams: unnamed tributary to North Branch of Browns and Jennings Runs, classified for the following use: WWF. The potable water supply intake within 10 miles downstream from the point of discharge: Southwestern PA Water Authority. Renewal application received: August 9, 2010.

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

**17990118 and NPDES No. PA0242730, Swisher Contracting, Inc.** (P. O. Box 1223, Clearfield, PA 16830). Renewal for reclamation only of an existing bituminous surface and auger permit located in Lawrence Township, **Clearfield County** affecting 121.4 acres. Receiving stream: Moose Creek classified for High Quality Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 30, 2010.

**17100110 and NPDES No. PA0257427, Allegheny Enterprises, Inc.** (P. O. Box 333, Curwensville, PA 16833). Commencement, operation and restoration of a bituminous surface mine located in Brady Township, **Clearfield County** affecting 28.0 acres. Receiving streams: Stump Creek to Mahoning Creek to the Allegheny River classified for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: July 27, 2010.

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

**54733020T2 and NPDES Permit No. PA0012360, BET Associates IV, LLC** (P. O. Box 150, Tamaqua, PA 18252), transfer of an existing anthracite surface mine, coal refuse reprocessing, refuse disposal and coal preparation operation from Lehigh Coal and Navigation Company in Tamaqua, Coaldale, Lansford, Nesquehoning and Summit Hill Boroughs, **Schuylkill and Carbon Counties** affecting 7,596.4 acres, receiving stream: Little Schuylkill River. Application received: July 28, 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.

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

**26950401 and NPDES Permit No. PA0201294. Amerikohl Aggregates, Inc.** (202 Sunset Drive, Butler, PA 16001). NPDES renewal application for continued mining of a large noncoal surface mine, located in Springfield Township, **Fayette County**, affecting 570 acres. Receiving streams: unnamed tributaries to Clay and Buck Runs, classified for the following use: HQ-CWF. The potable water supply intake within 10 miles downstream from the point of discharge: Municipal Authority of Westmoreland County. Renewal application received: August 6, 2010.

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

**37050302. Quality Aggregates, Inc.** (4955 Steubenville Pike, Suite 245, Pittsburgh, PA 15205) Renewal of NPDES Permit No. PA0242632 in Slippery Rock Township, **Lawrence County**. Receiving streams: Unnamed tributaries to Slippery Rock Creek, classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Camp Allegheny. Application received: August 12, 2010.

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

**58920801. Flo Wester-Simon**, (R. R. 3, Box 82, Montrose, PA 18801), Stages I and II bond release of a quarry operation in Franklin Township, **Susquehanna County** affecting 5.0 acres on property owned by Flo Wester-Simon. Application received: August 9, 2010.

**58990815. PA Quarried Bluestone Company**, (8702 SR 92, South Gibson, PA 18842), Stages I and II bond release of a quarry operation in Franklin Township, **Susquehanna County** affecting 1.0 acre on property owned by Dennis Nota. Application received: August 9, 2010.

**58000824. Joseph M. Kovitch**, (P. O. Box 720, Hallstead, PA 18822), Stages I and II bond release of a quarry operation in Great Bend Township, **Susquehanna County** affecting 2.0 acres on property owned by Joseph M. Kovitch. Application received: August 11, 2010.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Depart-

ment of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the regional office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

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

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

## WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E09-947. Michael Amery**, 518 Lurgan Road, New Hope, PA 18938, New Hope Borough, **Bucks County**, ACOE Philadelphia District.

To modify, and maintain the existing structure within the 100-year floodplain of Delaware River (WWF, MF) by installation of two cantilevered decks which extend over the Canal.

The site is located approximately 2,000 feet southeast of South Main Street (SR 0032) and Windy Bush Road (Lambertville, PA USGS Quadrangle, N: 19.3 inches; W: 10.4 inches).

**E23-485. Agnes Irwin School**, South Ithan and Conestoga Roads, Rosemont, PA 19010, Radnor Township, **Delaware County**, ACOE Philadelphia District.

To construct and maintain a 7-foot wide by 2.3-foot rise concrete box culvert stream enclosure in and along the 100-year floodplain of Kirks Run associated with the Anger Irwin School's building expansion.

The site is located near the intersection of Ithan and Conestoga Roads (Norristown, PA USGS Quadrangle N: 5 inches; W: 14 inches).

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

**E48-410. Department of Transportation, Engineering District 5-0**, 1002 Hamilton Street, Allentown, PA 18103-1013, in City Bethlehem and Hellertown Borough, **Northampton County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove the existing structure; to construct and maintain a four-span, pre-stressed concrete, spread box beam bridge having a total normal span of 106 feet and a minimum underclearance of 11.3 feet over Saucon Creek (HQ-CWF, MF); and to construct and maintain various stormwater facilities within Saucon Creek. The project is associated with the SR 0412, Section 001 Improvement Project which includes the proposed widening and reconstruction of SR 0412 from the intersection of SR 0412 and High Street (Hellertown, PA Quadrangle Latitude: 40° 35' 25" N; Longitude: 75° 20' 24" W) in Hellertown Borough, Northampton County to the intersection of SR 0412 and Daley Street (Hellertown, PA Quadrangle Latitude: 40° 36' 42" N; Longitude: 75° 21' 09" W) in the City of Bethlehem, Northampton County.

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

**E08-462. Appalachia Midstream Services, LLC**, 100 IST Center, Horseheads, NY 14845-1015, Welles No. 1 Gathering Line, in Terry Township, **Bradford County**, ACOE Baltimore District (Wyalusing, PA Quadrangle N: 41° 39' 13.5"; W: -76° 18' 38.4").

To construct and maintain: 1) six temporary stream crossings; 2) four utility line crossings of watercourses; and 3) 14 utility line crossings of wetlands, for streams and wetlands associated with North Branch Sugar Run, unnamed tributaries to Sugar and North Branch Sugar Runs with the western end of this linear project starting at the intersection of Scrib Meadow and Cross Roads. This project proposes to temporarily impact 33.42 linear feet of streams with temporary bridges, temporarily impact 0.641 acre of wetlands and permanently impact 0.554 acre of wetlands with utility line crossings in Cold Water Fishery streams and wetlands.

**E08-465. East Resources, Inc.**, 301 Brush Creek Road, Warrendale, PA 15086. Water Obstruction and Encroachment Joint Application, T-C Palmer/Castle Gathering Pipeline, in Canton Township, **Bradford County**, ACOE Baltimore District (Grover, PA Quadrangle N: 41° 37' 22.6"; W: 76° 50' 29.6").

To construct, operate and maintain 1.9 miles of 8" natural gas pipeline within the Towanda Creek watershed (Cold Water Fishery). Construction of the pipeline will require one stream and five wetland crossings. The project is centered south of SR 0154 approximately 2 miles southeast of the Village of Canton, in Bradford County.

**E41-611. Pennsylvania General Energy Company, LLC**, 120 Market Street, Warren, PA 16365. PGE Pine Creek Intake Project, in Watson Township, **Lycoming County**, ACOE Baltimore District (Waterville, PA Quadrangle N: 41° 15' 16"; W: -77° 19' 50").

To construct and maintain: 1) a temporary cofferdam; 2) one submerged wedge wire screen intake and bollards encased in 300 cubic feet of concrete within the streambed of Pine Creek; 3) 60 linear feet of 10-inch diameter pipe from the intake to the pump station; 4) one sunken 10-foot diameter pump station in the left 100-year floodplain of Pine Creek; 5) 110 linear feet of 8-inch diameter pipe from the pump station to the air burst building with temporary wetland impacts; 6) 410 linear feet of 8-inch diameter pipe from the metering chamber to the transfer station with temporary wetland impacts; 7) one 8-inch water pipeline under stream 1 by means of directional drilling; 8) one 8-inch water pipeline under stream 2 by means of directional drilling, with the intake located 2,266 feet west-northwest of the SR 44 / SR 973 intersection. The project proposes to result in: 1) 60 linear feet of temporary stream impacts; 2) 11 feet of permanent stream impacts; and 3) 0.28 acre of temporary wetland impacts in High Quality-Trout Stocked Fisheries.

**E41-612. Anadarko E & P Company, LP**, P. O. Box 1330, Houston, TX 77251. Source Water Withdrawal number PC-1N on Pine Creek, in Watson Township, **Lycoming County**, ACOE Baltimore District (Jersey Shore, PA Quadrangle Latitude: 41° 14' 51.1"; Longitude: 77° 19' 43.9").

The applicant is proposing a water withdrawal location on Pine Creek, which carries a water quality designation of High Quality-Trout Stocked Fishery. The proposed structure is intended to have the following associated structures: a submerged 72 inch diameter concrete manhole set 8.5 feet below grade along the stream bank, a 16 inch steel pipe extending from the bottom of the manhole 60 feet toward the center of the channel and attaching to an 18 inch steel pipe placed perpendicular to the 16 inch line and parallel to the flow. The pipe will have a length of 50 inches and submerged below the bed of the stream along with the 16 inch steel pipe, with the exception of 4 inches above bed on the 18 inch pipe and 2 inches above bed on the 16 inch pipe. The upstream end of the 18 inch pipe will have wedge wire screen attached to it to minimize fish impingement. The entire structure will be set in a bed of rip-rap that surrounds the steel pipes a minimum distance of 18 inches from the outside of the casing and shall replace the bed material with ASHTO number 1 rock. The permanent impact of the stream channel for the installation of the steel pipe structures is measured at 325 square feet and the proposed temporary impact is estimated at 8,990 square feet. Included with this application is the proposed 527 square feet of temporary wetland impacts associated with the access road for construction activities and installation of the 6 inch HDPE waterline that extends to the pump station located outside the floodplain.

**E49-311. Mount Carmel Area School District**, 600 West 5th Street, Mount Carmel, PA 17851. Field House, in Mount Carmel Township, **Northumberland County**, ACOE Baltimore District (Mount Carmel, PA Quadrangle Latitude: 40° 47' 43"; Longitude: 76° 25' 22").

The application proposes to construct a new field house, ticket booths, and an ADA ticket booth in the floodplain of Shamokin Creek. The total project proposes to impact 5, 425 square feet to replace the existing facilities. The existing facilities will remain in place and be utilized for

other needs by the School District. This project is located along the southeastern end of the existing track at the Mount Carmel High School.

**E59-498. Ultra Resources, Inc.**, 304 Inverness Way South, Englewood, CO 80112-5828. Water Obstruction and Encroachment Joint Application, PL-130 Marshlands Play Pipeline, in Gaines Township, **Tioga County**, ACOE Baltimore District (Marshlands, PA Quadrangle N: 41° 42' 31.4"; W: 77° 35' 48.3").

To construct, operate and maintain approximately 6,000 linear feet of 8" natural gas pipeline within the Babylon Run watershed (Exceptional Value Fishery, MF-Wild Trout). Construction of the pipeline will require one stream and two wetland crossings. The project is located along Babylon Road approximately 1 mile west of the intersection with SR 3001 outside the Village of Marshlands, Tioga County.

**E59-502. East Resources Management, LLC**, 190 Thorn Hill Road, Warrendale, PA 15086-7528. Lopatofsky Unit No. 287 Catlin Hollow, in Charleston Township, **Tioga County**, ACOE Baltimore District (Crooked Creek, PA Quadrangle Latitude: 41° 46' 25.1"; Longitude: 77° 14' 36").

The applicant proposes to construct two stream crossings. Crossing one is a bridge crossing on Catlin Hollow and crossing two is a Culvert crossing on an unnamed tributary to Catlin Hollow. Both streams carry a water quality designation of Trout Stocked Fishery. This project does not propose any wetland impacts.

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

**E33-242. Brockway Borough Municipal Authority**, 501 Main Street, Brockway, PA 15824, Rattlesnake WTP Wetland Crossing, in Snyder Township, **Jefferson County**, ACOE Pittsburgh District (Sabula, PA Quadrangle N: 41° 13' 36"; W: -78° 43' 34").

This project includes three water line crossings of a portion of wetlands hydraulically linked to Rattlesnake Creek which is designated HQ-CWF from source to Brockway Municipal Authority Dam and CWF from that point to mouth.

#### ENVIRONMENTAL ASSESSMENTS

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

**D15-414EA. Natural Lands Trust**, 449 Lucky Hill Road, West Chester, PA 19382. East Bradford Township, **Chester County**, ACOE Philadelphia District.

Project proposes to breach and remove Stroud Preserve Dam across a tributary to East Branch Brandywine Creek (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 700 feet of stream channel. The dam is located approximately 3,650 feet southwest of the intersection of Strasburg (SR 162) and Brandywine Creek Roads (T550) (Unionville, PA Quadrangle Latitude: 39° 56' 53"; Longitude: -75° 39' 16").

**D55-044EA. Department of Conservation and Natural Resources**, P. O. Box 8451, Harrisburg, PA 17105-8451. Shamokin Dam Borough, **Snyder County**, ACOE Baltimore District.

To construct and maintain a nature-like fish passage facility at the west abutment of the Adam T. Bower Memorial Dam located across the Susquehanna River (WWF) at a point approximately 400-feet south of SR 61 (Sunbury, PA Quadrangle N: 18.1"; W: 8.5", Latitude: 40° 51' 00"; Longitude: -76° 48' 40"). The project will permanently impact 1.80 acres of riverine habitat and temporarily impact 2.76 acres of riverine habitat.

## ACTIONS

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

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

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

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



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

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

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

### I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0021199 (Sewage)	Beaver Meadows Sewer Authority WWTP Plane Street Beaver Meadows, PA 18216-0247	Carbon County Banks Township	Beaver Creek 2-B CWF	Y
PA0064386 (Industrial Waste)	Permittee: Allentown Terminals Corporation P. O. Box 2621 Harrisburg, PA 17105-2621  Facility location: Allentown Petroleum Storage Terminal 1134 North Quebec Street Allentown, PA 18103-1609	Lehigh County Allentown City	Lehigh River 02C	Y
PA0061450 (Sewage)	Elmhurst Township Sewer Authority P. O. Box 204 Elmhurst, PA 18416-0204	Lackawanna County Elmhurst Township	Roaring Brook 05A	Y

Chesapeake Bay nutrient monitoring requirements for Ammonia Nitrogen, Kjeldahl Nitrogen, Nitrite-Nitrate as N, Total Nitrogen and Total Phosphorus are being added to this permit.

<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>
PA0063061 (Industrial Waste)	Ashland Area Municipal Authority 18 South 17th Street Ashland, PA 17921	Schuylkill County Butler Township	Unnamed Tributary to Little Mahanoy Creek 06B	N
PA0062201 Sewage	Schuylkill County Municipal Authority 221 South Centre Street Pottsville, PA 17901-3506	Gordon Borough Schuylkill County	Mahanoy Creek 06B	N

*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>
PA0082864 (Sew)	Jesus Ministries, Inc. R. R. 1 Box 58-B Shirleysburg, PA 17260	Huntingdon County Cromwell Township	Brown's Gap Run 12-C	Y
PA0087793 (Sew)	United Water PA, Inc. 4211 East Park Circle Harrisburg, PA 17111-0151	Cumberland County Mechanicsburg Borough	Drainage swale to Trindle Spring Run 7-B	Y

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

<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>
PAS226103 Industrial Waste	Whetsell Lumber Company 118 Academy Drive Addison, PA 15411	Somerset County Addison Borough	UNT to Youghiogheny River	Y
PA0098396 Sewage	Oak Estates, Inc. 600 Laurelview Drive Mt. Pleasant, PA 15666	Fayette County Bullskin Township	UNT of Jacobs Creek	Y
PA0096903 Sewage	G & G Mobile Home Sales 23 Oakridge Heights Drive Oakdale, PA 15071	Washington County Robinson Township	UNT of Little Raccoon Creek	Y
PA0216470 Sewage	Children's Bible Ministries P. O. Box 378 Carmichaels, PA 15320-0378	Greene County Jefferson Township	UNT of Pumpkin Run	Y
PA0024589 Sewage	Leetsdale Borough Municipal Authority 5 Sixth Street Leetsdale, PA 15056	Allegheny County Leetsdale Borough	Ohio River	Y

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

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

**NPDES Permit No. PA0057720**, Industrial Waste, **Sunny Dell Foods, Inc.**, 214 South Mill Road, Kennett Square, PA 19348-3260. This proposed facility is located in Kennett Township, **Chester County**.

Description of Proposed Action/Activity: Approval for an NPDES permit renewal to discharge 0.072 mgd of process water from mushroom washing, blanching and cleanup from outfall 001 and 0.09 mgd of cooling water from can cooling from outfall 002 to an Unnamed Tributary to East Branch Red Clay Creek and West Branch Red Clay Creek in Watershed(s) 3-I.

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

**NPDES Permit No. PA 0020915**, Sewage, **Pine Grove Joint Treatment Authority**, 115 Mifflin Street, Pine Grove, PA 17963. This proposed facility is located in Pine Grove Township, **Schuylkill County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for the discharge of treated sewage.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3664.*

**PA0010031**, Industrial Waste, SIC 4911, **RRI Energy Mid Atlantic Power Holdings, LLC**, 121 Champion Way, Canonsburg, PA 15317-5817. This existing facility is located in Bradford Township, **Clearfield County**.

Description of Proposed Activity: This proposed action is for renewal of an NPDES permit for existing discharges of noncontact cooling water, stormwater, stormwater induced overflows, treated sewage effluent and treated industrial wastewater.

The receiving stream, West Branch Susquehanna River, is in the State Water Plan watershed 8C and classified for: Warm Water Fishes, Migratory Fishes (WWF, MF). The nearest downstream public water supply intake for PA American Water Company is located on West Branch Susquehanna River is 150 miles below the point of discharge.

The proposed effluent limits for stormwater Outfalls 001—003, 010 and 012 based on a design flow of N/A MGD.

<i>Parameter</i>	<i>Mass (lbs/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH						Report
TSS						Report
Total Copper						Report
Total Nickel						Report
Total Zinc						Report
Dissolved Iron						Report
Oil and Grease						Report

The proposed effluent limits for coal pile runoff from greater than or equal to 10 year 24 hour storm event Outfall 009 based on a design flow of N/A MGD.

<i>Parameter</i>	<i>Mass (lbs/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH			6.0			9.0
TSS						Report



Parameter	Mass (lbs/day)		Minimum	Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily		Average Monthly	Daily Maximum	
Total Copper						Report
Total Nickel						Report
Total Zinc						Report
Dissolved Iron						Report
Oil and Grease						Report

The proposed effluent limits for stormwater induced overflows Outfalls 101, 102, and 201 based on a design flow of N/A MGD.

Parameter	Mass (lbs/day)		Minimum	Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily		Average Monthly	Daily Maximum	
pH			Report			Report
TSS				Report	Report	
Total Iron				Report	Report	
Total Manganese				Report	Report	
Total Aluminum				Report	Report	
Total Zinc				Report	Report	

The proposed effluent limits for treated sewage effluent Outfall 205 based on a design flow of 0.009 MGD.

Parameter	Mass (lbs/day)		Minimum	Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily		Average Monthly	Daily Maximum	
pH			6.0			9.0
CBOD <sub>5</sub>	1.9			25		50
TSS	2.3			30		60
Fecal Coliforms (5/1-9/30)				200		
(10/1-4/30)				2,000		
Total Residual Chlorine				1.0		3.3

The proposed effluent limits for treated industrial wastewater effluent Outfall 405 based on a design flow of 1.3 MGD.

Parameter	Mass Units (lbs/day)		Minimum	Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily		Average Monthly	Daily Maximum	
pH			6.0			9.0
TSS	325			30		50
Oil and Grease	163	217		15	20	30
Total Iron	20	39		1.8	3.6	4.5
Total Manganese	23	46		2.1	4.2	5.3
Total Aluminum	40	80		3.7	7.4	9.3
Total Zinc	3.3	6.5		0.3	0.6	0.8

The proposed effluent limits for noncontact cooling water Outfall 008 based on a design flow of 426 MGD permit effective date to permit effective date plus 3 years.

Parameter	Mass Units (lbs/day)		Minimum	Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily		Average Monthly	Daily Maximum	
Total Residual Chlorine						0.2
Temperature Intake F				Report	Report	
Temperature Discharge F				Report	Report	
Heat mmBtu/day*		Report				

The proposed effluent limits for noncontact cooling water Outfall 008 based on a design flow of 426 MGD permit effective date plus 3 years through permit expiration 25 Pa. Code § 92.55.

Parameter	Mass Units (lbs/day)		Minimum	Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily		Average Monthly	Daily Maximum	
Total Residual Chlorine						0.2
Temperature Intake F				Report	Report	
Temperature Discharge F				Report	Report	
Heat mmBtu/day* 1/1-1/31		11,039				
Heat mmBtu/day* 2/1-2/29		12,074				
Heat mmBtu/day* 3/1-3/31		28,977				
Heat mmBtu/day* 4/1-4/30		32,081				

Parameter	Mass Units (lbs/day)		Minimum	Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Maximum Daily		Average Monthly	Daily Maximum	
Heat mmBtu/day* 5/1-5/15		21,112				
Heat mmBtu/day* 5/16-5/31		35,186				
Heat mmBtu/day* 6/1-6/30		26,907				
Heat mmBtu/day* 7/1-7/31		14,074				
Heat mmBtu/day* 8/1-8/31		12,557				
Heat mmBtu/day* 9/1-9/30		9,866				
Heat mmBtu/day* 10/1-10/31		9,935				
Heat mmBtu/day* 11/1-11/15		11,039				
Heat mmBtu/day* 11/16-11/30		8,831				
Heat mmBtu/day* 12/1-12/31		8,279				

\* MGD×8.34×(Average Daily Discharge Temperature F—Average Daily Intake Temperature F)

Part C Other Requirements:

I. Implementation Schedule for compliance with effluent limits and heated discharge limits: Million British Thermal Units per day (mmBtu/day), Maximum 110° F and the heated discharge can not raise the stream temperature 2° F in any 2 hour period.

II. Requires installation of closed cycle recirculating cooling or perform 316(b) intake physical and biological monitoring.

III. Defines stormwater outfalls.

IV. Regulates outfalls 004 and 011 and internal monitoring point 505 as spills.

V. Requires debris collected at the intake not to be returned to the waterways.

VI. Imposes no limitations for outfall 005.

VII. Requires no discharge of PCB.

VIII. Requires Department approval of chemical additives.

IX. Limits chlorination for 2 hour in any 24 hour period.

X. Stormwater requirements.

**PA0028681**, Sewage, SIC Code 4952, **Kelly Township Municipal Authority Union County**, 405 Winter Farm Lane, Lewisburg, PA 17837-6358. Facility Name: Kelly Township Municipal Authority Sewer System. This existing facility is located in Kelly Township, **Union County**.

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

The receiving stream(s), Unnamed Tributary to West Branch Susquehanna River, is located in State Water Plan watershed 10-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 3.75 MGD.

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instantaneous Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Maximum				
pH (S.U.)			6.0			9.0
Total Residual Chlorine				0.5		1.6
CBOD <sub>5</sub>	782	1,251		25	40	50
Total Suspended Solids	938	1,407		30	45	60
Fecal Coliform (CFU/100 ml)						
May 1-Sep 30				200		
Oct 1-Apr 30				Geometric Mean		
				2,000		
				Geometric Mean		

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

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Monthly</i>	<i>Annual</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Maximum</i>
Ammonia-N	Report	Report		Report	
Kjeldahl-N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen (Interim)	Report	Report			
Net Total Nitrogen (Final)	Report	68,492			
Net Total Phosphorus (Interim)	Report	Report			
Net Total Phosphorus (Final)	Report	9,132			

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

- I. Compliance schedule for PART A I.
- II. Chesapeake Bay Nutrient Requirements.
- III. Other Requirements:
  - A. Requires the permittee to acquire easements to maintain and operate the sanitary sewers.
  - B. The right to require operation and/or construction changes, when necessary, to produce an acceptable discharge.
  - C. Requires proper disposal of sludge.
  - D. Requires no direct discharge of storm water to the sanitary sewers.
  - E. Requires whole effluent toxicity test submission with next renewal application.
- IV. Requires operation and maintenance of a pretreatment program.
- V. Stormwater Requirements.
- VI. Requires management and reporting of biosolids within the treatment process.

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

The EPA waiver is not in effect.

**PA0021881**, Sewage, SIC Code 4952, **Westfield Borough**, 429 East Main Street, Westfield, PA 16950-1610. Facility Name: Westfield Borough Wastewater Treatment Plant. This existing facility is located in Westfield Borough, **Tioga County**.

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

The receiving stream(s), Cowanesque River, is located in State Water Plan watershed 4-A 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 0.247 MGD.

<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>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Maximum	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.17
CBOD <sub>5</sub>						
May 1-Oct 31	21	31	XXX	10	15	20
Nov 1-Apr 30	41	62	XXX	20	30	40
Total Suspended Solids	62	93	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1-Sep 30						200/100 ml as a Geometric Mean, nor greater than 1,000/100 ml in more than 10% of the samples tested
Oct 1-Apr 30						2,000/100 ml as a Geometric Mean
Ammonia-Nitrogen						
May 1-Oct 31	6.0	9.0	XXX	3.0	4.5	6.0
Nov 1-Apr 30	19	30	XXX	9.0	13.5	18
Total Phosphorus	4.1	6.2	XXX	2.0	3.0	4.0

The proposed effluent limits, identified as follows, are based on a design flow of 0.46 MGD. The proposed monitoring requirements and effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows:

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia-N	Report	Report	XXX	Report	XXX
Kjeldahl-N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen (Interim)	Report	Report	XXX	XXX	XXX
Net Total Nitrogen (Final)	Report	8,402	XXX	XXX	XXX
Net Total Phosphorus (Interim)	Report	Report	XXX	XXX	XXX
Net Total Phosphorus (Final)	Report	1,120	XXX	XXX	XXX

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

- I. Chesapeake Bay Schedule.
- II. Chesapeake Bay Nutrient Requirements.
- III. Other Requirements.
- IV. Solids Management.

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

The EPA waiver is not in effect.

**PA0034576**, Sewage, SIC Code 4952, **Towanda Borough Municipal Authority Bradford County**, 724 Main Street, Towanda, PA 18848-1616. Facility Name: Towanda Municipal Authority. This existing facility is located in Towanda Borough, **Bradford County**.

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

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 4-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 1.16 MGD.

<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>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Maximum				
pH (S.U.)			6.0			9.0
CBOD <sub>5</sub>	242	387		25	40	50
Total Suspended Solids	290	435		30	45	60
Fecal Coliform (CFU/100 ml)				200		
May 1-Sep 30				Geometric Mean		
Oct 1-Apr 30				2,000		
				Geometric Mean		
UV Intensity (%)			Report			
Total Copper					Report Daily Maximum	

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

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia-N	Report	Report		Report	
Kjeldahl-N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen (Interim)	Report	Report			
Net Total Nitrogen (Final)	Report	21,187			
Net Total Phosphorus (Interim)	Report	Report			
Net Total Phosphorus (Final)	Report	2,825			



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

VII. Compliance schedule for PART A I.

VIII. Chesapeake Bay Nutrient Requirements.

IX. Other Requirements:

A. Requires the permittee to acquire easements to maintain and operate the sanitary sewers.

B. The right to require operation and/or construction changes, when necessary, to produce an acceptable discharge.

C. Requires proper disposal of sludge.

D. Requires no direct discharge of storm water to the sanitary sewers.

E. Requires whole effluent toxicity test submission with next renewal application.

X. Stormwater Requirements.

XI. Requires management and reporting of biosolids within the treatment process.

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

The EPA waiver is not in effect.

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

**NPDES Permit No. PA0263737**, Sewage, **Adam Shaw**, 260 Railway Lane, Clarendon, PA 16313. This proposed facility is located in Cherry Grove Township, **Warren County**.

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

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

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

**WQM Permit No. 0910201**, CAFO, **Operation Philadelphia Park**, 3001 Street Road, Bensalem, PA 19020. This proposed facility is located in Bensalem Township, **Bucks County**.

Description of Proposed Action/Activity: Construction and operation of a manure storage facility for a 1,500 Animal Equivalent Unit.

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

**WQM Permit No. 2889426 (96-1)**, Sewage, **Snow Time, Inc., d/b/a Whitetail Mountain Operating Corp.**, 13805 Blairs Valley Road, Mercersburg, PA 17236. This proposed facility is located in Montgomery Township, **Franklin County**.

Description of Proposed Action/Activity: Permit approval for the transfer of sewerage facilities consisting of sewage treatment facilities for the Whitetail Resort, including a 0.1 MGD lagoon treatment unit and 2.6 MG storage lagoon; effluent is combined with fresh water at a 10:1 ratio of fresh water to effluent and used for snow making operations.

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

Description of Proposed Action/Activity: This experimental permit approves the construction/operation of manure treatment facilities using the Bion biological process consisting of a Waste Reception Basin for influent mixing, screw press for coarse solids separation, Bion bioreactor for nutrient/organic removal, decanter centrifuge and disc centrifuge for effluent polishing, and associated pumps, wet wells, heat exchange, and support buildings.

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

**WQM Permit No. WQG018761**, Sewerage, **Patricia Benninger**, 751 Saxonburg Road, Butler, PA 16002-0961. This proposed facility is located in Jefferson Township, **Butler County**.

Description of Proposed Action/Activity: A Single Residence Small Flow Treatment Facility to serve this single family residence and apartment on about 1.5 acres and replaces a malfunctioning onlot system.

**WQM Permit No. 6210401**, Sewerage, **Adam Shaw**, 260 Railway Lane, Clarendon, PA 16313. This proposed facility is located in Cherry Grove Township, **Warren 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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030608016-1	UGI LNG, Inc. One Meridian Boulevard Suite 2C01 Wyomissing, PA 19610	Berks	Ontelaunee Township	Willow Creek HQ-CWF
PAI030610001	Department of Transportation Engineering District 5-0 1002 Hamilton Street Allentown, PA 18101	Berks	Ontelaunee Township	Willow Creek HQ-CWF

## 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>
Mahoning Township Carbon County	PAG2001304007R	Wal-Mart Real Estate Business Trust SWDC 2001 South East 10th Street Bentonville, AR 72716-0550	Mahoning Creek CWF, MF Lehigh River TSF, MF	Carbon County Conservation District 610-377-4894
Jenkins Township Luzerne County	PAG02004010004	Charles Manganiello 138 South Highland Drive Pittston, PA 18640	Gardner Creek CWF, MF	Luzerne County Conservation District 570-674-7991
Silver Spring Township Cumberland County	PAG2002110003	Mike Green Potters Mill Development, LP 4075 Market Street Camp Hill, PA 17011	Trindle Spring Run—Hogestown Run CWF	Cumberland County Conservation District 310 Allen Road Carlisle, PA 17013 717-240-7812

<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>
Greene Township Franklin County	PAG2002810017	Dale Welke SA Properties Rally Capital Services 350 North LaSalle Suite 100 Chicago, IL 60654	East Branch Conococheague Creek CWF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717-264-5499
Windsor Township York County	PAG2006703145-R	Dale Hevesey Gemcraft Homes 2205 Commerce Road Suite B Forrest Hill, MD 21050	Kreutz Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402-8984 717-840-7430
Hanover Borough York County	PAG2006710022	Richard J. Musselman 403 Moul Avenue Hanover, PA 17331	Oil Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402-8984 717-840-7430
Gettysburg Borough Adams County	PAG2000110014	Craig Long Gettysburg Hospital 2595 South George Street Suite 1 York, PA 17403	Stevens Run WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717-334-0636
Newport Borough Perry County	PAG2035010008	Newport Borough Water Authority 231 Market Street Newport, PA 17074	Juniata River WWF	Perry County Conservation District P. O. Box 36 31 West Main Street New Bloomfield, PA 17068 717-582-5119
Franklin Township Columbia County	PAG2001910003	Michael Stauffer 335 Reiners School Road Tower City, PA 17980	Susquehanna River WWF	Columbia County Conservation District 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310 Ext. 102
Town of Bloomsburg Columbia County	PAG2001910005	Rodney Fenstemacher Hill Bloomsburg Senior Care, Inc. One Trinity Drive East Suite 201 Dillsburg, PA 17019	UNTs of Fishing Creek CWF MF	Columbia County Conservation District 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310 Ext. 102
Lewisburg Borough Union County	PAG2006010006	Lewisburg Area Recreation Authority 629 Fairground Road Lewisburg, PA 17837	Limestone Run WWF	Union County Conservation District Union County Government Center 155 North 15th Street Lewisburg, PA 17837 (570) 524-3860
Beaver County Conway Borough	PAG02000410005	R. P. Russell, System Director Norfolk Southern Railway Company 1200 Peachtree Street North East Box 13 Atlanta, GA 30309	Ohio River WWF, N	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 724-378-1701

NOTICES

5005

*Facility Location:  
Municipality &  
County*

<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>
Cambria County City of Johnstown	PAG02001110004	Johnstown Area Heritage Association 201 Sixth Street Johnstown, PA 15906	Little Conemaugh and Conemaugh Rivers WWF	Cambria County Conservation District 401 Candlelight Drive Suite 221 Ebensburg, PA 15931 814-472-2120
Greene County Perry and Dunkard Townships	PAG02003010005	AMD Reclamation, Inc. 306 Denis Run Road Morgantown, WV 26501	2 UNTs to Glade Run WWF	Greene County Conservation District 19 South Washington Street Waynesburg, PA 15370-2053 724-852-5278
Greene County Perry Township	PAG02003010006	AMD Reclamation, Inc. 306 Denis Run Road Morgantown, WV 26501	UNT to North Branch of Calvin Run, North Branch of Calvin Run and Watkins Run WWF	Greene County Conservation District 19 South Washington Street Waynesburg, PA 15370-2053 724-852-5278
Somerset County Summit Township	PAG02005610004	Ashland Construction Company 4601 Atlantic Avenue Raleigh, NC 27604	Miller Run CWF	Somerset County Conservation District 6024 Glade Pike Suite 103 Somerset, PA 15501 814-445-4352
Somerset County Stonycreek Township	PAG02005610005	PBS Coals, Inc. 1576 Stoystown Road Friedens, PA 15541	Miller Run CWF	Somerset County Conservation District 6024 Glade Pike Suite 103 Somerset, PA 15501 814-445-4352
Sandycreek Township Venango County	PAG02 0061 10 002	Game Commission 2001 Elmerton Avenue Harrisburg, PA 17110	Morrison Run WWF	Venango County Conservation District 814-676-2832
Foster Township Luzerne County	PAG2-1140-10-001	Department of Environmental Protection Bureau of Abandoned Mine Reclamation 2 Public Square Fifth Floor Wilkes-Barre, PA 18711-0790	Oley Creek CWF	Department of Environmental Protection Bureau of Abandoned Mine Reclamation 2 Public Square Fifth Floor Wilkes-Barre, PA 18711-0790 (570) 826-2371

*General Permit Type—PAG-4*

*Facility Location:  
Municipality &  
County*

<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>
Jefferson Township Butler County	PAG049593	Patricia Benninger 751 Saxonburg Road Butler, PA 16002-0961	Unnamed tributary of Thorn Creek 20-C	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942



*General Permit Type—PAG-8*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Upper Allen Township Cumberland County	PAG083592	Upper Allen Township Wastewater Treatment Plant 100 Gettysburg Pike Mechanicsburg, PA 17055	Upper Allen Township Wastewater Treatment Plant	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Lancaster Township Lancaster County	PAG083605	City of Lancaster Wastewater Treatment Plant 1220 New Danville Pike Lancaster, PA 17603	City of Lancaster Wastewater Treatment Plant	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Broad Top Township Huntingdon County	PAG083593	Broad Top City Borough Sewage Treatment Plant P. O. Box 220 Broad Top City, PA 16621	Broad Top City Borough Sewage Treatment Plant	Broad Top City Borough Sewage Treatment Plant P. O. Box 220
Mahaffey Borough Waste Water Treatment Plant SR 219 Clearfield County Mahaffey Borough	PAG 08 4841	Mahaffey Borough Municipal Authority P. O. Box 202 Mahaffey, PA 15757	Mahaffey Borough Waste Water Treatment Plant SR 219 Mahaffey Borough Clearfield County	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664

*General Permit Type—PAG-8 (SSN)*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
East Hanover Township Lebanon County East Hanover Township Dauphin County	PAG083519	West Hanover Township Authority 7901 Jonestown Road Harrisburg, PA 17112	Oellig Homestead Farm	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
East Hanover Township Dauphin County	PAG083519	West Hanover Township Authority 7901 Jonestown Road Harrisburg, PA 17112	Oellig Farmstead Farm	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

*General Permit Type—PAG-9*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Southampton Township Franklin County	PAG093532T	Superior Septic Services, Inc., d/b/a Rosenberry's Septic Services 8885 Pineville Road Shippensburg, PA 17257	Southampton Township Franklin County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Montgomery Township Franklin County	PAG093531	S.R. Daley Sons Septic Service P. O. Box 670 Greencastle, PA 17225	Montgomery Township Franklin County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

General Permit Type-PAG-10

Facility Location:

Municipality & County	Permit No.	Applicant Name & Address	Receiving Water/Use	Contact Office & Phone No.
Cranberry Township Venango County	PAG108312	Tennessee Gas Pipeline Co. 1001 Louisiana Street Houston, TX 77002	Halls Run CWF	DEP—NWRO 230 Chestnut Street Meadville, PA 16335 814-332-6860

**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 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 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>
Paul Ebersol 4970 Sunset Pike Chambersburg, PA 17202	Franklin	234.6	93.5	Duck	NA	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 Management Program Manager, 2 East Main Street, Norristown, PA 19401.*

**Permit No. 4610513**, Public Water Supply.  
 Applicant **Aqua Pennsylvania, Inc.**  
 762 West Lancaster Avenue  
 Bryn Mawr, PA 19010  
 Township Abington  
 County **Montgomery**  
 Type of Facility PWS  
 Consulting Engineer Aqua Pennsylvania, Inc.  
 762 West Lancaster Avenue  
 Bryn Mawr, PA 19010  
 Permit to Construct Issued: May 20, 2010

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

**Permit No. 3610501**, Public Water Supply.  
 Applicant **Paul Lantz Builders, Inc.**  
 Municipality Bart Township  
 County **Lancaster**  
 Responsible Official Paul L. Lantz, President  
 140 Strubel Road  
 Strasburg, PA 17579  
 Type of Facility New Community Water System  
 for Villas at Georgetown  
 Consulting Engineer Charles A. Kehew, II, P. E.  
 James A. Holley &  
 Associates, Inc.  
 18 South George Street  
 York, PA 17401  
 Permit to Construct Issued: 8/13/2010

**Permit No. 6710505 MA, Minor Amendment**, Public Water Supply.  
 Applicant **United Water Pennsylvania**  
 Municipality Newberry Township  
 County **York**  
 Responsible Official John D. Hollenbach  
 Vice President  
 4211 East Park Circle  
 Harrisburg, PA 17111-0151  
 Type of Facility Installation of a chlorine contact  
 tank for 4-log virus inactivation.  
 Consulting Engineer Steven Metzler, P. E.  
 United Water Pennsylvania  
 4211 East Park Circle  
 Harrisburg, PA 17111  
 Permit to Construct Issued: 8/13/2010

**Permit No. 3610523 MA, Minor Amendment**, Public Water Supply.  
 Applicant **Municipal Authority of the Township of East Hempfield**  
 Municipality East Hempfield Township  
 County **Lancaster**  
 Responsible Official Steve Gohn, Superintendent  
 920 Church Street  
 P. O. Box 97  
 Landisville, PA 17538-0097

Type of Facility Installation of chlorine contact  
 piping and demonstration of  
 4-log treatment of viruses.  
 Consulting Engineer Peng Chen, P. E.  
 ARRO Consulting, Inc.  
 270 Granite Run Drive  
 Lancaster, PA 17601-6804  
 Permit to Construct Issued: 8/13/2010

**Operations Permit** issued to **Mount Joy Borough Authority**, 7360091, Mount Joy and East Donegal Townships, **Lancaster County** on 8/10/2010 for the operation of facilities approved under Construction Permit No. 3603507.

**Operations Permit** issued to **Western Heights Water Authority**, 7360132, Earl Township, **Lancaster County** on 8/11/2010 for the operation of facilities approved under Construction Permit No. 3610525 MA.

**Operations Permit** issued to **West Earl Water Authority**, 7360143, West Earl Township, **Lancaster County** on 8/11/2010 for the operation of facilities approved under Construction Permit No. 3610529 MA.

**Operations Permit** issued to **United Water Pennsylvania**, 7670061, Newberry Township, **York County** on 8/13/2010 for the operation of facilities approved under Construction Permit No. 6710509 MA.

**Operations Permit** issued to **View Mountain Park, LLC**, 7210061, Silver Spring Township, **Cumberland County** on 8/13/2010 for the operation of facilities approved under Construction Permit No. 7210060.

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

**Permit No. MA (5989508-T1)—Construction**, Public Water Supply.

Applicant **Pleasant Village Mobile Home Park**  
 Township or Borough Putnam Township  
 County **Tioga**  
 Responsible Official Michael S. Geiser, Member  
 Effective MHP, LLC  
 Pleasant Village  
 Mobile Home Park  
 3215 Stein Lane  
 Lewisburg, PA 17837  
 Type of Facility Public Water Supply—  
 Construction  
 Consulting Engineer William S. Bray, P. E.  
 P. O. Box 535  
 Wellsboro, PA 16901

Permit Issued Date August 12, 2010  
 Description of Action Installation of the proposed  
 2,500 gallon finished water  
 storage tank and booster pump  
 at the Pleasant Village MHP,  
 along with construction of the  
 new overall building to contain  
 and protect the water treatment  
 and storage equipment.

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

Applicant **Muncy Borough Municipal Authority**

Township or Borough Muncy Borough

County **Lycoming**

Responsible Official Gary L. Saam  
Muncy Borough  
Municipal Authority  
P. O. Box 201  
Muncy, PA 17756

Type of Facility Public Water Supply—Operation

Consulting Engineer N/A

Permit Issued Date August 12, 2010

Description of Action 4-log inactivation of viruses at Entry Point 101 (Well No. 5-Springman), Entry Point 102 (Well No. 6-Agler), Entry Point 103 (Well No. 7-Cemetery), and Entry Point 104 (Well No. 8-Pfleegor).

Responsible Official Christopher D. Landes  
Roulett Township  
80 Railroad Avenue  
P. O. Box 253  
Roulette, PA 16746

Type of Facility Public Water Supply—Operation

Consulting Engineer Dale Sorensen, P. E.  
Northwest Engineering, Inc.  
P. O. Box Q  
Tidioute, PA 16351

Permit Issued Date August 13, 2010

Description of Action Installation of 144 feet of 24-inch detention piping to provide 4-log treatment of viruses of Well No. 4 water. Verification of existing 4-log treatment of viruses of Well No. 7 water.

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

**Permit No. 5604502A1, Public Water Supply.****Permit No. Minor Amendment—Operation, Public Water Supply.**

Applicant **New Berlin Municipal Authority**

Township or Borough New Berlin Borough

County **Union**

Responsible Official Todd M. Mace  
New Berlin Municipal Authority  
710 Water Street  
P. O. Box 473  
New Berlin, PA 17855

Type of Facility Public Water Supply—Operation

Consulting Engineer N/A

Permit Issued Date August 13, 2010

Description of Action 4-log inactivation of viruses at Entry Point 101 (Well Nos. 6 and 7).

Applicant **Somerset County General Authority**  
146 West Main Street  
Somerset, PA 15501

Borough or Township Jenner Township

County **Somerset**

Type of Facility Water treatment system

Consulting Engineer CME Management, LP  
165 East Union Street  
Suite 100  
Somerset, PA 15501

Permit to Construct Issued August 13, 2010

**Operations Permit** issued to **H2O To Go**, 12 East Elizabeth Street, P. O. Box 661, Maytown, PA 17550, (PWSID No. 5326575) **Indiana County** on August 13, 2010, for the operation of facilities approved under Permit No. 5326575.

**Operations Permit** issued to **Wilksburg-Penn Joint Water Authority**, 2200 Robinson Boulevard, Pittsburgh, PA 15221, (PWSID No. 5020056) Wilksburg Borough, **Allegheny County** on August 13, 2010, for the operation of facilities approved under Permit No. 0298501C3.

**Operations Permit** issued to **East Taylor Municipal Authority**, 403 Donruth Lane, Johnstown, PA 15909, (PWSID No. 4110043) **Indiana County** on August 13, 2010, for the operation of facilities approved under Construction Permit No. 1108501.

**Operations Permit** issued to **Moon Township Municipal Authority**, 1700 Beaver Grade Road, Suite 200, Moon Township, PA 15108, (PWSID No. 5020011) Moon Township, **Allegheny County** on August 16, 2010, for the operation of facilities approved under Construction Permit No. 0209509.

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

**Permit No. 3709504, Public Water Supply.****Permit No. Minor Amendment—Operation, Public Water Supply.**

Applicant **PA American Water Company**

Township or Borough Walker Township

County **Centre**

Responsible Official Scott L. Sharp  
PA American Water Company  
P. O. Box 707  
Philipsburg, PA 16866

Type of Facility Public Water Supply—Operation

Consulting Engineer N/A

Permit Issued Date August 13, 2010

Description of Action 4-log inactivation of viruses at Entry Point 101 (Well No. 1).

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

Applicant **Roulett Township**

Township or Borough Roulett Township

County **Potter**



Applicant	<b>PA American Water Company Ellwood</b>
Township or Borough	Wayne Township
County	<b>Lawrence County</b>
Type of Facility	Public Water Supply
Consulting Engineer	Scott Armbrust
Permit to Construct Issued	08/13/2010

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

### **Notice of Prompt Interim Response**

#### **Port Richmond Gate Site, Philadelphia County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act, 35 P. S. §§ 6020.101—6020.1305 (HSCA), is proposing a Prompt Interim Response at the Port Richmond Gate Site (Site) in Philadelphia County, PA.

The Department, under the authority of HSCA, is conducting an investigation of the Site. The Site is the former location of a railroad car staging area that has since been developed and consists of 58 homes bounded by E. Tioga, Edgemont, Venango and Thompson Streets in the Port Richmond section of Philadelphia. This investigation consists of soil sampling over the entire Site along with a Human Health Risk Assessment.

To address the hazardous substances at the Site, and potential threats to human health and the environment, the Department proposes a response action that may include limited soil removal and/or capping, and environmental covenants to restrict certain future land uses of the properties under Sections 501(a) of HSCA, 35 P. S. § 6020.501(a). This proposed alternative complies with Applicable, Relevant and Appropriate Requirements (ARARs) and is feasible and cost-effective. Another possible alternative is no action.

An Administrative Record, which contains more detailed information concerning this proposed response action, is available for public inspection. The Administrative Record may be examined from 8 a.m. until 4 p.m. at the Department's office at 2 East Main Street, Norristown PA 19401. Those interested in examining the Administrative Record should contact Charles Clark at (484) 250-5731 or chaclark@state.pa.us to arrange for an appointment. An additional copy of the Administrative Record is available for review at Philadelphia Free Library—Richmond Branch, 2987 Almond Street, Philadelphia, PA 19134-4955, (215) 685-9992.

Under section 506(d) of HSCA, 35 P. S. § 6020.506(d), the Department shall conduct a public hearing on October 6, 2010, at 7 p.m. at the Grace Church and the Incarnation, 2645 East Venango Street, Philadelphia, PA 19134. Anyone who would like to present formal oral comments regarding this Prompt Interim Response may do so by registering with Department's Community Relations Coordinator Lynda Rebarchak, at (484) 250-5820.

Any person with a disability who wishes to attend the public hearing and will require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Lynda Rebarchak at the telephone number listed above or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs. The public

may also submit written comments regarding the Department's proposed Interim Response action during the period of public comment. In accordance with section 506(c) of HSCA, 35 P. S. § 6020.506(c), the Department has established a period for public comment that is now open until close of business November 12, 2010. Written comments should be addressed to Charles Clark, Project Officer, Department of Environmental Protection, 2 East Main Street, Norristown, PA 19401.

Anyone with questions regarding this notice should contact Charles Clark at (484) 250-5731 or chaclark@state.pa.us.

## **LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

### **UNDER ACT 2, 1995**

#### **PREAMBLE 2**

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a Site-Specific Standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

**Pottstown Industrial Complex—Lot 10**, Borough of Pottstown, **Montgomery County**. Craig Herr, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406, Walter H. Hungarter, III, RT Environ-

mental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Jay Bown, Pottstown Industrial Complex, LP, P. O. Box 128, Amber, PA 19002 has submitted a Remedial Investigation/Cleanup Plan Report concerning remediation of site groundwater and soil contaminated with chlorinated solvents. The Report is intended to document remediation of the site to meet the Site-Specific Standard.

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

**SICO—Mount Joy Upper Rack**, Mount Joy Borough, Lancaster County. Onesky Engineering, Inc., 444 Creamery Way, Suite 300, Exton, PA 19341, on behalf of The SICO Company/The Clarence Schock Foundation, 15 Mount Joy Street, P. O. Box 127, Mount Joy, PA 17552, submitted a Final Report concerning remediation of site soils and groundwater contaminated with petroleum products. The Report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

**Matthew Gartside Property**, Rapho Township, Lancaster County. GemChem, Inc., 53 North Cedar Street, Lititz, PA 17543, on behalf of Matthew Gartside, 238 Fairview Road, Manheim, PA 17545, submitted a Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil released from an aboveground storage tank. The Report, which was submitted within 90 days of the release, is intended to document remediation of the site to meet the Residential Statewide Health Standard.

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

**Bolton Metal Products formerly Cerro Metal Products—Plant 1**, Spring Township, Centre County. Chambers Environmental Group, Inc., 629 East Rolling Ridge Drive, Bellefonte, PA 16823 on behalf of The Marmon Group, LLC, 181 West Madison Street, Chicago, IL 60602 has submitted a Cleanup Plan concerning remediation of site soil and groundwater contaminated with trichloroethylene (TCE) that contained polychlorinated biphenyls (PCBs) Aroclor 1248. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Ralph Moyle, Inc. Accident**. Hemlock Township, Columbia County. Minuteman Spill Response, Inc., P. O. Box 10, Mifflinville, PA 18631 on behalf of Ralph Moyle, Ralph Moyle Trucking, P. O. Box 248, Mattawan, MI 47071 has submitted a Final Report within 90 days of the release concerning remediation of site soil contaminated with diesel fuel. The Report is intended to document remediation of the site to meet the Statewide Health Standard.

**Hoyt's Fuel Service Petroleum Release/Geffken Residence**, Sugarloaf Township, Columbia County. Global Environmental Management, 416 Anthony Street, Carnegie, PA 15106 on behalf of Hoyt's Fuel Service, 965 Broadway Road, Shickshinny, PA 18655-3839 has submitted a Final Report concerning Remediation of site soil and groundwater contaminated with No. 2 fuel oil. The Report is intended to document remediation of the site to meet the Statewide Health Standard.

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

**Pennzoil Rouseville Refinery—Plant 2**, Cornplanter Township, Venango County. URS Corporation, 200 Orchard Ridge Drive, Suite 101, Gaithersburg, MD 20878

has submitted a Risk Assessment and Final Report concerning remediation of site soil contaminated with 1,1,2,2-Tetrachloroethane, 1,2,3-Trichloropropane, 1,2,4-Trimethylbenzene, 1,2-Dichloroethene (total), 1,3,5-Trimethylbenzene, 2-Butanone (MEK), 4-Isopropyltoluene, 4-Methyl-2-pentanone, Acetone, Benzene, Chlorobenzene, cis-1,3-Dichloropropene, Cumene, Methyl tert-butyl ether, Methylene chloride, Naphthalene, n-Butylbenzene, n-propylbenzene, tert-Butylbenzene, Toluene, trans-1,3-Dichloropropene, Total Xylenes, 2,4-Dimethylphenol, 2,4-Dinitrophenol, 2-Methylnaphthalene, 2-Methylphenol, 3 and 4-Methylphenol, Acenaphthene, Acenaphthylene, Anthracene, Benz[a]anthracene, Benz[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, Benzo[k]fluoranthene, Benzoic Acid, Bis[2-ethylexyl]phthalate, Butyl benzyl phthalate, Chrysene, Dibenz[a,h]anthracene, Dibenzofuran, Di-n-butyl phthalate, Fluoroanthene, Fluorene, Indeno[1,2,3-cd]pyrene, Naphthalene, Nitrobenzene, N-Nitrosodiphenylamine, Phenanthrene, Phenol, Antimony, Arsenic, Barium, Beryllium, Cadmium, Chromium, Cobalt, Copper, Iron, Lead, Mercury, Nickel, Selenium, Silver, Tin, Vanadium, and Zinc; site groundwater contaminated with 1,2,3-Trichloropropane, 1,2,4-Trimethylbenzene, 1,2-Dichloroethane, 1,2-Dichloroethene (total), 1,3,5-Trimethylbenzene, 2-Butanone (MEK), 2-Hexanone, 4-Isopropyltoluene, 4-Methyl-2-pentanone, Acetone, Benzene, Carbon disulfide, Chloroethane, Chloromethane, cis-1,2-Dichloroethene, Cumene, Ethylbenzene, Methylene chloride, Methyl tert-butyl ether, Naphthalene, n-Butylbenzene, sec-Butylbenzene, Styrene, tert-Butylbenzene, Toluene, Total Xylenes, 2,4-Dimethylphenol, 2-Methylnaphthalene, 2-Methylphenol, 3 and 4-Methylphenol, Acenaphthene, Acenaphthylene, Anthracene, Benzo[a]anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, Benzo[k]fluoranthene, Benzoic Acid, Bis[2-ethylhexyl]phthalate, Chrysene, Dibenz[a,h]anthracene, Dibenzofuran, Di-n-octyl phthalate, Fluoroanthene, Fluorene, Indeno[1,2,3-cd]pyrene, Pentachlorophenol, Phenanthrene, Phenol, Pyrene, and Dissolved and Totals for the following metals: Antimony, Arsenic, Barium, Beryllium, Boron, Cadmium, Chromium, Cobalt, Copper, Iron, Lead, Manganese, Mercury, Nickel, Selenium, Silver, Thallium, Tin, Vanadium, and Zinc. 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.*

**2501 South Street**, City of Philadelphia, **Philadelphia County**. Jeremy W. Boly, Environmental Maintenance Company, Inc., 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Charles Loomis, The Philadelphia School, 2501 Lombard Street, Philadelphia, PA 19146 has submitted a Final Report concerning the remediation of site soil contaminated with unleaded gasoline. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on August 3, 2010.

**15 Red Rose Drive**, Middletown Township **Bucks County**. Staci Cottone, J&J Spill Service Supplies, Inc., P. O. Box 370, Blue Bell, PA 19422 has submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on August 3, 2010.

**Goodwin Residence**, Bristol Township **Bucks County**. Charles Burger, Mountain Research, LLC, 825 25th Street, Altoona, PA 16601 on behalf of Dorothy Goodwin, 26 Ring Lane, Levittown, PA 19055 has submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final Report

demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on July 30, 2010.

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

**LTV Southside Parcel D3**, 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 and Hot Metal Street Hospitality Assoc., LP, has submitted a Final Report concerning remediation of site soils on Parcel E2a of the Southside Works mixed use development that is contaminated with metals, volatiles and semi-volatiles. The Report Final was noticed in the *Pittsburgh Post-Gazette* on July 15, 2010.

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

**BEO Services Group, Inc.** I80 MM 194 Accident, Green Township, **Clinton County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of BEO Services Group, Inc., 5700 Glen Rose Highway, Granbury, TX 76048 has submitted within 90 days of the release a Final Report concerning remediation of site soil contaminated with motor oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on August 12, 2010.

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

**ITT Water & Wastewater—Leopold (Former F. B. Leopold Company, Inc.)**, Zelenople Borough, **Butler County**. AECOM, 4 Neshaminy Interplex, Suite 300, Trevoise, PA 19053 on behalf of ITT Water and Wastewater, 227 South Division Street, Zelenople, PA 16063 has submitted a Final Report concerning the remediation of site soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on August 13, 2010.

**New Castle Refractories**, City of New Castle, **Lawrence County**. INTEX Environmental Group, Inc., 6205 Easton Road, Pipersville, PA 18947 on behalf of Dixon Ticonderoga Company, 195 International Parkway, Heathrow, FL 32746 has submitted a Final Report concerning the remediation of site soils contaminated with Lead and site groundwater contaminated with Arsenic, Bis[2-ethylhexyl] phthalate, Lead, and Thallium. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on August 13, 2010.

#### DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

**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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or 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. WMGR081D022. AAA Recycle Management, LLC**, 40 Third Street, Walnutport, PA 18088.

The general permit WMGR081D022 is for the processing (that is, sizing, shaping, separating, and volume reduction only) of e-waste (that is, damaged, obsolete, and/or reusable electronic devices) prior to reuse or recycling. The processing operation will be conducted at the AAA Recycle Management, LLC facility, located in Walnutport Borough, **Northampton County**. Central Office approved the determination of applicability on August 13, 2010.

Persons interested in reviewing the general permit may contact C. D. Vu, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department of Environmental Protection through the Pennsylvania AT&T Relay Service, (800) 654-5984.

**General Permit No. WMGR028D018A. Wilson Paving, Inc.**, 480 West Old York Road, Carlisle, PA 17013-7503.

General Permit Number WMGR028D018A is for the beneficial use of baghouse fines and scrubber pond precipitates, generated at Wilson Paving Batch Asphalt plant, located in South Middleton Township, **Cumberland County**, PA, as: (1) a soil additive; (2) a soil conditioner; (3) a component or ingredient in the manufacturing of construction products; and (4) an aggregate in roadway construction. Central Office approved the determination of applicability on August 13, 2010.

Persons interested in reviewing the general permit may contact C. D. Vu, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. 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 Approved under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

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

**Permit No. 101549. Bucks County Resource Recovery, Inc.**, 701 Penn Avenue, Marcus Hook, PA 19061, Marcus Hook Borough, **Delaware County**. This permit was issued to allow for the short-term, continued operation of the Bucks County Resource Recovery, an infectious waste processing facility, during the review of the facility's 10-year renewal application. The permit was issued by the Southeast Regional Office on August 10, 2010.

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

**Permit Application No. 100329. Lake View Landfill**, 851 Robison Road East, Erie, PA 16509, Summit Township, **Erie County**. The application was for a major

permit modification increasing the amount of disposal area, known as the Southern Expansion, at Lake View Landfill. The permit was issued by the Northwest Regional Office on August 13, 2010.

## AIR QUALITY

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

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

**GP3-46-0087: Haines & Kibblehouse, Inc.** (2052 Lucon Road, Skippack, PA 19474) On August 12, 2010, to operate a portable nonmetallic mineral processing plant in East Norriton Township, **Montgomery County**.

**GP9-46-0043: Haines & Kibblehouse, Inc.** (2052 Lucon Road, Skippack, PA 19474) On August 12, 2010, to operate diesel-fired internal combustion engines in East Norriton Township, **Montgomery 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.*

**58-310-034GP3: Powers Stone, Inc.** (R. R. 5, Box 124, Montrose, PA 18801) on July 7, 2010, to construct and operate a portable crushing operation with watersprays at their Montrose Quarry site in Bridgewater Township, **Susquehanna County**.

**54-399-048GP19: Fabcon East, LLC** (1200 Morea Road, Mahanoy City, PA 17984) on August 12, 2010, to install and operate a Dry Abrasive Blasting Operation at their site in Mahanoy City, **Schuylkill County**.

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

**GP9-2-21-03051: Valley Quarries, Inc.** (P. O. Box 2009, Chambersburg, PA 17201) on August 10, 2010, for a diesel internal combustion engine at their Mt. Cydonia III Quarry in Southampton Township, **Cumberland County**. This is a renewal of the General Permit.

**GP3-2-21-03051: Valley Quarries, Inc.** (P. O. Box 2009, Chambersburg, PA 17201) on August 10, 2010, for an Extec 56 portable screen at their Mt. Cydonia III Quarry in Southampton Township, **Cumberland County**. This is a renewal of the General Permit.

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

**GP5-30-00193: CNX Gas Co., LLC** (200 Evergreen Drive, Waynesburg, PA 15370) on August 11, 2010, to construct and operate three natural gas compressor engines (1,340 bhp) at their Lightner Run Compressor Station located in Center Township, **Greene County**.



**GP5-30-00180A: CNX Gas Co., LLC** (200 Evergreen Drive, Waynesburg, PA 15370) on August 11, 2010, to install and operate three Caterpillar G3516 LE compressor engines each rated at 1,340 bhp-hr equipped with catalyst at their GH6/Rush Run Compressor Station at Center Township, **Greene County**.

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

**GP2-42-004D: American Refining Group, Inc.** (77 North Kendall Avenue, Bradford, PA 16701) on August 5, 2010, for storage tanks for volatile organic liquids (BAQ-GPA/GP-2) in City of Bradford, **McKean County**.

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**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.**

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*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**18-315-001E: First Quality Tissue, LLC** (904 Woods Avenue, Lock Haven, PA 17745-3348) on July 21, 2010, to modify a paper towel and tissue manufacturing operation to lower the facility's carbon monoxide emission limitations at the Castanea Township, **Clinton County** facility.

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

**25-920D: Waste Management of Pennsylvania, Inc.—Lakeview Landfill** (851 Robison Road East, Erie, PA 16509) on August 12, 2010, to construct a landfill expansion and to increase carbon monoxide emissions limits associated with existing landfill gas-fired engines at their facility in Summit Township, **Erie County**. This is a Title V facility.

**33-055C: Glen-Gery Corp.** (P. O. Box 68, Route 28, Summerville, PA 15864) on July 27, 2010, to modify emission limits from the tunnel kiln at the Hanley facility on Route 28 in Summerville Borough, **Jefferson County**. This is a Title V facility.

**42-028B: Saint-Gobain** (1 Railroad Avenue, Port Allegany, PA 16743) on August 10, 2010, to rebrick and install an Oxygen Enriched Air Staging System on Furnace No. 1 at their container glass manufacturing facility in Port Allegany Borough, **McKean County**. This is a Title V facility, Permit No. 42-00028.

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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.*

**09-0206: Samax Enterprises—Morrisville** (1001 New Ford Mill Road, Morrisville, PA 19067) on August 5, 2010, to operate a paint remover manufacturing process in Falls Township, **Bucks County**.

**09-0024F: Waste Management of PA, Inc.** (1000 New Ford Mill Road, Morrisville, PA 19067) on August 11, 2010, to operate a landfill gas collection and treatment system in Falls Township, **Bucks County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**08-00003H: CraftMaster Manufacturing, Inc.** (P. O. Box 311, Shiner Road, Towanda, PA 18848) on August 3, 2010, to extend the authorization to exhaust the cavity steam from the Line 2 Press (Source ID 172P) to regenerative thermal oxidizer (RTO, ID C142) on a temporary basis to February 16, 2011, at the facility in Wysox Township, **Bradford County**. The plan approval has been extended.

**49-00060A: Corson Asphalt, Inc.** (26 Beaver Street, Cogan Station, PA 17728) on August 10, 2010, to extend the authorization to operate a batch mix asphalt plant on a temporary basis until January 2, 2011, and to extend the required nitrogen oxides, carbon monoxide, particulate matter, and volatile organic compound stack testing until January 2, 2011, at their facility located in Ralpho Township, **Northumberland County**. The plan approval has been extended.

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

**10-359A: Keystone Midstream Services, LLC—Sarsen Plant** (476 Rolling Ridge Drive, Suite 300, State College, PA 16801) on July 31, 2010, to install a natural gas stripping plant at their facility in Forward Township, **Butler County**.

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

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

**36-05026: R. R. Donnelley & Sons Co.—West** (1375 Harrisburg Pike, Lancaster, PA 17601-2612) on August 10, 2010, for their Lancaster West printing facility in Lancaster City, **Lancaster County**. This is a renewal of the Title V Operating Permit.

**36-05027: R. R. Donnelley & Sons Co.—East** (216 Greenfield Road, Lancaster, PA 17601-5885) on August 10, 2010, for their Lancaster East printing facility in Lancaster City, **Lancaster County**. This is a renewal of the Title V Operating Permit.

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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.*

**23-00098: SAP America, Inc.** (3999 West Chester Pike, Newtown Square, PA 19073) on August 16, 2010, to operate boilers, emergency generators, and a water heater at the Newtown Square office building in Newtown Township, **Delaware County**. The renewal permit is for a non-Title V (State-only) facility. NOx emissions are electively capped to less than 25 tons per year; therefore the facility is a Synthetic Minor. The renewal incorporates the applicable requirements of New Source Performance Standards 40 CFR Part 60, Subpart IV for the 600-kW emergency generator (Source ID 102) and also updates the permit contact to James Dodd, Facilities Manager (from James Clark, VO Global Facility Management). The renewal 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.*

**39-00020: Lehigh Valley Hospital—South Cedar Crest** (1628 West Chew Street, School of Nursing, Allentown, PA 18102) on August 12, 2010, for a General Medical and Surgical Hospitals facility in Salisbury Township, **Lehigh County**. This is a new State-only Synthetic Minor operating permit for this facility. The State-only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**08-00032: Talisman Energy USA, Inc.** (337 Daniel Zenker Drive, Horseheads, NY 14845) on August 13, 2010, for operation of their Thomas Compressor Station in Troy Township, **Bradford County**. The State-only (Synthetic Minor) operating permit contains monitoring, recordkeeping and reporting conditions to ensure compliance with applicable Federal and State regulatory requirements.

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

**03-00148: Altmeyer Stable and Farm—Kittanning** (119 Altmeyer Drive, Kittanning, PA 16201) on August 16, 2010, to re-issue the Natural Minor Operating Permit for operation of the facility's air contamination source consisting of one 120 lb/hr animal crematory incinerator, Shenandoah P25-2G natural gas-fired rated at 425 mBtu/hr primary chamber and 800 mBtu/hr secondary chamber in Plumcreek Township, **Armstrong County**. The facility is limited to 0.1 gr/dcsf particulate matter corrected to 12% oxygen and 500 ppmv sulfur oxides per requirements of the SIP. The permit includes emission, restrictions, operation requirements, monitoring requirements, and recordkeeping requirements for the facility and is a State-only Renewal.

**04-00673: Lacock Cremation Service, Inc.—Rochester** (2 Chester Way, Rochester, PA 15074) on August 16, 2010, to re-issue the Natural Minor Operating Permit for operation of the facility's air contamination source consisting of one 100 lb/hr human crematory incinerator, Power-Pak II natural gas-fired rated at 750 mBtu/hr primary chamber and 1.2 mmBtu/hr secondary chamber in East Rochester Borough, **Beaver 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 for the facility and is a State-only Renewal.

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

**22-05034: Pennsy Supply, Inc.** (1001 Paxton Street, P. O. Box 3331, Harrisburg, PA 17104-1645) on August 10, 2010, for the pulverized mineral processing operation and batch asphalt plant at their Hummelstown Quarry in South Hanover Township, **Dauphin County**. This is an administrative amendment of the permit to incorporate Plan Approval Nos. 22-05034C, 22-05034E and 22-05034F.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**08-313-042C: Global Tungsten & Powders, Corp.** (Hawes Street, Towanda, PA 18848-0504) issued minor modification operating permit on August 10, 2010, for their facility located in North Towanda Township, **Bradford County**. This operating permit revision is for the construction and operation of new equipment for the production of refractory powders used in the manufacturing of well drill bits and the particulate matter emissions from the new equipment will be controlled by an existing Farr-Tenkay Model 30L cartridge collector followed by an existing absolute filter. The emissions from these sources are considered insignificant. The operating permit contains applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**08-00019: Orograin Bakeries Manufacturing, Inc.** (P. O. Box 158, Sayre, PA 18840) issued a revised State-only (Synthetic Minor) operating permit on August 11, 2010, for a change in ownership of the Sayre facility from Stroehmann Bakeries, LC to Orograin Bakeries Manufacturing, Inc. This facility is located in Sayre Borough, **Bradford County**. This revised State-only (Synthetic Minor) operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.



## 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.*

**30841317 and NPDES Permit No. PA0213527, Consol Pennsylvania Coal Company, LLC**, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit for the Enlow Fork Mine in East Finley Township, **Washington County** and related NPDES permit to add surface acreage to construct the Oak Spring Slope and Supply Yard. In conjunction with this approval, the Department of Environmental Protection is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of Sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State Water Quality Standards. Surface Acres Proposed 55.0. Receiving stream: Unnamed tributary 32722 to Rocky Run, classified for the following use: TSF. Application received: June 9, 2008. Permit issued: August 12, 2010.

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

**32950201 and NPDES No. PA0213004 and General Permit GP-12-32950201, Cambria Reclamation Corporation**, 2929 Allen Parkway, Suite 2200, Houston, TX 77019, revision of an existing bituminous coal refuse site to obtain coverage for coal refuse reprocessing under air quality general permit GP-12 in White and Rayne Townships, **Indiana County**, affecting 256 acres. Receiving stream(s): unnamed tributary to/and McKee Run classified for the following use(s): Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 14, 2010. Permit issued: July 28, 2010.

**32050103 and NPDES Permit No. PA0249734, Amerikohl Mining, Inc.**, 1384 SR 711, Stahlstown, PA 15687, permit renewal for reclamation only of a bituminous surface mine, in Center Township, **Indiana County**, affecting 79.8 acres. Receiving stream(s): unnamed tributaries to/and Two Lick Creek classified for the following use(s): Cold Water Fishery, Trout Stocked Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 9, 2010. Permit issued: August 3, 2010.

**32040104 and NPDES No. PA0249629, KMP Associates, Inc.**, 1094 Lantz Road, Avonmore, PA 15618, permit renewal for reclamation only of a bituminous surface mine in Young Township, **Indiana County**, affecting 40.5 acres. Receiving stream(s): unnamed tributaries to/and Whisky Run to Blacklegs Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: April 16, 2010. Permit issued: August 12, 2010.

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

**03060101 and NPDES Permit No. PA0250848, State Industries, Inc.** (P. O. Box 1022, Kittanning, PA 16201). Permit revision issued to revise the mining area for a road variance for SR-3128 at an existing bituminous surface mining site located in South Buffalo Township, **Armstrong County**, affecting 175.9 acres. Receiving stream: Nicholson Run. Revision application received: June 15, 2010. Permit revision issued: August 11, 2010.

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

**10040102 and NPDES Permit No. PA0242501, Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) Renewal of an existing bituminous strip operation in Concord Township, **Butler County** affecting 179.0 acres. Receiving streams: unnamed tributary to Bear Creek. This renewal is issued for reclamation only. Application received: June 1, 2010. Permit Issued: August 11, 2010.

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

**14743007 and NPDES No. PA0610691, Keystone Coal Co.** (1375 Jackson Street, Suite 400, Fort Myers, FL 33901). Renewal of an existing bituminous surface mine operation located in Snow Shoe Township, **Centre County** affecting 344.7 acres. Receiving streams: unnamed tributaries to Beech Creek and Logway Run and Council Run to Beech Creek classified for Cold Water Fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: May 21, 2010. Permit issued: August 6, 2010.

**14860103 and NPDES No. PA0115576, Keystone Coal Co.** (1375 Jackson Street, Suite 401, Fort Myers, FL 33901). Renewal of an existing bituminous surface mine operation located in Curtin Township, **Centre County** affecting 199.0 acres. Receiving streams: unnamed tributary to Beech Creek (Cold Water Fishery) and Beech Creek to Bald Eagle Creek classified for Trout Stocked Warm Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: May 21, 2010. Permit issued: August 6, 2010.

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

**35840205R5, Ransom Quarry Company, Inc.**, (1001 Underwood Road, Olyphant, PA 18447), renewal of an existing anthracite coal refuse reprocessing, surface mine and refuse disposal operation in Olyphant and Throop Boroughs, **Lackawanna County** affecting 161.0 acres, receiving stream: none. Application received: August 20, 2009. Renewal issued: August 10, 2010.

**54040102R, Neumeister Coal Company**, (28 Frank Street, Ashland, PA 17921), renewal of an existing anthracite surface mine and coal refuse disposal operation in Foster and Reilly Townships, **Schuylkill County**

affecting 23.0 acres, receiving stream: none. Application received: March 3, 2009. Renewal issued: August 12, 2010.

*Noncoal Permits Actions*

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

**59102801 Wesley J. Cole** (343 Jess Drive, Middlebury, PA 16935), commencement, operation and restoration of a small noncoal (topsoil, sand and gravel) operation in Middlebury Township, **Tioga County** affecting 3.0 acres. Receiving stream(s): Crooked Creek and North Ives Run. Application received: February 17, 2010. Permit issued: August 6, 2010.

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

**09070301C. Haines & Kibblehouse, Inc.**, (P. O. Box 196, Skippack, PA 19474), correction to an existing quarry operation and is given authorization to mine through 0.887 acres of Non-Jurisdictional, man-made wetlands within the Neshaminy Creek (warm water fishes) watershed at approximately Latitude: 40° 19' 36"; Longitude: 75° 13' 49". The operator has made appropriate payment to the PA Wetland Replacement Fund for mitigation of the wetlands. Application received: April 5, 2010. Correction issued: August 12, 2010.

**ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

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

*Blasting Permits Actions*

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

**20104001. Appalachian Geophysical Services, LLC** (2659 SR 60, P. O. Box 426, Killbuck, OH 44637) Blasting Activity Permit for seismic exploration in Beaver and Conneaut Townships, **Crawford County**. This blasting activity permit will expire on October 31, 2010. Permit Issued: August 9, 2010.

**24104017. Dynamic Drilling, LLC** (10373 Taylor Hawks Road, Herron, MI 46744) Blasting Activity Permit for seismic exploration in the City of St. Marys, **Elk County**. This blasting activity permit will expire on August 1, 2011. Permit Issued: August 11, 2010.

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

**08104116. Austin Powder Northeast, LLC** (25800 Science Park Drive, Beachwood, OH 44122). Blasting for a natural gas well pad located in LeRoy Township, **Bradford County**. Permit issued: August 12, 2010. Permit expires: August 10, 2011.

**14104006. Douglas Explosives, Inc.** (P. O. Box 77, Philipsburg, PA 16866). Construction blasting for a truck runaway ramp, Pine Grove Mountain, located in Ferguson Township, **Centre County**. Permit issued: August 12, 2010. Permit expires: August 10, 2011.

**17094007C. RES Coal, LLC** (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). Blasting on the HDL GFCC#-17-08-15 located in Girard Township, **Clearfield**

**County**. Permit issued: June 24, 2009. (Correction to the expiration date). Permit expires: May 31, 2012.

**17104010. Douglas Explosives, Inc.** (P. O. Box 77, Philipsburg, PA 16866). Blasting on GFCC #17-07-12—Welker Job Site—located in Decatur Township, **Clearfield County**. Permit issued: August 9, 2010. Permit expires: August 5, 2011.

**57104001. John Brainard** (3978 SR 2023, Kingsley, PA 18826). Blasting for a well pad located in Davidson Township, **Sullivan County**. Permit issued: August 12, 2010. Permit expires: December 31, 2010.

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

**36104148. Maine Drilling & Blasting**, (P. O. Box 279, Auburn, NH 03032), construction blasting for Route 322 Storm Sewer in Elizabeth and Clay Townships, **Lancaster County** with an expiration date of July 31, 2011. Permit issued: August 9, 2010.

**66104002. John Brainard**, (3978 SR 2073, Kingsley, PA 18826), construction blasting for the Shaw Well Pad in Windham Township, **Wyoming County** with an expiration date of September 30, 2010. Permit issued: August 9, 2010.

**15104105. Maine Drilling & Blasting**, (P. O. Box 279, Auburn, NH 03032), construction blasting for Ewing Tract Development in West Vincent Township, **Chester County** with an expiration date of August 9, 2011. Permit issued: August 13, 2010.

**FEDERAL WATER POLLUTION CONTROL ACT SECTION 401**

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

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

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

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



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

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

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

#### **WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E15-801. Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, Schuylkill Township, **Chester County**, ACOE Philadelphia District.

To modify and maintain the existing concrete floodwall by raising its height approximately 2 feet along the perimeter of the Pickering Creek Waste Water Treatment Plant in the floodplain of the Pickering Creek (WWF, MF).

The project commences approximately 110 feet from the edge of the plant's property line on Valley Forge Road (SR 0023) and ends at the northern corner of the property. The site is located in Schuylkill Township, Chester County (Valley Forge, PA USGS Quadrangle N: 22.09 inches; W: 16.43 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)).

**E23-373. Tinicum Township**, 2 LaGrange Road, **Delaware County**. ACOE Philadelphia District.

To amend Permit No. E23-373 which authorized the construction, operation and maintenance of the floating dock facility located along the northern bank of the Delaware River at Rosse Boat Repair and Storage Yard, Inc. This amendment authorizes the mechanically dredging of approximately 3,900 cubic yards of sediment from open waters of the Delaware River.

This project site is located approximately southeast of the intersection of LaGrange Avenue and Front Street in Tinicum Township, Delaware County (Bridgeport, PA USGS Quadrangle N: 19.75-inches; W: 6.75-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)).

**E09-946. U.S. Army Corps of Engineers, Philadelphia District**, 100 Penn Square East, Wanamaker Building, Philadelphia, PA 19002, Upper Southampton Township, **Bucks County**, ACOE Philadelphia district.

To restore and realign approximately 6,100 linear feet of Southampton Creek by utilizing fluvial geomorphology based stream restoration techniques. This work includes Log Vanes, Mud Sills and Rock Cross Vanes.

The project starts at the intersection of Street and Davisville Roads, and terminates at County Line Road bridge (Hatboro, PA USGS Quadrangle N: 4.00 inches; W: 3:00 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)).

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

**E45-533A. Pocono Township**, P. O. Box 197, Tannersville, PA 18372. Stroud Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To amend Permit No. E45-533 to include the construction and maintenance of the following water obstructions and encroachments associated with the Stroud Township and Stroudsburg Borough portions of the Pocono and Hamilton Townships Sewerage System Project. This portion of the project begins 0.6 mile northwest of the intersection of I-80 and SR 33 (Mount Pocono, PA Quadrangle Latitude: 41° 0' 7"; Longitude: -75° 16' 33") in Hamilton Township, Monroe County, continues approximately 5 miles east, and ends 1.1 miles north of the intersection of I-80 and SR 191 (Mount Pocono, PA Quadrangle Latitude: 40° 59' 41"; Longitude: -75° 11' 39") in Stroud Township, Monroe County.

1. (38) A 20" diameter PVC sanitary sewer force main crossing of a Tributary to Pocono Creek (HQ-CWF) (Latitude: 41° 0' 12"; Longitude: -75° 16' 04") in Stroud Township.

2. (38A) A 20" diameter PVC sanitary sewer force main crossing of a Tributary to Pocono Creek (HQ-CWF) (Latitude: 41° 6' 12"; Longitude: -75° 16' 04") in Stroud Township.

3. (39) A 20" diameter PVC sanitary sewer force main crossing of a Tributary to Pocono Creek (HQ-CWF) (Latitude: 41° 0' 9"; Longitude: -75° 15' 56") in Stroud Township.

4. (40) A 20" diameter concrete encased PVC sanitary sewer force main crossing of Wigwam Run (HQ-CWF) with temporary stream impacts of 0.01 acre (Latitude: 40° 59' 57"; Longitude: -75° 15' 28") in Stroud Township.

5. (41) A 20" diameter concrete encased PVC sanitary sewer force main crossing of Flagler Run (HQ-CWF) and approximately 51' of EV, PFO wetlands with temporary wetland impacts of 0.02 acre and temporary stream impacts of 0.02 acre (Latitude: 40° 59' 45"; Longitude: -75° 14' 1") in Stroud Township.

6. (42) A 20" diameter PVC sanitary sewer force main crossing of Big Meadow Run (HQ-CWF) (Latitude: 40° 59' 36"; Longitude: -75° 12' 40") in Stroud Township.

7. (43) A 20" diameter PVC sanitary sewer force main crossing of a Tributary to Brodhead Creek (TS-MF, CWF) (Latitude: 40° 59' 50"; Longitude: -75° 12' 8") in Stroud Township.

8. (44) A 20" diameter PVC sanitary sewer force main crossing of a Tributary to Brodhead Creek (TS-MF, CWF) (Latitude: 40° 59' 41"; Longitude: -75° 11' 39") in Stroud Township.

Permit E45-533 authorized water obstructions and encroachments associated with the Pocono and Hamilton Townships portions of the project. Subbasin: 1E.

**E66-149. Department of Transportation, Engineering District 4-0**, 55 Keystone Industrial Park, Dunmore, PA 18512. Clinton Township, **Wyoming County**, Army Corps of Engineers Baltimore District.

To place fill in a de minimis area of PEM wetlands equal to 0.01 acre; to remove the existing structure; and to construct and maintain a single-span, pre-stressed concrete bulb-tee beam bridge having a normal clear span of 78 feet and an underclearance of 13 feet over South Branch Tunkhannock Creek (TSF, MF). The project is located at SR 2012 (Lithia Valley Road), Segment 0010, Offset 1625, approximately 0.3 mile south of the intersection of SR 2012 and SR 0006 (Factoryville, PA Quadrangle Latitude: 41°33'14"; Longitude: -75°50'00").

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

**E02-1639. Department of Transportation, District 11-0**, 45 Thoms Run Road, Bridgeville, PA 15017-2834. For bridge rehabilitation in Marshall Township, **Allegheny County**, Pittsburgh ACOE District. The applicant proposes to:

1. clean and repair the existing 520 ft long, 6 ft by 10 ft box culvert under SR 79, carrying the East Branch of Big Sewickley Creek (TSF) with a drainage area of 340 acres (Emsworth, PA Quadrangle North 22.4 inches; West 13.5 inches, Latitude: 40° 37' 25"; Longitude: 80° 05' 48").

2. construct and maintain approximately 800 ft of stream relocation in East Branch of Big Sewickley Creek (TSF) with a drainage area of 450 acres (Emsworth, PA Quadrangle North 22.4 inches; West 14 inches, Latitude: 40° 37' 25"; Longitude: 80° 06' 01").

3. excavate a total of 0.636 acre of PEM/PSS/PFO/POW wetland. Wetland creation, to compensate for wetland impacts, will be onsite (Emsworth, PA Quadrangle North 22.4 inches; West 14 inches, Latitude: 40° 37' 25"; Longitude: 80° 06' 01").

This project is associated with the SR 79, Section A49 bridge rehabilitation project which begins at I-79 Exit 73 and extends approximately 3 miles north to I-79 Exit 76 in Marshall Township, Allegheny County (beginning from Emsworth, PA Quadrangle North 22.1 inches; West 13.4 inches, Latitude: 40° 37' 18"; Longitude: 80° 05' 50"; and ending North 7.2 inches; West 13.2 inches, Latitude: 40° 39' 55"; Longitude: 80° 05' 37").

**E63-620. Department of Transportation, District 12-0**, 825 North Gallatin Avenue Ext., Uniontown, PA 15401. To construct and maintain culverts in Peters Township, **Washington County**, Pittsburgh ACOE District (Canonsburg, PA Quadrangle N: 7.3 inches; W: 15.2 inches, Latitude: 40° 17' 13.5"; Longitude: 80° 6' 19.1"). The applicant proposes to construct and maintain:

1. a 150 ft long, 36 ft wide by 11 ft high concrete open bottom culvert in an unnamed tributary to Brush Run (WWF).

2. 61 ft downstream of the above, a 84 ft long, 36 ft wide by 11 ft high concrete open bottom culvert in an unnamed tributary to Brush Run (WWF) with a drainage area of 2.7 square miles to replace the existing Valley Brook Road (SR 1010) bridge near the confluence with Brush Run.

3. a 61 ft long 20 ft high retaining wall between the above box culverts.

4. a replacement sewer line crossing conflicting with the above.

5. a 229.3 ft long retaining wall along the adjoining section of Brush Run varying in height from 9.3 ft to 17.5 ft.

In addition associated causeways, stream diversions, and stormwater outfalls for the purpose of improving the SR 19 and SR 1010 (Valley Brook Road) intersection and approach roads. Stream mitigation is intended to be provided at the site.

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

**E24-251. Robert Yoder, Joelcole Development Corporation**, 5960 Susquehanna Trail, Turbortville, PA 17772, City of St. Mary's, **Elk County**, ACOE Pittsburgh District.

To construct a commercial development and municipal park and parking garage adjacent to Elk Creek approximately 400 feet NE of the intersection of St. Michaels and Brussels Streets (St. Marys, PA Quadrangle N: 41° 25' 48.4"; W: 78° 33' 22.1") in the City of St. Marys, Elk County including: 1) to remove existing structures within the FEMA floodway and floodplain; 2) to construct and maintain a parking garage, commercial structures and a park within the FEMA floodway and floodplain; 3) to construct and maintain a pedestrian bridge over Elk Creek; and 4) to construct and maintain associated stormwater outfalls and utility line installation.

#### 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.

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

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

<i>ESCGP-1 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
OG30 09 030R	Equitrans, LP Attn: Hanna E. McCoy 625 Liberty Avenue Suite 1700 Pittsburgh, PA 15222	Greene	Wayne, Perry, Franklin, Morgan and Whiteley Townships	UNT to Whiteley Creek TSF UNT to Mt. Phoebe Run TSF UNT to Dyers Fork TSF UNT Laurel Run WWF UNT to South Fork Ten Mile Creek WWF South Fork Tenmile Creek WWF Smith Creek WWF UNT to Smith Creek WWF UNT to Dunkard Creek WWF
OG30 10 001	Equitrans, LP Attn: Hanna E. McCoy 625 Liberty Avenue Suite 1700 Pittsburgh, PA 15222	Greene	Center Township	South Fork Ten Mile Creek HQ

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## SPECIAL NOTICES

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

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

The Department of Environmental Protection (Department) approved the Lancaster County Municipal Waste Management Plan Revision on August 10, 2010.

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

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

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

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

Questions concerning this approval should be directed to Larry Holley, Section Chief, Department of Environmental Protection, Bureau Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472 or to Tony Rathfon, Environmental Program Manager, Waste Management at the previous Regional Office.

[Pa.B. Doc. No. 10-1590. Filed for public inspection August 27, 2010, 9:00 a.m.]

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### **Availability of Technical Guidance**

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keywords: "eLibrary"). The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2010.

#### *Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications.



Check with the appropriate bureau for more information about the availability of a particular document as a publication.

#### *Changes to Technical Guidance Documents*

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

#### *Notice of Intent to Rescind Technical Guidance*

DEP ID: 362-2000-007. Title: Policy for Conducting Technical Reviews of Water Quality Management (Part II) Permit Applications to Construct and Operate Sewerage Works, and Industrial Wastewater Treatment Facilities. Description: Effective immediately, the Department is rescinding Technical Guidance Document 362-2000-007, relating to Part II Water Quality Management (WQM) permit reviews. The procedures outlined in the guidance are not consistent with the Department's obligations for reviewing Part II WQM permits.

Effective Date: August 28, 2010.

JOHN HANGER,  
Secretary

[Pa.B. Doc. No. 10-1591. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Bid Opportunity

**BOGM 09-12, Cleaning out and plugging 11 abandoned and orphan oil wells (David W. Lorenz, Warren County Shrine Club, c/o Bruce Swanson, Jaspal Singh, R. Tim Fields, James Mead and Connie Onoratti), Mead, Conewango and Brokenstraw Townships, Warren County.** The principal items of work include cleaning out and plugging 11 abandoned and orphan oil wells, estimated to be 800 feet and 1,200 feet in depth, to Department of Environmental Protection specifications, preparing and restoring well site and mobilizing and demobilizing plugging equipment. This project issues on August 27, 2010, and bids will be opened on September 30, 2010, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. A prebid conference is planned for this project but a date has not been set. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on the prebid and this bid.

JOHN HANGER,  
Secretary

[Pa.B. Doc. No. 10-1592. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Nutrient and Sediment Reduction Credit Trading Program; Notice of Actions

The Department of Environmental Protection (Department) provides notice of the following action under the Nutrient and Sediment Reduction Credit Trading Program (Trading Program). This action was taken under The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Final Trading of Nutrient and Sediment Reduction Credits—Policy and Guidelines (Policy) (DEP ID#

392-0900-001) (see 36 Pa.B. 7999 (December 30, 2006)).

Trading is a market-based program that provides incentives for entities to create nutrient reduction credits by going beyond statutory, regulatory or voluntary obligations and goals by removing nutrients from a watershed. The credits can be traded to help others more cost-effectively meet their obligations or goals. The primary purpose of the Trading Program is to provide for more efficient ways for National Pollutant Discharge Elimination System permittees to meet their effluent limits for nutrients and sediment. Currently, the focus of the program is on the Chesapeake Bay Watershed.

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.

For further information about this certification or the Trading Program, contact Ann Roda, Water Planning Office, Department of Environmental Protection, P.O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4726, annsmith@state.pa.us or visit the Department's web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Programs: "Nutrient Trading").

The following proposal has been certified by the Department. This certification is considered a final action of the Department.

**ElectroCell** (330 Broadlake Road, Suite 110, Colchester, VT 05446). This certification is applicable to the operation of the Patz® OZy™ unit on a farm located in Lancaster County. This certification includes a verification plan and authorizes the generation of nitrogen and phosphorous credits. Notice of the proposal for this certification was published for comment at 39 Pa.B. 5205 (August 29, 2009).

JOHN HANGER,  
Secretary

[Pa.B. Doc. No. 10-1593. Filed for public inspection August 27, 2010, 9:00 a.m.]



### Nutrient and Sediment Reduction Credit Trading Program; Notice of Proposals

The Department of Environmental Protection (Department) provides notice of the following proposals that have been submitted under the Nutrient and Sediment Reduction Credit Trading Program (Trading Program). These proposals were submitted under The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Final Trading of Nutrient and Sediment Reduction Credits—Policy and Guidelines (Policy) (DEP ID# 392-0900-001) (see 36 Pa.B. 7999 (December 30, 2006)).

Trading is a market-based program that provides incentives for entities to create nutrient reduction credits by going beyond statutory, regulatory or voluntary obligations and goals by removing nutrients from a watershed. The credits can be traded to help others more cost-effectively meet their obligations or goals. The primary purpose of the Trading Program is to provide for more efficient ways for National Pollutant Discharge Elimination System (NPDES) permittees to meet their effluent limits for nutrients and sediment. Currently, the focus of the program is on the Chesapeake Bay Watershed.

The proposals described in this notice relate to the submitted proposals through August 6, 2010.

#### Background

Before a credit can be used by an NPDES permittee, a three-step process is followed: (1) the credit or offset proposal must be approved; (2) it must be verified; and (3) it must be registered.

Approval is also known as certification, which is a written approval by the Department for the use of a nutrient reduction activity to generate credits. Certifications are based on at least: (1) a credit proposal describing the qualifying nutrient reduction activity that will reduce the nutrient loadings delivered to the applicable watershed; (2) the calculation to quantify the pounds of reductions expected; and (3) a verification plan that, when implemented, ensures that the qualifying nutrient reduction activity has taken place. The proposals described in this notice apply to the Chesapeake Bay Watershed.

Once the credits are certified, they must be verified to be applied towards an NPDES permit for compliance with effluent limits. Verification means implementation of the verification plan contained in a certification, as required by the Department. Verification plans require annual submittal of documentation to the Department that demonstrates that the qualifying nutrient reduction activity has taken place for the applicable compliance year.

The credits also need to be registered by the Department before they can be used to meet effluent limits in an NPDES permit. Registration occurs only after credits have been certified and verified. For the Chesapeake Bay Watershed, the Department will register credits for use during the compliance year in which the qualifying pollutant reduction activity has taken place. The Depart-

ment will provide the credits with an annual registry number for reporting and tracking purposes.

#### Proposals

The following new proposals are being reviewed by the Department. The Department will accept written comments on these proposed projects for 30 days.

<i>Proposal Applicant</i>	<i>Proposal Description</i>
Park the Plow	Nitrogen and phosphorous credits generated by the implementation of no-till in Bradford County.
American Farmland Trust	Nitrogen credits generated through the BMP Challenge for Planned Nutrient Reduction Project by Client PA10-008.
American Farmland Trust	Nitrogen credits generated through the BMP Challenge for Planned Nutrient Reduction Project by Client PA10-014.
American Farmland Trust	Nitrogen credits generated through the BMP Challenge for Planned Nutrient Reduction Project by Client PA10-016.
American Farmland Trust	Nitrogen credits generated through the BMP Challenge for Planned Nutrient Reduction Project by Client PA10-017.
American Farmland Trust	Nitrogen credits generated through the BMP Challenge for Planned Nutrient Reduction Project by Client PA10-018.
Lycoming County Conservation District	Nitrogen credits to be generated through the implementation of BMPs, such as streambank fencing, off-stream watering, riparian buffers and continuous no-till.

For further information about these proposals or the Trading Program, or to submit comments, contact Ann Roda, Water Planning Office, Department of Environmental Protection, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4726, [annsmith@state.pa.us](mailto:annsmith@state.pa.us) or visit the Department's web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Programs: "Nutrient Trading").

JOHN HANGER,  
*Secretary*

[Pa.B. Doc. No. 10-1594. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Nutrient and Sediment Reduction Credit Trading Program; Notice of Registration

The Department of Environmental Protection (Department) provides notice of the following credit registration recorded under the Nutrient and Sediment Reduction Credit Trading Program (Trading Program). The request for registration was submitted under The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Final Trading of Nutrient and Sediment Reduction Credits—Policy and Guidelines (Policy) (DEP ID# 392-0900-001) (see 36 Pa.B. 7999 (December 30, 2006)).

Trading is a market-based program that provides incentives for entities to create nutrient reduction credits by going beyond statutory, regulatory or voluntary obligations and goals by removing nutrients from a watershed. The credits can be traded to help others more cost-effectively meet their obligations or goals. The primary purpose of the Trading

Program is to provide for more efficient ways for National Pollutant Discharge Elimination System permittees to meet their effluent limits for nutrients and sediment. Currently, the focus of the program is on the Chesapeake Bay Watershed.

This notice relates to the registration of credits through August 6, 2010. For background information regarding these credits, see the Department's certification published at 38 Pa.B. 1887 (April 19, 2008).

The Department has registered the following credits.

<i>Generator</i>	<i>Location of Use</i>	<i>Credits Registered</i>	<i>Credit Generating Activity</i>	<i>Compliance Year</i>
Red Barn Trading Company, LLC	PPL—Brunner Island Power Plant York Haven, PA	22,460 Nitrogen and 2,808 Phosphorous	Poultry manure export out of Chesapeake Bay Watershed	October 2009— September 2010

For further information about this registration or the Trading Program, contact Ann Roda, Water Planning Office, Department of Environmental Protection, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4726, annsmith@state.pa.us or visit the Department's web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Programs: "Nutrient Trading").

JOHN HANGER,  
*Secretary*

[Pa.B. Doc. No. 10-1595. Filed for public inspection August 27, 2010, 9:00 a.m.]

### **Pennsylvania Sewage Advisory Committee Meeting Cancellation**

The Pennsylvania Sewage Advisory Committee meeting scheduled for Wednesday, September 15, 2010, has been canceled. The next meeting is scheduled for Wednesday, November 10, 2010, in Room 105 of the Rachel Carson State Office Building at 10:30 a.m. For information, contact John McHale at (717) 783-2290 or [jomchale@state.pa.us](mailto:jomchale@state.pa.us). The agenda and meeting materials for the November 10, 2010, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keywords: "Public Participation, Participate").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5551 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. 10-1596. Filed for public inspection August 27, 2010, 9:00 a.m.]

### **State Board for Certification of Water and Wastewater Systems Operators Rescheduled Meeting**

The State Board for Certification of Water and Wastewater Systems Operators (Board) conference call meeting on Friday, September 24, 2010, meeting in the 8th Floor Conference Room has been rescheduled as a regular Board meeting at 10 a.m. in the 10th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.

Questions concerning the Board meeting can be directed to Cheri Sansoni at (717) 772-5158 or [csansoni@state.pa.us](mailto:csansoni@state.pa.us). The agenda and meeting materials for the previously listed meeting date will be available through the Public Participation Center on the Department of

Environmental Protection's (Department) web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us).

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Cheri Sansoni at (717) 772-5158, or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users), to discuss how the Department may accommodate their needs.

JOHN HANGER,  
*Secretary*

[Pa.B. Doc. No. 10-1597. Filed for public inspection August 27, 2010, 9:00 a.m.]

### **Storage Tank Advisory Committee Meeting Cancellation**

The September 14, 2010, meeting of the Storage Tank Advisory Committee (Committee) is cancelled. The next meeting is scheduled for December 7, 2010, at 10 a.m. in the 14th Floor Conference Room of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Questions concerning the next scheduled meeting of the Committee can be directed to Charles M. Swokel at (717) 772-5806 or [cswokel@state.pa.us](mailto:cswokel@state.pa.us). The agenda and meeting materials for the December 7, 2010, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keywords: "Public Participation, Participate").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5551 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. 10-1598. Filed for public inspection August 27, 2010, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Real Estate for Sale Crawford County

The Department of General Services (Department) will accept bids for the purchase of 0.3297 acre  $\pm$  of land and building formerly known as the Meadville National Guard Armory located at 894 Diamond Park, City of Meadville, Crawford County. Bids are due Thursday, November 18, 2010. Interested parties wishing to receive a copy of Solicitation No. 94381 should view the Department's web site at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call Lisa Kettering at (717) 787-1321.

JAMES P. CREEDON,  
*Secretary*

[Pa.B. Doc. No. 10-1599. Filed for public inspection August 27, 2010, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee Public Meeting

The Statewide HIV Community Prevention Planning Committee, established by the Department of Health (Department) under sections 301(a) and 317(b) of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247(b)), will hold a public meeting on Wednesday, September 15, 2010, from 9 a.m. until 2:30 p.m. at the Harrisburg Holiday Inn West, 5401 Carlisle Pike, Mechanicsburg, PA 17050.

For additional information, contact Kenneth McGarvey, Department of Health, Bureau of Communicable Diseases, 625 Forster Street, Room 1010, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-0572.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, should also contact Kenneth McGarvey at the previously listed number, or at V/TT (717) 783-6514 for speech and/or hearing impaired persons, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

The Department reserves the right to cancel this meeting without prior notice.

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1600. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Integrated Human Immunodeficiency Virus (HIV) Planning Council Public Meeting

The Statewide Integrated HIV Planning Council, established by the Department of Health (Department) under

sections 301(a) and 317(b) of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247(b)), will hold a public meeting on Tuesday, September 14, 2010, from 9 a.m. to 2 p.m. at the Harrisburg Holiday Inn West, 5401 Carlisle Pike, Mechanicsburg, PA, 17050.

For additional information, contact Joseph Pease, Department of Health, Bureau of Communicable Diseases, Division of HIV/AIDS, 625 Forster Street, Room 1010, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-0572.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, should also contact Joseph Pease at the previously listed number, or at V/TT (717) 783-6514 for speech and/or hearing impaired persons, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

The Department reserves the right to cancel this meeting without prior notice.

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1601. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.3 (relating to definitions).

Highland Center, Genesis Eldercare Network  
1050 Broadview Boulevard  
Brackenridge, PA 15014

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building).

Heritage Towers  
200 Veterans Lane  
Doylestown, PA 18901  
FAC ID 085502

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, [ra-paexcept@state.pa.us](mailto:ra-paexcept@state.pa.us).

Persons who wish to comment on this 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 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact V/TT (717) 783-6514 for

speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1602. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Pennsylvania Cancer Control, Prevention and Research Advisory Board Meeting

The Pennsylvania Cancer Control, Prevention and Research Advisory Board, established under section 3 of the Pennsylvania Cancer Control, Prevention and Research Act (35 P. S. § 5633), will hold a meeting on Wednesday, September 22, 2010, from 9 a.m. to 12 p.m. at the Department of Health, Bureau of Health Promotion and Risk Reduction, Bureau Conference Room 1000, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120.

For additional information, contact Kathleen A. Zitka, Chief, Department of Health, Comprehensive Cancer Control Section, Room 1011, Health and Welfare Building, 625 Forster Street, Harrisburg, PA, (717) 787-5251.

Persons with a disability who wish to attend this meeting and require an auxiliary aid, service or other accommodation to do so, contact Kathleen A. Zitka at the telephone number listed previously, for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1603. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Pennsylvania Colorectal Cancer Advisory Committee Meeting

The Pennsylvania Colorectal Cancer Advisory Committee (a subcommittee of the Pennsylvania Cancer Control, Prevention and Research Advisory Board), established under section 3 of the Pennsylvania Cancer Control, Prevention and Research Act (35 P. S. § 5633), will hold a meeting (Webinar) on Thursday, September 30, 2010, from 10:30 a.m. to 12 p.m. at the Department of Health, Bureau of Health Promotion and Risk Reduction, Conference Room 1000, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120.

For additional information, contact April Barry, Public Health Program Administrator, Department of Health, Comprehensive Cancer Control Section, Room 1011, Health and Welfare Building, 625 Forster Street, Harrisburg, PA, (717) 787-5251.

Persons with a disability who wish to attend this meeting and require an auxiliary aid, service or other accommodation to do so, contact April Barry at the telephone number listed previously, for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

EVERETTE JAMES,  
*Secretary*

[Pa.B. Doc. No. 10-1604. Filed for public inspection August 27, 2010, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Current Prevailing Wage Act Debarments

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

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Wadsworth Electric, Inc. and Alton M. Swanson, Ind. EIN # 23-2944253	110 Conewango Avenue Warren, PA 16365	8/11/2010

SANDI VITO,  
*Secretary*

[Pa.B. Doc. No. 10-1605. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Determination of the Average Wholesale Price of Prescription Drugs by the Department

Under 34 Pa. Code § 127.131(b) (relating to payments for prescription drugs and pharmaceuticals—generally) the Department of Labor and Industry, Bureau of Workers' Compensation, gives notice that it utilizes the *Red Book*, published by Thomson Reuters, to determine the average wholesale price of prescription drugs.

SANDI VITO,  
*Secretary*

[Pa.B. Doc. No. 10-1606. Filed for public inspection August 27, 2010, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Bonus Block Bingo Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Bonus Block Bingo.

2. *Price:* The price of a Pennsylvania Bonus Block Bingo instant lottery game ticket is \$3.

3. *Play Symbols:*

(a) Each Pennsylvania Bonus Block Bingo instant lottery game ticket will contain six play areas designated as



“Card 1,” “Card 2,” “Card 3,” “Card 4,” “Card 5” and “Card 6.” The 77 play symbols located in the six “Card” play areas are: The numbers 1 through 75, “FREE” symbol and a “BONUS BLOCK” symbol. The “FREE” symbol is a free space. The “BONUS BLOCK” symbol is a free space, and when it appears in a winning pattern, the prize triples.

(b) Each ticket will also contain a “CALLER’S CARD” area. The “CALLER’S CARD” area will consist of 30 spaces on a 10 by 3 grid. The play symbols that may be located in each space on the grid are: The letter B with a number 1 through 15; the letter I with a number 16 through 30; the letter N with a number 31 through 45; the letter G with a number 46 through 60; and the letter O with a number 61 through 75.

4. *Prizes:* The prizes that can be won in this game are: \$3, \$6, \$9, \$10, \$18, \$20, \$30, \$60, \$90, \$100, \$150, \$300, \$1,000, \$3,000, \$30,000 and \$60,000. The player can win up to four times on each ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 8,400,000 tickets will be printed for the Pennsylvania Bonus Block Bingo instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets matching eight “CALLER’S CARD” play symbols in an “X” pattern, extending through the “FREE” space and through to each of the four corner spaces, on “Card 6,” shall be entitled to a prize of \$60,000.

(b) Holders of tickets matching eight “CALLER’S CARD” play symbols in an “X” pattern, extending through the “FREE” space and through to each of the four corner spaces, on “Card 5,” shall be entitled to a prize of \$30,000.

(c) Holders of tickets matching eight “CALLER’S CARD” play symbols in an “X” pattern, extending through the “FREE” space and through to each of the four corner spaces, on “Card 4,” shall be entitled to a prize of \$3,000.

(d) Holders of tickets matching eight “CALLER’S CARD” play symbols in an “X” pattern, extending through the “FREE” space and through to each of the four corner spaces, on “Card 3,” shall be entitled to a prize of \$1,000.

(e) Holders of tickets matching four “CALLER’S CARD” play symbols in a diamond pattern, matching one space in the midpoint in each of the four outside rows and columns, on “Card 6,” shall be entitled to a prize of \$1,000.

(f) Holders of tickets matching eight “CALLER’S CARD” play symbols in an “X” pattern, extending through the “FREE” space and through to each of the four corner spaces, on “Card 2,” shall be entitled to a prize of \$300.

(g) Holders of tickets matching four “CALLER’S CARD” play symbols in a diamond pattern, matching one space in the midpoint in each of the four outside rows and columns, on “Card 5,” shall be entitled to a prize of \$300.

(h) Holders of tickets matching eight “CALLER’S CARD” play symbols in an “X” pattern, extending through the “FREE” space and through to each of the four corner spaces, on “Card 1,” shall be entitled to a prize of \$150.

(i) Holders of tickets matching four “CALLER’S CARD” play symbols in a diamond pattern, matching one space in the midpoint in each of the four outside rows and columns, on “Card 3” or “Card 4,” shall be entitled to a prize of \$150.

(j) Holders of tickets matching four “CALLER’S CARD” play symbols in the red-outlined corner of “Card 6,”

matching the symbols in the spaces appearing in the fourth horizontal row from the top in the “G” and “O” columns and the spaces appearing in the fifth horizontal row from the top in the “G” and “O” columns, shall be entitled to a prize of \$150.

(k) Holders of tickets matching four “CALLER’S CARD” play symbols in the red-outlined corner of “Card 5,” matching the symbols in the spaces appearing in the fourth horizontal row from the top in the “B” and “I” columns and the spaces appearing in the fifth horizontal row from the top in the “B” and “I” columns, shall be entitled to a prize of \$100.

(l) Holders of tickets matching four “CALLER’S CARD” play symbols, one in each of the four corners on “Card 5” or “Card 6,” shall be entitled to a prize of \$90.

(m) Holders of tickets matching four “CALLER’S CARD” play symbols in a diamond pattern, matching one space in the midpoint in each of the four outside rows and columns, on “Card 2,” shall be entitled to a prize of \$60.

(n) Holders of tickets matching four “CALLER’S CARD” play symbols, one in each of the four corners on “Card 3” or “Card 4,” shall be entitled to a prize of \$60.

(o) Holders of tickets matching four “CALLER’S CARD” play symbols in the red-outlined corner of “Card 4,” matching the symbols in the spaces appearing in the first horizontal row from the top in the “B” and “I” columns and the spaces appearing in the second horizontal row from the top in the “B” and “I” columns, shall be entitled to a prize of \$60.

(p) Holders of tickets matching four “CALLER’S CARD” play symbols in a diamond pattern, matching one space in the midpoint in each of the four outside rows and columns, on “Card 1,” shall be entitled to a prize of \$30.

(q) Holders of tickets matching four “CALLER’S CARD” play symbols, one in each of the four corners on “Card 2,” shall be entitled to a prize of \$30.

(r) Holders of tickets matching four “CALLER’S CARD” play symbols in the red-outlined corner of “Card 3,” matching the symbols in the spaces appearing in the fourth horizontal row from the top in the “G” and “O” columns and the spaces appearing in the fifth horizontal row from the top in the “G” and “O” columns, shall be entitled to a prize of \$30.

(s) Holders of tickets matching three or four “CALLER’S CARD” play symbols completing a five-space horizontal or vertical line, including a “BONUS BLOCK” symbol in one space of that horizontal or vertical line, on “Card 5” or “Card 6,” shall be entitled to a prize of \$30.

(t) Holders of tickets matching four “CALLER’S CARD” play symbols in the red-outlined corner of “Card 2,” matching the symbols in the spaces appearing in the first horizontal row from the top in the “G” and “O” columns and the spaces appearing in the second horizontal row from the top in the “G” and “O” columns, shall be entitled to a prize of \$20.

(u) Holders of tickets matching three or four “CALLER’S CARD” play symbols completing a five-space horizontal or vertical line, including a “BONUS BLOCK” symbol in one space of that horizontal or vertical line, on “Card 4,” shall be entitled to a prize of \$18.

(v) Holders of tickets matching four “CALLER’S CARD” play symbols, one in each of the four corners on “Card 1,” shall be entitled to a prize of \$10.

(w) Holders of tickets matching four or five "CALLER'S CARD" play symbols completing a five-space horizontal, vertical or diagonal line on "Card 5" or "Card 6," shall be entitled to a prize of \$10.

(x) Holders of tickets matching four "CALLER'S CARD" play symbols in the red-outlined corner of "Card 1," matching the symbols in the spaces appearing in the first horizontal row from the top in the "B" and "I" columns and the spaces appearing in the second horizontal row from the top in the "B" and "I" columns, shall be entitled to a prize of \$10.

(y) Holders of tickets matching three or four "CALLER'S CARD" play symbols completing a five-space horizontal or vertical line, including a "BONUS BLOCK" symbol in one space of that horizontal or vertical, line on "Card 1" or "Card 2" or "Card 3," shall be entitled to a prize of \$9.

(z) Holders of tickets matching four or five "CALLER'S CARD" play symbols completing a five-space horizontal, vertical or diagonal line on "Card 4," shall be entitled to a prize of \$6.

(aa) Holders of tickets matching four or five "CALLER'S CARD" play symbols completing a five-space horizontal, vertical or diagonal line on "Card 1" or "Card 2" or "Card 3," shall be entitled to a prize of \$3.

(bb) A player may win more than one prize on a ticket; however, the player cannot win more than one prize on each "Card."

7. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Get:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. of Winners Per 8,400,000 Tickets</i>
LINE CARD 1	\$3	23.81	352,800
LINE CARD 2	\$3	23.81	352,800
LINE CARD 3	\$3	23.81	352,800
(LINE CARD 2) + (LINE CARD 3)	\$6	24.39	344,400
LINE CARD 4	\$6	25	336,000
LINE CARD 1 w/BONUS BLOCK	\$9	500	16,800
LINE CARD 2 w/BONUS BLOCK	\$9	500	16,800
LINE CARD 3 w/BONUS BLOCK	\$9	500	16,800
(LINE CARD 1) + (LINE CARD 2) + (LINE CARD 3)	\$9	500	16,800
RED-OUTLINED CORNER CARD 1	\$10	500	16,800
4 CORNERS CARD 1	\$10	500	16,800
LINE CARD 5	\$10	500	16,800
LINE CARD 6	\$10	500	16,800
(LINE CARD 1 w/BONUS BLOCK) + (LINE CARD 2 w/BONUS BLOCK)	\$18	500	16,800
(LINE CARD 1 w/BONUS BLOCK) + (LINE CARD 3 w/BONUS BLOCK)	\$18	500	16,800
(LINE CARD 2 w/BONUS BLOCK) + (LINE CARD 3 w/BONUS BLOCK)	\$18	500	16,800
LINE CARD 4 w/BONUS BLOCK	\$18	500	16,800
RED-OUTLINED CORNER CARD 2	\$20	333.33	25,200
(RED-OUTLINED CORNER CARD 1) + (LINE CARD 5)	\$20	333.33	25,200
(RED-OUTLINED CORNER CARD 1) + (LINE CARD 6)	\$20	333.33	25,200
(LINE CARD 5) + (LINE CARD 6)	\$20	500	16,800
LINE CARD 5 w/BONUS BLOCK	\$30	2,400	3,500
LINE CARD 6 w/BONUS BLOCK	\$30	2,400	3,500
(RED-OUTLINED CORNER CARD 1) + (RED-OUTLINED CORNER CARD 2)	\$30	2,400	3,500
RED-OUTLINED CORNER CARD 3	\$30	2,400	3,500
DIAMOND CARD 1	\$30	2,400	3,500
4 CORNERS CARD 2	\$30	2,400	3,500
(4 CORNERS CARD 1) + (LINE CARD 5) + (LINE CARD 6)	\$30	2,400	3,500
(LINE CARD 5 w/BONUS BLOCK) + (LINE CARD 6 w/BONUS BLOCK)	\$60	8,571	980
RED-OUTLINED CORNER CARD 4	\$60	8,571	980
(RED-OUTLINED CORNER CARD 3) + (DIAMOND CARD 1)	\$60	8,571	980
(RED-OUTLINED CORNER CARD 3) + (4 CORNERS CARD 2)	\$60	9,231	910
4 CORNERS CARD 3	\$60	9,231	910
4 CORNERS CARD 4	\$60	9,231	910
DIAMOND CARD 2	\$60	9,231	910

<i>Get:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. of Winners Per 8,400,000 Tickets</i>
(DIAMOND CARD 1) + (4 CORNERS CARD 2)	\$60	9,231	910
(4 CORNERS CARD 1) + (4 CORNERS CARD 2) + (LINE CARD 5) + (LINE CARD 6)	\$60	9,231	910
(RED-OUTLINED CORNER CARD 3) + (RED-OUTLINED CORNER CARD 4)	\$90	6,316	1,330
(RED-OUTLINED CORNER CARD 3) + (LINE CARD 5 w/BONUS BLOCK) + (LINE CARD 6 w/ BONUS BLOCK)	\$90	6,667	1,260
4 CORNERS CARD 5	\$90	6,667	1,260
4 CORNERS CARD 6	\$90	6,667	1,260
(4 CORNERS CARD 2) + (4 CORNERS CARD 4)	\$90	6,667	1,260
(DIAMOND CARD 1) + (4 CORNERS CARD 3)	\$90	6,316	1,330
(DIAMOND CARD 1) + (4 CORNERS CARD 4)	\$90	6,316	1,330
RED-OUTLINED CORNER CARD 5	\$100	4,000	2,100
(RED-OUTLINED CORNER CARD 1) + (RED-OUTLINED CORNER CARD 3) + (RED-OUTLINED CORNER CARD 4)	\$100	4,000	2,100
(4 CORNERS CARD 1) + (4 CORNERS CARD 2) + (4 CORNERS CARD 3)	\$100	4,800	1,750
RED-OUTLINED CORNER CARD 6	\$150	24,000	350
"X" CARD 1	\$150	24,000	350
DIAMOND CARD 3	\$150	24,000	350
DIAMOND CARD 4	\$150	24,000	350
(4 CORNERS CARD 3) + (4 CORNERS CARD 5)	\$150	24,000	350
(RED-OUTLINED CORNER CARD 2) + (RED-OUTLINED CORNER CARD 3) + (RED-OUTLINED CORNER CARD 5) + (RED-OUTLINED CORNER CARD 6)	\$300	24,000	350
"X" CARD 2	\$300	24,000	350
(DIAMOND CARD 3) + (RED-OUTLINED CORNER CARD 6)	\$300	24,000	350
("X" CARD 1) + (DIAMOND CARD 3)	\$300	24,000	350
(DIAMOND CARD 3) + (DIAMOND CARD 4)	\$300	24,000	350
DIAMOND CARD 5	\$300	24,000	350
"X" CARD 3	\$1,000	20,000	420
DIAMOND CARD 6	\$1,000	20,000	420
"X" CARD 4	\$3,000	120,000	70
"X" CARD 5	\$30,000	1,680,000	5
"X" CARD 6	\$60,000	1,680,000	5

Match all four numbers in the RED-OUTLINED CORNER in: Card 1 = Win \$10; Card 2 = Win \$20; Card 3 = Win \$30; Card 4 = Win \$60; Card 5 = Win \$100; and Card 6 = Win \$150  
Triple your win when a "BONUS BLOCK" appears in any winning pattern.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Bonus Block Bingo instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Bonus Block Bingo, prize money from winning Pennsylvania Bonus Block Bingo instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of

the Pennsylvania Bonus Block Bingo instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

10. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

11. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote



Pennsylvania Bonus Block Bingo or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 10-1607. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Pennsylvania Diamond Doubler Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name*: The name of the game is Pennsylvania Diamond Doubler.

2. *Price*: The price of a Pennsylvania Diamond Doubler instant lottery game ticket is \$1.

3. *Play Symbols*: Each Pennsylvania Diamond Doubler instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: Banana (BAN) symbol, Bar (BAR) symbol, Bell (BEL) symbol, Crown (CRN) symbol, Grapes (GRPS) symbol, Mellon (MEL) symbol, Moneybag (MBAG) symbol, Peach (PCH) symbol, Pineapple (PNA) symbol, Horseshoe (SHO) symbol, Strawberry (STRA) symbol, Sun (SUN) symbol, 7 (SVN) symbol, Diamond (DIAMOND) and a Double Diamond (DBL DMND) symbol.

4. *Prize Symbols*: The prize symbols and their captions located in the play area are: Free (TICKET), \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$40<sup>00</sup> (FORTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN) and \$1,000 (ONE THO).

5. *Prizes*: The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$5, \$10, \$20, \$40, \$50, \$100, \$500 and \$1,000. A player can win up to 5 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game*: Approximately 12,000,000 tickets will be printed for the Pennsylvania Diamond Doubler instant lottery game.

#### 7. *Determination of Prize Winners*:

(a) Holders of tickets with a Diamond (DIAMOND) play symbol in the play area, and a prize symbol of \$1,000 (ONE THO) appears in the “Prize” area under that Diamond (DIAMOND) play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(b) Holders of tickets with a Double Diamond (DBL DMND) play symbol in the play area, and a prize symbol of \$500 (FIV HUN) appears in the “Prize” area under that Double Diamond (DBL DMND) play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with a Diamond (DIAMOND) play symbol in the play area, and a prize symbol of \$500 (FIV HUN) appears in the “Prize” area under that Diamond (DIAMOND) play symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets with a Double Diamond (DBL DMND) play symbol in the play area, and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area under

that Double Diamond (DBL DMND) play symbol, on a single ticket, shall be entitled to a prize of \$200.

(e) Holders of tickets with a Diamond (DIAMOND) play symbol in the play area, and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area under that Diamond (DIAMOND) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets with a Double Diamond (DBL DMND) play symbol in the play area, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “Prize” area under that Double Diamond (DBL DMND) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets with a Diamond (DIAMOND) play symbol in the play area, and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the “Prize” area under that Diamond (DIAMOND) play symbol, on a single ticket, shall be entitled to a prize of \$40.

(h) Holders of tickets with a Double Diamond (DBL DMND) play symbol in the play area, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “Prize” area under that Double Diamond (DBL DMND) play symbol, on a single ticket, shall be entitled to a prize of \$40.

(i) Holders of tickets with a Diamond (DIAMOND) play symbol in the play area, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “Prize” area under that Diamond (DIAMOND) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(j) Holders of tickets with a Double Diamond (DBL DMND) play symbol in the play area, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “Prize” area under that Double Diamond (DBL DMND) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets with a Diamond (DIAMOND) play symbol in the play area, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “Prize” area under that Diamond (DIAMOND) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets with a Double Diamond (DBL DMND) play symbol in the play area, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the “Prize” area under that Double Diamond (DBL DMND) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(m) Holders of tickets with a Diamond (DIAMOND) play symbol in the play area, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the “Prize” area under that Diamond (DIAMOND) play symbol, on a single ticket, shall be entitled to a prize of \$5.

(n) Holders of tickets with a Diamond (DIAMOND) play symbol in the play area, and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the “Prize” area under that Diamond (DIAMOND) play symbol, on a single ticket, shall be entitled to a prize of \$2.

(o) Holders of tickets with a Double Diamond (DBL DMND) play symbol in the play area, and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in the “Prize” area under that Double Diamond (DBL DMND) play symbol, on a single ticket, shall be entitled to a prize of \$2.

(p) Holders of tickets with a Diamond (DIAMOND) play symbol in the play area, and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in the “Prize” area under that Diamond (DIAMOND) play symbol, on a single ticket, shall be entitled to a prize of \$1.

(q) Holders of tickets with a Diamond (DIAMOND) play symbol in the play area, and a prize symbol of FREE (TICKET) in the play area, on a single ticket, shall be



entitled to a prize of one Pennsylvania Diamond Doubler instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

Reveal A "Diamond" Symbol  
In The Play Area, Win Prize  
Shown Below It. Win With  
Prize(s) Of:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 12,000,000 Tickets
FREE	FREE \$1 TICKET	10.71	1,120,000
\$1	\$1	150	80,000
\$1 w/DOUBLE DIAMOND	\$2	28.57	420,000
\$1 x 2	\$2	120	100,000
\$2	\$2	50	240,000
\$1 x 5	\$5	75	160,000
\$5	\$5	75	160,000
\$2 x 5	\$10	600	20,000
\$5 w/DOUBLE DIAMOND	\$10	250	48,000
\$5 x 2	\$10	1,000	12,000
\$10	\$10	300	40,000
\$5 x 4	\$20	1,500	8,000
\$10 x 2	\$20	3,000	4,000
\$10 w/DOUBLE DIAMOND	\$20	750	16,000
\$20	\$20	1,000	12,000
\$10 x 4	\$40	6,000	2,000
\$20 x 2	\$40	12,000	1,000
\$20 w/DOUBLE DIAMOND	\$40	3,000	4,000
\$40	\$40	6,000	2,000
\$20 x 5	\$100	12,000	1,000
(\$40 x 2) + (\$10 x 2)	\$100	12,000	1,000
\$50 w/DOUBLE DIAMOND	\$100	12,000	1,000
\$100	\$100	12,000	1,000
\$100 x 5	\$500	120,000	100
(\$100 w/DOUBLE DIAMOND) + (\$100 x 3)	\$500	120,000	100
\$500	\$500	120,000	100
\$500 w/DOUBLE DIAMOND	\$1,000	120,000	100
\$1,000	\$1,000	120,000	100

Reveal a "Double Diamond" (DBL DMND) symbol, win double the prize shown below it.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Diamond Doubler instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Diamond Doubler, prize money from winning Pennsylvania Diamond Doubler instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Diamond Doubler instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets

from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Diamond Doubler or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 10-1608. Filed for public inspection August 27, 2010, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under section 2003(e)(7) of The Administrative Code of 1929 (71 P. S. § 513(e)(7)), intends to sell certain land owned by the Department.

The following property is available for sale by the Department.

1. Parcels No. 308, 545, 316, 317, 318, 319—City of Chester, Delaware County. The parcels contain approxi-

mately 12,300 square feet of improved land located between RT 291, Commission Street and Edgmont. The estimated fair market value of the parcel is \$27,700 as a total assemblage of parcels 308, 545, 316, 317, 318, 319, SR 0291 SEC. A10.

Interested public entities are invited to express their interest in purchasing this parcel within 30 calendar days from the date of publication of this notice to Lester C. Toaso, District Executive, Department of Transportation, Engineering District 06, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525, Attention: Linda Bunt, Right of Way Administrator, King of Prussia, phone (610) 205-6784.

ALLEN D. BIEHLER, P. E.,  
Secretary

[Pa.B. Doc. No. 10-1609. Filed for public inspection August 27, 2010, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### Gettysburg Municipal Authority v. DEP; EHB Doc. No. 2010-125-C

The Gettysburg Municipal Authority has appealed the issuance by the Department of Environmental Protection of an NPDES permit to same for a facility in Gettysburg Borough, Adams 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. 10-1610. Filed for public inspection August 27, 2010, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, August 5, 2010, and announced the following:

### Action Taken—Regulations Disapproved:

Bureau of Professional and Occupational Affairs #16A-47: Schedule of Civil Penalties—Funeral Directors and Funeral Establishments (amends 49 Pa. Code Chapter 13)

State Board of Funeral Directors #16A-4818: Continuing Education Enforcement (amends 49 Pa. Code § 43b.6)

### Disapproval Order

Public Meeting held  
August 5, 2010

*Commissioners Voting:* Arthur Coccodrilli, Chairperson; George D. Bedwick, Vice Chairperson; S. David Fineman, Esq.; Silvan B. Lutkewitte, III; John F. Mizner, Esq., by Phone

*Bureau of Professional and Occupational Affairs—  
Schedule of Civil Penalties—Funeral Directors and  
Funeral Establishments; Regulation No. 16A-47 (#2761)*

On April 22, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Bureau of Professional and Occupational Affairs (Bureau). This rulemaking amends 49 Pa. Code § 43b.6. The proposed regulation was published in the May 2, 2009 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 25, 2010.

This final regulation would establish a civil penalty schedule for violations of the continuing education requirements of the State Board of Funeral Directors (Board). This regulation is the companion piece to Regulation #16A-4818 (IRRC #2760) from the Board entitled: "Continuing Education Enforcement."

Thomas A. Blackburn, Regulatory Unit Counsel for the Department of State, appeared at the public meeting on August 5, 2010. Attorney Blackburn represented that he was authorized to request, on behalf of the Bureau, that the Commission disapprove this final-form regulation, given that the companion Regulation #16A-4818 (IRRC #2760) had been disapproved at the same public meeting. Without support from the promulgating Bureau, this regulation does not meet the reasonableness criterion set forth in the Regulatory Review Act and is not in the public interest. 71 P.S. § 745.5b(b)(3). Therefore, in response to the Bureau's request, we disapprove this regulation.

### By Order of the Commission:

The regulation #16A-47 (IRRC #2761) from the Bureau of Professional Occupational Affairs: Schedule of Civil Penalties—Funeral Directors & Funeral Establishments was disapproved on August 5, 2010.

### Disapproval Order

Public Meeting held  
August 5, 2010

*Commissioners Voting:* Arthur Coccodrilli, Chairperson; George D. Bedwick, Vice Chairperson; S. David Fineman, Esq.; Silvan B. Lutkewitte, III; John F. Mizner, Esq., by Phone

*State Board of Funeral Directors—Continuing Education  
Enforcement; Regulation No. 16A-4818 (#2760)*

On April 22, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Funeral Directors (Board).

This rulemaking amends 49 Pa. Code Chapter 13. The proposed regulation was published in the May 2, 2009 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 25, 2010.

This rulemaking is intended to clarify the consequences of failing to comply with the continuing education provisions in the Funeral Director Law (63 P. S. § 479.10(b)) and the Board's regulations (49 Pa. Code §§ 13.401—13.406). Both require a licensee to complete six hours of continuing education credits each biennium in order to qualify for license renewal. Under the amendments in this rulemaking, a licensee who has not completed the amount of continuing education credits may renew, subject to being issued a citation, paying a fine and making up the continuing education credits within six months.

We find that the Board does not have the statutory authority to renew a license for an applicant who has not completed the statutorily mandated six hours of continuing education during the prior two-year license period. As explained below, this regulation does not meet the Regulatory Review Act criterion of statutory authority to promulgate the regulation. 71 P. S. § 745.5b.

In our comments issued July 1, 2009, on the proposed regulation, we stated:

... the Board should explain the status of a license between the end of a biennial period when a license would expire and the point in time a licensee provides satisfactory proof of attendance at continuing education courses.

The Board responded in the final regulation's Preamble:

Upon renewal of the license, the licensure status is the same as if the licensee had completed the entire continuing education requirement in a timely fashion. Only if the Board later takes disciplinary action, such as if the Board then suspends a license where the licensee still has not completed the required continuing education, would the licensure status change.

The Board's response indicated that the intent of the amended regulatory language, which would be 49 Pa. Code §§ 13.231(a) and 13.401(d), is to allow a renewal of a license when a licensee failed to attend the required six hours of mandatory continuing education during the license period.

Continuing education relating to license renewal is addressed in 63 P. S. § 479.10(b)(1) which states:

The Board shall adopt, promulgate and enforce rules and regulations consistent with provisions of this act establishing requirements of continuing education to be met by individuals licensed under this act *as a condition for renewal of their licenses*. . . . (Emphasis added.)

The only exceptions to the continuing education mandate in the statute are for initial licensure and waivers for "serious illness, military service or other demonstrated hardship" on a case by case basis. When a licensee does not meet either of these conditions, the applicant, "as a condition of renewal of their license," is required to have attended "six (6) hours of mandatory continuing education during each two-year license period." 63 P. S. §§ 479.10(b)(1) to (4).

We have determined this regulation is not consistent with the statutory authority of the State Board of Funeral Directors (63 P. S. § 479.10(b)) and the intention of

the General Assembly. Therefore, we find promulgation of this regulation is not in the public interest.

*By Order of the Commission:*

The regulation #16A-4818 (IRRC #2760) from the State Board of Funeral Directors: Continuing Education Enforcement was disapproved on August 5, 2010.

ARTHUR COCCODRILLI,  
*Chairperson*

[Pa.B. Doc. No. 10-1611. Filed for public inspection August 27, 2010, 9:00 a.m.]

**Notice of Filing of Final Rulemakings**

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the dates 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>
16A-4410	State Board of Podiatry Continuing Education	08/13/10	9/16/10
47-14	Milk Marketing Board Transactions Between Dealers and Producers	8/13/10	9/16/10

ARTHUR COCCODRILLI,  
*Chairperson*

[Pa.B. Doc. No. 10-1612. Filed for public inspection August 27, 2010, 9:00 a.m.]

**INSURANCE DEPARTMENT**

**Aetna Health, Inc.; PPACA Reform Changes; Applicability—Individual Advantage Plans; Rate Filing**

On August 6, 2010, the Insurance Department (Department) received a filing from Aetna Health, Inc., requesting approval to adjust its Individual Advantage Plans rates to reflect the anticipated cost of the Patient Protection and Affordable Care Act, signed into law on March 23, 2010.

The requested effective date of the change is October 1, 2010.

Unless formal administrative action is taken prior to November 10, 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). Under the tab "How to Find . . ." click on the link "Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, csandersjo@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 10-1613. Filed for public inspection August 27, 2010, 9:00 a.m.]

### **Blue Cross of Northeastern Pennsylvania; Rate Increase Filing for BlueCare Senior Major Medical**

By filing No. 1572-PRAG-5-MM-RATE, Blue Cross of Northeastern Pennsylvania and Highmark Blue Shield submitted a filing requesting the Insurance Department's (Department) approval to increase the current monthly rates for the BlueCare Senior Major Medical plan by 19.5% effective January 1, 2011. This increase will impact approximately 2,600 monthly projected members and yield approximately \$18,000 in additional revenue annually from the Department approved 2010 base rate to the proposed 2011 base rate contained in this filing. Blue Cross of Northeastern Pennsylvania also proposes to add 53 new benefit plans and withdraw 32 existing benefit plans.

Unless formal administrative action is taken prior to November 11, 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 James Laverty, Actuary, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, jlaverty@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 10-1614. Filed for public inspection August 27, 2010, 9:00 a.m.]

### **Highmark, Inc., Filing No. 1-DPMS(NEPA)-10-HBS; Requesting Approval to Increase Rates for Direct Pay Care Medical Surgical Plans in the Northeastern Region; Rate Filing**

By filing No. 1-DPMS(NEPA)-10-HBS, Highmark, Inc., d/b/a Highmark Blue Shield, requests approval to revise premium rates for its Direct Pay Medical/Surgical programs in the Northeastern Pennsylvania region.

Highmark is requesting a 14.2% increase in Northeastern Pennsylvania or \$22.93 per contract. This will affect 1,700 contracts and generate an additional \$39,000 per month in premium.

The requested effective date of the change is January 1, 2011.

Unless formal administrative action is taken prior to November 11, 2010, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at [www.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 James Laverty, Actuary, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, jlaverty@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 10-1615. Filed for public inspection August 27, 2010, 9:00 a.m.]

## **PATIENT SAFETY AUTHORITY**

### **Public Meeting**

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error Act (MCARE) (40 P.S. § 1303.303), announces a meeting of the Authority's Board to be held at the Harrisburg Area Community College, One HACC Drive, Harrisburg, PA at 10 a.m. on Tuesday, September 7, 2010.

Individuals having questions regarding this meeting, which is open to the public, should contact the Authority at (717) 346-0469.

MICHAEL C. DOERING,  
*Executive Director*

[Pa.B. Doc. No. 10-1616. Filed for public inspection August 27, 2010, 9:00 a.m.]

## **PENNSYLVANIA PUBLIC UTILITY COMMISSION**

### **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 September 13, 2010. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.



**Application of the following for approval to begin operating as common carriers for transportation of persons as described under the application.**

**A-2010-2194049. Lifestar Response of New Jersey** (657 Union Boulevard, Totowa, Passaic County, NJ 07512)—for the right to begin to transport, as a common carrier, persons in paratransit service by providing wheelchair and medical transportation, from points in the Counties of Berks, Bucks, Carbon, Columbia, Cumberland, Dauphin, Lackawanna, Lancaster, Lebanon, Luzerne, Lycoming, Monroe, Montgomery, Montour, Northampton, Northumberland, Schuylkill, Susquehanna, Union, Wayne and Wyoming, to points in Pennsylvania, and return.

**Application of the following for the approval of the right and privilege to *discontinue/abandon* operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.**

**A-2010-2192697. James Richard Diven** (9 Wagon Wheel Lane, Mifflintown, PA 17059)—for the discontinuance of service and cancellation of his certificate for the transportation of persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points within an airline distance of one-hundred (100) statute miles from the city limits of Mifflintown, Juniata County, to points in Pennsylvania, and return.

\_\_\_\_\_  
*Pennsylvania Public Utility Commission, Bureau of  
 Transportation and Safety v. Emily Taxi, Inc.;*  
*Doc. No. C-2010-2129763, A-00119640*

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Emily Taxi, Inc., Respondent, maintains a principal place of business at 805 Red Lion Road, B-3, Philadelphia, PA 19115.
2. That Respondent was issued a Certificate of Public Convenience by this Commission on April 30, 2003, A-00119640.
3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.
4. That Respondent was advised by letter dated August 31, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The penalty is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Emily Taxi, Inc., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
 Motor Carrier Services & Enforcement Division  
 Bureau of Transportation and Safety  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

Wendy J. Keezel, Chief of Enforcement  
 Motor Carrier Services and Enforcement Division  
 Bureau of Transportation and Safety

NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Each day you continue to violate any regulation, direction, requirement or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this complaint by filing an acceptable tariff and by paying the fine proposed in this Complaint by certified check or money order. The tariff must be filed with the:

Compliance Office, Bureau of Transportation and Safety  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

The fine payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

James J. McNulty, Secretary  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of an acceptable tariff and payment of the proposed fine, the complaint proceeding shall be closed.

D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

*Pennsylvania Public Utility Commission, Bureau of  
 Transportation and Safety v. I, M & B Taxicab, Inc.;*  
*Doc. No. C-2010-2129743, A-00119134*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That I, M & B Taxicab, Inc., Respondent, maintains a principal place of business at 242 Rocklyn Road, Upper Darby, PA 19082.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on August 30, 2002, at A-00119134.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated September 4, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The penalty is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine I, M & B Taxicab, Inc., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
 Motor Carrier Services & Enforcement Division  
 Bureau of Transportation and Safety  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

#### VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

Wendy J. Keezel, Chief of Enforcement  
 Motor Carrier Services and Enforcement  
 Division  
 Bureau of Transportation and Safety

#### NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Each day you continue to violate any regulation, direction, requirement or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this complaint by filing an acceptable tariff and by paying the fine proposed in this Complaint by certified check or money order. The tariff must be filed with the:

Compliance Office, Bureau of Transportation and  
 Safety  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

The fine payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

James J. McNulty, Secretary  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist

from further violations. Upon receipt of an acceptable tariff and payment of the proposed fine, the complaint proceeding shall be closed.

D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. Dhillon Transportation;  
Doc. No. C-2010-2129733, A-00118334*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Dhillon Transportation, Inc., Respondent, maintains a principal place of business at 146 Glencoe Road, Upper Darby, PA 19082.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on June 25, 2004, A-00118334.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated August 31, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The penalty is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Dhillon Transportation, Inc., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services and Enforcement  
Division  
Bureau of Transportation and Safety

#### NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Each day you continue to violate any regulation, direction, requirement or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this complaint by filing an acceptable tariff and by paying the fine proposed in this Complaint by certified check or money order. The tariff must be filed with the:

Compliance Office, Bureau of Transportation and  
Safety  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

The fine payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of an acceptable tariff and payment of the proposed fine, the complaint proceeding shall be closed.

D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law



Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. Kebe Cab Co.  
Doc. No. C-2010-2135170, A-00118352*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Kebe Cab Co., Respondent, maintains a principal place of business at 1100 Spring Garden Street, Philadelphia, PA 19123.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on November 14, 2001, at A-00118352.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated September 11, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The penalty is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Kebe Cab Co., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services and Enforcement  
Division  
Bureau of Transportation and Safety

#### NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Each day you continue to violate any regulation, direction, requirement or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this complaint by filing an acceptable tariff and by paying the fine proposed in this Complaint by certified check or money order. The tariff must be filed with the:

Compliance Office, Bureau of Transportation and  
Safety  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

The fine payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of an acceptable tariff and payment of the proposed fine, the complaint proceeding shall be closed.

D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.



*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. Alex & Gladys, Inc.;*  
*Doc. No. C-2010-2128654, A-00110514*

### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Alex & Gladys, Inc., Respondent, maintains a principal place of business at 5479 Morse Street, Philadelphia, PA 19131.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on December 7, 1992, A-00110514.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated August 31, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The Bureau of Transportation and Safety's Motor Carrier Services and Enforcement Prosecutory Staff's proposed civil penalty for this violation is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Alex & Gladys, Inc., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

### VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services and Enforcement  
Division  
Bureau of Transportation and Safety

### NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Each day you continue to violate any regulation, direction, requirement or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this complaint by filing an acceptable tariff and by paying the fine proposed in this Complaint by certified check or money order. The tariff must be filed with the:

Compliance Office, Bureau of Transportation and  
Safety  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

The fine payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of an acceptable tariff and payment of the proposed fine, the complaint proceeding shall be closed.

D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. Agape Cab Co.;*  
*Doc. No. C-2010-2128658, A-00110912*

### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has del-

egated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Agape Cab Co., Respondent, maintains a principal place of business at 5535 Pine Street, Philadelphia, PA 19143.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on December 15, 1995, A-00110912.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated August 31, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The penalty is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Agape Cab Co., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services and Enforcement Division  
Bureau of Transportation and Safety

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Pennsylvania Public Utility Commission  
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Harrisburg, PA 17105-3265

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Harrisburg, PA 17105-3265

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D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

\_\_\_\_\_  
*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. Little Al Cab, Inc.;*  
*Doc. No. C-2010-2137672, A-00112764*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Little Al Cab, Inc., Respondent, maintains a principal place of business at 945 East Ellet Street, Philadelphia, PA 19150.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on March 4, 1996, at A-00112764.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated September 11, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The Bureau of Transportation and Safety's Motor Carrier Services and Enforcement Prosecutory Staff's proposed civil penalty for this violation is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Little Al Cab, Inc., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services and Enforcement Division  
Bureau of Transportation and Safety

#### NOTICE

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Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a

Secretarial Letter imposing a penalty. Each day you continue to violate any regulation, direction, requirement or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this complaint by filing an acceptable tariff and by paying the fine proposed in this Complaint by certified check or money order. The tariff must be filed with the:

Compliance Office, Bureau of Transportation and Safety  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

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Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

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D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. Nijjar Cab Co.;*  
*Doc. No. C-2010-2137669, A-00121391*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Nijjar Cab Co., Respondent, maintains a principal place of business at 500 Elm Avenue, Upper Darby, PA 19082.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on January 16, 2004, at A-00121391.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service



which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated September 11, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The Bureau of Transportation and Safety's Motor Carrier Services and Enforcement Prosecutory Staff's proposed civil penalty for this violation is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Nijjar Cab Co., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services and Enforcement Division  
Bureau of Transportation and Safety

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Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

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Pennsylvania Public Utility Commission  
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Harrisburg, PA 17105-3265

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D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

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F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

\_\_\_\_\_  
*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. M.D. Cab Co.;*  
*Doc. No. C-2010-2137670, A-00094636*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That M.D. Cab Co., Respondent, maintains a principal place of business at P. O. Box 52221, Philadelphia, PA 19115.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on September 13, 1983, at A-00094636.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated September 11, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11.



Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The Bureau of Transportation and Safety's Motor Carrier Services and Enforcement Prosecutory Staff's proposed civil penalty for this violation is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine M.D. Cab Co., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

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Motor Carrier Services and Enforcement Division  
Bureau of Transportation and Safety

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F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. Henry Taxi, Inc.;*  
*Doc. No. C-2010-2135164, A-00114532*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Henry Taxi, Inc., Respondent, maintains a principal place of business at P. O. Box 52221, Philadelphia, PA 19115.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on March 27, 1998, at A-00114532.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated September 11, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The Bureau of Transportation and Safety's Motor Carrier Services and Enforcement Prosecutory Staff's proposed civil penalty for this violation is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Henry Taxi, Inc., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

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Bureau of Transportation and Safety

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*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. Polina Taxi, Inc.;*  
*Doc. No. C-2010-2137676, A-00114407*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Polina Taxi, Inc., Respondent, maintains a principal place of business at P. O. Box 52221, Philadelphia, PA 19115.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on June 1, 1998, at A-00114407.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated September 11, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The Bureau of Transportation and Safety's Motor Carrier Services and Enforcement Prosecutory Staff's proposed civil penalty for this violation is \$250.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Polina Taxi, Inc., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

VERIFICATION

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Date: \_\_\_\_\_

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services and Enforcement Division  
Bureau of Transportation and Safety

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Pennsylvania Public Utility Commission  
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P. O. Box 3265  
Harrisburg, PA 17105-3265

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F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

\_\_\_\_\_  
*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. R V Cab, Inc.;*  
*Doc. No. C-2010-2135154, A-00114251*

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That R V Cab, Inc., Respondent, maintains a principal place of business at P. O. Box 52221, Philadelphia, PA 19115.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on October 9, 1997, at A-00114251.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC.

4. That Respondent was advised by letter dated September 11, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11. Respondent was provided 60 days to file an acceptable tariff. To date, Respondent has not filed an acceptable tariff. The Bureau of Transportation and Safety's Motor Carrier Services and Enforcement Prosecutory Staff's proposed civil penalty for this violation is \$250.00.

*Wherefore*, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine R V Cab, Inc., the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.



Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services and Enforcement Division  
Bureau of Transportation and Safety

NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Each day you continue to violate any regulation, direction, requirement or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this complaint by filing an acceptable tariff and by paying the fine proposed in this Complaint by certified check or money order. The tariff must be filed with the:

Compliance Office, Bureau of Transportation and Safety  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

The fine payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of an acceptable tariff and payment of the proposed fine, the complaint proceeding shall be closed.

D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format to this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 10-1617. Filed for public inspection August 27, 2010, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project No. 10-096.6, Remove and Replace Fire Pump Controller, Building 6 at Packer Avenue Marine Terminal (PAMT) until 2 p.m. on Thursday, September 23, 2010. The bid documents can be obtained from the PRPA web site [www.philaport.com](http://www.philaport.com) and available August 31, 2010. PRPA is an equal opportunity employer. Contractor must comply with all applicable EOE laws. A mandatory prebid job site meeting will be held September 9, 2010 at 10 a.m. at the North Guard House, PAMT, Philadelphia, PA. Bidders must provide to the Procurement Department in writing (24 hours prior to the meeting), the names of individuals that will be attending. Fax to (215) 426-6800, Attn: Procurement Department.

JAMES T. McDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 10-1618. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept proposals for Project No. 10-100.P for 2011 PRPA Diary/Calendar until 2 p.m. on Thursday, September 16, 2010. Information concerning this project can be obtained from the PRPA web site [www.philaport.com](http://www.philaport.com) under Procurement and, will be available Tuesday, August 31, 2010. PRPA is an equal opportunity employer. Firms must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. McDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 10-1619. Filed for public inspection August 27, 2010, 9:00 a.m.]

## Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept proposals for Project No. 10-101.P for Design and Print Six-Sided Double-Fold Port Information Brochure and Project No. 10-102.P for Design and Print Foreign Trade Zone Folder until 2 p.m. on Thursday, September 16, 2010. Information concerning this project can be obtained from the PRPA web site [www.philaport.com](http://www.philaport.com) under Procurement and, will be available Tuesday, August 31, 2010. PRPA is an equal opportunity employer. Firms must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. McDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 10-1620. Filed for public inspection August 27, 2010, 9:00 a.m.]

# SUSQUEHANNA RIVER BASIN COMMISSION

## Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has approved the following list of projects, during July 1, 2010, through July 31, 2010.

For further information contact Richard A. Cairo, General Counsel, (717) 238-0423, Ext. 306, fax (717) 238-2436, [rcairo@srbc.net](mailto:rcairo@srbc.net); or Stephanie L. Richardson, Secretary to the Commission, (717) 238-0423, Ext. 304, fax (717) 238-2436, [srichardson@srbc.net](mailto:srichardson@srbc.net); or mail inquiries to Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391.

### Supplementary Information

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process set forth in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period specified previously:

### Approvals By Rule Issued Under 18 CFR 806.22(e):

1. Eastern Shore Natural Gas Company, Mainline Extension Interconnect Project, ABR-201007001, Salisbury Township, Lancaster County and West Sadsbury Township, Chester County, PA; Consumptive Use of up to 0.300 mgd; Approval Date: July 6, 2010.

### Approvals By Rule Issued Under 18 CFR 806.22(f):

1. Anadarko E&P Company, LP; Pad ID: COP Tract 285 Pad G, ABR-201007002, Grugan Township, Clinton County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 6, 2010, including a partial waiver of 18 CFR 806.15.

2. Ultra Resources, Inc.; Pad ID: Stewart 805, ABR-201007003, Elk Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: July 6, 2010.

3. Talisman Energy USA, Inc.; Pad ID: Shedden 01 075, ABR-201007004, Granville Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 6, 2010.

4. Chesapeake Appalachia, LLC; Pad ID: Redmond, ABR-201007005, Meshoppen Township, Wyoming County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 6, 2010.

5. Ultra Resources, Inc.; Pad ID: Fox 813, ABR-201007006, Gaines Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: July 6, 2010.

6. Carrizo Marcellus, LLC; Pad ID: Solanick 5H, ABR-201007007, Washington Township, Wyoming County, PA; Consumptive Use of up to 1.400 mgd; Approval Date: July 6, 2010.

7. Chief Oil & Gas, LLC; Pad ID: Squier Drilling Pad No. 1, ABR-201007008, Springville Township, Susquehanna County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: July 7, 2010.

8. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Synnestvedt 878, ABR-201007009, Osceola Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 7, 2010.

9. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Matz 824, ABR-201007010, Chatham Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 7, 2010.

10. Talisman Energy USA, Inc.; Pad ID: Noble 03 029, ABR-201007011, Wells Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 7, 2010.

11. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Cochran 705, ABR-201007012, Union Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 7, 2010.

12. Southwestern Energy Production Company, Pad ID: Greenzweig 1, ABR-20090437.1, Herrick Township, Bradford County, PA; Consumptive Use of up to 4.999 mgd; Approval Date: July 7, 2010.

13. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Frost 573, ABR-201007013, Covington Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 8, 2010.

14. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Wood 513R, ABR-201007014, Rutland Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 8, 2010.

15. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Murdock 862, ABR-201007015, Deerfield Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 8, 2010.

16. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Taylor 718, ABR-201007016, Liberty Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 8, 2010.

17. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Wesneski 724, ABR-201007017, Union Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 8, 2010.

18. Chesapeake Appalachia, LLC; Pad ID: McCarty, ABR-201007018, Fox Township, Sullivan County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 9, 2010.

19. Chesapeake Appalachia, LLC; Pad ID: Moose, ABR-201007019, Wysox Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 9, 2010.

20. Talisman Energy USA, Inc.; Pad ID: Nolt 01 082, ABR-201007020, Granville Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 9, 2010.
21. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Sorensen 876, ABR-201007021, Osceola Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 9, 2010.
22. Chesapeake Appalachia, LLC; Pad ID: Forbes NEW, ABR-201007022, Asylum Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 9, 2010.
23. Chesapeake Appalachia, LLC; Pad ID: Insinger, ABR-201007023, Forks Township, Sullivan County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 9, 2010.
24. Chesapeake Appalachia, LLC; Pad ID: Coveytown, ABR-201007024, Cherry Township, Sullivan County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 9, 2010.
25. Chesapeake Appalachia, LLC; Pad ID: Tiffany, ABR-201007025, Windham Township, Wyoming County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 9, 2010.
26. Hess Corporation, Pad ID: Miller, ABR-201007026, Scott Township, Wayne County, PA; Consumptive Use of up to 5.000 mgd; Approval Date: July 12, 2010.
27. Hess Corporation, Pad ID: Steinberg, ABR-201007027, Preston Township, Wayne County, PA; Consumptive Use of up to 5.000 mgd; Approval Date: July 12, 2010.
28. Chesapeake Appalachia, LLC; Pad ID: Jacobs, ABR-201007028, Rome Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 13, 2010.
29. Chesapeake Appalachia, LLC; Pad ID: Katzenstein NEW, ABR-201007029, Wysox Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 13, 2010.
30. Chesapeake Appalachia, LLC; Pad ID: Simpson, ABR-201007030, West Burlington Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 13, 2010.
31. Range Resources—Appalachia, LLC; Pad ID: Lone Walnut H.C. Unit No. 3H Drilling Pad, ABR-201007031, Cummings Township, Lycoming County, PA; Consumptive Use of up to 5.000 mgd; Approval Date: July 13, 2010.
32. Chief Oil & Gas, LLC; Pad ID: Kobbe Drilling Pad No. 1, ABR-201007032, Elkland Township, Sullivan County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: July 14, 2010.
33. Talisman Energy USA, Inc.; Pad ID: Yurkanin 03 014, ABR-201007033, Columbia Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 14, 2010.
34. Chesapeake Appalachia, LLC; Pad ID: Milochik, ABR-201007034, Auburn Township, Susquehanna County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 15, 2010.
35. Chesapeake Appalachia, LLC; Pad ID: Strope, ABR-201007035, Ulster Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 15, 2010.
36. Chesapeake Appalachia, LLC; Pad ID: Robinson NEW, ABR-201007036, Orwell Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 15, 2010.
37. Chesapeake Appalachia, LLC; Pad ID: Breezy, ABR-201007037, Troy Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 15, 2010.
38. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Westerbaan 723, ABR-201007038, Union Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 14, 2010.
39. Ultra Resources, Inc.; Pad ID: State 819 (rev); ABR-201007039, Gaines Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: July 15, 2010, including a partial waiver of 18 CFR 806.15.
40. Ultra Resources, Inc.; Pad ID: State 822; ABR-201007040, Gaines Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: July 15, 2010, including a partial waiver of 18 CFR 806.15.
41. Ultra Resources, Inc.; Pad ID: State 824; ABR-201007041, Gaines Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: July 15, 2010, including a partial waiver of 18 CFR 806.15.
42. Ultra Resources, Inc.; Pad ID: State 825; ABR-201007042, Gaines Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: July 15, 2010, including a partial waiver of 18 CFR 806.15.
43. Ultra Resources, Inc.; Pad ID: State 826; ABR-201007043, Shippen Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: July 15, 2010, including a partial waiver of 18 CFR 806.15.
44. Gastem, Inc./Gastem-USA, Inc.; Pad ID: Sheckells 1, ABR-201007044, Cherry Valley Town, Otsego County, NY; Consumptive Use of up to 0.080 mgd; Approval Date: July 15, 2010.
45. Chief Oil & Gas, LLC; Pad ID: Lightner Drilling Pad No. 1, ABR-201007045, Juniata Township, Blair County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: July 15, 2010.
46. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Maneval 296, ABR-201007046, Delmar Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 15, 2010.
47. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Taft 851, ABR-201007047, Middlebury Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 15, 2010.
48. Chesapeake Appalachia, LLC; Pad ID: Barnes, ABR-201007048, Smithfield Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 15, 2010.
49. Anadarko E&P Company, LP; Pad ID: Robert C. Ulmer Pad A, ABR-201007049, Watson Township, Lycoming County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 16, 2010.



50. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Thomas 503, ABR-201007050, Sullivan and Rutland Townships, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 16, 2010.

51. Energy Corporation of American, Pad ID: Coldstream Affiliates No. 1MH, ABR 201007051, Goshen Township, Clearfield County, PA; Consumptive Use of up to 1.980 mgd; Approval Date: July 16, 2010.

52. Anadarko E&P Company, LP; Pad ID: COP Tract 356 Pad D, ABR-201007052, Cummings Township, Lycoming County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 16, 2010, including a partial waiver of 18 CFR 806.15.

53. Anadarko E&P Company, LP; Pad ID: COP Tract 343 Pad B, ABR-201007053, Beech Creek Township, Clinton County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 19, 2010, including a partial waiver of 18 CFR 806.15.

54. Talisman Energy USA, Inc.; Pad ID: McMurray 01 031, ABR-201007054, Canton Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 19, 2010.

55. Hess Corporation, Pad ID: Medved, ABR-201007055, Preston Township, Wayne County, PA; Consumptive Use of up to 5.000 mgd; Approval Date: July 19, 2010.

56. Hess Corporation, Pad ID: Galiardo, ABR-201007056, Starrucca Borough, Wayne County, PA; Consumptive Use of up to 5.000 mgd; Approval Date: July 19, 2010.

57. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Reese 289, ABR-201007057, Charleston Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 19, 2010.

58. Chief Oil & Gas, LLC; Pad ID: M & L Beinlich South Drilling Pad No. 1, ABR-201007058, Elkland Township, Sullivan County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: July 19, 2010.

59. Chief Oil & Gas, LLC; Pad ID: M & L Beinlich North Drilling Pad No. 1, ABR-201007059, Overton Township, Bradford County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: July 19, 2010.

60. Southwestern Energy Production Company, Pad ID: Ball, ABR-201007060, Stevens Township, Bradford County, PA; Consumptive Use of up to 4.999 mgd; Approval Date: July 19, 2010.

61. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Sawyer 376, ABR-201007061, Union Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 19, 2010.

62. Anadarko E&P Company, LP; Pad ID: COP Tract 285 Pad C, ABR-201007062, Grugan Township, Clinton County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 19, 2010, including a partial waiver of 18 CFR 806.15.

63. Chesapeake Appalachia, LLC; Pad ID: Dewees, ABR-201007063, Rome Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 20, 2010.

64. Carrizo Marcellus, LLC; Pad ID: Shaskas, ABR-201007064, Jessup Township, Susquehanna County, PA; Consumptive Use of up to 1.400 mgd; Approval Date: July 20, 2010.

65. Chesapeake Appalachia, LLC; Pad ID: Pieszala, ABR-201007065, Windham Township, Wyoming County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 20, 2010.

66. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Harsell 883, ABR-201007066, Nelson Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 20, 2010.

67. Chief Oil & Gas, LLC; Pad ID: Davis Drilling Pad No. 1, ABR-201007067, West St. Clair Township, Bedford County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: July 21, 2010.

68. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Baldwin 881, ABR-201007068, Farmington Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 21, 2010.

69. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Wood 874, ABR-201007069, Deerfield Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 21, 2010.

70. Anadarko E&P Company, LP; Pad ID: Jason M. Phillips Pad A, ABR-201007070, Cogan House Township, Lycoming County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 21, 2010.

71. Anadarko E&P Company, LP; Pad ID: Ann M. Mercier Pad A, ABR-201007071, Cogan House Township, Lycoming County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 21, 2010.

72. Anadarko E&P Company, LP; Pad ID: COP Tract 357 Pad B, ABR-201007072, Cummings Township, Lycoming County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 21, 2010, including a partial waiver of 18 CFR 806.15.

73. Anadarko E&P Company, LP; Pad ID: COP Tract 356 Pad A, ABR-201007073, Cummings Township, Lycoming County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 21, 2010, including a partial waiver of 18 CFR 806.15.

74. Anadarko E&P Company, LP; Pad ID: COP Tract 285 Pad E, ABR-201007074, Grugan Township, Clinton County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 21, 2010, including a partial waiver of 18 CFR 806.15.

75. Anadarko E&P Company, LP; Pad ID: COP Tract 357 Pad A, ABR-201007075, Cummings Township, Lycoming County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 21, 2010, including a partial waiver of 18 CFR 806.15.

76. Anadarko E&P Company, LP; Pad ID: Clearview HC Pad A, ABR-201007076, Gamble Township, Lycoming County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 22, 2010.

77. Chesapeake Appalachia, LLC; Pad ID: Schlick NEW, ABR-201007077, Rush Township, Susquehanna County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 22, 2010.

78. Chesapeake Appalachia, LLC; Pad ID: Delima, ABR-201007078, Albany Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 22, 2010.

79. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Smith 140, ABR-201007079, Charleston Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 22, 2010.

80. Talisman Energy USA, Inc.; Pad ID: 05 080 Young, ABR-201007080, Warren Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 22, 2010.

81. Williams Production Appalachia, LLC; Pad ID: M. Martin 1V, ABR-201007081, Sugarloaf Township, Columbia County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 22, 2010.

82. Talisman Energy USA, Inc.; Pad ID: Thorpe 03 049, ABR-201007082, Wells Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 23, 2010.

83. Talisman Energy USA, Inc.; Pad ID: Szumski 03 022, ABR-201007083, Columbia Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 26, 2010.

84. Talisman Energy USA, Inc.; Pad ID: Watson 03 051, ABR-201007084, Columbia Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 26, 2010.

85. Williams Production Appalachia, LLC; Pad ID: Alder Run Land LP No. 5H, ABR-201007085, Cooper Township, Clearfield County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: July 26, 2010.

86. Talisman Energy USA, Inc.; Pad ID: 05 006 Ugliuzza L, ABR-201007086, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 26, 2010.

87. Norse Energy Corporation USA, Pad ID: Thornhill No. 1, ABR-201007087, Colesville Town, Broome County, NY; Consumptive Use of up to 0.150 mgd; Approval Date: July 26, 2010.

88. Talisman Energy USA, Inc.; Pad ID: Cummings 01 081, ABR-201007088, Troy Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 26, 2010.

89. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Cleveland 616, ABR-201007089, Delmar Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 27, 2010.

90. Talisman Energy USA, Inc.; Pad ID: 05 047 Kipp, ABR-201007090, Warren Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 26, 2010.

91. Talisman Energy USA, Inc.; Pad ID: Kirkowski 01 066, ABR-201007091, Canton Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 27, 2010.

92. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Hedrick 702, ABR-201007092, Union Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 27, 2010.

93. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Gee 848V, ABR-201007093, Middlebury Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 27, 2010.

94. Talisman Energy USA, Inc.; Pad ID: Feusner 03 044, ABR-201007094, Columbia Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 27, 2010.

95. Talisman Energy USA, Inc.; Pad ID: Feusner 03 045, ABR-201007095, Columbia Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 27, 2010.

96. Talisman Energy USA, Inc.; Pad ID: Walters 05 001, ABR-201007096, Herrick Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 27, 2010.

97. Anadarko E&P Company, LP; Pad ID: COP Tract 231 Pad E, ABR-201007097, Boggs Township, Centre County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 27, 2010, including a partial waiver of 18 CFR 806.15.

98. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Wolfe 1114, ABR-201007098, Nelson Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 27, 2010.

99. Talisman Energy USA, Inc.; Pad ID: 05 004 Cooley P, ABR-201007099, Orwell Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 27, 2010.

100. Chesapeake Appalachia, LLC; Pad ID: Lopatofsky NEW, ABR-201007100, Washington Township, Wyoming County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 27, 2010.

101. Chesapeake Appalachia, LLC; Pad ID: Rowe, ABR-201007101, Rome Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 27, 2010.

102. Chesapeake Appalachia, LLC; Pad ID: Scheffler, ABR-201007102, Standing Stone Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 27, 2010.

103. Chesapeake Appalachia, LLC; Pad ID: Bluegrass, ABR-201007103, Rush Township, Susquehanna County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 27, 2010.

104. Chesapeake Appalachia, LLC; Pad ID: Wilmot, ABR-201007104, Rome Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 27, 2010.

105. Chesapeake Appalachia, LLC; Pad ID: Champluvier, ABR-201007105, Tuscarora Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 27, 2010.

106. Chesapeake Appalachia, LLC; Pad ID: Van DeMark, ABR-201007106, Windham Township, Wyoming County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 27, 2010.

107. Norse Energy Corporation USA, Pad ID: Knapp, J. No. 1, ABR-201007107, Colesville Town, Broome County, NY; Consumptive Use of up to 0.150 mgd; Approval Date: July 27, 2010.

108. Norse Energy Corporation USA, Pad ID: Klecha, M. No. 1, ABR-201007108, Coventry Township, Chenango County, NY; Consumptive Use of up to 0.150 mgd; Approval Date: July 27, 2010.

109. Norse Energy Corporation USA, Pad ID: Norse East No. 1, ABR-201007109, Afton Township, Chenango County, NY; Consumptive Use of up to 0.150 mgd; Approval Date: July 27, 2010.

110. Norse Energy Corporation USA, Pad ID: Norse West No. 1, ABR-201007110, Afton Township, Chenango County, NY; Consumptive Use of up to 0.150 mgd; Approval Date: July 27, 2010.

111. Norse Energy Corporation USA, Pad ID: Anderson, C. No. 1, ABR-201007111, Coventry Township, Chenango County, NY; Consumptive Use of up to 0.150 mgd; Approval Date: July 27, 2010.

112. Norse Energy Corporation USA, Pad ID: Norse No. 3, ABR-201007112, Colesville Town, Broome County, NY; Consumptive Use of up to 0.150 mgd; Approval Date: July 28, 2010.

113. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Sticklin 610, ABR-201007113, Delmar Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 28, 2010.

114. Anadarko E&P Company, LP; Pad ID: COP Tract 356 Pad I, ABR-201007114, Cummings Township, Lycoming County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 28, 2010, including a partial waiver of 18 CFR 806.15.

115. Seneca Resources Corporation, Pad ID: Lehmann Pad K, ABR-201007115, Covington Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 28, 2010.

116. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Wood 499, ABR-201007116, Sullivan Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 28, 2010.

117. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Hamblin 860, ABR-201007117, Middlebury Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 28, 2010.

118. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Foti 721, ABR-201007118, McNett Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 28, 2010.

119. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Clegg 722, ABR-201007119, McNett Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 28, 2010.

120. Cabot Oil & Gas Corporation, Pad ID: DavisG P1, ABR-201007120, Gibson Township, Susquehanna County, PA; Consumptive Use of up to 3.575 mgd; Approval Date: July 28, 2010.

121. Cabot Oil & Gas Corporation, Pad ID: AdamsJ P1, ABR-201007121, Harford Township, Susquehanna County, PA; Consumptive Use of up to 3.575 mgd; Approval Date: July 28, 2010.

122. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Seeley 524, ABR-201007122, Rutland Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 28, 2010.

123. Chesapeake Appalachia, LLC; Pad ID: Covington, ABR-201007123, Sheshequin Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 28, 2010.

124. Anadarko E&P Company, LP; Pad ID: COP Tract 356 Pad F, ABR-201007124, Cummings Township, Lycoming County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: July 29, 2010, including a partial waiver of 18 CFR 806.15.

125. Chesapeake Appalachia, LLC; Pad ID: EDF NEW, ABR-201007125, Mehoopany Township, Wyoming County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 29, 2010.

126. Chesapeake Appalachia, LLC; Pad ID: Petty, ABR-201007126, Leroy Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 29, 2010.

127. Chesapeake Appalachia, LLC; Pad ID: Faith New, ABR-201007127, Sheshequin Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: July 29, 2010.

128. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Dewey Hollow Rod & Gun Club 601, ABR-201007128, Sullivan Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 29, 2010.

129. East Resources Management, LLC (Formerly East Resources, Inc.); Pad ID: Swingle 725, ABR-201007129, Canton Township, Bradford County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: July 29, 2010.

130. Talisman Energy USA, Inc.; Pad ID: 05 002 Warner W, ABR-201007130, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: July 29, 2010.

131. Norse Energy Corporation USA, Pad ID: Stone No. 1, ABR-201007131, Afton Township, Chenango County, NY; Consumptive Use of up to 0.150 mgd; Approval Date: July 30, 2010.

*Authority:* Pub. L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

Dated: August 13, 2010.

PAUL O. SWARTZ,  
*Executive Director*

[Pa.B. Doc. No. 10-1621. Filed for public inspection August 27, 2010, 9:00 a.m.]

### Public Hearing and Meeting

The Susquehanna River Basin Commission (Commission) will hold a public hearing as part of its regular business meeting on September 16, 2010, at 8:30 a.m., at the Radisson Hotel Corning, 125 Denison Parkway East, Corning, NY 14830. At the public hearing, the Commission will consider: 1) action on certain water resources projects; 2) compliance matters involving three projects; 3) action on a project involving a diversion; and 4) the rescission of two docket approvals. Details concerning the matters to be addressed at the public hearing and business meeting are contained in the Supplementary Information section of this notice.



For further information, contact Richard A. Cairo, General Counsel, (717) 238-0423, Ext. 306, fax (717) 238-2436, rcairo@srbc.net; or Stephanie L. Richardson, Secretary to the Commission, (717) 238-0423, Ext. 304, fax (717) 238-2436, sr Richardson@srbc.net.

#### *Supplementary Information*

In addition to the public hearing and its related action items identified as follows, the business meeting also includes actions or presentations on the following items: 1) update on the Commission's Remote Water Quality Monitoring Network; 2) hydrologic conditions in the basin; 3) final rulemaking covering 18 CFR Parts 806 and 808; 4) ratification/approval of grants/contracts; and 5) revision of the Fiscal Year 2012 budget resolution. The Commission will also hear Legal Counsel's report.

#### *Public Hearing—Compliance Matters*

1. Project Sponsor: Talisman Energy USA, Inc. Pad ID: Castle 01 047 (ABR-20100128), Armenia Township; Harvest Holdings 01 036 (ABR-20100225), Canton Township; and Putnam 01 076 (ABR-20100233), Armenia Township; Bradford County, PA.

2. Project Sponsor: Cabot Oil & Gas Corporation. Withdrawal ID: Susquehanna River-3 (Docket No. 20080905), Great Bend Borough, Susquehanna County, PA.

3. Project Sponsor: Seneca Resources Corporation. Pad ID: M. Pino H (ABR-20090933), Department of Conservation and Natural Resources 100 1V (ABR-20090436), Wilcox F (ABR-20090505), T. Wivell (ABR-20090814), Wivell I (ABR-20100607), Department of Conservation and Natural Resources 595 E (ABR-20100307), Department of Conservation and Natural Resources 595 D (ABR-20090827); Withdrawal ID: Arnot 5—Signor (Docket No. 20090908).

#### *Public Hearing—Projects Scheduled for Action*

1. Project Sponsor and Facility: Anadarko E&P Company, LP (Beech Creek), Snow Shoe Township, Centre County, PA. Application for surface water withdrawal of up to 0.249 mgd.

2. Project Sponsor and Facility: Anadarko E&P Company, LP (Pine Creek—2), McHenry Township, Lycoming County, PA. Application for surface water withdrawal of up to 0.499 mgd.

3. Project Sponsor and Facility: Anadarko E&P Company, LP (Wolf Run), Snow Shoe Township, Centre County, PA. Application for surface water withdrawal of up to 0.499 mgd.

4. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Monroe Manor Water System, Monroe Township, Snyder County, PA. Application for groundwater withdrawal of up to 0.180 mgd from Well 4.

5. Project Sponsor and Facility: Buck Ridge Stone, LLC (Salt Lick Creek), New Milford Township, Susquehanna County, PA. Application for surface water withdrawal of up to 0.083 mgd.

6. Project Sponsor and Facility: Chesapeake Appalachia, LLC (Susquehanna River), Mehoopany Township, Wyoming County, PA. Modification to project features of the withdrawal approval (Docket No. 20080923).

7. Project Sponsor and Facility: Chief Oil & Gas, LLC (Martins Creek), Hop Bottom Borough, Susquehanna County, PA. Application for surface water withdrawal of up to 0.360 mgd.

8. Project Sponsor and Facility: Citrus Energy (Susquehanna River), Washington Township, Wyoming County, PA. Application for surface water withdrawal of up to 1.495 mgd.

9. Project Sponsor and Facility: Geary Enterprises (Buttermilk Creek), Falls Township, Wyoming County, PA. Application for surface water withdrawal of up to 0.099 mgd.

10. Project Sponsor and Facility: Mansfield Borough Municipal Authority, Richmond Township, Tioga County, PA. Application for groundwater withdrawal of up to 0.079 mgd from Well 3.

11. Project Sponsor: New Morgan Landfill Company, Inc. Project Facility: Conestoga Landfill, Bethel Township, Berks County, PA. Application for groundwater withdrawal of up to 0.003 mgd from the Shop Well.

12. Project Sponsor: New Morgan Landfill Company, Inc. Project Facility: Conestoga Landfill (Quarry Pond), Bethel Township, Berks County, PA. Application for surface water withdrawal of up to 0.250 mgd.

13. Project Sponsor and Facility: Novus Operating, LLC (Cowanessque River), Westfield Township, Tioga County, PA. Application for surface water withdrawal of up to 0.750 mgd.

14. Project Sponsor and Facility: Novus Operating, LLC (Tioga River), Covington Township, Tioga County, PA. Application for surface water withdrawal of up to 1.750 mgd.

15. Project Sponsor and Facility: Smith Transport Warehouse (Bald Eagle Creek), Snyder Township, Blair County, PA. Application for surface water withdrawal of up to 0.160 mgd.

16. Project Sponsor and Facility: Sugar Hollow Trout Park and Hatchery, Eaton Township, Wyoming County, PA. Application for groundwater withdrawal of up to 0.864 mgd combined total from Wells 1, 2 and 3 (Hatchery Well Field).

17. Project Sponsor and Facility: Talisman Energy USA, Inc. (Seeley Creek), Wells Township, Bradford County, PA. Application for surface water withdrawal of up to 0.750 mgd.

18. Project Sponsor and Facility: Talisman Energy USA, Inc. (Wyalusing Creek), Stevens Township, Bradford County, PA. Application for surface water withdrawal of up to 2.000 mgd.

19. Project Sponsor and Facility: Walker Township Water Association, Walker Township, Centre County, PA. Modification to increase the total groundwater system withdrawal limit (30-day average) from 0.523 mgd to 0.962 mgd (Docket No. 20070905).

20. Project Sponsor and Facility: Williams Production Appalachia, LLC (Snake Creek), Liberty Township, Susquehanna County, PA. Modification to project features of the withdrawal approval (Docket No. 20090302).

#### *Public Hearing—Project Scheduled for Action Involving a Diversion*

1. Project Sponsor: Gettysburg Municipal Authority. Project Facility: Hunterstown Wastewater Treatment Plant, Abbottstown Borough, Adams County, PA. Application for an existing into-basin diversion of up to 0.123 mgd from the Potomac River Basin.

*Public Hearing—Projects Scheduled for Rescission Action*

1. Project Sponsor: McNeil PPC. Project Facility: Johnson & Johnson (Docket No. 20050906), Lititz Borough, Lancaster County, PA.

2. Project Sponsor: Northampton Fuel Supply Company, Inc. Project Facility: Loomis Bank Operation (Docket No. 20040904), Hanover Township, Luzerne County, PA.

*Opportunity to Appear and Comment*

Interested parties may appear at the previously listed hearing to offer written or oral comments to the Commission on any matter on the hearing agenda, or at the business meeting to offer written or oral comments on other matters scheduled for consideration at the business meeting. The chair of the Commission reserves the right to limit oral statements in the interest of time and to

otherwise control the course of the hearing and business meeting. Written comments may also be mailed to the Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391; or submitted electronically to Richard A. Cairo, General Counsel, [rcairo@srbc.net](mailto:rcairo@srbc.net); or Stephanie L. Richardson, Secretary to the Commission, [srichardson@srbc.net](mailto:srichardson@srbc.net). Comments mailed or electronically submitted must be received prior to September 10, 2010, to be considered.

*Authority:* Pub. L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

Dated: August 17, 2010.

PAUL O. SWARTZ,  
*Executive Director*

[Pa.B. Doc. No. 10-1622. Filed for public inspection August 27, 2010, 9:00 a.m.]





